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March 11, 2016

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IN REPLY REFER TO FILE NO.

Ms. Anna Galinska
1915 N. 74th Court
Elmwood Park, Illinois 60707

EP-1

Re: Freedom of Information Act Request

Dear Ms. Galinska:

On March 4, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for:

"15-10180 – police record[.]"

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 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.

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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

By: EP6177, tfallon 03/04/2016 15:06

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Elmwood Park Police Department

Case# 15-10180

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

Suspect Hate / Bias Motivated:

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NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 15-10180
Date / Time Reported Sun 12/13/2015 15:19

Victim [REDACTED]	Offense DOG BITE
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

ON 12/13/2015 AT APPROXIMATELY 1519 HOURS I RESPONDED TO THE POLICE STATION FOR A REPORT OF A DOG BITE. UPON ARRIVAL I MET WITH [REDACTED] (M [REDACTED]) WHO STATED THE FOLLOWING IN SUMMARY:

ON 12/12/2015 AT APPROXIMATELY 1230 HOURS, [REDACTED] SON, [REDACTED] (M [REDACTED]) WAS BIT BY THE NEIGHBOR'S DOG. THE DOG, A FEMALE YELLOW LAB, BELONGS TO [REDACTED] [REDACTED] WAS AT [REDACTED] HOUSE VISITING AT THE TIME OF THE INCIDENT. [REDACTED] WAS BIT ON HIS RIGHT CHEEK AND MOUTH AREA. [REDACTED] TOOK [REDACTED] TO GOTTLIEB HOSPITAL WHERE HE RECEIVED APPROXIMATELY 20 STITCHES.

[REDACTED] WAS PROVIDED A VALID COPY OF THE DOG'S VACCINATION RECORD. [REDACTED] REQUESTED THIS INCIDENT BE DOCUMENTED AS HE WAS ADVISED BY THE DOCTORS AT GOTTLIEB [REDACTED] WOUND MAY REQUIRE COSMETIC PLASTIC SURGERY IN THE FUTURE TO REDUCE SCARRING. [REDACTED] DOES NOT WISH TO SIGN COMPLAINTS AT THIS TIME. I COMPLETED A BITE CARD. [REDACTED] INJURIES WERE PHOTOGRAPHED BY [REDACTED].

SEE CONNECTING. NOTHING FURTHER.