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OF COUNSEL

IN REPLY REFER TO FILE NO.

November 28, 2016

Ms. Valbona Cela
445 S. Cleveland Avenue, Apt. 102
Arlington Heights, Illinois 60005
celavalbona@gmail.com

EP-1

Re: Freedom of Information Act Request

Dear Ms. Cela:

On November 17, 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:

"Holtian Bregasi April 26, 1984
7411 W. Fullerton Ave.
2009-2010."

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, a home or personal telephone number, home addresses, a personal license plate, and a signature, have been redacted from the records being provided.

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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 a victim’s name and identifying information, the name of a suspect who was never arrested, 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:

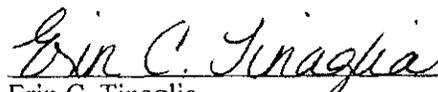
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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

ELMWOOD PARK POLICE DEPARTMENT

OFFENSE REPORT

(1) OCCURRED ON OR BETWEEN	Mo. 09	Date 02	Yr. 10	Day THU	Time 1835	(2) BEAT ZONE 3	(3) REPORT NUMBER 10-8880
	09	02	10	THU	1839	SUB BEAT	

(4) REPORTED	09	02	10	THU	1840	(5) INCIDENT CLASSIFICATION
						DOMESTIC BATTERY (REFUSAL)

(6) LOCATION OF INCIDENT	(7) FIRM NAME IF BUSINESS
7411 W. Fullerton Avenue Unit #35	DNA

(8) VICTIM'S NAME (last, first, middle)	<input type="checkbox"/> JUV.	(9) RESIDENCE OR BUSINESS ADDRESS

(10) RESIDENCE PHONE	(11) BUSINESS PHONE	(12) SEX	RACE	AGE	(13) DOB	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
		F		24		

(15) REPORTED BY (last, first, middle)	WITNESS <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	(16) RESIDENCE OR BUSINESS ADDRESS

(17) RESIDENCE PHONE	(18) BUSINESS PHONE	(19) SEX	RACE	AGE	(20) DOB	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
		F		24		

(22) NATURE AND EXTENT OF INJURY	(23) HOSPITALIZED / WHERE TREATED
INJURY DENMARK ON ARM AND FACE	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

(24) ATTENDING/PRONOUNCING PHYSICIAN	(25) TRANSPORTED BY	(26) PRONOUNCED DOA	(27) M.E. NAME	(28) DATE & TIME NOTIFIED
DNA				

(29) WEAPON	(30) DESCRIBE WEAPON
<input type="checkbox"/> USED <input type="checkbox"/> HANDGUN <input type="checkbox"/> KNIFE OR CUTTING INSTRU. <input type="checkbox"/> DISPLAYED <input type="checkbox"/> SHOTGUN <input type="checkbox"/> RIFLE <input type="checkbox"/> IMPLIED	DNA
	<input type="checkbox"/> BLUE STEEL <input type="checkbox"/> CHROME PLATED <input type="checkbox"/> NICKEL PLATED <input type="checkbox"/> OTHER

(31) WAS THERE A WITNESS TO THE OFFENSE?		IF YES PLACE AN X IN BOX A	
W	(32) ADDRESS CHECKED	PERSON INTERVIEWED (last, first, middle)	TELEPHONE NO. RES. BUS.
NC			
W			TELEPHONE NO. RES. BUS.
NC			
W			TELEPHONE NO. RES. BUS.
NC			
W			TELEPHONE NO. RES. BUS.
NC			

(34) CAN THE SUSPECT BE DESCRIBED?								IF YES PLACE AN X IN BOX B	
SUSPECT NAME (ARRESTED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>)	RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS		
		W	26	5'10"	220	BRN			

CLOTHING WORN BY SUSPECT	OTHER DISTINGUISHING FEATURES
BLACK SHIRT / JEANS	DOB -

SUSPECT NAME (ARRESTED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>)	RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS
DNA							

CLOTHING WORN BY SUSPECT	OTHER DISTINGUISHING FEATURES
DNA	

(35) CAN SUSPECT BE NAMED?	IF YES PLACE AN X IN BOX C

(36) CAN SUSPECT BE LOCATED?	IF YES PLACE AN X IN BOX D

SUSPECT	NAME/NICKNAME/AKA	ADDRESS/FREQUENTS

(37) CAN SUSPECT BE IDENTIFIED?	IF YES PLACE AN X IN BOX E

(38) HAS SUSPECT BEEN PREVIOUSLY SEEN?	IF YES PLACE AN X IN BOX F

(39) REPORTING OFFICER	STAR	SUPERVISOR APPROVING	STAR	REPORT REVIEW	C.A.
Brian Hock #6089		Det J Mieszala 130		9/2/10	

