



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

April 1, 2011

Ms. Ann Kavanaugh
Freedom of Information Act Officer
Village of Schaumburg Police Department
1000 W. Schaumburg Road
Schaumburg, IL 60194

RE: Pre-Authorization Request - 2010 PAC 10168

Dear Ms. Kavanaugh:

We have received and reviewed the written notice from the Schaumburg 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 140/7(1)(c), as amended.

On October 13, 2010 [REDACTED] submitted a FOIA request to the Department seeking copies of six police reports.

In its October 14, 2010 written notice, the Department asserted that four of the six reports 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." Specifically, the Department seeks to withhold Report No. 10-21192, 10-19856, 10-21145 and 10-20419 in their entirety.

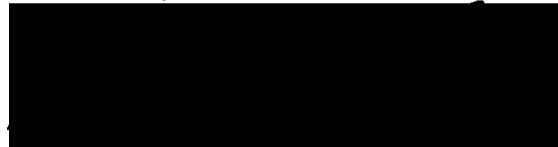
Determination

The Department's request for approval of its decision to withhold the reports pursuant to Section 7(1)(c) is approved.

This Office finds that the reports the Department seeks to withhold are incident reports where no arrests were made and the matters are now closed. As such, this Office finds that disclosure of these reports would be considered highly personal or objectionable to the reasonable person.

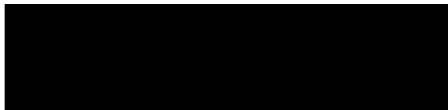
Accordingly, the Department has met its initial burden with regard to the reports that it seeks to withhold pursuant to Section 7(1)(c). Should you have any questions or concerns, please feel free to contact me at (312) 814-5383. This correspondence shall serve to close this matter.

Sincerely,



Matthew C. Rogina
Assistant Public Access Counselor

cc:



10168 preauth at 71c dob pd