



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

September 7, 2010

Ms. Kristine Curran
FOIA Officer
Village of Lisle
925 Burlington Avenue
Lisle, Illinois 60532

RE: FOIA Pre-Authorization Request – 2010 PAC 9354

Dear Mr. Curran:

We have received and reviewed the written notice from the Village of Lisle (Village) of its intention to withhold certain information as exempt from disclosure under Section 7(1)(f) of the Freedom of Information Act (FOIA), 5 ILCS 140/1 *et. seq.*, as amended.

Specifically, on August 19, 2010, [REDACTED] submitted a FOIA request to the Village seeking copies of records relating to:

1. Alcatel Lucent,
2. Navistar,
3. DuPage County Forest Preserve District,
4. Duke Realty, Duke Construction, Jones Lang LaSalle, Ernst & Young, UGL Equis,
5. Choose DuPage, and
6. Giant Steps School.

On August 31, 2010, the Village submitted a pre-authorization request with this Office and supplied us with more than 10 documents consisting of e-mails, financial projections, and drafts that relate to a tax increment financing (TIF) district in the Village. The Village asserts that these documents are exempt from disclosure pursuant to Section 7(1)(f), which exempts from inspection and copying "preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body." 5 ILCS 140 7(1)(f).

Determinations

The Village's request for approval of its decision to withhold information pursuant to Section 7(1)(f) is approved. This Office has reviewed the records supplied to us by the Village and we have determined that the draft documents and financial projections are preliminary in nature and that the e-mails and internal memoranda express opinions and recommendations about a possible course of action for the Village with regard to the TIF district.

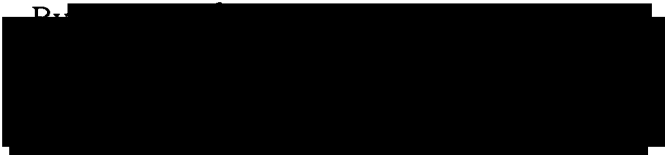
Additionally, there is no evidence that this information has been publicly cited and identified by the head of the public body. 5 ILCS 140/7(1)(f).

Based on this analysis, the Village has met its burden under Section 7(1)(f) and may withhold the documents in question.

If you have any questions or concerns, please contact me at (312) 814-5383. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor


Matthew C. Rogina
Assistant Public Access Counselor

cc: 