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IN REPLY REFER TO FILE NO.

Ms. Karen Czachor  
3218 N. Ozark Avenue  
Chicago, Illinois 60634  
kczachor@sbcglobal.net

EP-1

**Re: Freedom of Information Act Request**

Dear Ms. Czachor:

On March 3, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for records related to the following incident:

"Mar. 1, 2016 – St. Celestine School 8pm[.]"

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 the name of a suspect who was never arrested, and the races of individuals, have been redacted from the records being provided.

**STORINO, RAMELLO & DURKIN**

Ms. Karen Czachor  
March 10, 2016  
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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 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto: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: 16-00501

Additional Name List Page 2

NameCode/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 2	[REDACTED]		[REDACTED]	45	[REDACTED]	F
	Address [REDACTED]		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) IO 3	[REDACTED]		[REDACTED]	40	[REDACTED]	M
	Address [REDACTED]		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			
3) IO 4	[REDACTED]				[REDACTED]	F
	Address ,		H: - -			
	Empl/Addr		B: [REDACTED]			
			Mobile #: - -			
4) WI 1	[REDACTED]					
	Address ,		H: - -			
	Empl/Addr		B: - -			
			Mobile #: - -			

# INCIDENT/INVESTIGATION REPORT

By: EP6177, tfallon 03/03/2016 15:35

Elmwood Park Police Department

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Case# <span style="float: right;">16-00501</span>
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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  
 BUSCH, D. (EP5697), GIOVENCO, J. (EP9700), SCHAK, K. (EP2963)

Suspect Hate / Bias Motivated:

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NARRATIVE
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**REPORTING OFFICER NARRATIVE**

Elmwood Park Police Department

Victim <i>JUVENILE</i>	Offense <i>MEET COMPLAINANT</i>	OCA <i>16-00501</i>
		Date / Time Reported <i>Tue 03/01/2016 20:24</i>

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

ON 03/01/2016, COMMANDER BUSCH, OFFICER SCHAK, OFFICER GIOVENCO AND I RESPONDED TO 3017 N. 77TH COURT FOR A REPORT OF A BATTERY. WHEN WE ARRIVED, I SPOKE TO [REDACTED], HER DAUGHTER [REDACTED] AND HER SON [REDACTED] AT THE FRONT DOOR ENTRANCE OF ST CELESTINE SCHOOL.

[REDACTED] ADVISED ME SHE HAD COME TO THE SCHOOL FOR A 8TH GRADE GRADUATION MEETING FOR [REDACTED] HAD TOLD [REDACTED] AND [REDACTED] TO WAIT FOR HER IN THE MAIN HALLWAY OF THE SCHOOL NEAR THE ENTRANCE. [REDACTED] SAID SHE WENT DOWNSTAIRS OF THE SCHOOL FOR THE MEETING. [REDACTED] SAID WHEN SHE FINISHED HER MEETING AND WAS WALKING UP THE STAIRS HER SON APPROACHED HER AND TOLD HER A LADY HAD PUSHED [REDACTED]

[REDACTED] TOLD ME SHE APPROACHED THE LADY WHO TOLD HER SHE WAS THE [REDACTED] SHE HAD TOLD [REDACTED] TO LEAVE THE GYM DURING THE PRACTICE. [REDACTED] SAID THE WOMAN HAD TOLD HER SHE HAD PLACED HER HANDS ON THE BACK OF [REDACTED] AND PUSHED HER TELLING HER TO LEAVE THE GYM.

[REDACTED] SAID AS SHE SPOKE TO THE WOMAN, A MALE ADULT APPROACHED HER AND HAD ASKED THEM TO LEAVE THE GYM. [REDACTED] SAID THE MALE THEN STARTED TO YELL AT HER AND "DISRESPECT" HER. [REDACTED] SAID SHE THEN CALLED THE POLICE AND THE MALE TOLD HER "IS THAT HOW IT IS GOING TO BE." [REDACTED] POINTED DOWN THE HALLWAY AND TOLD ME THE TWO SUBJECTS INVOLVED WERE WAITING WITH [REDACTED]

I ADVISED [REDACTED] TO WAIT FOR ME AS I WENT TO SPEAK TO THE OTHER PARTIES INVOLVED.

I SPOKE TO [REDACTED] (KNOWN TO ME AS THE [REDACTED]) AND [REDACTED]

[REDACTED] ADVISED ME SHE IS THE [REDACTED] SAID SHE HAD SAW [REDACTED] ENTER THE GYM AND HAD ASKED [REDACTED] TO LEAVE DURING THE VOLLYBALL TEAMS PRACTICE.

[REDACTED] STATED [REDACTED] REFUSED AND TOLD HER "MY MOTHER TOLD ME TO WAIT FOR HER HERE." [REDACTED] SAID SHE ADVISED [REDACTED] SHE COULD NOT BE IN THE GYM AT THIS TIME AND WOULD NEED TO WAIT IN THE HALLWAY. [REDACTED] SAID [REDACTED] REFUSED TO LEAVE.

[REDACTED] SAID SHE HAD PLACED BOTH HER HANDS ON [REDACTED] UPPER BACK AND ATTEMPTED TO ESCORT HER OUT OF THE GYM. [REDACTED] SAID [REDACTED] BECAME IRATE AND YELLED "DO NOT TO TOUCH ME." [REDACTED] SAID [REDACTED] THEN CAME INTO THE GYM AND STARTED TO YELL AT HER ABOUT

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA
16-00501
Date / Time Reported
Tue 03/01/2016 20:24

Victim  
 JUVENILE

Offense  
 MEET COMPLAINANT

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TOUCHING HER DAUGHTER. [REDACTED] SAID SHE TRIED TO TALK TO [REDACTED] BUT [REDACTED] WOULD NOT LISTEN TO HER AND CONTINUED TO YELL AT HER.