REPORT NUMBER

UCR 0780

METHOD CODE

PLACE CODE

CASE STATUS

[Handwritten signature]

(40) CAN SUSPECT VEHICLE BE IDENTIFIED? IF YES PLACE AN X IN BOX G

(41) VEHICLE STATUS <input checked="" type="checkbox"/> SUSPECT <input type="checkbox"/> STOLEN <input type="checkbox"/> VICTIM VEHICLE		VEHICLE DESCRIPTION SUV	YEAR 2006	MAKE LAND ROVER	MODEL RANGE ROVER	BODY DOOR	COLOR BLACK
LICENSE NUMBER	STATE IL	EXPIRES 04/2011	VIN. SALS423406A113110	DESCRIBE DAMAGE TO VEHICLE DWAR - 50 PD.			
LIEN HOLDER NAME AND ADDRESS DNA							
IDENTIFYING FEATURES		KEYS IN IGNITION <input type="checkbox"/> YES <input type="checkbox"/> NO	TOWED <input type="checkbox"/> YES <input type="checkbox"/> NO	LEADS MESSAGE Mo. Date: Yr.		INVENTORY	

(42) IS STOLEN PROPERTY TRACEABLE? IF YES PLACE AN X IN BOX H

(43) NO.	ARTICLE	BRAND/MODEL	SERIAL NUMBER	LEADS NUMBER	DESCRIPTION	VALUE

(44) HAS EVIDENCE TECH. WORK BEEN REQUESTED? IF YES PLACE AN X IN BOX I

(45) WILL VICTIM/COMPLAINANT PROSECUTE IF ARREST IS MADE? IF YES PLACE AN X IN BOX J

(46) IS THERE SIGNIFICANT M.O. PRESENT? IF YES PLACE AN X IN BOX K

(47) PLACE OF ATTACK <input checked="" type="checkbox"/> Structure <input type="checkbox"/> Vehicle <input type="checkbox"/> School <input type="checkbox"/> Street <input type="checkbox"/> Alley <input type="checkbox"/> Park <input type="checkbox"/> Yard <input type="checkbox"/> Parking Lot <input type="checkbox"/> Other <input type="checkbox"/> Unknown	TYPE OF STRUCTURE <input checked="" type="checkbox"/> Apartment <input type="checkbox"/> Apartment/Com. Area <input type="checkbox"/> Office <input type="checkbox"/> Business <input type="checkbox"/> Garage <input type="checkbox"/> House <input type="checkbox"/> School <input type="checkbox"/> Storage Locker <input type="checkbox"/> Basement <input type="checkbox"/> Other	POINT OF ENTRY <input type="checkbox"/> Front Door <input type="checkbox"/> Rear Door <input type="checkbox"/> Window <input type="checkbox"/> Roof/Skylight <input type="checkbox"/> Overhead Door <input type="checkbox"/> Garage Side Door <input type="checkbox"/> Wall <input type="checkbox"/> Transom <input type="checkbox"/> Unknown <input type="checkbox"/> Other	METHOD AND SUSPECT ACTIONS <input type="checkbox"/> Jimmy <input type="checkbox"/> Brute Force <input type="checkbox"/> Smash/Grab <input type="checkbox"/> Vice Grip <input type="checkbox"/> Cut Lock <input type="checkbox"/> Lock Pulled <input type="checkbox"/> Key <input type="checkbox"/> Slip Lock <input type="checkbox"/> Broke/Damaged Glass <input type="checkbox"/> Unlocked/Open <input type="checkbox"/> Hid in Building <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Chain Snatch <input type="checkbox"/> Home Invasion <input type="checkbox"/> Smash/Grab Auto <input type="checkbox"/> Theft From Person <input type="checkbox"/> Ransacked/Vandalized <input type="checkbox"/> Other	<input type="checkbox"/> Unknown <input checked="" type="checkbox"/> Struck/Injured Victim <input checked="" type="checkbox"/> Domestic Violence <input type="checkbox"/> Sexual Battery <input type="checkbox"/> Slim Jim <input type="checkbox"/> Peeled Column <input type="checkbox"/> Ignition Pulled <input type="checkbox"/> Punched Trunk <input type="checkbox"/> Asked Directions <input type="checkbox"/> Offered USC/Candy <input type="checkbox"/> Approached From Rear <input type="checkbox"/> Took into Concealment <input type="checkbox"/> Made Threats <input type="checkbox"/> Used Victim's Name <input type="checkbox"/> Took Only <input type="checkbox"/> Concealables <input type="checkbox"/> Vehicle Needed
	OCCUPANCY <input checked="" type="checkbox"/> Occupied <input type="checkbox"/> Unoccupied <input type="checkbox"/> Abandoned/Vacant	If residence, where were occupants? INSIDE RESIDENCE	ALARM SYSTEM <input type="checkbox"/> YES <input type="checkbox"/> NO ALARM CIRCUMVENTED <input type="checkbox"/> YES <input type="checkbox"/> NO	

