



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

May 7, 2010

Robin Kaler
Freedom of Information Officer
University of Illinois at Urbana-Champaign
507 E. Green, Suite 313
Champaign, IL 61820

RE: Pre-Authorization Request — 2010 PAC 7186

Dear Robin Kaler:

We have received and reviewed the written notice from the University of Illinois (University) of its intent to deny disclosure of certain information as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act, (FOIA). 5 ILCS 140/1 *et seq.*, as amended.

██████████ submitted a FOIA request dated April 23, 2010, seeking a police report regarding an incident occurring on October 19, 2009. In its written notice, the University asserted that medical information is exempt from disclosure under Section 7(1)(c) of FOIA.

Determination

Section 7(1)(c) of FOIA exempts from inspection and copying “[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, unless disclosure is consented to in writing by the individual subjects of the information.” 5 ILCS 140/7(1)(c). The exemption defines “[u]nwarranted invasion of personal privacy” as “the disclosure of information that is highly personal or objectionable to a reasonable person and in which the subject’s right to privacy outweighs any legitimate public interest in obtaining the information.” *Id.*

The University’s use of the exemption in Section 7(1)(c) with regard to medical information is approved. We have determined that the disclosure of medical information would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c). 5 ILCS 140/7(1)(c). This type of information is highly personal by its very nature and the subject’s right to privacy

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outweighs any legitimate public interest in disclosing this information. As such, the University should issue a partial denial letter directly to [REDACTED] and release the records to him with the appropriate information redacted.

If you have any questions, please feel free to contact me at (312) 814-5206. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By:

Amalia Rioja
Amalia Rioja *WR*
Chief Deputy Public Access Counselor

cc:

