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IN REPLY REFER TO FILE NO.

April 29, 2016

Mr. Igor Ivasjuk
2935 N. 76th Avenue
Elmwood Park, Illinois 60707
iivasjuk@gmail.com

EP-1

Re: Freedom of Information Act Request

Dear Mr. Ivasjuk:

On April 22, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

"1998 FoRd F150 SToLen fROM My DRiWAY [*sic*] AT 10.30-31.2015
FROM 2935 N. 76 Ave
ELMWOOD PARK, IL 60707[.]"

Enclosed please find the records responsive to your FOIA request. However, please be advised that certain information in the records responsive to your FOIA request has been determined to be exempt from disclosure under FOIA. Accordingly, such information has been redacted from the records being provided.

Section 7(1)(a) of FOIA provides that, "[i]nformation specifically prohibited from disclosure by federal or State law or rules and regulations implementing federal or State law" is exempt from disclosure. The Illinois Juvenile Court Act of 1987 (705 ILCS 405/1 *et seq.*) mandates that reports in which a minor was arrested, charged, or investigated must be withheld in full. Section 1-7(A) of the Illinois Juvenile Court Act of 1987 specifically provides that, "[i]nspection and copying of law enforcement records maintained by law enforcement agencies that relate to a minor who has been investigated, arrested, or taken into custody before his or her 18th birthday shall be restricted" to specifically enumerated individuals whose access to such records is necessary for the performance of their official duties. Your FOIA request seeks information which is prohibited from disclosure pursuant to the Illinois Juvenile Court Act of

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Mr. Igor Ivasjuk
April 29, 2016
Page 2

1987. Consequently, information that is prohibited from disclosure pursuant to the Illinois Juvenile Court Act of 1987 has been redacted from the records being provided.

Your FOIA request also seeks records obtained through the Law Enforcement Agencies Data System ("LEADS") that are prohibited from disclosure pursuant to Section 7(1)(a) of FOIA. Section 1240.80(d) of Title 20, entitled "Corrections, Criminal Justice, and Law Enforcement," of the Illinois Administrative Code provides that, "LEADS data shall not be disseminated to any individual or organization that is not legally authorized to have access to the information." Consequently, information obtained through LEADS has been redacted from the records being provided.

Section 7(1)(b) of FOIA provides that "private information" is exempt from disclosure. "Private information" is defined in FOIA as, "unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person." 5 ILCS 140/2(c-5). Consequently, certain unique identifiers, including home or personal telephone numbers, home addresses, and personal license plates, have been redacted from the records being provided.

Section 7(1)(c) of FOIA provides that, "[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy" is exempt from disclosure. Consequently, birthdates, and other personal information, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, including a victim's name and identifying information, the name of a third-party who incidentally appears in a police report, and the races of individuals, have been redacted from the records being provided.

The person responsible for the decision to deny a portion of your FOIA request is the Village of Elmwood Park Freedom of Information Officer, Gina Pesko. In accordance with Section 9(a) of FOIA, you are hereby notified that you have the right to file a Request for Review regarding the decision made by the Village of Elmwood Park Freedom of Information Officer with the Public Access Counselor at the Illinois Attorney General's Office. You can file your Request for Review with the Public Access Counselor by writing to:

Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396

STORINO, RAMELLO & DURKIN

Mr. Igor Ivasjuk
April 29, 2016
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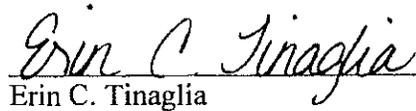
E-mail: publicaccess@atg.state.il.us

If you choose to file a Request for Review with the Public Access Counselor, you must do so within 60 calendar days of the date of this letter. Please note that you must include a copy of your original FOIA request and this letter when filing a Request for Review with the Public Access Counselor.

You are also notified that you have the right to judicial review regarding the decision made by the Village of Elmwood Park Freedom of Information Officer pursuant to Section 11 of FOIA.

