



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

August 10, 2010

Trooper Kerry Sutton  
FOIA Officer  
Illinois State Police  
801 South Seventh Street, Suite 1000-S  
P.O. Box 19461  
Springfield, Illinois 62794-9461

RE: Pre-Authorization Request – 2010 PAC 8244  
FOIA Requester: [REDACTED]

Dear Trooper Sutton:

We have received and reviewed the written notice from the Illinois State Police (ISP) of its intent to deny disclosure of dates of birth and victim names as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act (FOIA). 5 ILCS 140/7(1)(c).

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.*

**Determination**

ISP's use of the Section 7(1)(c) exemption with regard to dates of birth and victim names is approved. We have determined that disclosure of dates of birth and victim names would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c) of FOIA. This information is highly personal by its very nature, and the subjects' right to privacy with respect to this information outweighs any legitimate public interest in obtaining it.

Should you have questions or concerns, please feel free to contact me at (312) 793-0865. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith  
Public Access Counselor

By: *Sara Gadola Gallagher* *msw*  
Sara Gadola Gallagher  
Deputy Public Access Counselor

cc:

