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OF COUNSEL

IN REPLY REFER TO FILE NO.

February 5, 2016

Mr. Wzadyszaw Majchrzak  
2445 Nona Street  
Franklin Park, Illinois 60131

EP-1

**Re: Freedom of Information Act Request**

Dear Mr. Majchrzak:

The Village of Elmwood Park is in receipt of your January 29, 2016, Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "15-10283[.]"

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 home address, and a home or personal telephone number, 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, a birthdate, 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 suspect who was never

**STORINO, RAMELLO & DURKIN**

Mr. Wzadyszaw Majchrzak  
February 5, 2016  
Page 2

arrested, the name of a third party who incidentally appears in a police report, and the race of an individual, 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:

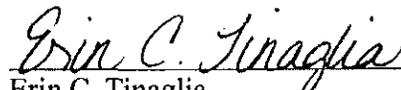
Sarah Pratt  
Public Access Counselor  
Office of the Attorney General  
500 South 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us)

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

# INCIDENT/INVESTIGATION REPORT

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|--|---|
| Agency Name<br><i>Elmwood Park Police Department</i> | Case#<br><i>15-10283</i>                            |
| ORI<br><i>1L0163100</i>                              | Date / Time Reported<br><i>12/22/2015 12:32 Tue</i> |

|  |  |                         |  |
|--|--|-------------------------|--|
| Location of Incident<br><i>7713 Belmont Av, Elmwood Park IL 60707-</i> | Premise Type<br><i>Specialty Store (tv, fur, etc.)</i> | Zone/Tract<br><i>E1</i> | Last Known Secure<br><i>01/03/2006 00:00 Tue</i> |
| At Found<br><i>12/22/2015 12:32 Tue</i>                                |  |                         | Activity   |
| #1 Crime Incident(s) (Com)<br><i>Identity Theft 9994</i>               | Weapon / Tools<br><i>NONE</i>                          |                         | Activity   |
| Entry  |  | Exit                    | Security   |
| #2 Crime Incident ( )  | Weapon / Tools   |                         | Activity   |
| Entry  |  | Exit                    | Security   |
| #3 Crime Incident ( )  | Weapon / Tools   |                         | Activity   |
| Entry  |  | Exit                    | Security   |

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|---|-------------------------------|--------------------------|--|
| # of Victims <i>1</i>                                       | Type: <i>INDIVIDUAL</i>       | Injury: <i>None</i>      |  |
| V1 Victim/Business Name (Last, First, Middle)<br>[REDACTED] | Victim of Crime #<br><i>1</i> | DOB<br><i>Age 44</i>     | Race<br><i>[REDACTED]</i>                    |
| Home Address<br>[REDACTED]                                  |                               | Sex<br><i>M</i>          | Relationship To Offender<br><i>Non-Resid</i> |
| Employer Name/Address                                       |                               | Resident Status          | Military Branch/Status                       |
| VYR   |                               | Home Phone<br>[REDACTED] |  |
| Make  | Model                         | Business Phone           | Mobile Phone                                 |
| Style   | Color                         | 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: <i>INDIVIDUAL</i> | Injury:                                  |                          |
| Code <i>IO</i>          | Name (Last, First, Middle)<br>[REDACTED] | Victim of Crime #        |
| Home Address            |  | DOB<br><i>Age</i>        |
| Employer Name/Address   |  | Race                     |
| Type:                   |  | Sex<br><i>F</i>          |
| Code                    | Name (Last, First, Middle)               | Relationship To Offender |
| Home Address            |  | Resident Status          |
| Employer Name/Address   |  | Military Branch/Status   |
| Type:                   |  | Injury:                  |
| Code                    | Name (Last, First, Middle)               | Victim of Crime #        |
| Home Address            |  | DOB<br><i>Age</i>        |
| Employer Name/Address   |  | Race                     |
| Type:                   |  | Sex                      |
| Code                    | Name (Last, First, Middle)               | Relationship To Offender |
| Home Address            |  | Resident Status          |
| Employer Name/Address   |  | Military Branch/Status   |

