

OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

September 16, 2010

Lola Dada-Olley
FOIA Officer
Office of the Governor
100 W. Randolph St., Suite 16-100
Chicago, Illinois 60601

RE: FOIA Pre-Authorization Request 2010 PAC 9516

Dear Ms. Dada-Olley:

We have reviewed the Office of the Governor's pre-authorization request and associated documents concerning [REDACTED]'s Freedom of Information Act ("FOIA") request. [REDACTED] has requested "[a]ll correspondence, including email, between the Governor's Office and [REDACTED] for the period of July 1, 2009 through the present regarding the Department of Corrections' MGT PUSH program." The Governor asserts that the information [REDACTED] requests is exempt from disclosure under Section 7(1)(f) of FOIA, 5 ILCS 140/7(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).

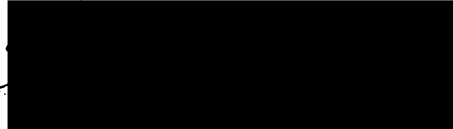
We conclude that the information requested by [REDACTED] is exempt from disclosure under Section 7(1)(f). *Id.* The requested information consists of emails discussing the need to fill a staff position with the Illinois Department of Transportation's Center of Excellence for work on a Department of Corrections' technology project. The emails are in preliminary form and recommend opinions as to the filling of this position. Moreover, the Governor has not publicly cited or identified the emails. Accordingly, the emails are exempt from disclosure under Section 7(1)(f).

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

Sincerely,

Cara Smith
Public Access Counselor

By:



Sunil Bhawe
Assistant Attorney General

cc:



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