

LAW OFFICES

**STORINO, RAMELLO & DURKIN**

9501 WEST DEVON AVENUE  
ROSEMONT, ILLINOIS 60018

(847) 318-9500

FACSIMILE (847) 318-9509

DONALD J. STORINO  
MICHAEL K. DURKIN  
RICHARD J. RAMELLO  
NICHOLAS S. PEPPERS  
THOMAS M. BASTIAN  
ANGELO F. DEL MARTO  
JAMES E. MACHOLL  
BRIAN W. BAUGH  
ANTHONY J. CASALE  
ANDREW Y. ACKER  
PETER A. PACIONE  
MELISSA M. WOLF  
MATTHEW G. HOLMES  
MICHAEL R. DURKIN

THOMAS J. HALLERAN  
ERIN C. TINAGLIA  
ADAM R. DURKIN

JOSEPH G. KUSPER  
MARK R. STEPHENS  
BRYAN J. BERRY  
ANN M. WILLIAMS  
LEONARD P. DIORIO  
RICHARD F. PELLEGRINO  
DONALD J. STORINO II

OF COUNSEL

IN REPLY REFER TO FILE NO.

August 2, 2016

Mr. Charles Lind  
4014 W. Newport Avenue  
Chicago, Illinois 60641

EP-1

**Re: Freedom of Information Act Request**

Dear Mr. Lind:

On July 25, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "13-2328[.]"

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)(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 a driver's license number, home or personal telephone number, home address, personal license plate, and signature, 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,

**STORINO, RAMELLO & DURKIN**

Mr. Charles Lind  
August 2, 2016  
Page 2

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 suspect who was never arrested, 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 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto: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

ELMWOOD PARK POLICE DEPARTMENT

OFFENSE REPORT

REPORT NUMBER

UCR 1310

METHOD CODE

PLACE CODE

CASE STATUS

(1) OCCURRED ON OR BETWEEN		Mo.	Date	Yr.	Day	Time	(2) BEAT	(3) REPORT NUMBER
7800 W. Belmont Ave		03	17	13	SUN	1907	1	13-2328
(4) REPORTED		03	17	13	SUN	1907	(5) INCIDENT CLASSIFICATION CRIMINAL DAMAGE TO VEHICLE	
(6) LOCATION OF INCIDENT		(7) FIRM NAME IF BUSINESS						
(8) VICTIM NAME (last, first, middle)		(10) RESIDENCE OR BUSINESS ADDRESS						
(10) RESIDENCE PHONE		(11) BUSINESS PHONE		(12) SEX	RACE	AGE	(13) DOB	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
[REDACTED]		[REDACTED]		M	[REDACTED]	46	[REDACTED]	[REDACTED]
(16) REPORTED BY (last, first, middle)		WITNESS <input type="checkbox"/> YES <input type="checkbox"/> NO			(18) RESIDENCE OR BUSINESS ADDRESS			
(17) RESIDENCE PHONE		(18) BUSINESS PHONE		(19) SEX	RACE	AGE	(20) DOB	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
INJURY		(22) NATURE AND EXTENT OF INJURY			(23) HOSPITALIZED / WHERE TREATED			
[REDACTED]		[REDACTED]			[REDACTED]			
(24) ATTENDING PRONOUNCING PHYSICIAN		(25) TRANSPORTED BY		(26) PRONOUNCED DOA		(27) M.E. NAME		(28) DATE & TIME NOTIFIED
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]
WEAPON		(29) <input type="checkbox"/> USED <input type="checkbox"/> DISPLAYED <input type="checkbox"/> IMPLIED		<input type="checkbox"/> HANDGUN <input type="checkbox"/> SHOTGUN <input type="checkbox"/> RIFLE		<input type="checkbox"/> KNIFE OR CUTTING INSTR.		(30) DESCRIBE WEAPON
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]		<input type="checkbox"/> BLUE STEEL <input type="checkbox"/> CHROME PLATED <input type="checkbox"/> NICKEL PLATED <input type="checkbox"/> OTHER
(31) WAS THERE A WITNESS TO THE OFFENSE?		IF YES PLACE AN X IN BOX A						
W	(32) ADDRESS CHECKED	PERSON INTERVIEWED (last, first, middle)			DOB		TELEPHONE NO.	
NC	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
W	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
NC	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
W	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
NC	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
W	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
NC	[REDACTED]	[REDACTED]			[REDACTED]		[REDACTED]	
(34) CAN THE SUSPECT BE DESCRIBED?		IF YES PLACE AN X IN BOX B						
SUSPECT NAME (ARRESTED YES <input type="checkbox"/> NO <input type="checkbox"/>		RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS
[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
CLOTHING WORN BY SUSPECT		OTHER DISTINGUISHING FEATURES						
[REDACTED]		[REDACTED]						
SUSPECT NAME (ARRESTED YES <input type="checkbox"/> NO <input type="checkbox"/>		RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS
[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
CLOTHING WORN BY SUSPECT		OTHER DISTINGUISHING FEATURES						
[REDACTED]		[REDACTED]						
(35) CAN SUSPECT BE NAMED?		IF YES PLACE AN X IN BOX C						
[REDACTED]		[REDACTED]						
(36) CAN SUSPECT BE LOCATED?		IF YES PLACE AN X IN BOX D						
SUSPECT		NAME/NICKNAME/AKA			ADDRESS/FREQUENTS			
[REDACTED]		[REDACTED]			[REDACTED]			
(37) CAN SUSPECT BE IDENTIFIED?		IF YES PLACE AN X IN BOX E						
NAME WITNESS/VICTIM THAT CAN IDENTIFY SUSPECT (last, first, middle)		[REDACTED]						
[REDACTED]		[REDACTED]						
(38) HAS SUSPECT BEEN PREVIOUSLY SEEN?		IF YES PLACE AN X IN BOX F						
[REDACTED]		[REDACTED]						
(39) REPORTING OFFICER		STAR	SUPERVISOR APPROVING		STAR	REPORT REVIEW	C.A.	
LAPINA #1007			Sgt. Kusz Jr			03-18-13		

