FORM FOR PRE-AUTHORIZATION OF USE OF EXEMPTION 7(1)(c) or 7(1)(f)

***** Note to Public Body:*** Before denying a request, in whole or in part, based on an exemption in Section 7(1)(c) or 7(1)(f) of the Freedom of Information Act, you must provide written notice and a detailed explanation to the Public Access Counselor and the requester of the intent to deny the request on this basis. 5 ILCS 140/9.5(b). Completing and submitting this form to the **Public Access Counselor (500 South Second St., Springfield, IL 62706**) and to the requester will constitute written notice of the public body's intent to deny the requester's FOIA request in whole or in part based upon the exemption in Section 7(1)(c) or 7(1)(f) of the Freedom of Information Act.

Name of Public Body: _____

Contact information for FOIA Officer: _____

_____

Signature of FOIA Officer: _____ Date: _____

Exemption claimed by public body (*check which applies*):

[ ] The requested records contain personal information and the disclosure of this information would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(1)(c).

[ ] The requested records are preliminary drafts, notes, recommendations, memoranda or other records in which opinions are expressed, or policies or actions are formulated. 5 ILCS 140/7(1)(f).

Proposed response to the requester's FOIA request by the public body *(attach additional pages, if necessary)*:

Detailed summary of the basis for asserting the exemption *(attach additional pages, if necessary)*:

*****ATTACH A COPY OF THE FOIA REQUEST*****

The Public Access Counselor will not accept this Notice of Pre-Authorization without attachment of a copy of the FOIA request in question.

For PAC Office Use Only.

PAC File No. 2010 PAC 8800

TO PUBLIC BODY: Town of Normal

Y **7(1)(c) Exemption Use Approved to Redact Date(s) of Birth**

____ **Exemption Use Denied**

Name: Sara Gallagher **Signature:** [redacted] **Date:** 8/10/10

Town of

Normal

July 29, 2010

Office of the Attorney General
Public Access Bureau
500 S. 2nd Street
Springfield, IL 62706

RE: Notice of Intent to Deny

Dear Public Access Counselor:

Enclosed please find the following in connection with a Freedom of Information Act request received in this office on July 29, 2010, from S. B. Baker concerning Shellie Kelly:

1. The Notice of Intent to Deny;
2. A copy of the FOIA request; and
3. A copy of the report, redacted as per the Town's interpretation of the new Act and as per your instructions mailed June 25, 2010.

This is being sent to you as per 5ILCS 140/9.5(b). Please respond in writing if this report has been redacted in compliance with the new Act.

Sincerely,

[redacted]

Wendellyn J. Briggs
City Clerk/Freedom of Information Officer

Enclosures

RECEIVED
ATTORNEY GENERAL
AUG - 2 2010
FOIA/OMA #8806

Town of

Normal

NOTICE OF DENIAL

Your request for copies of public records received: 7-29-10, will be partially denied 7-29-10, as per 5 ILCS 140/7(1)(b) – "Private Information," including such items as social security numbers, driver's license numbers, home or personal telephone numbers, home addresses, and personal license plates, is exempt from disclosure and based on the following statutory exemption(s):

> *Personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, unless the disclosure is consented to in writing by the individual subjects of the information. 5 ILCS 140/7(1)(c)*

Please see attached memo.

[redacted]

Town Clerk

by [redacted]

Deputy Clerk

Pursuant to 5 ILCS 140/9.5 (b), this Notice of Denial has been sent to:

Office of the Attorney General
Public Access Bureau
500 S. 2nd Street
Springfield, Illinois 62706

(217) 558-0486

publicaccess@atg.state.il.us

Redacted pursuant to 5 ILCS 140/7(1)(c) as an **unwarranted invasion of personal privacy.**

"(U)nwarranted invasion of personal privacy" means 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 disclosure of information that bears on the public duties of public employees and officials shall not be considered an invasion of personal privacy." 5 ILCS 140/7(1)(c). There is no issue involving public duties of public officials in this request.

Redacted pursuant to Section 5 ILCS 140/7(1)(c) as an unwarranted invasion of personal privacy are all matters reflecting on the dates of births of all ~~arrestees, participants, victims~~ and witnesses/passengers

S. B. BAKER AND ASSOCIATES, INC.

77 WEST WASHINGTON STREET
CHICAGO, ILLINOIS 60602

PHONE: (312) 372-5977
(312) 372-5978 — FAX: (312) 372-9192

due 8/5/10

Normal Police Department
100 E Phoenix
Normal IL 61761

7-26-10

TO WHOM IT MAY CONCERN:

We are investigating a(n) traffic accident

on behalf of Allstate

and would appreciate receiving your report relative to this occurence, which we understand was handled by your department:

DATE: 7-14-10

TIME: U1000070600

LOCATION: Main St

A10-749

PARTIES: [redacted]

We enclose a self-addressed envelope for your convenience, if, by chance, your department did not handle this incident would you please indicate below which department would have handled this incident.

S. B. BAKER & ASSOCIATES, INC.

INCIDENT HANDLED BY: _____

PLEASE RETURN THIS FORM WITH THE REPORT

JUL 29 2010

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