



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

Lisa Madigan
ATTORNEY GENERAL

January 3, 2011

Mr. Thomas Reuter
Freedom of Information Officer
Illinois Environmental Protection Agency
1021 North Grand Avenue East
Springfield, IL 62974-9276

Dear Mr. Reuter:

RE: FOIA Pre-Approval Request - 2010-PAC-11503

We have received and reviewed the written notice from the Illinois Environmental Protection Agency (IEPA) of its intention to deny disclosure of some of the records requested by Weaver Boos Consultants pursuant to Section 7(1)(f) of the Freedom of Information Act. Weaver Boos relating to the Bridgeview Aerosol, LLC site at 840 1/2 South 77th Avenue in Bridgeview. The IEPA asserts that one pertinent document is exempt from disclosure under Section 7(1)(f) of FOIA. Section 7(1)(f) exempts from disclosure "[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed or policies and actions are formulated." 5 ILCS 140/7(1)(f)

As a result of our review, we have determined that it is appropriate to decline to disclose the document in question under Section 7(1)(f) because it constitutes a preliminary draft, notes, recommendation, and/or memorandum in which opinions are expressed or policies or actions are formulated. Therefore, the request to assert the exemption under Section 7(1)(f) for the documents in question is hereby approved and further inquiry into this matter is not warranted.


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

will serve to close the matter.

Sincerely,

Cara Smith
Public Access Counselor

By:


John Schmidt
Assistant Attorney General

cc: Mr. Carl Dawes
Weaver Boos Consultants
1813 N. Mill St., Suite A
Naperville, Illinois 60563

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