



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

July 16, 2010

Janet Binder  
Village of Villa Park  
FOIA Officer  
20 South Ardmore Avenue  
Villa Park, Illinois 60181-2610

RE: Pre-Authorization Request – 2010 PAC 8419  
Requester: [REDACTED]

Dear Ms. Binder:

We have received and reviewed the written notice from the Village of Villa Park (Village) of its intention to deny disclosure of certain information in a police report as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act (FOIA). 5 ILCS 140/7(1)(c). This letter is to advise you that your request is approved.

[REDACTED] submitted a FOIA request dated July 1, 2010, seeking police report 100627011513. In its written notice, the Village asserted that the dates of birth of persons involved and the name of a juvenile involved in a custody dispute are 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.*

**Determinations**

The Village’s use of the exemption in Section 7(1)(c) with regard to dates of birth and the name of a juvenile involved in a custody dispute is approved. We have determined that the disclosure of this information would be highly objectionable to a reasonable person. The subjects’ right to

privacy in these personal details outweighs any legitimate public interest in obtaining this information. Therefore, the disclosure of this information would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(1)(c).

Should you have questions or concerns, please call our office at 1-877-299-FOIA (3642). This letter shall serve to close this matter.

Sincerely,

Cara Smith  
Public Access Counselor

By:

  
Amalia Rioja  
Chief Deputy Public Access Counselor

cc:

