



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

October 8, 2010

Julie Nistler
Police Records Supervisor/FOIA Officer
City of Park Ridge Police Department
200 S. Vine Ave.
Park Ridge, IL 60068

RE: Pre-Authorization Request – 2010 PAC 9964
Requester: Kristen Schorsch, Chicago Tribune

Dear Ms. Nistler:

We have received and reviewed the written notice from the Park Ridge Police Department (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.

On September 13, 2010, the Department received a FOIA request from Kristen Schorsch, a Chicago Tribune staff writer, for various records relating to taxi drivers and taxi companies. In its written notice, the Department asserted that the dates of birth included in the responsive records are exempt from disclosure under Section 7(1)(c) of FOIA.

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 disclosure is consented to in writing by the individual subjects of the information.” 5 ILCS 140/7(1)(c). 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 Department’s use of the exemption in Section 7(1)(c) with regard to the dates of birth is approved. We have determined that the disclosure of dates of birth would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c) of FOIA. This type of information is highly personal, and the subject’s right to privacy outweighs any legitimate public interest in disclosing this information. Accordingly, the Department properly issued a partial

denial letter directly to Ms. Schorsch and released the responsive records to her with the appropriate information redacted.

If you have any questions, please feel free to contact Sarah Kaplan at (312) 814-2086. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By:

Amalia Rioja by SRK
Amalia Rioja
Chief Deputy Public Access Counselor

cc: Kristen Schorsch
Joseph Ryan
Chicago Tribune
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