



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

June 21, 2010

Ms. Laura Godette
Deputy Clerk
Village of Tinley Park
16250 South Oak Park Ave.
Tinley Park, Illinois 60477.

RE: Pre-Authorization Request – 2010 PAC 8026
FOIA Requester: [REDACTED]

Dear Ms. Godette:

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

Section 7(1)(c) 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”. The exemption defines “unwarranted 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.”

The Village’s use of the Section 7(1)(c) exemption with regard to dates of birth is **approved**. The information is highly personal by its very nature, and the subjects’ right to privacy with respect to this information outweighs any legitimate public interest in obtaining it. Thus, the information is exempt from disclosure under Section 7(1)(c) of FOIA, as disclosure would constitute a clearly unwarranted invasion of personal privacy to the subjects of the information.

Please note, we offer no advice or opinion as to the Village’s use of the exemptions found in Section 7(1)(b) of FOIA, which would include private information such as social security numbers as defined by Section 2(c-5). Should you have questions or concerns, please feel free to contact me at (312) 793-0865. This correspondence shall serve to close this matter.

Sincerely,

cc: [REDACTED]

Cara Smith
Public Access Counselor, [REDACTED]

By: Sara Gadola Gallagher
Deputy Public Access Counselor