



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

March 11, 2011

Tpr. Kerry Sutton
Freedom of Information Officer
Illinois State Police
Kerry_Sutton@isp.state.il.us

RE: Pre-Authorization Request - 2011 PAC 12696

Dear Tpr. Sutton:

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

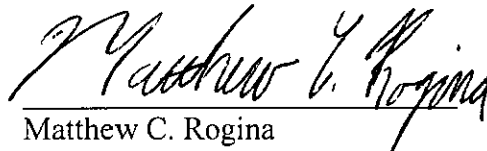
On February 18, 2011, Chazz Collins submitted a FOIA request seeking a copy of forensic report number 08 MC 6016835. In its written notice, ISP asserted that the victim's name in this report is exempt from disclosure under Section 7(1)(c) of FOIA (5 ILCS 140/7(1)(c)) which exempts from inspection and 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." 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."

Determination

ISP's use of the exemption in Section 7(1)(c) with regard to the victim's name is approved. This type of information is highly personal by its very nature and the subject's right to privacy outweighs any legitimate public interest in disclosing this information. As such, ISP may issue a partial denial letter directly to the requestor.

If you have any questions, please feel free to contact me at (312) 814-5383. This correspondence shall serve to close this matter.

Sincerely,



Matthew C. Rogina
Assistant Public Access Counselor

cc: Mr. Chazz Collins
20070066466
P.O. Box 089002
Chicago, IL 60608

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