



**OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS**

Lisa Madigan
ATTORNEY GENERAL

October 8, 2010

Karen M. Coppa
Chief Assistant Corporation Counsel
Legal Information and Investigations Division
33 North LaSalle, Suite 200
Chicago, Illinois 60602

Re: Pre-Authorization Request – 2010 PAC 7788

Dear Ms. Coppa:

Thank you for providing the additional information we requested in response to a written notice from the City of Chicago, Department of Law (City) of its intention to withhold certain records from disclosure under Section 7(1)(f) of the Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(f)), which exempts from disclosure records that constitute “[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 shall not be exempt when the record is publicly cited and identified by the head of the public body.

Specifically, pursuant to Section 9.5(b) of FOIA (5 ILCS 140/9.5(b)) we asked that the City provide us with unredacted copies of the responsive documents which it intends to withhold from disclosure in response to a FOIA request submitted to the City by [REDACTED] on May 22, 2010.

Determination

The City’s proposed application of the exemption found in Section 7(1)(f) to deny disclosure of specific information contained within the responsive emails is approved. We have reviewed the unredacted copies of the responsive emails provided by the City and have determined that they consist of information which is predecisional in nature and which contain opinions and recommendations of City staff members. Accordingly, the City may issue a partial denial letter and disclose the responsive documents with the appropriate redactions, if it has not already done so.

If you have any questions, please feel free to contact me at (312) 814-1003. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor



cc:



7788 preauth al 71 f prelim draft mun