



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

September 13, 2010

Wendellyn J. Briggs
Freedom of Information Officer
Town of Normal
100 East Phoenix
P.O. Box 589
Normal, IL 61761-0589

Re: Pre-authorization request 2010 PAC 9486

Dear Ms. Briggs,

We have received the Town of Normal's notice of intention to redact information in Illinois Traffic Crash Report #10-858. Metropolitan Reporting Bureau requested the report about an August 19, 2010 traffic accident. The Town of Normal asserted that the birth dates of two passengers, [REDACTED] and [REDACTED] are exempt under Section 7(1)(c) of the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.*

Information in public records is exempt if disclosure 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). An "[u]nwarranted invasion of personal privacy" is 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.*

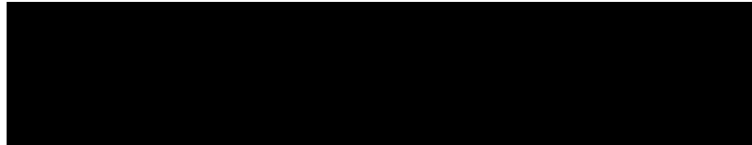
Determination

The Town's request to redact the birth dates of [REDACTED] and [REDACTED] pursuant to Section 7(1)(c) is *approved*. Birth dates are a highly personal form of information, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. A subject's right to privacy outweighs any legitimate public interest in the disclosure of his or her date of birth. Therefore, the Town may directly issue a partial denial letter to Metropolitan Reporting Bureau, and release the report with the birth dates redacted.

This letter shall serve to close this file. If you have any questions, please feel free to contact me at (312) 814-6756 or ssilverman@atg.state.il.us.

Sincerely,

Cara Smith
Public Access Counselor



Steve Silverman
Assistant Public Access Counselor

cc: Metropolitan Reporting Bureau
Wm. Penn Annex, P.O. Box 926
Philadelphia, PA 19105-0926