

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.

July 19, 2016

Mr. Vittorio Verrecchia  
9279135@gmail.com

EP-1

**Re: Freedom of Information Act Request**

Dear Mr. Verrecchia:

On July 12, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

"Pursuant to the Freedom of Information Act, I hereby request my incident/police report #1686198 from 07/01/16."

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 names of third parties who incidentally appear in police reports, and the races of individuals, have been redacted from the records being provided.

**STORINO, RAMELLO & DURKIN**

Mr. Vittorio Verrecchia  
July 19, 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 <b>Elmwood Park Police Department</b>		Case# <b>16-01562</b>
ORI <b>IL0163100</b>		Date / Time Reported <b>07/01/2016 12:37 Fri</b>
Location of Incident <b>18 Conti Pkwy, Elmwood Park IL 60707-</b>	Premise Type <b>Highway / Road / Alley</b>	Zone/Tract <b>E2</b>
#1 Crime Incident(s) (Att ) <b>Information For The Police 9938</b>	Weapon / Tools <b>NONE</b>	Activity 
#2 Crime Incident ( )	Weapon / Tools	Activity
#3 Crime Incident ( )	Weapon / Tools	Activity

MO													
VICTIM	# of Victims	0		Type:							Injury:		
	V1	Victim/Business Name (Last, First, Middle)				Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
							Age						
		Home Address								Home Phone			
		Employer Name/Address						Business Phone		Mobile Phone			
	YVR	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	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
	RP						Age 42		M		Non-Resident		
		Home Address								Home Phone			
	Employer Name/Address						Business Phone		Mobile Phone				
	Type: INDIVIDUAL Injury:												
Code	Name (Last, First, Middle)				Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status		
IO						Age		M					
	Home Address								Home Phone				
	Employer Name/Address						Business Phone		Mobile Phone				

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 Frn/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number	

Officer/ID#	<b>MARINO, D. (PATL, PAT) (EP3976)</b>			
Invest ID#	<b>KLISZ, R. (INV, INV) (EP7134)</b>		Supervisor	<b>MARINO, D. (PATL, PAT) (EP3976)</b>
Status	Complainant Signature	Case Status <i>Reviewed By Investigations</i>	<b>07/05/2016</b>	Case Disposition: <b>V</b> <b>07/05/2016</b>

# Incident Report Additional Name List

Elmwood Park Police Department

OCA: 16-01562

## Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 2	[REDACTED]		[REDACTED]	[REDACTED]		M
Address	[REDACTED]		H: [REDACTED]			
Empl/Addr	[REDACTED]		B: [REDACTED]			
			Mobile #: - -			
2) IO 3	[REDACTED]				W	M
Address	[REDACTED]		H: - -			
Empl/Addr	[REDACTED]		B: - -			
			Mobile #: - -			

# INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-01562

Status Codes    1 = None    2 = Burned    3 = Counterfeit / Forged    4 = Damaged / Vandalized    5 = Recovered    6 = Seized    7 = Stolen    8 = Unknown						
D R U G S	IBR	Status	Quantity	Type Measure	Suspected Type	

Assisting Officers  
*RANSOM, D. (EP4339)*

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-01562
Date / Time Reported Fri 07/01/2016 12:37

Victim	Offense INFORMATION FOR THE POLICE
--------	---------------------------------------

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

On 07-01-2016 at 1237 hours, [REDACTED] came into the police station to make a report. [REDACTED] stated he was on lunch break and parked across the street from 18 Conti Pkwy. [REDACTED] walked into the business (Baciemi) to look for a friend. He found out his friend was 'nt in the business at that time and walked out. [REDACTED] stated that two males were sitting outside of the business he identified as [REDACTED]. As [REDACTED] was crossing the street toward his vehicle he heard [REDACTED] yell "is that the guy?" [REDACTED] continued to his vehicle and started to back out of the parking space. He observed in his rear view mirror [REDACTED] was pointing his finger at him. [REDACTED] related that he drove around the circle, Conti Pkwy and then observed a male he identified as [REDACTED] at the table with [REDACTED] and [REDACTED]. [REDACTED] stated that he drove around the circle again, stopped in front of 18 Conti Pkwy, rolled down his window and stated "is there something I could help you with cause you were pointing at me?". [REDACTED] stated that [REDACTED] told him he was pointing at the building "dick head", "you should be at work" and "I'll get you fired". [REDACTED] then came to the police station to make a report of the incident.