



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

**Lisa Madigan**  
ATTORNEY GENERAL

September 2, 2010

Mr. Thomas Reuter  
Freedom of Information Officer  
Illinois Environmental Protection Agency  
1021 North Grand Avenue East  
Springfield, IL 62974-9276

Dear Mr. Reuter:

RE: FOIA Pre-Approval Request – 2010 PAC 9264

We have received and reviewed the written notice from the Illinois Environmental Protection Agency (IEPA) of its intention to deny disclosure of some of the records requested by CH2M Hill Inc. pursuant to Section 7(1)(f) of the Freedom of Information Act. CH2M had requested documents related to the former site of the O'Hare Air Reserve station facility. The IEPA asserts that 17 pertinent documents are exempt from disclosure under Section 7(1)(f) of FOIA. Section 7(1)(f) exempts from disclosure "[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies and actions are formulated." 5 ILCS 140/7(1)(f).

As a result of our review, we have determined that it is appropriate to decline to disclose the documents in question under Section 7(1)(f) because they constitute preliminary drafts, notes, recommendation, and/or memoranda in which opinions are expressed or policies or actions are formulated. Therefore, the request to assert the exemption under Section 7(1)(f) for the documents in question is hereby approved and further inquiry into this matter is not warranted.

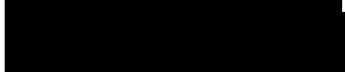
If you have any questions, please feel free to contact me at 312-814-2770. This correspondence

will serve to close the matter.

Sincerely,

Cara Smith  
Public Access Counselor

By:

  
John Schmidt  
Assistant Attorney General

cc: Mr. Jim Mallison  
CH2M Hill Inc.  
8501 W. Higgins Ave.  
Suite 300  
Chicago, Illinois 60631