



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

January 27, 2011

Julie Nistler  
FOIA Officer  
City of Park Ridge  
Police Department  
200 South Vine Avenue  
Park Ridge, Illinois 60068

RE: Pre-Authorization Request — 2011 PAC 11968

Dear Ms. Nistler:

We have received and reviewed the written notice from the City of Park Ridge Police Department of its intention to deny disclosure of certain information as exempt from disclosure under Section 7(1)(c) of the Freedom of Information Act (FOIA). 5 ILCS 140/1 *et seq.*, as amended.

Tony DeCianni from Farmers Insurance submitted a FOIA request dated January 12, 2011, seeking a copy of Report Number 10-25572. In its written notice, the Department asserted that a date of birth 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." 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 Department's use of the exemption in Section 7(1)(c) with regard to a date of birth is **approved**. We have determined that the disclosure of dates of birth would constitute a clearly unwarranted invasion of personal privacy under Section 7(1)(c). 5 ILCS 140/7(1)(c). This type of information is highly personal by its very nature and the subject's right to privacy outweighs any

January 27, 2011

Page 2

legitimate public interest in disclosing this information. As such, the Department may issue a partial denial letter directly to the requester and release the records with the appropriate information redacted.

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,

*Amalia Rioja*  
by EK

Amalia Rioja  
Acting Public Access Counselor

cc: Tony DeCianni  
Farmers Insurance  
P.O. Box 455  
Ingleside, Illinois 60041

*11968 pre-auth at 71c dob pd*