



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

June 23, 2010

Ms. Kate Rasmussen  
FOIA Officer  
Kendall County Sheriff's Office  
1102 Cornell Lane  
Yorkville, IL 60560

RE: Pre-Authorization Request – 2010 PAC 8047  
FOIA Requester: [REDACTED]

Dear Ms. Rasmussen:

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

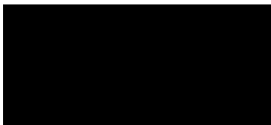
Section 7(1)(c) exempts from inspection and copying "[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy". The exemption defines "unwarranted invasion of personal privacy" as "the disclosure of information 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 Sherriff's Office 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.

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:



Cara Smith  
Public Access Counselor



By: Sara Gaddola Gallagher  
Deputy Public Access Counselor