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November 7, 2016

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IN REPLY REFER TO FILE NO.

EP-1

Ms. Rosalind Wiekerson
Investigator
Illinois Department of Children & Family Services
1240 S. Damen Avenue
Chicago, Illinois 60608
Rosalind.Wiekerson@illinois.gov

Re: Freedom of Information Act Request

Dear Ms. Wiekerson:

On October 24, 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:

"My name is Rosalind Wiekerson. I am an Investigator with the Illinois Department of Children and family Services. I am currently working on an investigation regarding **Isaac Torres born 8/25/83. The incident occurred at the address of 2808 75th Ave; Elmwood Park, IL The department is in need of the any police reports. The most incident occurred on or about 10/10/16.**"

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 a home address, 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

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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, and the races of individuals, have 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

ARREST REPORT

A G E N C Y	Agency Name Elmwood Park Police Department		ORI IL0163100	Date/Time Arrested 10/10/2016 15:48 Mon		Case # 1602486	
	Taken		Arrest Tract E1	Residence Tract		Arrest Number 2513	
A R R E S T E E	Name (Last, First, Middle) TORRES, ISAAC I		D.O.B. [REDACTED]	Age 33	Race [REDACTED]	Sex M	
	Current Address 2808 N 75th Ct, Gw, Apt Gw Elmwood Park, IL		Phone	Occupation		Residence Status	
	Employer's Name		Address		Phone --		
	Also Known As (Alias Names)				Hgt 5'11	Wgt 165	Hair Black
					Eyes Brown	Skin Tone	
	Scars, Marks, Tattoos		Social Security # --	OLN and State [REDACTED]-IL		Misc. # and Type	
	Nearest Relative Name		Address		Phone		
A R R E S T	If Armed, Type of Weapon		Type of Arrest ON VIEW		Place of Arrest 2808 75TH CT, ELMWOOD PARK		
	Charge #1 Domestic Battery	Type Misd	Counts 1	IBR Code 0486	Warrant/Summons #	Statute # 720 ILCS 5/12-3.2	
	Charge #2 Interference Reporting Dom Violence	Type Misd	Counts 1	IBR Code 9999	Warrant/Summons #	Statute # 720 ILCS 5/12-6.3	
	Charge #3	Type	Counts	IBR Code	Warrant/Summons #	Statute #	
V E H I C L E	VYR	Make	Model		Style		
	Color	Plate #/State/Plate Year		VIN			
	Vehicle						
C O N F I N D	Date/Time Confined		Place Confined			Committing Magistrate	
	Type Bond		Bond Amount	Trial Date	Time	Court Of	
	Arresting Officer Name/ID #/Bureau WINIARCZYK, M. (INV, INV) (EP7383) EPPD						
	Assisting Officer Name/ID #/Bureau			Released By (Name/Department/ID #)		Date/Time Released	
D R U G S	Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown/Lost						
	Code	Status	Quantity	Type Measure	Suspected Type		
O T H E R	Name		Address			Phone	
	Name		Address			Phone	
S T A T U S	Arresting Officer Signature/ID #/Bureau WINIARCZYK, M. (INV, INV) (EP7383) EPPD						
	Case Status			Arrestee Signature			

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Printed By: EP3700, mwarchulsk

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-02486

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
HOCK, B. (EP6089), DYREK, R. (EP1328), BRAND, T. (EP6017), DYREK, R. (EP1328)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 16-02486
Date / Time Reported Mon 10/10/2016 15:34

Victim
[REDACTED]

Offense
DOMESTIC BATTERY

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

On this date, officers Dyrek, Brand, Hock and I responded to 2808 N. 75th Ct for a report of domestic battery. We spoke with [REDACTED] at the apartment building door. [REDACTED] was crying and had scratches on her neck and upper chest. She stated she and live in boyfriend Isaac Torres had an argument and Torres struck her with a pillow so she struck him with a pillow. She stated that Torres then hit her in the face with an open hand, scratched her neck and grabbed her and hit her head on a baby crib. She stated their 1 year old child was present during this. She stated Torres then grabbed her cell phone to stop her from calling police and left on foot. She stated she was defending herself and hit Torres back. Ambulance was requested.

After several minutes on scene, Torres returned and was placed into custody by handcuffing, checking for fit and double locking. I verbally advised him of his rights per Miranda at 1548 hours and he stated he understood his rights. He stated [REDACTED] asked him to take her to a store and he refused. He stated she got upset and "went after" him and hit him in the face. He stated he put her in a headlock and might have tackled her and she might have hit her head on a crib then. He stated she broke his cell phone after throwing it on the ground and also pushed a tv off a stand breaking it. He stated they had problems before and he took her phone so she would not call the police because he thought that if she called first, he'd get arrested. He stated her phone as well as his phone was in his car parked nearby and consented to an officer retrieving them. Ofc. Hock retrieved the phones and secured Torres's vehicle.

Torres had scratches to his face and neck.

Ofc. Dyrek viewed the TV Torres claimed [REDACTED] broke and found the TV to be bent on a corner. [REDACTED] stated she tripped on the cord and pulled the tv off the stand earlier. She stated she did not damage Torres's phone.

Both [REDACTED] and Torres were seen by paramedics with River Grove FD #562 and refused medical attention.

Torres was transported to the Elmwood Park Police station, placed in booking area where prisoner screening was completed. Ofc. Brand photographed Torres's injuries and his phone.

[REDACTED] injuries were also photographed. [REDACTED] signed complaints and was advised of court/OOP information.

Torres was fingerprinted and photographed according to the Elmwood Park Police procedures. He was prepared for a bond hearing.

Ofc. Dyrek contacted DCFS and spoke with employee Roger Washington, intake #13284731.

Nothing further. Case closed by adult arrest.

Incident Report Suspect List

Elmwood Park Police Department

OCA: 16-02486

1	Name (Last, First, Middle) <i>TORRES, ISAAC I</i>					Also Known As					Home Address <i>2808 N 75TH CT - GW APT GW ELMWOOD PARK, IL ELMWO-OD P [REDACTED]</i>				
	Business Address														
DOB [REDACTED]		Age 33	Race [REDACTED]	Sex M	Eth	Hgt 511	Wgt 165	Hair BLK	Eye BRO	Skin	Driver's License / State. [REDACTED] IL				
Scars, Marks, Tattoos, or other distinguishing features															
Reported Suspect Detail															
Suspect Age			Race	Sex	Eth	Height	Weight			SSN					
Weapon, Type		Feature		Make		Model		Color		Caliber		Dir of Travel			
Veh Yr/Make/Model			Drs		Style		Color		Lic/St			VIN			
Notes										Physical Char					

