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IN REPLY REFER TO FILE NO.

Mr. Denny Ma  
1738 N. 77<sup>th</sup> Avenue  
Elmwood Park, Illinois 60707  
[Dennyma234@yahoo.com](mailto:Dennyma234@yahoo.com)

EP-1

**Re: Freedom of Information Act Request**

Dear Mr. Ma:

On December 8, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "16-2975[.]"

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 home or personal telephone numbers and home addresses, 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.

**STORINO, RAMELLO & DURKIN**

Mr. Denny Ma  
December 15, 2016  
Page 2

Section 7(1)(d)(iv) of FOIA provides that, “[r]ecords in the possession of any public body created in the course of administrative enforcement proceedings, and any law enforcement or correctional agency for law enforcement purposes” are exempt from disclosure, “but only to the extent that disclosure would: ... unavoidably disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints with or provide information to administrative, investigative, law enforcement, or penal agencies.” Consequently, information that would reveal the identity of persons who filed complaints with or provided information to the Village of Elmwood Park Police Department has 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

# INCIDENT/INVESTIGATION REPORT

Agency Name  
*Elmwood Park Police Department*

ORI  
*IL0163100*

Case#  
*16-02975*

Date / Time Reported  
*12/02/2016 20:46 Fri*

Last Known Secure  
*12/02/2016 16:00 Fri*

At Found  
*12/02/2016 20:30 Fri*

Location of Incident <i>1738 77th Av, Elmwood Park IL 60707-</i>	Premise Type <i>Residence / Home</i>	Zone/Tract <i>E4</i>	Activity
#1 Crime Incident(s) <i>Burglary - Residential Burglary 0625</i> (Com)	Weapon / Tools <i>UNKNOWN</i>		Activity
	Entry	Exit	Security
#2 Crime Incident ( )	Weapon / Tools		Activity
	Entry	Exit	Security
#3 Crime Incident ( )	Weapon / Tools		Activity
	Entry	Exit	Security

MO

# of Victims *2* Type: *INDIVIDUAL* Injury:

Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<i>V1</i>	<i>1,</i>	<i>Age 56</i>		<i>M</i>	<i>1ST</i>	<i>Resident</i>	

Home Address: [REDACTED] Home Phone: [REDACTED]

Employer Name/Address: [REDACTED] Business Phone: [REDACTED] Mobile Phone: [REDACTED]

VYR: [REDACTED] Make: [REDACTED] Model: [REDACTED] Style: [REDACTED] Color: [REDACTED] Lic/Lis: [REDACTED] VIN: [REDACTED]

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

Type: *INDIVIDUAL* Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<i>V2</i>		<i>1,</i>	<i>Age 51</i>		<i>F</i>	<i>1ST</i>	<i>Resident</i>	

Home Address: [REDACTED] Home Phone: [REDACTED]

Employer Name/Address: [REDACTED] Business Phone: [REDACTED] Mobile Phone: [REDACTED]

Type: *INDIVIDUAL* Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<i>IO</i>			<i>Age 29</i>		<i>M</i>		<i>Resident</i>	

Home Address: [REDACTED] Home Phone: [REDACTED]

Employer Name/Address: [REDACTED] Business Phone: [REDACTED] Mobile Phone: [REDACTED]

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 Fm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
<i>2</i>	<i>17</i>	<i>7</i>	<i>\$0.00</i>		<i>1</i>	<i>JEWELRY / PRECIOUS METALS</i>		
<i>1</i>	<i>17</i>	<i>7</i>	<i>\$0.00</i>		<i>1</i>	<i>JEWELRY / PRECIOUS METALS</i>		

Officer/ID# *HOCK, B. (PATL, PAT) (EP6089)*

Invest ID# *(0)* Supervisor *BUSCH, D. (PATL, SUPV) (EP5697)*

Status Complainant Signature Case Status *Pending / Active* Date *12/03/2016* Case Disposition: Page 1

# INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-02975

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

	IBR	Status	Quantity	Type Measure	Suspected Type	
D R U G S						

Assisting Officers

*BUSCH, D. (EP5697), BUSCH, D. (EP5697), HOCK, B. (EP6089), BRAND, T. (EP6017)*

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE**

*Elmwood Park Police Department*

OCA 16-02975
Date / Time Reported Fri 12/02/2016 20:46

Victim  
██████████

Offense  
**BURGLARY - RESIDENTIAL BURGLARY**

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

On 12/02/16, at 2046 hours, Officer Brand and I responded to 1738 N. 77th Avenue to a residential burglary just discovered. Upon my arrival, I spoke to the reporting party, ██████████, who told me the following in summary:

██████████ said at approximately 2030 hours, she recieved a phone call from her husband, ██████████, who advised he just arrived home and discovered their residence was burglarized/ransacked. ██████████ said she left work (Lotus Restaurant 7230 W. North Avenue) and advised ██████████ to call the police.

Commander Busch and Officer Brand arrived on scene.

Officers on scene checked the residence to ensure the residence was clear. Officer Brand and I observed the point of entry to be the basement door (forced entry).

I spoke with ██████████ who told me the following in summary:

██████████ said he left work and arrived home at approximately 2030 hours. ██████████ said he was going to enter the residence and observed his rear entrance door was open. ██████████ said he and ██████████ left their residence at approximatley 1600 hours and was sure he secured/locked all the residence doors and set their ADT alarm. ██████████ said he walked into the residence and observed his ADT alarm panel was ripped off the kitchen wall and placed into the sink. ██████████ walked into the dining room area and observed his safe on the floor, which was originally in the basement, and was pryed open. ██████████ checked the remainder of the residence and observed each room to be ransacked and various belongings to be missing.

