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June 22, 2016

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IN REPLY REFER TO FILE NO.

Ms. Yvette Hernandez
2232 N. 74th Avenue
Elmwood Park, Illinois 60707
mypjgonzalez@att.net

EP-1

Re: Freedom of Information Act Request

Dear Ms. Hernandez:

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 "16-1335[.]"

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,

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including a victim's name and identifying information, the name of a suspect who was never arrested, the names of third parties who incidentally appear 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

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-01335

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), BRAND, T. (EP6017), BRAND, T. (EP6017), BRAND, T. (EP6017), BROWN, T. (EP9026)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-01335
Date / Time Reported Sun 06/05/2016 19:20

Victim [REDACTED]

Offense DOMESTIC BATTERY

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

On 06-05-16 Sgt Brown, Ofc Logisz and I responded to 2232 74th Av for a domestic battery report.

On scene I spoke to [REDACTED] in the kitchen of her house. [REDACTED] appeared to be highly intoxicated and was very agitated. [REDACTED] was holding [REDACTED] F/ [REDACTED] who is her sister in law's child and they are watching her while she was in rehab. [REDACTED] said her husband [REDACTED] and her had an argument over financial issues. Sgt Brown came into the kitchen from the rear door. [REDACTED] became very upset with Sgt Brown asking questions about the care of [REDACTED] and began yelling at him while [REDACTED] began to cry loudly. [REDACTED] became irate and kept aggressively bouncing [REDACTED] while holding her as she yelled at Sgt Brown. [REDACTED] daughter [REDACTED] walked into the kitchen and took [REDACTED] and walked outside. As Sgt Brown went to speak to [REDACTED] to get her information, [REDACTED] started yelling at Sgt Brown not to walk through her house and tried to physically get in the way of Sgt Brown. Sgt Brown and I verbally redirected [REDACTED] to prevent her from committing a battery to either of us. We exited the house and met Ofc Logisz who was with [REDACTED]

[REDACTED] told Ofc Logisz they had a BBQ at the house around noon when he and [REDACTED] began drinking. [REDACTED] said he drank about 8 beers and [REDACTED] drank about 3 bottles of wine. [REDACTED] said about a half hour ago [REDACTED] became very argumentative with [REDACTED] and started yelling at him about marriage issues and about money. [REDACTED] said [REDACTED] slapped him across the face with an open hand. [REDACTED] said he was not injured, refused medical attention and did not show any signs of injury. [REDACTED] exited the house and called us because he felt he had no choice. [REDACTED] signed a victim's refusal form. [REDACTED] said he and his daughter would watch over [REDACTED] so she was safe for the remainder of the evening.

No further action taken.

Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-01335

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]	34	[REDACTED]	F	H											
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		Mode of Travel						
VehYr/Make/Model	Drs	Style	Color	Lic/St	VIN										
Notes							Physical Char								

CASE SUPPLEMENTAL REPORT

Printed: 06/15/2016 15:01

Elmwood Park Police Department

OCA: 1601335

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

Case Status: EXCEPTIONALLY CLEARED Case Mng Status: CLEARED EXCEPTIONALLY Occurred: 06/05/2016

Offense: DOMESTIC BATTERY

Investigator: BROWN, T. (EP9026)

Date / Time: 06/05/2016 22:56:23, Sunday

Supervisor: BUSCH, D. (EP5697)

Supervisor Review Date / Time: 06/06/2016 22:41:31, Monday

Contact:

Reference: Investigative Action Supplement

On 6/5/16 at 2250 hours, I contacted DCFS in reference to the situation at the residence. The call taker advised me all agents were tied up and they would need to call back. Since my shift was over, they agreed to call for Officer Brand on 6/6/16 after 1430 hours.

Investigator Signature

Supervisor Signature

CASE SUPPLEMENTAL REPORT

Printed: 06/15/2016 15:01

Elmwood Park Police Department

OCA: 1601335

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

Case Status: EXCEPTIONALLY CLEARED Case Mng Status: CLEARED EXCEPTIONALLY Occurred: 06/05/2016

Offense: DOMESTIC BATTERY

Investigator: BRAND, T. (EP6017)

Date / Time: 06/08/2016 21:30:22, Wednesday

Supervisor: BUSCH, D. (EP5697)

Supervisor Review Date / Time: 06/08/2016 21:53:59, Wednesday

Contact:

Reference: Supplement / Follow Up

On 06-08-16 at 2100 hours, I spoke to Jillian Weatherford (claim ID# 13224657) who is an agent from DCFS. I provided to Jillian a summary of events regarding this incident as a mandated reporter. Jillian advised me she would make a report and someone would be sent out to check on the well being of [REDACTED]

No further action taken.

Investigator Signature

Supervisor Signature