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November 1, 2016

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IN REPLY REFER TO FILE NO.

EP-1

Ms. Laura Niecikowski  
1725 N. 74<sup>th</sup> Court  
Elmwood Park, Illinois 60707

**Re: Freedom of Information Act Request**

Dear Ms. Niecikowski:

On October 21, 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:

"Dog Attack - 3/30/16  
16-740[.]"

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 a driver's license number, 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.

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

**STORINO, RAMELLO & DURKIN**

Ms. Laura Niecikowski  
November 1, 2016  
Page 2

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/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-00740

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:

NARRATIVE

**REPORTING OFFICER NARRATIVE**

Elmwood Park Police Department

OCA 16-00740
Date / Time Reported Wed 03/30/2016 16:59

Victim  
NIECIKOWSKI, LAURA A

Offense  
DOG BITE

Date / Time Reported  
Wed 03/30/2016 16:59

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

ON MARCH 30, 2016, I SPOKE TO [REDACTED] AT HER RESIDENCE LOCATE AT [REDACTED] [REDACTED] ADVISED ME HER DOG "BONES" A FEMALE BOXER WAS ATTACKED BY ANOTHER DOG TODAY AS HER DOG WALKER LAURA NIECIKOWSKI WAS OUT WALKING HER.

LAURA WAS ALSO AT [REDACTED] RESIDENCE. LAURA ADVISED ME SHE WAS WALKING BONES PAST 7870 OAKLEAF AVE TODAY AT NOON. LAURA NOTICED A LARGE TAN DOG STICK ITS HEAD OUT A FRONT DOOR WHICH APPEARED TO BE AJAR.

LAURA SAID THE DOG A BULL MASTIFF NAMED "BUBBA" RAN FROM THE HOUSE AND ATTACKED BONES. LAURA SAID SHE ATTEMPTED TO SEPARATE THE TWO DOGS AND WAS BIT ON HER HANDS BY BUBBA.

LAURA SAID A FEMALE EXITED THE HOUSE AND PULLED BUBBA OFF BONES. LAURA SAID THE FEMALE [REDACTED] TOLD HER SOMEONE LEFT THE FRONT DOOR OF HER RESIDENCE OPEN AND BUBBA MUST HAVE RAN OUT.

LAURA SAID SHE FEARED BONES MAY HAVE BEEN INJURED BADLY AND TOOK HIM TO ELM-GROVE ANIMAL HOSPITAL. [REDACTED] SAID BONES HAD ONLY RECEIVED MINOR CUTS AND ABRASIONS FROM BUBBA ATTACKING HER.

[REDACTED] SAID AN EMPLOYEE AT ELM-GROVE ANIMAL HOSPITAL ADVISED HER THE OWNER OF BUBBA HAD CALLED AND TOLD HER SHE WOULD PAY FOR ALL BILLS RELATED TO HER DOG ATTACKING BONES.

LAURA ADVISED ME SHE WENT TO LOYOLA IMMEDIATE CARE LOCATED ON NORTH AVE IN RIVER FOREST FOR HER INJURIES. LAURA SAID SHE HAD MINOR CUTS ON HER HANDS AND THE DOCTOR GAVE HER PAIN KILLERS AND ANTIBIOTICS.

I WENT TO [REDACTED] AND SPOKE TO [REDACTED] ADVISED ME HER DOG A BULL MASTIFF MIX NAMED BUBBA HAD GOT OUT OF THE FRONT DOOR OF HER HOUSE AND ATTACKED ANOTHER DOG. [REDACTED] SAID SHE DID CALL ELM-GROVE ANIMAL HOSPITAL AND AGREED TO PAY ALL THE BILLS FOR BONES.

[REDACTED] GAVE ME BUBBA'S RABIES TAG NUMBER 33-562804. THE RABIES TAG WAS VALID UNTIL 09/2016. [REDACTED] SAID SHE DID NOT KNOW ABOUT THE INJURY TO LAURA BECAUSE LAURA HAD LEFT AFTER SHE PULLED BUBBA AWAY. [REDACTED] SAID SHE WOULD LIKE FOR ME TO GIVE LAURA HER TELEPHONE NUMBER SO SHE COULD CALL HER. [REDACTED] SAID SHE WOULD PAY ANY BILLS SHE RECEIVES FROM HER DOCTOR FOR HER INJURY.

[REDACTED] WAS ADVISED TO TAKE BUBBA TO THE VETERINARIAN IMMEDIATELY AND ADVISE THEM HE HAD BITTEN. [REDACTED] SAID SHE WOULD.

A COOK COUNTY ANIMAL AND RABIES CONTROL BITE REPORT WAS COMPLETED AND

# REPORTING OFFICER NARRATIVE

*Elmwood Park Police Department*

OCA <i>16-00740</i>
Date / Time Reported <i>Wed 03/30/2016 16:59</i>

Victim <i>NIECIKOWSKI, LAURA A</i>	Offense <i>DOG BITE</i>
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SENT.

# Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-00740

<b>1</b>	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]	39		F		507	145	BRO	BLU		[REDACTED] IL					
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					