EPPD-DT (2/93)

**(40) CAN SUSPECT VEHICLE BE IDENTIFIED? IF YES PLACE AN X IN BOX G**

(41) VEHICLE STATUS <input type="checkbox"/> SUSPECT <input type="checkbox"/> STOLEN <input checked="" type="checkbox"/> VICTIM VEHICLE	VEHICLE DESCRIPTION	YEAR 94	MAKE CADY	MODEL 4x4	BODY 2D	COLOR BLUE
--	---------------------	------------	--------------	--------------	------------	---------------

LICENSE NUMBER	STATE IL	EXPIRES 11-2013	VIN 1G6EK19K8R22824	DESCRIBE DAMAGE TO VEHICLE BROKEN: DRIVER SIDE WINDOW
----------------	-------------	--------------------	------------------------	--

LIEN HOLDER NAME AND ADDRESS

IDENTIFYING FEATURES	KEYS IN IGNITION <input type="checkbox"/> YES <input type="checkbox"/> NO	TOWED <input type="checkbox"/> YES <input type="checkbox"/> NO	LEADS MESSAGE	Mo. Date Yr.	INVENTORY
----------------------	--	---	---------------	--------------	-----------

**(42) IS STOLEN PROPERTY TRACEABLE? IF YES PLACE AN X IN BOX H**

(43) NO.	ARTICLE	BRAND/MODEL	SERIAL NUMBER	LEADS NUMBER	DESCRIPTION	VALUE

**(44) HAS EVIDENCE TECH. WORK BEEN REQUESTED? IF YES PLACE AN X IN BOX I**

**(45) WILL VICTIM/COMPLAINANT PROSECUTE IF ARREST IS MADE? IF YES PLACE AN X IN BOX J**

**(46) IS THERE SIGNIFICANT M.O. PRESENT? IF YES PLACE AN X IN BOX K**

(47) PLACE OF ATTACK <input type="checkbox"/> Structure <input checked="" type="checkbox"/> Vehicle <input type="checkbox"/> School <input type="checkbox"/> Street <input type="checkbox"/> Alley <input type="checkbox"/> Park <input type="checkbox"/> Yard <input type="checkbox"/> Parking Lot <input type="checkbox"/> Other <input type="checkbox"/> Unknown	TYPE OF STRUCTURE <input type="checkbox"/> Apartment <input type="checkbox"/> Apartment/Com. Area <input type="checkbox"/> Office <input type="checkbox"/> Business <input type="checkbox"/> Garage <input type="checkbox"/> House <input type="checkbox"/> School <input type="checkbox"/> Storage Locker <input type="checkbox"/> Basement <input type="checkbox"/> Other	POINT OF ENTRY <input type="checkbox"/> Front Door <input type="checkbox"/> Rear Door <input type="checkbox"/> Window <input type="checkbox"/> Roof/Skylight <input type="checkbox"/> Overhead Door <input type="checkbox"/> Garage Side Door <input type="checkbox"/> Wall <input type="checkbox"/> Transom <input type="checkbox"/> Unknown <input type="checkbox"/> Other	METHOD AND SUSPECT ACTIONS <input type="checkbox"/> Jimmy <input checked="" type="checkbox"/> Brute Force <input type="checkbox"/> Smash/Grab <input type="checkbox"/> Vice Grip <input type="checkbox"/> Cut Lock <input type="checkbox"/> Lock Picked <input type="checkbox"/> Key <input type="checkbox"/> Slip Lock <input type="checkbox"/> Broke/Damaged Glass <input type="checkbox"/> Unlocked/Open <input type="checkbox"/> Hid in Building <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Chain Snatch <input type="checkbox"/> Home Invasion <input