



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

May 16, 2011

Trooper Kerry Sutton  
Illinois State Police  
801 S. Seventh St., Ste. 1000-S  
Springfield, Illinois 62794-9461

RE: FOIA Pre-Authorization Request - 2011 PAC 14017

Dear Trooper Sutton:

We have received and reviewed the written notice from the Illinois State Police (ISP) of its intention to deny disclosure of certain information 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). Specifically, on April 26, 2011, [REDACTED] submitted a FOIA request to ISP for records. ISP is seeking to redact from the requested documents the names of third-party individuals from a Latent Print Work Sheet.

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 ISP's use of the exemption in section 7(1)(c) to redact the third-party names is **approved**. We have concluded that the ISP has met its initial burden of demonstrating that the disclosure of the names of people suspected of crimes for which they were never arrested or charged would be highly objectionable to a reasonable person. Under these circumstances, the suspects' right to privacy outweighs any legitimate public interest in the information that ISP intends to redact from the report.

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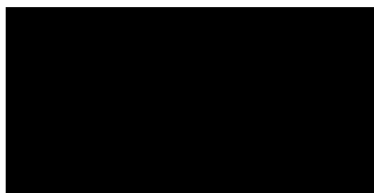
If you have any questions, please contact Andres Acosta at (877) 299-3642. This correspondence shall serve to close this matter.

Very truly yours,

*Rebecca Riddick by: AA*

REBECCA RIDDICK  
Assistant Attorney General  
Public Access Bureau

cc:



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