



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

April 15, 2011

Ms. Sunny Clark  
Freedom of Information Act Officer  
Central Management Services  
Sunny.Clark@illinois.gov

RE: FOIA Pre-Authorization Request 2011 PAC 13378

Dear Ms. Clark:

We have received and reviewed the written notice from Central Management Services of its intention to withhold certain information as exempt from disclosure under Section 7(1)(f) of the Freedom of Information Act (FOIA), 5 ILCS 140/1 et seq., as amended.

Specifically, on March 28, 2011, [REDACTED] submitted a FOIA request to CMS seeking a copy of the "Offer Evaluation Workbook" for RFI 6339 together with other documentary materials relating to RFI 6339.

On April 5, 2011 CMS submitted a Notice of Intent to Deny with this Office explaining that the document is exempt from disclosure pursuant to Section 7(1)(f) of FOIA (5 ILCS 140/7(1)(f)), which exempts from inspection and copying preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies 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." Specifically, CMS seeks to withhold an "Offer Evaluation Workbook" that CMS uses to assist in the final decision before making an award.

**Determinations**

CMS' request for approval of its decision to withhold the information pursuant to Section 7(1)(f) is approved. This Office has reviewed the unredacted copy of the document that CMS seeks to withhold and we have concluded that it is used by CMS to evaluate bids and can be properly characterized as preliminary in nature under 7(1)(f).

Based on this analysis, CMS has met its initial burden in demonstrating that the document is exempt from disclosure under Section 7(1)(f). There also exists no evidence that the document has been cited by the head of CMS.

If you have any questions or concerns, please contact me at (312) 814-5383. This correspondence shall serve to close this matter.

Sincerely,



Matthew C. Rogina  
Assistant Public Access Counselor

cc:



*13378 pre-auth 7(1)(f) al prelim sa*