



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

Lisa Madigan  
ATTORNEY GENERAL

October 7, 2010

Tom Reuter  
Acting FOIA Officer  
Illinois Environmental Protection Agency  
1021 North Grade Avenue East  
P.O. Box 19276  
Springfield, IL 62794-9276

Re: Pre-authorization request – 2010 PAC 9871

Dear Mr. Reuter:

We have received the Illinois Environmental Protection Agency's (IEPA) request for pre-authorization to withhold records requested by Bruce White under the Freedom of Information Act (FOIA). 5 ILCS 140/1 *et seq.*, as amended. Mr. White requested copies of records regarding Triem Steel & Processing, Inc. The IEPA asserted that several documents are exempt pursuant to Section 7(1)(f).


The IEPA's request to withhold the records pursuant to Section 7(1)(f) is *approved*. Section 7(1)(f) 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). We have reviewed the records and determined that each is pre-decisional in nature. Additionally, the IEPA asserted that none of the records have been publicly cited by the director of the EPA. Therefore, the IEPA has met its initial burden of demonstrating that the records are exempt under Section 7(1)(f).

This letter shall serve to close this file. If you have any questions, please feel free to contact me at 312-814-6756 or [ssilverman@atg.state.il.us](mailto:ssilverman@atg.state.il.us).

Sincerely,

Cara Smith  
Public Access Counselor

By:

  
Steve Silverman  
Assistant Public Access Counselor

cc: Barnes & Thornburg  
Attn. Bruce White  
One N. Wacker 44<sup>th</sup> Floor  
Chicago, IL 60606

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