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March 14, 2016

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IN REPLY REFER TO FILE NO.

Mr. Stanislaw Plata and Ms. Wanda Okular
37 Conti Parkway, Apt. 3
Elmwood Park, Illinois 60707

EP-1

Re: Freedom of Information Act Request

Dear Mr. Plata and Ms. Okular:

On March 1, 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:

"REPORT MADE 02/22/16 IN BUILDING 37 CONTI PKWY, ABOUT SOME PROBLEMS BETWEEN TENANTS: APT #1 AND APT #8. WOMEN FROM APT. 8 TRESPASS TO APT 3 BEHIND BACK."

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 races of individuals, have been redacted from the records being provided.

STORINO, RAMELLO & DURKIN

Mr. Stanislaw Plata and Ms. Wanda Okular
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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:

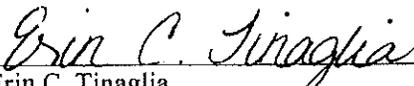
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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

INCIDENT DATA

Agency Name <i>Elmwood Park Police Department</i>
ORI <i>IL0163100</i>

Case# <i>16-00421</i>
Date / Time Reported <i>02/21/2016 09:25 Sun</i>
Last Known Secure <i>02/21/2016 09:15 Sun</i>
At Found <i>02/21/2016 09:25 Sun</i>

Location of Incident <i>37 Conti Pkwy, Elmwood Park IL 60707-</i>		Premise Type <i>Residence / Home</i>	Zone/Tract <i>E2</i>
#1	Crime Incident(s) <i>Neighbor Dispute 9105</i>	Weapon / Tools <i>NONE</i>	
		Entry	Exit
#2	Crime Incident ()	Weapon / Tools	
		Entry	Exit
#3	Crime Incident ()	Weapon / Tools	
		Entry	Exit

MO

VICTIM

# of Victims <i>0</i>	Type:	Injury:							
VI	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
Home Address		Home Phone							
Employer Name/Address					Business Phone		Mobile Phone		
VYR	Make	Model	Style	Color	Lic/Lis	VIN			

OTHERS

CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)

Type: <i>INDIVIDUAL</i>	Injury:								
Code <i>RP</i>	Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status	
Home Address		Home Phone							
Employer Name/Address					Business Phone		Mobile Phone		

INVOLVED

Type: <i>INDIVIDUAL</i>	Injury:								
Code <i>IO</i>	Name (Last, First, Middle)	Victim of Crime #	DOB	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

Officer/ID# <i>MARINO, D. (PATL, PAT) (EP3976)</i>	Invest ID# <i>KLISZ, R. (INV, INV) (EP7134)</i>	Supervisor <i>ROSA, E. (PATL, PAT) (EP4441)</i>
Status	Complainant Signature	Case Status <i>Reviewed By Investigations 02/23/2016</i>
		Case Disposition: <i>V 02/23/2016</i>

Incident Report Additional Name List

Elmwood Park Police Department

OCA: 16-00421

Additional Name List

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NameCode/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 2	[REDACTED]		[REDACTED]	28	[REDACTED]	M
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) IO 3	[REDACTED]		[REDACTED]	77	[REDACTED]	F
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			
3) IO 4	[REDACTED]		[REDACTED]	33	[REDACTED]	M
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

By: EP3700, mwarchulsk 03/01/2016 13:43

Elmwood Park Police Department

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Case# 16-00421

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)

Suspect Hate / Bias Motivated:

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NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-00421
Date / Time Reported Sun 02/21/2016 09:25

Victim	Offense NEIGHBOR DISPUTE
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On 02-21-2016 at 0925 hours, I responded to 37 Conti Pkwy on a disturbance. Upon my arrival I spoke with caller [REDACTED] whom stated she was in a verbal dispute with the tenant [REDACTED] and [REDACTED] pushed her. Commander Busch arrived and spoke with [REDACTED] while I spoke with other tenants. [REDACTED] stated she never touched [REDACTED] live in boy friend stated that he pulled [REDACTED] away from [REDACTED] when they were arguing and related she never touched [REDACTED] the President of the condo association was in the hallway at the time of the incident and agreed [REDACTED] never touched [REDACTED] related that [REDACTED] went into her apartment w/o permission to call the police. Another tenant [REDACTED] from unit [REDACTED] also was in the hallway at the time of the incident also stated that [REDACTED] never touched [REDACTED] all tenants stated that [REDACTED] has a problem with everyone in the building. All parties went back to there apartments and [REDACTED] left for the day.