



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

March 24, 2011

Ms. Julie Nistler  
Freedom of Information Officer  
Park Ridge Police Department  
200 South Vine Avenue  
Park Ridge, Illinois 60068

RE: Pre-Authorization Request — 2011 PAC 13028

Dear Ms. Nistler:

We have received and reviewed the written notice from the Park Ridge Police Department of its intention to deny disclosure of certain information pursuant to Section 7(1)(c) of the Freedom of Information Act (FOIA), 5 ILCS 140/1 *et seq.*, as amended.

On March 8, 2011, State Farm Fire and Casualty Company submitted a FOIA request seeking a copy of Police Report No. 11-03421. In its written notice, the Department asserted that dates of birth and the name of a suspect who was not arrested are exempt from disclosure under Section 7(1)(c) of FOIA (5 ILCS 140/7(1)(c)) which 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." 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."

**Determination**

The Department's use of the exemption in Section 7(1)(c) with regard to a date of birth and the name of the suspect is approved. This type of information is highly personal by its very nature and the subject's right to privacy outweighs any legitimate public interest in disclosing this information. As such, the Department may issue a partial denial letter directly to State Farm and release the records with the appropriate information redacted if it has not already done so.

Should you have any questions or concerns, please feel free to contact me at (312) 814-5383.  
This correspondence shall serve to close this matter.

Sincerely,



Matthew C. Rogina  
Assistant Public Access Counselor

cc: State Farm Fire and Casualty Insurance  
2702 Ireland Grove Road  
Bloomington, Illinois 61709

*13028 preauth al 71c dob pd*