



**OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS**

Lisa Madigan
ATTORNEY GENERAL

September 1, 2010

Ms. Denise Wills
FOIA Officer
Huntley Police Department
10911 Main Street
Huntley, IL 60142

RE: Pre-Authorization Request – 2010 PAC 9316
FOIA Requester: [REDACTED]

Dear Ms. Wills:

We have received and reviewed the written notice from the Huntley Police Department (Department) of its intention to deny disclosure of dates of birth, names of juveniles, and portions of the police report narrative as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act (FOIA), 5 ILCS 140/1 *et seq.*, as amended.

On August 24, 2010, [REDACTED] requested police report [REDACTED], which originated as a complaint at her home address. In its written response, the Department asserts that release of the juveniles' names, portions of the police report, and dates of birth would constitute an unwarranted invasion of the family's personal privacy under Section 7(1)(c), because [REDACTED] is not the parent of the juveniles named in the report.

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."

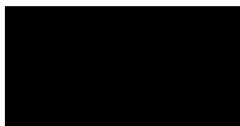
Determinations

The Department's use of the Section 7(1)(c) exemption with regard to dates of birth, the juveniles' names, and the selected portion of the narrative is **approved**. This 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.

As such, the Department should issue a partial denial letter directly to the FOIA requester in accordance with this letter. Should you have questions or concerns, please feel free to contact me at (312) 814-5206. This correspondence shall serve to close this matter.

Sincerely,

cc:



Cara Smith
Public Access Counselor

Amalia Rioja MSR
By: Amalia Rioja
Chief Deputy Public Access Counselor