



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 19, 2010

Synthia Nugent
Freedom of Information Officer
City of Highland Park
1677 Old Deerfield Road
Highland Park, Illinois 60035-3738

Re: Pre-Authorization 2010 PAC 8413

Dear Ms. Nugent:

We have received and reviewed the written notice from the City of Highland Park (City) of its intention to deny 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).

██████████ submitted a FOIA request to the City on July 9, 2010 seeking arrest records regarding Brian Frient. In its written notice, the City asserts that disclosure of a specific statement made by Jennifer Adorjan would be an unwarranted invasion of personal privacy and is thus exempt from disclosure under Section 7(1)(c) of FOIA.

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.*

Determination

The City’s proposed use of the Section 7(1)(c) exemption with regard to the specific statement made by Jennifer Adorjan is approved. We have reviewed the documents provided by the City and have determined that the statement is highly personal in nature and the subject’s right to privacy outweighs any legitimate public interest in disclosing this information.

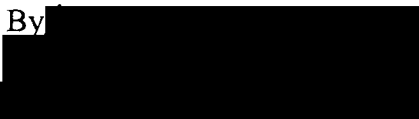
Accordingly, the City may issue a partial denial letter to ██████████ and release the records with the specific statement redacted.

If you have any questions, please feel free to contact me at (312) 814-1003. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By


Jessica O'Leary
Assistant Attorney General

cc:

