



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

September 23, 2010

Wendelbyn Briggs
City Clerk/Freedom of Information Officer
Town of Normal
100 East Phoenix Ave
P.O. Box 589
Normal, IL 61761-0589

RE: Pre-Authorization Request – 2010 PAC 9707
Requester: Ben Matthews

Dear Ms. Briggs:

We have received and reviewed the written notice from the Town of Normal (Town) of its intention to deny disclosure of certain information as exempt from disclosure under Section 7(1)(f) of the Freedom of Information Act (FOIA). 5 ILCS 140/1 *et seq.*, as amended. The Town's written notice relates to a request from Ben Matthews for records relating to the purchase of "the Wild Country property." The Town asserts that five of the responsive records are exempt from disclosure under Section 7(1)(f) of FOIA.

Section 7(1)(f) of FOIA exempts from inspection and copying "[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions 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).

Determination

The Town's use of the exemption in Section 7(1)(f) with regard to these five records is approved. These records contain opinions and parts of discussions in which actions were formulated. The Town asserts that none of these records has ever been publicly cited or identified by the Mayor of Normal. Thus, they are exempt from disclosure under Section 7(1)(f).

Should you have any questions or concerns, please feel free to contact Sarah Kaplan at (312) 814-2086. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By:

Amalia Rioja by SRK

Amalia Rioja
Chief Deputy Public Access Counselor

cc: Ben Matthews
IEA Region 14 UniServ Director
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