Sincerely,

STORINO, RAMELLO & DURKIN
Attorneys for the Village of Elmwood Park


Erin C. Tinaglia

Enclosures

INCIDENT/INVESTIGATION REPORT

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|---|--|---|-------------------------|
| Agency Name <i>Elmwood Park Police Department</i> | | Case# <i>15-09844</i> | |
| ORI <i>IL0163100</i> | | Date / Time Reported <i>10/30/2015 06:54 Fri</i> | |
| Location of Incident <i>2935 76th Av, Elmwood Park IL 60707-</i> | | Premise Type <i>Amusement Park</i> | Zone/Tract <i>E1</i> |
| Crime Incident(s) (Com) <i>#1 Motor Vehicle Theft 0910</i> | | Last Known Secure <i>10/30/2015 00:00 Fri</i> | |
| Crime Incident () <i>#2</i> | | At Found <i>10/30/2015 00:00 Fri</i> | |
| Crime Incident () <i>#3</i> | | Activity | |

MO *ALARM/NO ALARM, METHOD OF ENTRY/NO FORCE*

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|--|-------------------------------|---------------------------------|--|
| # of Victims <i>1</i> | Type: <i>INDIVIDUAL</i> | Injury: | |
| Victim/Business Name (Last, First, Middle) <i>V1 [REDACTED]</i> | Victim of Crime # <i>1</i> | DOB <i>Age 39</i> | Race Sex Relationship To Offender Resident Status Military Branch/Status <i>[REDACTED] M 1UR Resident</i> |
| Home Address <i>[REDACTED]</i> | | Home Phone <i>[REDACTED]</i> | |
| Employer Name/Address | | Business Phone | Mobile Phone |
| VYR <i>1998</i> | Make <i>FORD</i> | Model <i>F-150</i> | Style Color Lic/Lis VIN <i>TRUC BLK/BLK [REDACTED] IL 2FTZX18W3WCA98525</i> |

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CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)

| | | |
|-----------------------------------|---|--|
| Type: <i>INDIVIDUAL</i> | Injury: | |
| Code <i>IO</i> | Name (Last, First, Middle) <i>[REDACTED]</i> | Victim of Crime # <i>[REDACTED]</i> |
| Home Address <i>[REDACTED]</i> | | Home Phone <i>[REDACTED]</i> |
| Employer Name/Address | | Business Phone <i>[REDACTED]</i> |

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|--|---|--|
| Type: <i>INDIVIDUAL</i> | Injury: | |
| Code <i>IO</i> | Name (Last, First, Middle) <i>OFFICER LORENZ</i> | Victim of Crime # <i>[REDACTED]</i> |
| Home Address <i>Chicago, IL</i> | | Home Phone <i>[REDACTED]</i> |
| Employer Name/Address <i>(DESK OFFICER)</i> | | Business Phone <i>312-747-8730</i> |

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1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown ("OJ" = Recovered for Other Jurisdiction)

| VI # | Code | Status Em/To | Value | OJ | QTY | Property Description | Make/Model | Serial Number |
|----------|-----------|--------------|-------------------|----|----------|------------------------------------|-------------------|--------------------------|
| <i>1</i> | <i>03</i> | <i>7</i> | <i>\$3,500.00</i> | | <i>1</i> | <i>1998 BLK /BLK [REDACTED] IL</i> | <i>FORD F-150</i> | <i>2FTZX18W3WCA98525</i> |
| <i>1</i> | <i>03</i> | <i>5</i> | <i>\$3,500.00</i> | | <i>1</i> | <i>1998 BLK /BLK [REDACTED] IL</i> | <i>FORD F-150</i> | <i>2FTZX18W3WCA98525</i> |
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|---|---|
| Officer/ID# <i>BARRILE, M. (INV, INV) (EP6791)</i> | Outstanding Stolen Val [Total Stolen]: \$0.00 [\$3,500.00], Tot Rec Val: \$3,500.00 |
| Invest ID# <i>(0)</i> | Supervisor <i>ROSA, E. (PATL, PAT) (EP4441)</i> |
| Complainant Signature | Case Status <i>Administratively Closed/suspended 11/02/2015</i> |
| Case Disposition: <i>9</i> | <i>11/02/2015</i> |

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 15-09844

| Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown | | | | | | | |
|--|-----|--------|----------|--------------|----------------|--|--|
| D R U G S | IBR | Status | Quantity | Type Measure | Suspected Type | | |
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Assisting Officers

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

Victim

Offense

PULLED IN ERROR

OCA

15-09844

Date / Time Reported

Fri 10/30/2015 06:54

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

pulled in error

On 11/01/15, at approximately 1002 hours, I entered the license plate [REDACTED] into the LEADS system to check if another agency had contact with the stolen vehicle (FORD F-150).

[REDACTED] I contacted WESCOM about my findings and was advised they did not receive any teletypes from Chicago regarding this incident.