[REDACTED] ADVISED ME HE HEARD THE YELLING, AND WALKED UP TO [REDACTED] AND ASKED HER TO LEAVE THE GYM. [REDACTED] SAID [REDACTED] REFUSED AND STARTED TO YELL AT HIM IN A LOUD TONE. [REDACTED] SAID [REDACTED] STEPPED FORWARD TOWARDS HIM AND SAID SHE WAS NOT LEAVING. [REDACTED] SAID [REDACTED] CONTINUED TO YELL AT HIM AND HE YELLED BACK AT HER TO LEAVE.

[REDACTED] SAID [REDACTED] TOLD HIM SHE WAS CALLING THE CHURCH PRIEST TO SETTLE THE MATTER. [REDACTED] SAID HE THEN CALLED THE [REDACTED] AND REQUESTED SHE COME TO THE SCHOOL.

I SPOKE TO [REDACTED] (WITNESS), SHE TOLD ME SHE WAS IN THE GYM AND SAW [REDACTED] AND [REDACTED] IN THE GYM. [REDACTED] SAID SHE HEARD [REDACTED] YELLING AT [REDACTED] AND [REDACTED] SAID SHE TOLD THE KIDS ON THE VOLLYBALL TEAM TO MOVE AWAY FROM THE ADULTS AND GO TO THE OPPOSITE SIDE OF THE GYM TO AVOID SEEING THE INCIDENT.

I SPOKE TO [REDACTED] ADVISED ME SHE HAD ARRIVED AFTER THE INCIDENT, [REDACTED] SAID [REDACTED] AND [REDACTED] HAVE AUTHORITY TO BE IN THE SCHOOL. [REDACTED] SAID THEY BOTH HAVE AUTHORITY TO REQUEST ANYONE WHO DOES NOT BELONG IN THE SCHOOL TO LEAVE OR HAVE THEM REMOVED.

[REDACTED] SAID SHE HAD TALKED TO [REDACTED] AND [REDACTED] ABOUT THE INCIDENT. [REDACTED] ADVISED ME THERE IS A CAMERA IN THE GYM. [REDACTED] SAID IT WAS LOCATED ON THE FAR SIDE OF THE GYM AND MAY NOT HAVE THE CAPACITY TO FOCUS ON THE DOORWAY WHERE THE INCIDENT HAPPENED.

[REDACTED] ADVISED ME SHE WOULD REVIEW THE RECORDING AND THEN CONTACT ME WHEN I COULD REVIEW IT AND MAKE A COPY FOR THE REPORT.

I ADVISED [REDACTED] I WOULD NEED TO VIEW THE CAMERA RECORDING OF THE INCIDENT IF IT WAS AVAILABLE AND CONTACT HER WITHIN THE NEXT COUPLE DAYS.

[REDACTED] ADVISED ME SHE WOULD HAVE HER EX HUSBAND CONTACT THE POLICE CHIEF WHO IS A FRIEND TO "SETTLE THE MATTER" AND TOLD ME SHE FELT I HAD SIDED WITH THE OTHER PARTIES INVOLVED. AS WE SPOKE, A UNKNOWN MALE APPROACHED US. [REDACTED] STATED HE WAS HER CHILDREN'S STEP FATHER.

I TOLD [REDACTED] I WAS NOT SIDING WITH EATHER PARTY AND WOULD NEED TO SEE THE VIDEO IF IT WAS AVAILABLE TO COMPLETE MY INVESTIGATION OF THE INCIDENT. I ADVISED [REDACTED] I WOULD BE IN CONTACT WITH HER WHEN MY INITIAL INVESTIGATION

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

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Date / Time Reported
Tue 03/01/2016 20:24

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JUVENILE	MEET COMPLAINANT

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WAS COMPLETE.

ON 03/02/2016, I SPOKE TO [REDACTED] ON THE TELEPHONE. [REDACTED] ADVISED ME SHE HAD REVIEWED THE VIDEO ON THE GYM AREA.

[REDACTED] ADVISED ME THE PICTURE WAS OF BAD QUALITY AND SHE COULD NOT MAKE OUT THE PEOPLE IN THE VIDEO. [REDACTED] SAID SHE WOULD HAVE HER EMPLOYEE RECORD AND DOWNLOAD THE VIDEO FOR THE POLICE. [REDACTED] ADVISED ME SHE WOULD ALSO NEED TO SPEAK TO THE CHURCH ATTORNEY FOR ANY OTHER ACTION THAT NEEDED TO BE TAKEN IN REGARDS TO THIS MATTER.

END OF CONVERSATION.

I ADVISED COMMANDER BUSCH OF MY CONVERSATION WITH [REDACTED] ON TODAY'S DATE.

# Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-00501

1 Name (Last, First, Middle) [REDACTED]		Also Known As				Home Address [REDACTED]					
Business Address											
DOB [REDACTED]	Age 46	Race [REDACTED]	Sex F	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.	
Scars, Marks, Tattoos, or other distinguishing features											
<i>Reported Suspect Detail</i>		Suspect Age		Race	Sex	Eth	Height		Weight		SSN
Weapon, Type		Fenture		Make		Model		Color	Caliber	Dir of Travel Made of Travel	
Veh Yr/Make/Model			Drs	Style		Color		Lic/St		VIN	
Notes							Physical Chr				