



**OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS**

Lisa Madigan
ATTORNEY GENERAL

February 16, 2011

Ms. Simone Boutet
Assistant Village Attorney
Village of Oak Park
Boutet@oak-park.us

RE: FOIA Pre-Authorization Request - 2010.PAC:6909

Dear Ms. Boutet:

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

Specifically, on April 6, 2010, Mr. LaFortune submitted a FOIA request to the Village seeking information on Tax Increment Financing analysis done by the Village for 2007, 2008 and 2009.

On April 11, 2010, the Village denied Mr. LaFortune's request pursuant to Section 7(1)(f) of FOIA (5 ILCS 140/7(1)(f)), which exempts from inspection and copying "preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies are 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 Village submitted a Notice of Intent to Deny pursuant to Section 7(1)(f) with this Office on June 4, 2010. The Village supplied us with a copy of the document that it claims is responsive to Mr. LaFortune's FOIA request on February 10, 2011.

Determinations

The Village's request for approval of its decision to withhold information pursuant to Section 7(1)(f) is approved. Upon review of the document supplied to this Office by the Village, we have concluded that it is a working draft and properly falls within the scope of Section 7(1)(f).

Additionally, there is no evidence that this information has been publicly cited and identified by the head of the public body. 5 ILCS 140/7(1)(f).

If, however, the Village has finalized this document or the information contained in this document has been incorporated into a separate, final document, it must supply a copy of that document to Mr. LaFortune.

Should you have any questions or concerns, please contact me at (312) 814-5383. This correspondence shall serve to close this matter.

Sincerely,



Matthew C. Rogina
Assistant Public Access Counselor

cc: Mr. Chris LaFortune
Pioneer Press
CLaFortune@PioneerLocal.com

6909 pre-auth al 7(1)(f) draft