I contacted Chicago Police Department (8th District) and spoke to a male identifying himself as Officer Lorenz. I advised Officer Lorenz that our agency was not notified of the contact CPD had with the vehicle. Officer Lorenz told me the vehicle had been recovered and was towed to the impound at 103rd/Doty Rd in Chicago, [REDACTED]

I contacted [REDACTED] and advised him of the location of his vehicle.

I faxed this report to WESCOM for LEADS removal. [11/02/2015 09:49, EP0346, 91, EPPD]

Incident Report Suspect List

Elmwood Park Police Department

OCA: 15-09844

| | | | | | | | | | | | | |
|----------|---|-----|------|-----|-----|-----|---------------|------|-----|------|---------------------------|--|
| 1 | Name (Last, First, Middle) <i>* No name *</i> | | | | | | Also Known As | | | | Home Address | |
| | Business Address | | | | | | | | | | | |
| | DOB | Age | Race | Sex | Eth | Hgt | Wgt | Hair | Eye | Skin | Driver's License / State. | |
| | Scars, Marks, Tattoos, or other distinguishing features | | | | | | | | | | | |

| | | | | | | | | | | | |
|--------------------------------|---------|-------------|-----|-------|-----|-------|--------|---------|---------------------------------|--|-----|
| <i>Reported Suspect Detail</i> | | Suspect Age | | Race | Sex | Eth | Height | | Weight | | SSN |
| Weapon, Type | Feature | Make | | Model | | | Color | Caliber | Dir of Travel Mode of Travel | | |
| VehYr/Make/Model | | | Drs | Style | | Color | Lic/St | | VIN | | |

Notes _____ Physical Char _____

| | | | | | | | | | | | | |
|--|---|-----------|------|----------|-----|------------|----------------------------------|------------|------------|------|---------------------------------|--|
| 2 | Name (Last, First, Middle) <i>JUVENILE</i> | | | | | | Also Known As <i>JUVENILE</i> | | | | Home Address <i>JUVENILE</i> | |
| | Business Address <i>JUVENILE</i> | | | | | | | | | | | |
| | DOB | Age | Race | Sex | Eth | Hgt | Wgt | Hair | Eye | Skin | Driver's License / State. | |
| | | <i>17</i> | | <i>M</i> | | <i>601</i> | <i>160</i> | <i>BRO</i> | <i>BRO</i> | | <i>JUVENILE</i> | |
| Scars, Marks, Tattoos, or other distinguishing features <i>JUVENILE</i> | | | | | | | | | | | | |

| | | | | | | | | | | | |
|--------------------------------|---------|-------------|-----|-------|-----|-------|--------|---------|---------------------------------|--|-----|
| <i>Reported Suspect Detail</i> | | Suspect Age | | Race | Sex | Eth | Height | | Weight | | SSN |
| Weapon, Type | Feature | Make | | Model | | | Color | Caliber | Dir of Travel Mode of Travel | | |
| VehYr/Make/Model | | | Drs | Style | | Color | Lic/St | | VIN | | |

Notes _____ Physical Char _____

Incident Report Related Vehicle List

Elmwood Park Police Department

OCA: 15-09844

| | | | | | | | | | | | |
|--|--|----------------------------|---------------------------|-------------------|--|---|--------------------------------------|----------------------------|---------------------------------|--|-------|
| 1 | Veh Yr/Make/Model <i>1998 FORD, F-150</i> | | Style <i>TRUC</i> | | Color <i>BLK/BLK</i> | | Lic/Lis [REDACTED] <i>IL 2016</i> | | VIN <i>2FTZX18W3WCA98525</i> | | |
| IBR Status <i>Recovered</i> | | | Date <i>10/30/2015</i> | | Location <i>2851 W. 65TH ST, CHICAGO IL</i> | | | | | | |
| Condition <i>UNKNOWN</i> | | Value <i>\$3,500.00</i> | | | Offense Code | | Jurisdiction <i>Locally</i> | | State # | | NIC # |
| Name (Last, First, Middle) [REDACTED] | | | | | Also Known As | | | Home Address [REDACTED] | | | |
| Business Address | | | | | | | | | | | |
| DOB [REDACTED] | Age <i>39</i> | Race [REDACTED] | Sex <i>M</i> | Hgt <i>510</i> | Wgt <i>175</i> | Scars, Marks, Tattoos, or other distinguishing features | | | | | |

Notes

[REDACTED]