



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

December 10, 2010

Kristine Curran
Freedom of Information Officer
Village of Lisle
925 Burlington Avenue.
Lisle, Illinois 60532

RE: Pre-Authorization Request – 2010 PAC.11101

Dear Ms. Curran:

We have received and reviewed the written notice from the Village of Lisle (Village) of its intention to deny disclosure of certain information pursuant to Section 7(1)(c) of the Freedom of Information Act (FOIA). 5 ILCS 140/1 *et seq.*, as amended.

██████████ submitted a FOIA request dated November 22, 2010, seeking a copy of a police report concerning the third party named in her request letter. In its written notice, the Village asserted that the victim's name in the Police Report and the entire General Case Report are exempt from disclosure under Section 7(1)(c) of FOIA.

Determinations

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 disclosure is consented to in writing by the individual subjects of the information." The exemption defines "[u]nwarranted 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." *Id.*

The Village's use of the exemption in 7(1)(c) with regard to the victim's name in the Police Report and the entire General Case Report is approved. We have determined that disclosure of this information would constitute a clearly unwarranted invasion of privacy because it pertains to a sensitive matter involving a minor. 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. Accordingly, the Village has met its burden of demonstrating that this information is exempt from disclosure under Section 7(1)(c) of FOIA. As such, if the Village has not already done so, it should release the records in accordance with this letter.

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If you have any questions, please feel free to contact the Public Access Counselor's Office at (877) 299-3642. This correspondence shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By:

Amalia Rioja by Ely
Amalia Rioja
Chief Deputy Public Access Counselor

cc:



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