



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

February 7, 2011

Ms. Diane Haubrich
Freedom of Information Officer
City of Highland Park Building Division
1150 Half Day Road
Highland Park, IL 60035

Re: Pre-Authorization Request – 2011 PAC 12150
FOIA Requester: [REDACTED]

Dear Ms. Haubrich:

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

On January 14, 2011, [REDACTED] submitted a FOIA request to the City for a copy of “[a]ny and all documents and e-mails related to 26 Lakeview Terrace, Highland Park, Illinois and the fence on the property and steep slope for all City of Highland Park employees and trustees.”

In its written notice, the City asserts that four documents contained within the requested records are draft documents or memoranda and have been withheld from disclosure under Section 7(1)(f) of FOIA.

Determination

Section 7(1)(f) of FOIA exempts from inspection and copying “[p]reliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body.”

The City’s use of the Section 7(1)(f) exemption with regard to the withheld documents is **approved**. After review, our office has determined that the withheld documents are drafts and memoranda that contain opinions. Further, the City has indicated that these documents have not been publicly cited by the head of the public body. Accordingly, the City has met its initial burden of demonstrating that the withheld documents are exempt from disclosure under Section 7(1)(f) of FOIA.

12150 pre-auth al 71f prelim draft muna

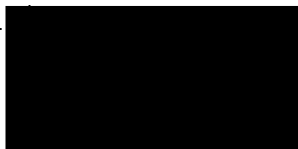
If you have any questions or concerns, please feel free to contact me at (312) 814-8413. This correspondence shall serve to close this matter.

Sincerely,

A solid black rectangular redaction box covering the signature of Rebecca Riddick.

Rebecca Riddick
Assistant Public Access Counselor

cc:

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