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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 Pm/To | Value              | OJ | QTY      | Property Description | Make/Model | Serial Number |
|------|-----------|--------------|--------------------|----|----------|----------------------|------------|---------------|
|      | <i>20</i> | <i>8</i>     | <i>\$41,246.00</i> |    | <i>1</i> | <i>MONEY / CASH</i>  |            |               |
|      |           |              |                    |    |          |                      |            |               |
|      |           |              |                    |    |          |                      |            |               |
|      |           |              |                    |    |          |                      |            |               |
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| Officer/ID#<br><i>LONI, M. (PATL, PAT) (EP0048)</i>     | Supervisor<br><i>ROSA, E. (PATL, PAT) (EP4441)</i> |
| Invest ID#<br><i>WINIARCZYK, M. (INV, INV) (EP7383)</i> | Case Disposition:<br><i>2 01/12/2016</i>           |
| Status<br>Complainant Signature                         | Page 1   |



REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

|                      |
|----------------------|
| OCA                  |
| 15-10283             |
| Date / Time Reported |
| Tue 12/22/2015 12:32 |

Victim  
[REDACTED]

Offense  
IDENTITY THEFT

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

On 12/22/15 at 1232 hours, Officer Alequin and I were dispatched to the Elmwood Park Police Lobby regarding an identity theft. Upon arrival, I spoke with [REDACTED] m [REDACTED] who is the victim of identity theft. [REDACTED] only spoke Polish. CSO Dykas translated the interview with [REDACTED] to Officer Alequin and I.

[REDACTED] stated he owns business in Franklin Park called OPAL Services. [REDACTED] stated he does he taxes with a company called Bes Pol, which is located at 7713 Belmont Ave in Elmwood Park. On 11/10/15, [REDACTED] was given a notice to appear in court regarding payments charged to his business OPAL services. (Documents attached) It stated on 06/18/2009 a judgment was entered with the Plaintiff being Belmont Bank and Trust Company. The judgment balance started at a sum of \$25,963.52. Over time with interest the sum increased to \$41,246.61. [REDACTED] explained he was never given any paperwork or documents regarding his business and/or statement accounts with Belmont Bank and Trust.

After [REDACTED] was served his court date, he went to Bes Pol tax company to talk with [REDACTED] has worked on [REDACTED] taxes in the past. While investigating [REDACTED] paperwork, [REDACTED] discovered in 2006 his name was forged on documents. [REDACTED] also noticed a female by the name of [REDACTED] was added to his Opal Services account. [REDACTED] explained he had never heard of [REDACTED], nor did he add anyone to his account.

I explained to [REDACTED] he needs to contact Belmont Bank and Trust to verify exactly what the money was taken out for, and have a lawyer present with him during this process. I also advised [REDACTED] to contact the Attorney General and FBI regarding this incident.

All of [REDACTED] documents are attached to the report. End of report.

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# Incident Report Suspect List

Elmwood Park Police Department

OCA: 15-10283

|                                |   |         |      |       |     |               |     |        |     |               |                           |               |  |     |  |
|--------------------------------|---|---------|------|-------|-----|---------------|-----|--------|-----|---------------|---------------------------|---------------|--|-----|--|
| <b>1</b>                       | Name (Last, First, Middle)                              |         |      |       |     | 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 |         |      |       |     |               |     |        |     |               |                           |               |  |     |  |
| <b>Reported Suspect Detail</b> |   |         |      |       |     |               |     |        |     |               |                           |               |  |     |  |
| Weapon, Type                   |   | Feature |      | Make  |     | Model         |     | Color  |     | Caliber       |                           | Dir of Travel |  | SSN |  |
| VehYr/Make/Model               |   |         | Drs  | Style |     | Color         |     | Lic/St |     |               | VIN                       |               |  |     |  |
| Notes                          |   |         |      |       |     |               |     |        |     | Physical Char |                           |               |  |     |  |

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## Incident Report Related Property List

Elmwood Park Police Department

OCA: 15-10283

|                                 |   |                           |  |                             |  |                     |  |                 |  |
|---------------------------------|---|---------------------------|--|-----------------------------|--|---------------------|--|-----------------|--|
| 1                               | Property Description<br><b>MONEY / CASH</b> |                           |  | Make                        |  | Model               |  | Caliber         |  |
| Color                           |   | Serial No.                |  | Value<br><b>\$41,246.00</b> |  | Qty<br><b>1.000</b> |  | Unit            |  |
| Status<br><b>Unknown/ Other</b> |   | Date<br><b>01/03/2006</b> |  | NIC #                       |  | State #             |  | Local #         |  |
| Name (Last, First, Middle)      |   | DOB                       |  | Age<br><b>44</b>            |  | Race                |  | Sex<br><b>M</b> |  |

Notes

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