type="checkbox"/> Smash/Grab Auto <input type="checkbox"/> Theft From Person <input type="checkbox"/> Ransacked/Vandalized <input type="checkbox"/> Other	<input type="checkbox"/> Unknown <input type="checkbox"/> Struck/Injured Victim <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sexual Battery <input type="checkbox"/> Slim Jim <input type="checkbox"/> Pooled Column <input type="checkbox"/> Ignition Pulled <input type="checkbox"/> Punched Trunk <input type="checkbox"/> Asked Directions <input type="checkbox"/> Offered USC/Candy <input type="checkbox"/> Approached From Rear <input type="checkbox"/> Took into Concealment <input type="checkbox"/> Made Threats <input type="checkbox"/> Used Victim's Name <input type="checkbox"/> Took Only <input type="checkbox"/> Concealables <input type="checkbox"/> Vehicle Needed

**(48) CASE SUMMARY: PROVIDE BRIEF SUMMARY OF THE EVENTS AS THEY OCCURRED**

- See Continuation -

**(49) CAN OFFENSE BE SOLVED WITH REASONABLE AMOUNT OF INVESTIGATIVE EFFORT? IF YES PLACE X IN BOX L**

**(50) IS THERE A REASON TO BELIEVE THAT INVESTIGATION CANNOT BE COMPLETED AT THIS TIME? IF YES PLACE X IN BOX M**

BLOCK #	(51) ENTER DETAILED INFORMATION RELATED TO THE BLOCK ABOVE WITH CORRESPONDING BLOCK NUMBER AT LEFT

## Continuation Report



ELMWOOD PARK POLICE DEPARTMENT



Case Report: 13-2328  
Title: Criminal Damage to Vehicle  
Officer: Ofc. LaPenna #6027  
Date: 03/17/13

### Continuation:

On 03/17/13 at 1907 hours, I responded to the 7800 block of W Belmont Ave for a third party report of a Hit and Run.

Upon my arrival I observed a Chevrolet pick-up (IL Reg [REDACTED]) parked in the street with broken windows.

I met with the registered owner, [REDACTED] (M [REDACTED]). [REDACTED] stated his girlfriend [REDACTED] just broke the windows of his vehicle. [REDACTED] stated he had been dating her for a year but didn't know her phone number or date of birth. [REDACTED] stated he did not wish to pursue criminal charges against [REDACTED].

[REDACTED] signed a Refusal to Sign Complaint form.

I reclassified the call to Criminal Damage to Vehicle.



-End-

Ofc. LaPenna #6027

Supervisor

ELMWOOD PARK POLICE DEPARTMENT

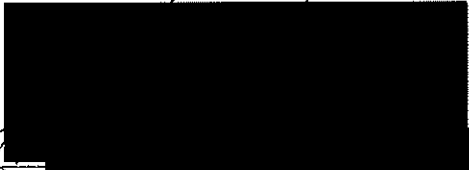
Victim's Refusal to Sign Complaint

I, , being the victim in this incident, to wit: 7800 W Belmont Ave, do not wish to prosecute, , for the offense of, CRIM DAMAGE TO VEHICLE, and will not sign a complaint and request that none be issued. I understand the Elmwood Park Police Department is willing to issue a complaint in this matter in question, however I do not wish any prosecution. This action on my part is free and voluntary, and I have not been coerced nor intimidated in any way in deciding this course of action.

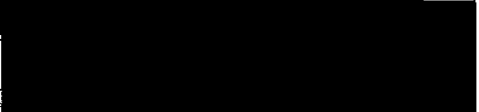
Witness: #1



26027

Signature: 

#2

Printed Name: 

Telephone: 

Date: 03/17/13

Time: 19:20 HOURS

Case: 13-2328