



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

Lisa Madigan  
ATTORNEY GENERAL

June 17, 2010

Jessica Donato  
FOIA Officer  
9760 Soreng Ave.  
Schiller Park, Illinois 60176

RE: FOIA Pre-Authorization Request - 2010 PAC 7864

Dear Ms. Donato:

We have received and reviewed the Schiller Park School District 81's pre-authorization request and accompanying documents. [REDACTED] submitted a FOIA request to the School District on May 24, 2010. In particular, he requested the following: "All correspondence, emails, agreements, memos, proposals, and stored voice mails related to the leasing of St. Beatrice School as well as the rental of the adjacent parking lot."

The School District provided [REDACTED] with this information in part; it withheld a two-page string of emails. The School District claims that the withheld emails are exempt from public disclosure under section 7(1)(f) of FOIA, 5 ILCS 140/7(1)(f). We have reviewed the information submitted by the School District, and conclude that the documents are exempt from public disclosure under section 7(1)(f).

Section 7(1)(f) 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).

Here, the withheld emails contain opinions and recommendations regarding a proposed lease agreement for the St. Beatrice School. The documents contain recommendations in which opinions of the School District are expressed, and policies are discussed. And finally, the documents have not been public cited or identified by the head of the School District.

Therefore, the School District may assert the exemption under section 7(1)(f) for records in which opinions are expressed or policies or actions are formulated.

If you have any questions concerns, please contact me at (312) 814-5044. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith  
Public Access Counselor

By:



Sumit Bhavsar  
Assistant Attorney General

cc:

