



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

April 13, 2011

Ann Kavanaugh
Records Supervisor
Schaumburg Police Department
1000 W. Schaumburg Road
Schaumburg, Illinois 60194-4198

RE: Pre-Authorization Request — 2011 PAC 13375

Dear Ms. Kavanaugh:

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

██████████ submitted a FOIA request dated April 2, 2011, seeking a copy of a police report related to a particular address. In its written notice, the Village asserted that this report is exempt from disclosure in its entirety under Section 7(1)(c) (5 ILCS 140/7(1)(c)).

Determination

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 the disclosure is consented to in writing by the individual subjects of the information." *Id.* 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.*

The Village's use of the exemption in Section 7(1)(c) to withhold the report in its entirety is approved. This report pertains entirely to highly personal information. No criminal offense was alleged and no arrests were made in connection with the information in this report. The subjects' right to privacy outweighs any legitimate public interest in obtaining this information. Therefore, the Village has sustained its initial burden of demonstrating that this report is exempt under Section 7(1)(c).

Village of Schaumburg
April 13, 2011
Page 2

If you have any questions, feel free to contact the Public Access Counselor's Office at (877) 299-3642. This correspondence shall serve to close this matter.

Sincerely,

Sarah Kaplan b4E11

Sarah Kaplan
Assistant Public Access Counselor

cc:

