



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

September 7, 2010

Ms. Julie Nistler  
Police Records Supervisor/FOIA Officer  
City of Park Ridge  
Police Department  
200 S. Vine Ave  
Park Ridge, IL 60068

RE: Pre-Authorization Request – 2010 PAC 9460

Dear Ms. Nistler:

We have received and reviewed the written notice from the City of Park Ridge (City) of its intention to deny disclosure of certain information 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 26, 2010, [REDACTED] requested a copy of a police report relating to case number 10-16207. In its notice dated September 2, 2010, the City asserted that certain dates of birth contained in that report, those of persons who filed a complaint with the police or who provided information to the police, are exempt from disclosure under Section 7(1)(c) of FOIA.

**Determination**

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.*

The City’s use of the exemption in Section 7(1)(c) with regard to these dates of birth is approved. We have determined that the disclosure of dates of birth would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c). 5 ILCS 140/7(1)(c). This type of information is highly personal, and the subject’s right to privacy outweighs any legitimate public interest in disclosing this information.

As such, the City correctly issued a partial denial letter directly to [REDACTED] and released the report to her with the dates of birth redacted. This letter expresses no opinion as to the information the City asserts is exempt under Section 7(1)(b) and Section 7(1)(d)(iv).

If you have any questions, please feel free to contact Sarah Kaplan at (312) 814-2086. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith  
Public Access Counselor

By:

*Amalia Rioja* by SRK  
Amalia Rioja  
Chief Deputy Public Access Counselor

cc:

