



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

Lisa Madigan
ATTORNEY GENERAL

April 21, 2011

Via Electronic Mail

Mr. Peter D'Agostino
Freedom of Information Officer
Village of Glenview
pdagostino@glenview.il.us

RE: FOIA Preauthorization Request – 2011 PAC 13598

Dear Mr. D'Agostino:

We have received and reviewed the written notice from the Village of Glenview of its intention to deny certain information as exempt from disclosure under Section 7(1)(c) of the Illinois Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(c)), which exempts from disclosure “[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.” That provision defines an “unwarranted 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.”

Aram Bayazee had requested photographs from a March 7, 2011 inspection of a home at a specified address. The Village states that these photographs are exempt from disclosure under Section 7(1)(c) because they depict the living areas of the home and show the personal effects of the residents.

The Village’s use of the Section 7(1)(c) exemption with regard to the residential photographs is approved. We have determined that release of this information would constitute a clearly unwarranted invasion of personal privacy. This type of information is highly personal by its very nature and release would be objectionable to a reasonable person. Accordingly, the Village has met its initial burden of demonstrating that this information is exempt from disclosure under Section 7(1)(c).

If you have any questions, please feel free to contact me at 312-814-2770. This correspondence will serve to close the matter.

Sincerely,



John Schmidt
Assistant Attorney General

cc: Mr. Aram Zayzaee
arambayzaee@comcast.net

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