



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

Lisa Madigan
ATTORNEY GENERAL

October 8, 2010

Ms. Barbara E. Weber
FOIA Officer
Village of Bloomingdale
201 S. Bloomingdale Road
Bloomingdale, IL 60108

Re: Pre-Authorization Request – 2010 PAC 9430
FOIA Requester: Christopher Stull

Dear Ms. Weber:

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

On August 17, 2010, Mr. Christopher Stull submitted a FOIA request to the Village for:

Any and all records, documents, correspondence, memoranda, e-mail messages or other electronic communication or documentation between the Medinah Meadows of Bloomingdale Homeowners Association Inc. by and through any member, agent, officer, director, attorney, contractor, representative or designate thereof and the Village of Bloomingdale, its employees, agents, elected officials, attorneys, contractors, representatives or designate thereof from June 1, 2010 through the date of this Request.

In its written notice, the Village asserts that certain documents contained within the requested records are exempt from disclosure under Section 7(1)(f) of FOIA.

Determination

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 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.”

The Village’s use of the Section 7(1)(f) exemption with regard to the withheld documents is **approved**. After review, our office has determined that the withheld documents are preliminary drafts, records in which opinions are expressed, recommendations are given, and policies are being formulated. Further,

the Village has indicated that these documents have not been publicly cited by the Village President. Accordingly, the Village has met its burden of demonstrating that the withheld documents are exempt from disclosure under Section 7(1)(f) of FOIA.

If you have any questions or concerns, please feel free to contact me directly at (312) 814-5206. This correspondence shall serve to close this matter.

Sincerely,

cc: Mr. Christopher Stull
The Law Offices of Christopher J. Stull, P.C.
29W204 Roosevelt Rd.
West Chicago, IL 60185

Cara Smith
Public Access Counselor

By:  /RSR
Amalia Rioja
Chief Deputy Public Access Counselor

9430 preauth al 71f mun