██████████ and ██████████ son, ██████████ m ██████████ arrived on scene.

██████████ contacted ADT security who advised ██████████ there was no active alarm alerted during the time of the incident. ██████████ stated the alarm system was old and was run by the telephone line.

I conducted a canvass of the surrounding area. I did not observed any type of surveillance system affixed to the surrounding residences or garages in the alleyway. I spoke to neighbor ██████████ m ██████████ who resides at ██████████ stated his wife was home during the time of the incident, but did not hear or observe any suspicious activity. I spoke to neighbor ██████████ m ██████████ who resides at ██████████ stated he just arrived home and nobody was at his residence during the time of the incident.

Commander Busch and I discovered the telephone line leading to the residence was cut.

Officer Brand (Evidence Technician) took photographs and processed the scene.  
(See Officer Brand's report).

Upon Officer Brand releasing the scene, I escorted ██████████ and ██████████ to each room of the residence to document what was taken during the course of the burglary. The following listed below are the findings in each room of the residence:

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-02975
Date / Time Reported Fri 12/02/2016 20:46

Victim [REDACTED]	Offense BURGLARY - RESIDENTIAL BURGLARY
----------------------	--------------------------------------------

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[REDACTED] BEDROOM

[REDACTED] stated all her dresser drawers were rummaged through and various jewelry was removed from her bedroom.

[REDACTED] BEDROOM

[REDACTED] stated his dresser drawers and desk were also gone through and various collectable coins and silverware were missing from his bedroom.

SPARE BEDROOM

[REDACTED] and [REDACTED] stated the room appeared to have been disturbed by the offender(s), but nothing appeared to be missing.

BASEMENT

[REDACTED] stated besides the safe being brought upstairs, the closets in the basement were also disturbed. Nothing else appeared to be missing from the basement area.

DINING ROOM

[REDACTED] said the safe was brought into the dining room and pryed open by the offender(s), but nothing of value was in the safe.

The remainder of the residence, including the living room, garage/backyard area, and 2nd floor bedroom did not appear to be disturbed by the offender(s).

I asked [REDACTED] if she had any suspicious activity or person(s) come to their residence or business prior to the burglary. [REDACTED] stated all of her customers at the restaurant were regular patrons. [REDACTED] stated they recently had a contractor come to their residence and remodeled the 1st floor bathroom. [REDACTED] stated she did not really know the contractor well and was a referral from a friend. [REDACTED] provided me with the name and contact information of the contractor:

[REDACTED]  
TX: [REDACTED]

[REDACTED] stated she found the incident to be suspicious because [REDACTED] is usually home throughout the week. [REDACTED] said this is the only day of the week when she or [REDACTED] are not home at the residence.

I provided [REDACTED] and [REDACTED] with the report number and advised them to come to our agency at their convenience to

# REPORTING OFFICER NARRATIVE

*Elmwood Park Police Department*

OCA 16-02975
Date / Time Reported Fri 12/02/2016 20:46

Victim [REDACTED]	Offense BURGLARY - RESIDENTIAL BURGLARY
----------------------	--------------------------------------------

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

provide their fingerprints.

Nothing further at this time, officers on scene returned to active patrol.

-End-

# Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-02975

1	Name (Last, First, Middle) <i>UNKNOWN,</i>						Also Known As				Home Address			
	Business Address													
	DOB <i>//</i>	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		
Veh Yr/Make/Model			Drs	Style		Color		Lic/St		VIN				
Notes								Physical Char						



## Incident Report Related Property List

Elmwood Park Police Department

OCA: 16-02975

<b>1</b>	Property Description <b>JEWELRY / PRECIOUS METALS</b>			Make	Model	Caliber
	Color	Serial No.	Value <b>\$0.00</b>	Qty <b>1.000</b>	Unit	Jurisdiction <b>Locally</b>
	Status <b>Stolen</b>	Date <b>12/02/2016</b>	NIC #	State #	Local #	OAN
	Name (Last, First, Middle) [REDACTED]			DOB [REDACTED]	Age <b>51</b>	Race [REDACTED] Sex <b>F</b>

Notes

**VARIOUS JEWELRY WAS REMOVED FROM VICTIM'S BEDROOM. VICTIM DISCOVERED HER (2) WHITE GOLD NECKLACES, (2) GOLD NECKLACES W/ GOLD CROSSES, AND A DIAMOND RING BAND WAS MISSING. VICTIM BELIEVES MORE JEWELRY WAS TAKEN, BUT COULD NOT GIVE FURTHER DESCRIPTION AT THIS TIME.**

<b>2</b>	Property Description <b>JEWELRY / PRECIOUS METALS</b>			Make	Model	Caliber
	Color	Serial No.	Value <b>\$0.00</b>	Qty <b>1.000</b>	Unit	Jurisdiction <b>Locally</b>
	Status <b>Stolen</b>	Date <b>12/02/2016</b>	NIC #	State #	Local #	OAN
	Name (Last, First, Middle) [REDACTED]			DOB [REDACTED]	Age <b>56</b>	Race [REDACTED] Sex <b>M</b>

Notes

**VICTIM STATED (1) SILVER SILVERWARE SET AND VARIOUS COMMEMORATIVE COINS FROM ENGLAND WERE REMOVED FROM HIS BEDROOM.**