(48) CASE SUMMARY: PROVIDE BRIEF SUMMARY OF THE EVENTS AS THEY OCCURRED

- SEE CONTINUATION -

(49) CAN OFFENSE BE SOLVED WITH REASONABLE AMOUNT OF INVESTIGATIVE EFFORT? IF YES PLACE X IN BOX L

(50) IS THERE A REASON TO BELIEVE THAT INVESTIGATION CANNOT BE COMPLETED AT THIS TIME? IF YES PLACE X IN BOX M

BLOCK #	(51) ENTER DETAILED INFORMATION RELATED TO THE BLOCK ABOVE WITH CORRESPONDING BLOCK NUMBER AT LEFT

Continuation Report



ELMWOOD PARK POLICE DEPARTMENT



Case Report: 10-8880
Title: Domestic Battery (Refusal)
Officer: B. Hock #6089
Date: 09/02/10

Continuation

On 09/02/10, at 1839 hours, I responded to 7411 W. Fullerton Avenue Unit #3S for a domestic battery which just occurred. Wescom announced, over the main radio band, the offender, now known as [REDACTED] m. [REDACTED] left in a black Range Rover, Illinois registration # [REDACTED] in an unknown direction. Upon my arrival, I observed no black Range Rover in the area. I went inside the apartment complex and spoke to the caller, [REDACTED] f. [REDACTED] who was upset and crying, and told me the following in summary:

[REDACTED] said her ex-boyfriend, [REDACTED], came by her residence to see her new born child. She said [REDACTED] is the biological father of her child, but does not have any visitation rights. She said she did not want him inside her residence and she requested [REDACTED] to leave. She said [REDACTED] became upset at her and struck her in the arm and in the face. She said [REDACTED] then left her residence.

Officer Klisz and Officer Rodriguez arrived on scene.

Officer Klisz advised over the radio band he had the black Range Rover curbed on the 7400 block of Fullerton Avenue and had [REDACTED] detained for investigation purposes.

I observed a red mark on [REDACTED] left arm and redness on the left side of her face.

[REDACTED] advised she did not require medical attention.

I asked [REDACTED] if she wanted to sign a criminal complaint against [REDACTED] for domestic battery. [REDACTED] advised she did not want [REDACTED] arrested. She said she wanted us to advise [REDACTED] to not visit her and to stay away from her residence.

[REDACTED] signed a victim refusal form and was given the report number.

I advised [REDACTED] to stay away from [REDACTED] and her residence. [REDACTED] was clear through LEADS and sent on his way without incident.

-End-

B. Hock #6089
Officer B. Hock #6089

Supervisor
Mieszala
130

ELMWOOD PARK POLICE DEPARTMENT

Victim's Refusal to Sign Complaint

I, [REDACTED], being the victim in this incident, to wit: DOMESTIC BATTERY do not wish to prosecute [REDACTED] for the offense of DOMESTIC BATTERY and will not sign a complaint and request that none be issued. I understand the Elmwood Park Police Department is willing to issue a complaint in this matter in question, however I do not wish any prosecution. This action on my part is free and voluntary, and I have not been coerced nor intimidated in any way in deciding this course of action.

Witness : #1 [Signature] ⁶⁶⁰⁸⁹ Signature # [REDACTED]
#2 [Signature] Printed Name [REDACTED]
Telephone : [REDACTED]

Date : 09/02/2018
Time : 1852 Hours
Case : 10-8880