



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

February 3, 2011

Beth Janicki Clark  
Assistant Village Attorney  
Village of Downers Grove  
801 Burlington Avenue  
Downers Grove, Illinois 60515

RE: Pre-Authorization Request – 2010 PAC 9627

Dear Ms. Clark:

We have received and reviewed the written notice from the Village of Downers Grove of its intention to deny disclosure of certain information pursuant to Section 7(1)(c) of the Freedom of Information Act (FOIA). 5 ILCS 140/7(1)(c).

██████████ submitted a FOIA request dated September 9, 2010, seeking a copy of complaint number 69345. In its written notice, the Village asserted that the following information is exempt from disclosure under Section 7(1)(c) of FOIA:

1. Paragraph 2 of page 5 of Incident Report from Case #01-06-009345;
2. Signatures from all voluntary statements;
3. The first paragraph of the first voluntary statement;
4. Two redactions from third voluntary statement; and
5. Medical information in the booking record.

**Determinations**

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 “unwarranted 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's use of the exemption in Section 7(1)(c) to redact the information described above 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). This information is highly personal, and the subjects' rights to privacy outweigh any legitimate public interest in disclosing this information.

Accordingly, the Village should issue a partial denial letter directly to the requester and release the documents to him 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,



Sarah Kaplan  
Assistant Public Access Counselor

cc:

