

LAW OFFICES
STORINO, RAMELLO & DURKIN

9501 WEST DEVON AVENUE
ROSEMONT, ILLINOIS 60018

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

June 22, 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.

Mr. Adam Kolodziej
2930 N. Harlem Avenue
Elmwood Park, Illinois 60707

EP-1

Re: Freedom of Information Act Request

Dear Mr. Kolodziej:

On June 15, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "16-1271[.]"

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 driver's license number, home or personal telephone numbers, home addresses, and a personal license plate, 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 suspect who was never arrested, and the races of individuals, have been redacted from the records being provided.

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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:

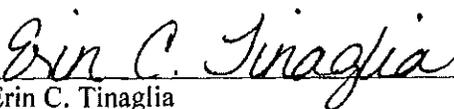
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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

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Agency Name <i>Elmwood Park Police Department</i>
ORI <i>IL0163100</i>

Case# <i>16-01271</i>
Date / Time Reported <i>05/30/2016 18:53 Mon</i>
Last Known Secure <i>05/29/2016 22:00 Sun</i>
At Found <i>05/30/2016 08:00 Mon</i>

Location of Incident <i>2930 Harlem Av, Elmwood Park IL 60707-</i>		Premise Type <i>Highway / Road / Alley</i>	Zone/Tract
#1	Crime Incident(s) (Com) <i>Criminal Damage To Vehicle 1320</i>	Weapon / Tools <i>OTHER</i>	
		Entry	Exit
#2	Crime Incident ()	Weapon / Tools	
		Entry	Exit
#3	Crime Incident ()	Weapon / Tools	
		Entry	Exit

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# of Victims <i>1</i>	Type: INDIVIDUAL	Injury:
V1	Victim/Business Name (Last, First, Middle) [REDACTED]	Victim of Crime # <i>1</i> , Age <i>34</i> , Race <i>[REDACTED]</i> , Sex <i>M</i> , Relationship To Offender <i>INE</i> , Resident Status <i>Resident</i> , Military Branch/Status
Home Address [REDACTED]		Home Phone [REDACTED]
Employer Name/Address		Business Phone Mobile Phone
VYR <i>2003</i>	Make <i>NISS</i>	Model <i>MAXIMA</i>
Style <i>4 DO</i>	Color <i>SIL/SIL</i>	Lic/Lis <i>[REDACTED] IL</i>
VIN <i>JN1DA31A73T403437</i>		

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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	
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>1</i>	<i>02</i>	<i>4</i>	<i>\$0.00</i>		<i>1</i>	<i>2003 SIL/SIL [REDACTED] IL</i>	<i>NISS Maxima</i>	<i>JN1DA31A73T403437</i>

Officer/ID# <i>LOGISZ, R. (PATL, PAT) (EP6631)</i>	Invest ID# <i>KLISZ, R. (INV, INV) (EP7134)</i>	Supervisor <i>BROWN, T. (PATL, PAT) (EP9026)</i>
Status	Complainant Signature	Case Status <i>Exceptionally Cleared Adult</i>
		<i>06/01/2016</i>
		Case Disposition: <i>7</i>
		<i>06/01/2016</i>

Incident Report Additional Name List

Elmwood Park Police Department

OCA: 16-01271

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) WI I	[REDACTED]		[REDACTED]	78		M
	Address		H: - -			
	Empl/Addr		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-01271

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

LOGISZ, R. (EP6631), LOGISZ, R. (EP6631), LOGISZ, R. (EP6631), LOGISZ, R. (EP6631), BRAND, T. (EP6017), RODRIGUEZ, C. (EP6361)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-01271
Date / Time Reported Mon 05/30/2016 18:53

Victim [REDACTED]	Offense CRIMINAL DAMAGE TO VEHICLE
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

ON 05-30-16 AT 1853 HOURS I WAS DISPATCHED TO 2930 N HARLEM FOR A REPORT OF CRIMINAL DAMAGE TO VEHICLE. UPON ARRIVAL I SPOKE WITH CALLER [REDACTED] WHO DIRECTED MY ATTENTION TO HIS VEHICLE, IL REG [REDACTED]. HE POINTED OUT DAMAGE TO THE SUN ROOF OF THE VEHICLE.

[REDACTED] STATED HE HAD PARKED THE VEHICLE ON HARLEM JUST SOUTH OF 2930 AT APPROXIMATELY 2100 HOURS ON 05-28-16. AT 0800 HOURS ON 05-30-16 WHILE [REDACTED] WAS LEAVING FOR WORK HE NOTICED THE DAMAGE TO THE SUN ROOF. HE ALSO NOTICED SEVERAL BROKEN BOTTLES LYING IN THE STREET NEARBY. WHEN [REDACTED] RETURNED FROM WORK HE SPOKE WITH HIS NEIGHBOR, LAST NAME [REDACTED] WHO STATED HE HAD OBSERVED NEIGHBORS IN UNIT [REDACTED] (OF 2930 N HARLEM) THROWING BOTTLES FROM THEIR BALCONY ON THE EVENING OF 05-29-30. HE STATED THE OFFENDERS APPEARED TO BE JUVENILES HAVING A PARTY IN THE UNIT.

[REDACTED] MADE CONTACT WITH THE RESIDENTS ON UNIT [REDACTED] LAST NAME [REDACTED] [REDACTED] STATED HE HAD SPOKEN WITH AN ADULT WHO AGREED TO PAY FOR THE DAMAGE DONE TO HIS VEHICLE.

[REDACTED] DID NOT WISH TO SIGN COMPLAINTS AT THIS TIME, ONLY TO REPORT THE INCIDENT.

OFC BRAND ARRIVED ON SCENE AND PHOTOGRAPHED THE DAMAGE TO [REDACTED] VEHICLE.

NOTHING FURTHER AT THIS TIME.

Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-01271

1	Name (Last, First, Middle)					Also Known As					Home Address				
	[REDACTED]														
Business Address															
[REDACTED]															
DOB		Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.				
[REDACTED]		20		M		511	150	BRO	BRO		[REDACTED] IL				
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			
Veh Yr/Make/Model		Drs		Style		Color		Lic/St		VIN					
Mode of Travel															
Notes															
Physical Char															

Incident Report Related Vehicle List

Elmwood Park Police Department

OCA: 16-01271

1	VehYr/Make/Model <i>2003 NISS, Maxima</i>		Style <i>4 DO</i>		Color <i>SIL/SIL</i>		Lic/Lis [REDACTED] <i>IL 2017</i>		VIN <i>JN1DA31A73T403437</i>		
IBR Status <i>Destroyed/damaged/vandaliz</i>			Date <i>05/29/2016</i>		Location <i>2930 HARLEM AV, ELMWOOD PARK IL</i>						
Condition <i>BROKEN SUN ROOF</i>		Value <i>\$0.00</i>		Offense Code <i>1320</i>		Jurisdiction <i>Locally</i>		State #		NIC #	
Name (Last, First, Middle) [REDACTED]					Also Known As			Home Address [REDACTED]			
Business Address											
DOB [REDACTED]	Age <i>34</i>	Race [REDACTED]	Sex <i>M</i>	Hgt <i>600</i>	Wgt <i>185</i>	Scars, Marks, Tattoos, or other distinguishing features					

Notes