



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

January 10, 2011

Kerry Sutton  
Freedom of Information Officer  
Illinois State Police  
801 S. Seventh St.  
Suite 1000-S  
Springfield, IL 19461

RE: Pre-Authorization Request — 2010 PAC 11657

Dear Trooper Sutton:

We have received and reviewed the written notice from the Illinois State Police 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 December 21, 2010, seeking forensics report documents. In its written notice, the ISP asserted that the victim's name is exempt from disclosure under Section 7(1)(c) of FOIA.

**Determination**

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."

The ISP's use of the exemption in Section 7(1)(c) with regard to the victim's name 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). 5 ILCS 140/7(1)(c). As such, the ISP may issue a partial denial letter directly to the requester and release the records with the appropriate information redacted.

January 10, 2011  
Page 2

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: AA

Amalia Rioja  
Chief Deputy Public Access Counselor

cc:



*11657 preauth at 71c vic priv pd*