



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

January 11, 2011

Ms. Beth Janicki-Clark
Village of Downers Grove
801 Burlington Avenue
Downers Grove, IL 60515

RE: Pre-Authorization Request 2010-PAC 11504

Dear Ms. Janicki-Clark:

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

██████████ submitted a FOIA request on December 16, 2010 for report ██████████. In its written notice, the Village asserted that certain information in the 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 disclosure is consented to in writing by the individual subjects of the information.” 5 ILCS 140/7(1)(c). 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 proposes to redact the name of a subject involved with the Requestor in report #10-9555. The Village’s use of the exemption in Section 7(1)(c) with regard to this information in the report is approved. We have determined that the disclosure of this information would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c) of FOIA. Those portions of the narrative report contain information about the subject, the disclosure of which would be objectionable to a reasonable person. The subject’s right to privacy outweighs any legitimate public interest in obtaining this information.

Accordingly, the Department may issue a partial denial letter and release the report with the appropriate information redacted, if it has not already done so.

If you have any questions, please feel free to contact Tammy Friedewald at (217) 558-1926. This correspondence shall serve to close this matter.

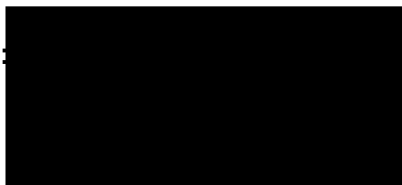
Sincerely,

Cara Smith
Public Access Counselor

By: *Amanda Lundeen*
ALF

Amanda M. Lundeen
Assistant Public Access Counselor

cc:



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