



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

May 6, 2011

Ms. Liz Rohrer
Boone County Sheriff's Office
615 N. Main Street
Belvidere, Illinois 61008

RE: FOIA Pre-Authorization Request - 2011 PAC 13908

Dear Ms. Rohrer:

We have received and reviewed the written notice from the Boone County Sheriff's office of its intention to deny certain information as exempt from disclosure under section 7(1)(c) of the Freedom of Information Act (FOIA) (5 ILCS 140/7(1)(c) (West 2009 Supp.), as amended by Public Act 96-1378, effective July 29, 2010).

Debra Schafer, on behalf of the law firm Sreenan & Crain, submitted a FOIA request for a copy of a November 29, 2009, police report. In its written notice, the Sheriff's office asserts that the entire report is exempt from disclosure under section 7(1)(c) of FOIA.

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 the disclosure is consented to in writing by the individual subjects of the information." The exemption defines "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." 5 ILCS 140/7(1)(c) (West 2009 Supp.), as amended by Public Act 96-1378, effective July 29, 2010.

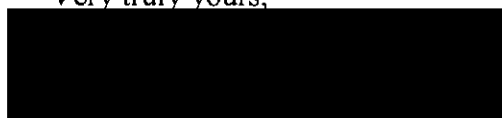
DETERMINATION

The Sheriff's office's use of the exemption in section 7(1)(c) for the report is **approved**. We have reviewed a copy of the report and determined that the Sheriff's office has met its initial burden to demonstrate that the disclosure of this information would constitute a clearly unwarranted invasion of personal privacy. This type of information is highly personal by its very nature and the subject's right to privacy outweighs any legitimate public interest in disclosing this information.

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

Very truly yours,



MATTHEW C. ROGINA
Assistant Attorney General
Public Access Bureau

cc: Ms. Debra Schafer
Sreenan & Cain, P.C.
321 W. State Street, Suite 700
Rockford, Illinois 61101