

LAW OFFICES
STORINO, RAMELLO & DURKIN

9501 WEST DEVON AVENUE
ROSEMONT, ILLINOIS 60018

(847) 318-9500

FACSIMILE (847) 318-9509

June 28, 2016

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.

Ms. Jennifer Hardin
5044 W. Patterson Avenue
Chicago, Illinois 60634

EP-1

Re: Freedom of Information Act Request

Dear Ms. Hardin:

On June 22, 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:

"police report for Robert Salkeld for child endangerment of Sophia Salkeld on June 20, 2016."

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, a home or personal telephone number, a home address, 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

STORINO, RAMELLO & DURKIN

Ms. Jennifer Hardin
June 28, 2016
Page 2

information, the name of a third party who incidentally appears in a police report, and the races of individuals, have been redacted from the records being provided.

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 Report Additional Name List

Elmwood Park Police Department

OCA: 16-01471

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 2	[REDACTED]		[REDACTED]	28	[REDACTED]	F
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-01471

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

ROSA, E. (EP4441), BARRILE, M. (EP6791), BARRILE, M. (EP6791), BARRILE, M. (EP6791), ALEQUIN, A. (EP9921), ALEQUIN, A. (EP9921)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-01471
Date / Time Reported Mon 06/20/2016 09:41

Victim JUVENILE	Offense ENDANGERING THE LIFE OR HEALTH OF A	
--------------------	--	--

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

On 06/20/16, at 0928 hours, I was handling parking enforcement in the 2400 block of 73rd Ct. While issuing a parking ticket to a vehicle parked across from 2445 73rd Ct, I observed a subject known to me from previous encounters as Robert J Salkeld (M [REDACTED]) exit his vehicle (IL Reg [REDACTED]). The vehicle was parked in front of 2445 73rd Ct. Robert went inside his residence located at 2451 73rd Ct. Robert left the front driver and passenger side windows of his vehicle rolled down. At 0934 hours, I finished writing the citation I was working on and went to check on Robert's car. In an effort to deter a burglary to motor vehicle, I approached Robert's vehicle to ensure no valuable items were visible and notify him if any were.

Upon approaching the vehicle, I observed a juvenile -now known as [REDACTED] (F [REDACTED]) -sitting in the back seat with no shoes on. I made contact with [REDACTED] related that her father went inside to get her a snack.

I stood by for Robert until 0941 hours. I observed [REDACTED] begin to sweat. The current temperature was 83 degrees with 58% humidity. I asked [REDACTED] where her shoes were. [REDACTED] related that her father told her she didn't need shoes because they were just going to the gas station. I asked [REDACTED] if she was hot. [REDACTED] stated, "I'm hot, I want my Daddy."

Juvenile Officer Barrile arrived on scene. Ofc Alequin arrived on scene.

Ofc Alequin and I knocked on the door. We were greeted by Robert's [REDACTED] (M [REDACTED]). I asked [REDACTED] if we could step inside and talk to him. [REDACTED] stated, "Sure" and opened the door to allow us access. [REDACTED] stated he wanted to lock up his dog. Ofc Alequin and I followed him as he did so.

I asked [REDACTED] if he knew where Robert was. [REDACTED] related that Robert had taken [REDACTED] to go get a snack. I informed [REDACTED] that [REDACTED] was outside in the car by herself. I asked [REDACTED] if Robert was home. [REDACTED] stated he didn't think so. [REDACTED] escorted Ofc Alequin and me through his residence to Robert's 2nd floor bedroom. Upon approaching the open door of Robert's bedroom, [REDACTED] yelled, "Oh shit!" Knowing Robert to be a heroin user, I feared a medical emergency. I entered Robert's bedroom. I observed Robert crouched in the corner of the bedroom with his eyes closed and his head tilted back. I observed a hypodermic syringe on the floor of the bedroom and a spoon on the night stand. I called out Robert's name and he didn't respond. Fearing a possible overdose, I requested an ambulance. I nudged Robert and he woke up. I asked him if he knew where [REDACTED] was. Robert stated, "She's in the car." I informed Robert that it was unsafe to leave his child unattended in a hot car. Robert stated, "it was only for ten minutes. I left the doors unlocked, she could've come inside if she wanted to."

