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IN REPLY REFER TO FILE NO.

February 8, 2016

Mr. James M. Canzolino
2132 N. Harlem Avenue
Elmwood Park, Illinois 60707

EP-1

Re: Freedom of Information Act Request

The Village of Elmwood Park is in receipt of your February 1, 2016, Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "REPORT #1600179."

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. 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 the Law Enforcement Agencies Data System ("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 a driver's license number, a home or personal telephone number, and a personal license plate, have been redacted from the records being provided.

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Mr. James M. Canzolino
February 8, 2016
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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 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
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

Agency Name
Elmwood Park Police Department

ORI
IL0163100

Case#
16-00179

Date / Time Reported
01/24/2016 00:45 Sun

Last Known Secure
01/24/2016 00:40 Sun

At Found
01/24/2016 00:45 Sun

Location of Incident <i>2000 Neva Av, Chicago IL 60707-</i>		Premise Type <i>Highway / Road / Alley</i>	Zone/Tract
#1	Crime Incident(s) <i>Driving Under The Influence-alcohol 2410</i>	(Com)	Weapon / Tools <i>NONE</i>
			Activity
#2	Crime Incident <i>Illegal Transportation Of Alcoholic Liquor - 2430</i>	(Com)	Weapon / Tools
			Activity
#3	Crime Incident <i>Hit And Run 2445</i>	(Com)	Weapon / Tools
			Activity

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# of Victims <i>1</i>	Type: SOCIETY/PUBLIC	Injury:
Victim/Business Name (Last, First, Middle) <i>State Of Illinois</i>	Victim of Crime # <i>1,2,3</i>	DOB Age
Home Address	Home Phone	
Employer Name/Address	Business Phone	Mobile Phone
VYR	Make	Model
Style	Color	Lic/Lis
		VIN

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

Type: Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
Home Address							Home Phone	
Employer Name/Address						Business Phone	Mobile Phone	

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Type: Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
Home Address							Home Phone	
Employer Name/Address						Business Phone	Mobile Phone	

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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 Fm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number
	<i>02</i>	<i>ACCT</i>	<i>\$0.00</i>		<i>1</i>	<i>2007 BLK /BLK [REDACTED] IL</i>	<i>BMW 550</i>	<i>WBANB53547CP06284</i>

Officer/ID# *GERACI, J. (PATL, PAT) (EP0950)*

Invest ID# *(0)*

Supervisor *RIEGER, M. (PATL, SUPV) (EP9114)*

Status Complainant Signature Case Status *Cleared By Arrest Adult 18 Or Over 01/25/2016* Case Disposition: Page 1

Incident Report Additional Offense List

Elmwood Park Police Department

OCA: 16-00179

Offense List (Continued) Page 2

Counter	Offense Description	Fel/Misd	Statute	Completed/Attempted
# 4	OPERATE UNINSURED MOTOR VEHICLE		2461	Com
# 5	SUSPENDED, REVOKED DRIVER'S LICENSE		2480	Com
# 6	DRIVER/PASSENGER SEAT BELTS		2485	Com
# 7	MISCELLANEOUS		9947	Com
# 8	WARRANT PICK UPS		9982	Com

INCIDENT/INVESTIGATION REPORT

By: EP4236, fflagiano 02/01/2016 16:45

Elmwood Park Police Department

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Case# 16-00179

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

RIEGER, M. (EP9114), RIEGER, M. (EP9114), GERACI, J. (EP0950), MARCHI, J. (EP7483), MARCHI, J. (EP7483),
MARCHI, J. (EP7483), CHAURIZE, M. (EP1573), WEISS, J. (EP1235)

Suspect Hate / Bias Motivated:

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NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA
16-00179
Date / Time Reported
Sun 01/24/2016 00:45

Victim
Society

Offense
DRIVING UNDER THE

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

On 01/24/2016, at 0045 hours, Officer Marchi, Commander Rieger, and I were dispatched to Hit and Run Traffic Crash at 2132 N Harlem Av.

Officer Marchi relayed a message, the vehicle that left the scene of the crash was black with tinted windows.

While checking the area I saw a black vehicle, tinted tinted windows with one headlamp stopped on Harlem Av waiting to turn left onto eastbound Palmer Av. The black vehicle proceeded eastbound on Palmer and turned right onto southbound Neva. I began to follow the black vehicle Illinois registration [REDACTED] at Palmer and Neva Avenues.

I activated my emergency lights at approximately Neva and Dickens Avenues. The vehicle pulled over at Neva and Armitage Avenues.

Officer Weiss and Officer Chaurize arrived at my location.

I made contact with the driver now known to be Guillermo A Equiha [REDACTED] and explained to him that he was stopped for only having one headlamp.

