



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

November 12, 2010

Dr. Garry Raymond
Superintendent & Freedom of Information Officer
Lockport Township High School District 205
1323 East Seventh Street
Lockport, IL 60441-3899

RE: Pre-Authorization Request – 2010 PAC 10232
Requester: [REDACTED]

Dear Ms. Clark:

We have received and reviewed the written notice from the Lockport Township High School District 205 (School) of its intention to deny disclosure of certain information as exempt from disclosure under Section 7(1)(f) of the Freedom of Information Act (FOIA). 5 ILCS 140/7(1)(f).

[REDACTED] submitted a FOIA request to the School seeking the following records:

Copies of all letters, e-mails, texts and any other correspondence between (to and from) 2 or more of the LTHS District 205 Board Members from May 4, 2009 through September 15, 2010. This request is for any correspondence related to LTHS issues only conducted on a home or LTHS provided PC, Laptop, iPad or messaging phone (if phone is provided by LTHS).

Any letters, e-mails and any other correspondence between (to and from) any 1 or more LTHS District 205 Board Members and Homer 33C School Board Members from July 1, 2009 through September 15, 2010. This request is for any correspondence related to LTHS issues only conducted on a home or LTHS provided PC, Laptop, iPad or messaging phone (if phone is provided by LTHS).

Any letters, e-mails and any other correspondence between (to and from) any 1 or more LTHS District 205 Board Members and the Village of Homer Glen officials, elected or non-elected, from July 1, 2009 through September 15, 2010. This request is for any correspondence related to LTHS issues only on a home or LTHS provided PC, Laptop, iPad or messaging phone . . . (if phone is provided by LTHS).

The School asserts that certain of the responsive records are exempt from disclosure under Section 7(1)(f) of FOIA.

Section 7(1)(f) of FOIA exempts from inspection and copying “[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions 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.” 5 ILCS 140/7(1)(f).

Determination

The School’s use of the exemption in Section 7(1)(f) with regard to these records is approved. Based on our review of a sample of the records and the School’s detailed factual explanation of the contents of the remaining records, we conclude that the School has met its initial burden of showing that these records contain opinions and were used to formulate policies or actions. Additionally, the School asserts that none of these records has been publicly cited or identified by the head of the School.

Should you have any questions or concerns, feel free to contact me at (312) 814-2086. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

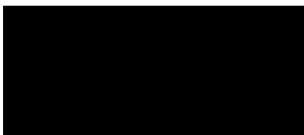
By:



Sarah Kaplan
Assistant Public Access Counselor

cc: Jeffrey C. Goelitz
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cc:



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