



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

July 22, 2010

Ms. Jackie Sharp, City Clerk
Freedom of Information Officer
City of Mt. Vernon
P.O. Box 1708
Mt. Vernon, IL 62864

Dear Ms. Sharp:

RE: FOIA Pre-Approval Request – No. 2010 PAC 8171

The Office of the Public Access Counselor has received and reviewed the documents provided in response to its July 1, 2010 further inquiry letter. That letter was sent after this office received written notice from the City of Mt. Vernon of its intention to deny [REDACTED] request for documents based on Section 7(1)(c) of the Freedom of Information Act (FOIA). 5 ILCS 140/7(1)(c). [REDACTED] had requested documents relating to any investigations of an individual named [REDACTED] for criminal conduct. The Village sought to deny disclosure of any such document on the basis that disclosure of the information therein would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(c).

As a result of this review, we have determined that it is appropriate to decline to disclose the requested information under subsection 7(1)(c) because this would constitute an unwarranted invasion of [REDACTED]'s personal privacy. The only responsive document involves an alleged incident that did not result in any arrest or prosecution. Under these circumstances, [REDACTED]'s privacy interests would outweigh the public interest in obtaining information about the occurrence mentioned in the police report. Therefore, the request to assert the exemption under subsection 7(1)(c) is hereby approved.


If you have any questions, please feel free to contact me at 312-814-2770. This correspondence

will serve to close the matter.

Sincerely,

Cara Smith
Public Access Counselor

By:


John Schmidt
Assistant Attorney General

cc:

