



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

Lisa Madigan
ATTORNEY GENERAL

February 24, 2011

Ms. Emily Renfro
Office of the Governor
100 W. Randolph St.
Chicago, IL 60601

Re: Pre-Authorization Request – 2011 PAC 12458
FOIA Requester: [REDACTED]

Dear Ms. Renfro:

We have received and reviewed the written notice from the Office of the Governor of its intention to deny disclosure of a certain information contained in e-mails as exempt from disclosure under Section 7(1)(f) of the Freedom of Information Act (FOIA). 5 ILCS 140/1 *et seq.*, as amended.

On January 30, 2011, [REDACTED] submitted a FOIA request to the Office of the Governor for:

1. A copy of the Commission's Report to the Governor released around Sept. 2, 2010, regarding IDOC's "Meritorious Good Time Push" (MGT)
2. A "copy of something to show IDOC had a copy of the Report.

In its written notice, the Governor's Office asserted that e-mail discussions within the requested records contained information regarding preliminary drafts and has 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 or actions 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 Governor's Office's use of the Section 7(1)(f) exemption with regard to the withheld information is **approved**. After review, our office has determined that the withheld information discusses preliminary draft documents and formulates actions. Further, the Governor's Office has indicated that this document has not been publicly cited by the Governor. Accordingly, the Governor's Office has met its initial burden of demonstrating that the withheld information is exempt from disclosure under Section 7(1)(f) of FOIA.

If you have any questions or concerns, please feel free to contact our office at (877) 299-3642. This correspondence shall serve to close this matter.

12458 preauth al 71f prelim sa

Sincerely,

cc:



Rebecca Riddick
Assistant Public Access Counselor