I asked Guillermo for his license and insurance card. Guillermo told me, his drivers license was suspended and could not produce and insurance card. While speaking with Guillermo, I detected an alcoholic based beverage being emitted from his breath when speaking.

I told Guillermo to turn his vehicle off which he complied. I asked Guillermo for a valid identification card which he replied, he did not have one. I asked Guillermo for the spelling of his name. I ran a leads check and [REDACTED]

I inspected the front end of Guillermo's vehicle and the damage was consistent with the Hit and Run Traffic Crash our Agency was investigating.

Officer Marchi transported a witness Eloina Esquivel (f [REDACTED] to my traffic stop. Eloina positively identified the vehicle that I had stopped as the vehicle that left the accident scene.

I asked Guillermo to exit his vehicle. Guillermo used his vehicle for support.

I asked Guillermo if he was willing to submit to field sobriety tests.
One leg stand test : refused
Finger to nose test : refused
Walk and turn test : refused

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-00179
Date / Time Reported Sun 01/24/2016 00:45

Victim
Society

Offense
DRIVING UNDER THE

Date / Time Reported
Sun 01/24/2016 00:45

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

Guillermo was taken into custody, hand cuffed, checked for fit, double locked and placed in the rear of Elmwood Park unmarked police unit # 345.

Wescom was notified that I had driver of curbed vehicle in custody for DUI / Hit & Run.

Officer Weiss ordered a tow to our location.

Upon search of vehicle an open can of 24OZ Corona beer in the center console. (photographed and inventoried)

I walked Guillermo into the lockup area. Guillermo swayed while he walked.

Officer Chaurize completed prisoner screening forms.

I read Guillermo the Warning to Motorist.

I observed Guillermo for the 20 minute observation period.

Officer Marchi arrived at the Police lockup to complete the breath test.

Guillermo refused the breath test.

Guillermo was read his Miranda Warnings from the pre printed form which he initialed.

I completed the Alcohol influence report.

I completed a fingerprint inquiry and the response came back as a positive I.D..

Guillermo was placed in cell A2.



I called Felony review and spoke to ASA Matt Heinlen at 0540 hours 01/24/2016. ASA Heinlan approved two felony charges.

Guillermo was also charged locally and held for bond court.

Kendall County was notified that Guillermo was going to bond court on 01/25/2016.

Guillermo was explained his charges and vehicle seizure paperwork.

Nothing further at this time and I returned to patrol.

Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-00179

1	Name (Last, First, Middle) <i>EQUIHUA, GUILLERMO A</i>					Also Known As					Home Address <i>1579 BURR OAK CT A AURORA, IL 60506</i>		
	Business Address <i>IHC 630-208-7000, MANAGER</i>												
DOB.	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.			
	33		M		504	120	BRO	BRO					
Scars, Marks, Tattoos, or other distinguishing features <i>TAT LEFT ARM; TAT RIGH ARM; TAT NONS BACK; TAT LEFT SHLD; TAT RIGH SHLD; TAT NONS BACK</i>													
<i>Reported Suspect Detail</i>		Suspect Age			Race	Sex	Eth	Height		Weight		SSN	
Weapon, Type	Feature		Make		Model			Color	Caliber	Dir of Travel			
Veh Yr/Make/Model			Drs	Style		Color		Lic/St		VIN			
Notes							Physical Char						

Incident Report Related Vehicle List

Elmwood Park Police Department

OCA: 16-00179

1	VehYr/Make/Model <i>2007 BMW, 550</i>		Style <i>4 DO</i>		Color <i>BLK/BLK</i>		Lic/Lis [REDACTED] <i>IL 2016</i>		Vin <i>WBANB53547CP06284</i>		
	IBR Status <i>Acct</i>		Date <i>01/25/2016</i>		Location <i>2128 HARLEM AV, ELMWOOD PARK IL</i>						
	Condition		Value <i>\$0.00</i>		Offense Code		Jurisdiction <i>Locally</i>		State #		NIC #
	Name (Last, First, Middle) <i>Equihua, Guillermo A</i>				Also Known As			Home Address <i>1579 BURR OAK CT A AURORA, IL 60506</i> [REDACTED]			
	Business Address <i>IHC 630-208-7000, MANAGER</i>										
	DOB [REDACTED]	Age <i>33</i>	Race [REDACTED]	Sex <i>M</i>	Hgt <i>504</i>	Wgt <i>120</i>	Scars, Marks, Tattoos, or other distinguishing features <i>TAT LEFT ARM; TAT RIGH ARM; TAT NONS BACK; TAT LEFT SHLD; TAT RIGH SHLD; TAT NONS BACK</i>				

Notes

VEHICLE SEIZED PER VILLAGE CODE 32-80