

LAW OFFICES

**STORINO, RAMELLO & DURKIN**

9501 WEST DEVON AVENUE  
ROSEMONT, ILLINOIS 60018

(847) 318-9500

FACSIMILE (847) 318-9509

May 25, 2016

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.

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

Mr. Douglas Burdick  
675 White Pine Circle  
Lake in the Hills, Illinois 60156  
topleader@hotmail.com

EP-1

**Re: Freedom of Information Act Request**

Dear Mr. Burdick:

On May 18, 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:

"RD #16-1047  
OFC Giovanco #9700  
1707 N 75<sup>th</sup> Ave, Elmwood Park  
May 7, 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 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 third party who

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incidentally appears in a police report, and the names 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:

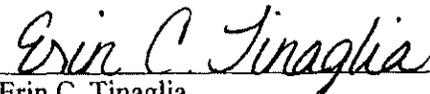
Sarah Pratt  
Public Access Counselor  
Office of the Attorney General  
500 South 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us)

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



CASE SUPPLEMENTAL REPORT

Printed: 05/18/2016 14:23

Elmwood Park Police Department

OCA: 1601047

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

Case Status: *REVIEWED BY*

Case Mng Status: *REVIEWED BY*

Occurred: *05/07/2016*

Offense: *DOMESTIC DISPUTE*

Investigator: *BROWN, T. (EP9026)*

Date / Time: *05/08/2016 16:01:32, Sunday*

Supervisor: *BROWN, T. (EP9026)*

Supervisor Review Date / Time: *05/08/2016 16:11:23, Sunday*

Contact:

Reference: *Investigative Action Supplement*

On 5/7/16 at 2220 hours, I spoke with Jason Langford of DCFS. I related to him the incident in this case and the custody and health situation of the child. Jason gave me the intake #13208142 and said an investigator will look into the case.

Investigator Signature

Supervisor Signature

# Incident Report Additional Name List

Elmwood Park Police Department

OCA: 16-01047

## Additional Name List

Name Code//	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 3	[REDACTED]		[REDACTED]	44	[REDACTED]	F
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) IO 4	[REDACTED]		[REDACTED]	12	[REDACTED]	F
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			

# INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-01047

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  
*KMIECIK, M. (EP1312), KMIECIK, M. (EP1312), BROWN, T. (EP9026), HOCK, B. (EP6089), HOCK, A. (EP0346)*

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE**

*Elmwood Park Police Department*

OCA 16-01047
Date / Time Reported Sat 05/07/2016 19:00

Victim

Offense  
*DOMESTIC DISPUTE*

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

On 05/07/16 at 1900 hours I was dispatched to 1707 75th Ave for a domestic disturbance. Commander Kmiecik and I arrived the same time. Upon arrival I observed three subjects sitting on the porch now identified as [REDACTED], M [REDACTED], F [REDACTED], and [REDACTED], F [REDACTED]

I spoke with [REDACTED] who stated the residence belonged to his ex-wife, [REDACTED] F [REDACTED] said he was called to the residence by his daughter [REDACTED] [REDACTED] said he and [REDACTED] have been going through custody proceedings for [REDACTED] and it has been putting stress on [REDACTED]. He said [REDACTED] was requesting to speak with a doctor, which is why he was called over.

I spoke with [REDACTED] who was of a sound state of mind. [REDACTED]

I spoke with [REDACTED] who stated [REDACTED] has been in and out of [REDACTED] for similar issues, and did not feel it was necessary for [REDACTED] to go to the hospital again. [REDACTED] said she has spoken with [REDACTED], and [REDACTED] has made comments regarding [REDACTED]

Given [REDACTED] and [REDACTED] could not come to an agreement regarding [REDACTED] treatment, EPFD paramedics were requested to the scene. After speaking with [REDACTED] medics agree she should be taken to Gottlieb Hospital to speak with a doctor.

I explained everything to [REDACTED] and [REDACTED]. They were able to agree [REDACTED] would ride with [REDACTED] to the Hospital, while [REDACTED] and [REDACTED] would follow. Before leaving [REDACTED] stated this is not the first incident regarding [REDACTED]

At the Public Safety Building, I contacted DCFS to notify them of the incident. I was unable to make contact with anyone, bid did leave a message.

There is nothing further to report at this time. I returned to active patrol.