I asked Robert if he had anything illegal on him. Robert produced a small clear plastic bag containing a white powder substance (suspect controlled substance) from his left pocket.

Sgt Rosa arrived on scene.

I placed Robert in custody (handcuffs checked for fit/double locked) for child endangerment and possession of a controlled substance.

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-01471
Date / Time Reported Mon 06/20/2016 09:41

Victim JUVENILE	Offense ENDANGERING THE LIFE OR HEALTH OF A
--------------------	--

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

I searched the chair next to Robert to prevent him from destroying any possible evidence or gaining control of any weapons. No evidence or weapons were discovered. I advised him to sit down and wait for the ambulance. I searched the area within Robert's immediate control to prevent him from destroying any possible evidence or gaining control of any weapons. No evidence or weapons were discovered.

Ambulance 944 arrived on scene. The paramedics informed me that he would need to be transported to the hospital.

I searched the area of the pathway to the door within Robert's immediate control to prevent him from destroying any possible evidence or gaining control of any weapons. No evidence or weapons were discovered.

I assisted the paramedics in escorting Robert out to the ambulance. I followed the ambulance to Gottlieb Memorial Hospital.

Upon Robert's release from the hospital, I transported him to the Elmwood Park Police Station to be processed according to our policies and procedures.

Sgt Rosa and Ofc Alequin searched Robert's vehicle. No further evidence was discovered.

Ofc Alequin photographed Robert's residence and vehicle.

Ofc Barrile transported [REDACTED] to the Elmwood Park Police Station and contacted DCFS (see supplement).

I read Robert his Miranda Rights from a pre-printed form. Robert stated he understood his rights and signed the form. Robert stated he went inside his residence to get his daughter some food. Robert stated when he was inside his residence he began to get sick. Robert stated he ingested the substance which he believed to be heroin to make him feel better. Robert stated he purchased it from a subject that goes by "Ace" in the area of Grand Av and Harlem Av.

I photographed, weighed, tested, and inventoried the white powder substance which tested positive for cocaine and/or methadone at 0.5 grams.

-End-

Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-01471

1	Name (Last, First, Middle) <i>SALKELD, ROBERT J</i>					Also Known As					Home Address <i>2451 73RD CT ELMWOOD PARK, IL 60707</i>				
	Business Address														
	DOB	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.				
	██████████	33	██████	M		508	160	BLN	GRN		██████████ IL				
Scars, Marks, Tattoos, or other distinguishing features															
Reported Suspect Detail															
Suspect Age		Race	Sex	Bth	Height	Weight		SSN							
Weapon, Type	Feature	Make	Model			Color	Caliber	Dir of Travel							
Veh Yr/Make/Model		Drs	Style	Color		Lic/St		VIN							
Notes										Physical Char					

Incident Report Related Vehicle List

Elmwood Park Police Department

OCA: 16-01471

1 VehYr/Make/Model <i>1998 TOYO</i>		Style <i>4 DO</i>		Color		Lic/Lis <i>IL 2016</i>		VIN <i>JT2BF22K5W0137096</i>	
IBR Status <i>Used In Commisson Of</i>		Date <i>06/20/2016</i>		Location <i>2451 73RD CT, ELMWOOD PARK IL</i>					
Condition		Value <i>\$0.00</i>		Offense Code <i>2020</i>		Jurisdiction <i>Locally</i>		State # NIC #	
Name (Last, First, Middle) <i>* No name *</i>				Also Known As			Home Address		
Business Address									
DOB	Age	Race	Sex	Hgt	Wgt	Scars, Marks, Tattoos, or other distinguishing features			

Notes