



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

January 6, 2011

Trooper Kerry Sutton
Freedom of Information Officer
801 S. Seventh Street, Ste. 1000-S
P.O. Box 19461
Springfield, IL 62794

RE: FOIA Pre-Authorization Request – 2010 PAC 8063

Dear Trooper. Sutton:

We have received and reviewed the written notice from the Illinois State Police (ISP) of its intention to deny disclosure of suspect and victims' names from reports in case 08CR-17931 as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act (FOIA), 5 ILCS 140/7(1)(c).

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 of privacy outweighs any legitimate public interest in obtaining the information." *Id.*

Determination

ISP's use of the exemption in Section 7(1)(c) with regard to withholding suspect and victim names is **approved**. This information is highly personal, and the subjects' right to privacy with respect to this information outweighs any legitimate public interest in its disclosure. As such, disclosure of the information would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c).

If you have any questions, please feel free to contact our office at 1-877-299-3642. This letter shall serve to close this matter.

Sincerely,

Cara Smith
Public Access Counselor

By: 
Rebecca Riddick
Assistant Public Access Counselor

cc:



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