STORINO, RAMELLO & DURKIN

950I WEST DEVON AVENUE

ROSEMONT, ILLINOIS 600I8

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

(847) 318-9500

FACSIMILE (847) 318-9509

February 19, 2016

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.

Ms. Monica Sosa   EP-1
7721 W. Elmgrove Drive
Elmwood Park, Illinois 60707
msosa20714@hotmail.com

Re: **Freedom of Information Act Request**

Dear Ms. Sosa:

The Village of Elmwood Park is in receipt of your February 11, 2016, Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "Police Report # 16-325[.]"

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 the name of a suspect who was never arrested, and the races of individuals, have been redacted from the records being provided.

577155.1

STORINO, RAMELLO & DURKIN

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 who 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 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

577155.1

INCIDENT/INVESTIGATION REPORT

Agency Name: Elmwood Park Police Department
ORI: IL0163100

Case# 16-00325
Date / Time Reported: 02/08/2016 17:50 Mon
Last Known Secure: 01/25/2016 00:00 Mon
At Found: 02/08/2016 17:50 Mon

INCIDENT DATA

Location of Incident: 7721 Elmgrove Dr, Elmwood Park IL 60707-
Premise Type: Residence / Home
Zone/Tract: E2

#1 Crime Incident(s) (Com): Information For The Police 9938
- Weapon / Tools: NONE
- Entry: | Exit: | Security: | Activity:

#2 Crime Incident ( )
- Weapon / Tools:
- Entry: | Exit: | Security: | Activity:

#3 Crime Incident ( )
- Weapon / Tools:
- Entry: | Exit: | Security: | Activity:

MO

VICTIM

# of Victims: 0 **Type:** **Injury:**

	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB / Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
V1								

Home Address: **Home Phone:**
Employer Name/Address: **Business Phone:** **Mobile Phone:**

VYR	Make	Model	Style	Color	Lic/Lis	VIN

OTHERS INVOLVED

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 / Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
RP	▮▮▮▮		41		F		Resident	

Home Address: ▮▮▮▮ **Home Phone:** ▮▮▮▮
Employer Name/Address: DCFS (CASE WORKER) **Business Phone:** 312-793-2638 **Mobile Phone:**

Type: INDIVIDUAL **Injury:**

Code	Name (Last, First, Middle)	Victim of Crime #	DOB / Age	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
IO	▮▮▮▮		20		F		Non-Residen	

Home Address: ▮▮▮▮ **Home Phone:** ▮▮▮▮
Employer Name/Address: **Business Phone:** **Mobile Phone:**

PROPERTY

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

Officer/ID#: BARRILE, M. (INV, INV) (EP6791)
Invest ID#: KLISZ, R. (INV, INV) (EP7134)
Supervisor: BROWN, T. (PATL, PAT) (EP9026)

Status
Complainant Signature:
Case Status: Reviewed By Investigations 02/09/2016
Case Disposition: V 02/09/2016
Page 1

Elmwood Park Police Department

Case#   *16-00325*

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

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

OCA
16-00325

Victim	Offense	Date / Time Reported
	INFORMATION FOR THE POLICE	*Mon 02/08/2016 17:50*

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

On 02/08/16, at approximately 1800 hours, I responded to the Elmwood Park Police Department for an information for police report.

Upon arrival, I spoke to ███████ in the report room. ██████ told me in summary: ██████ is employed by DCFS (Department of Children and Family Services). ██████ is working on a case regarding ██████ Over the last two weeks, ██████ has made contact with ██████ relatives on Facebook causing her to be concerned for her family's safety. Via Facebook, ██████ requested ██████ family members talk to ██████ and pursuade her not to take her child away from her. ██████ said ██████ is not taking her medications for her mental disorder. ██████ stated she advised her supervisor of the incident.

I gave ██████ the report number.