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IN REPLY REFER TO FILE NO.

June 3, 2016

Mr. Janusz Marcinczyk
7224 W. Wrightwood Avenue, Apt. 105
Elmwood Park, Illinois 60707
jankarolm@yahoo.com

EP-1

Re: **Freedom of Information Act Request**

Dear Mr. Marcinczyk:

On May 24, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "16-999[.]"

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, 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 third-party property owner who incidentally appears in a police report, and 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

600184.1

INCIDENT/INVESTIGATION REPORT

Case# 16-00999

Agency Name Elmwood Park Police Department

ORI IL0163100

Date / Time Reported 05/02/2016 07:49 Mon

Last Known Secure 05/01/2016 20:00 Sun

At Found 05/02/2016 07:49 Mon

INCIDENT DATA

Location of Incident 7224 Wrightwood Av Apt. 105, Elmwood Park IL

Premise Type Highway / Road / Alley

Zone/Tract E2

	Crime Incident(s)	(Com)	Weapon / Tools			Activity
#1	Motor Vehicle Theft 0910		UNKNOWN			
			Entry	Exit	Security	
#2	Crime Incident	( )	Weapon / Tools			Activity
			Entry	Exit	Security	
#3	Crime Incident	( )	Weapon / Tools			Activity
			Entry	Exit	Security	

MO

VICTIM

# of Victims 1 **Type:** INDIVIDUAL **Injury:**

	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
V1	▉▉▉▉▉	1, Age 19	▉▉▉	▉	M	1UR	Resident	

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: **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**

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
	02	7	$400.00		1	1999 CPR /SIL ▉▉ IL	HOND Cr-v	JHLRD1860XC011506

Status

Officer/ID# SWOBODA, L. (PATL, PAT) (EP4970)

Outstanding Stolen Val [Total Stolen]: $400.00 [$400.00]

Invest ID# (0)

Supervisor KMIECIK, M. (PATL, SUPV) (EP1312)

Complainant Signature

Case Status Pending / Active 05/02/2016

Case Disposition:

Page 1

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # *16-00999*

| 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

MARINO, D. (EP3976)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

		OCA
Elmwood Park Police Department		*16-00999*
Victim ███████████	Offense *MOTOR VEHICLE THEFT*	Date / Time Reported *Mon 05/02/2016 07:49*

ON 05/02/2016 AT APPROXIMATELY 0749 HOURS, I RESPONDED TO 7224 WRIGHTWOOD FOR A REPORT OF MOTOR VEHICLE THEFT. UPON ARRIVAL, I MET WITH RESIDENT, ████████ ████████ (M████████). INVESTIGATION REVEALED THE FOLLOWING:

BETWEEN 05/01/2016 AT 2000 HOURS - 05/02/2016 AT 0749 HOURS, AN UNKNOWN SUBJECT(S) REMOVED ████████ SECURED, UNATTENDED VEHICLE (IL REG #████████) FROM THE STREET. THE VEHICLE WAS PARKED AT APPROXIMATELY 2629 72ND CT. ████████ INDICATED THE VEHICLE WAS LOCKED AND NO VALUABLES WERE LOCATED INSIDE THE VEHICLE. I DID NOT OBSERVE BROKEN GLASS OR OTHER MATERIAL IN THE STREET TO INDICATE THE VEHICLE WAS SMASHED INTO.

████████ AND HIS PARENTS ARE THE ONLY PERSONS WITH KEYS TO THE VEHICLE AND DID NOT GIVE ANYONE ELSE PERMISSION TO OPERATE THE VEHICLE. ON 02/27/2015, ████████ REPORTED THE SAME VEHICLE STOLEN IN OUR TOWN. THE VEHICLE WAS RECOVERED 03/05/2016 ONLY A FEW BLOCKS FROM HIS RESIDENCE WITH THE CATALYTIC CONVERTER REMOVED.

I TOURED THE AREA ATTEMPTING TO LOCATE THE VEHICLE WITH NEGATIVE RESULTS. I DID NOT OBSERVED ANY SECURITY CAMERAS IN THE IMMEDIATE AREA. THE VEHICLE WAS ENTERED INTO LEADS AS STOLEN. NOTHING FURTHER.

Incident Report Suspect List

OCA: *16-00999*

1	Name (Last, First, Middle) *UNKNOWN,*						Also Known As					Home Address		
	Business Address													
	DOB / /	Age 99	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin		Driver's License / State.		
	Scars, Marks, Tattoos, or other distinguishing features													

Reported Suspect Detail		Suspect Age		Race	Sex	Eth	Height		Weight		SSN	
Weapon, Type	Feature		Make	Model			Color	Caliber		Dir of Travel Mode of Travel		
VehYr/Make/Model		Drs	Style		Color		Lic/St			VIN		

Notes _____ Physical Char _____

Elmwood Park Police Department

OCA: *16-00999*

	VehYr/Make/Model		Style		Color	Lic/Lis		VIN	
1	*1999 HOND, Cr-v*		*STN*		*CPR/SIL*	██████ *IL 2016*			*JHLRD1860XC011506*

IBR Status		Date		Location					
Stolen		*05/01/2016*		*7224 WRIGHTWOOD AV, ELMWOOD PARK IL*					

Condition		Value		Offense Code	Jurisdiction		State #		NIC #
		$400.00		*0910*	*Locally*				

Name (Last, First, Middle)	Also Known As	Home Address
████████████		████████████
Business Address		

DOB	Age	Race	Sex	Hgt	Wgt	Scars, Marks, Tattoos, or other distinguishing features
██████	*56*	██	*M*	*508*	*160*	

Notes

Elmwood Park Police Department   OCA: *1600999*

Case Status: *PENDING / ACTIVE*   Case Mng Status: *NA*   Occurred: *05/01/2016*

Offense: *MOTOR VEHICLE THEFT*

Investigator: *LAPENNA, D. (EP6027)*   Date / Time: *05/12/2016 13:47:25, Thursday*

Supervisor: *KMIECIK, M. (EP1312)*   Supervisor Review Date / Time: *05/13/2016 07:17:05, Friday*

Contact: Reference: *Investigative Action Supplement*

ON 05/12/16, I RAN IL REG ▆▆▆▆▆ AND LEARNED THAT THE VEHICLE HAD BEEN STOLEN ON 05/02/16. I SPOKE WITH THE REGISTERED OWNER WHO PROVIDED A CPD REPORT NUMBER HZ259213 FOR A FOREIGN RECOVERY. I CONTACTED THE CHICAGO LEADS DESK AND ADVISED THEM THAT THE VEHICLE WAS STILL IN LEADS. CPD ADVISED THEY WOULD SEND A MESSAGE TO WESCOM SO THAT IT COULD BE REMOVED.

-END-

Investigator Signature   Supervisor Signature