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IN REPLY REFER TO FILE NO.

September 12, 2016

Mr. Araz Alsormeeri
2003 N. 74th Avenue
Elmwood Park, Illinois 60707

EP-1

Re: Freedom of Information Act Request

Dear Mr. Alsormeeri:

On September 2, 2016, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "16-2140[.]"

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 names of third parties who incidentally appear in police reports, and the races of individuals, have been redacted from the records being provided.

STORINO, RAMELLO & DURKIN

Mr. Araz Alsormeeri
September 12, 2016
Page 2

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

I N C I D E N T D A T A	Agency Name Elmwood Park Police Department			Case# 16-02140		
	ORI IL0163100			Date / Time Reported 09/01/2016 10:13 Thu		
	Location of Incident 2319 76th Av, Elmwood Park IL 60707-			Premise Type Primary Or Secondary		Zone/Tract E3
	Last Known Secure 08/31/2016 10:00 Wed			At Found 08/31/2016 15:00 Wed		
	#1 Crime Incident(s) (Com) Information For The Police 9938			Weapon / Tools NONE		Activity
#2 Crime Incident ()			Weapon / Tools		Activity	
#3 Crime Incident ()			Weapon / Tools		Activity	

V I C T I M	MO												
	# of Victims 0		Type:	Injury:									
	V1		Victim/Business Name (Last, First, Middle)			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status		Military Branch/Status
			Home Address				Age				Home Phone		
			Employer Name/Address								Business Phone		Mobile Phone
	VYR	Make	Model	Style	Color	Lic/Lis						VIN	

O T H E R S	CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)											
	Type: INDIVIDUAL											
	Code	Name (Last, First, Middle)			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status		Military Branch/Status
	RP	[REDACTED]				Age 31	[REDACTED]	F		Resident		
		Home Address								Home Phone		
	Employer Name/Address								Business Phone		Mobile Phone	
I N V O L V E D	Type: INDIVIDUAL											
	Code	Name (Last, First, Middle)			Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status		Military Branch/Status
	IO	[REDACTED]				Age 06	[REDACTED]	F		Resident		
		Home Address								Home Phone		
		Employer Name/Address								Business Phone		Mobile Phone

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown ("OJ" = Recovered for Other Jurisdiction)												
P R O P E R T Y	VI #	Code	Status Fm/To	Value	OJ	QTY	Property Description			Make/Model		Serial Number

Officer/ID# BARRILE, M. (INV, INV) (EP6791)			Supervisor ROSA, E. (PATL, PAT) (EP4441)		
Invest ID# BARRILE, M. (INV, INV) (EP6791)			Case Disposition: 9 09/02/2016		
Complainant Signature		Case Status Administratively Closed/Suspended 09/02/2016		Page 1	

Incident Report Additional Name List

Elmwood Park Police Department

OCA: 16-02140

Additional Name List

Name Code/#	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) RP 2	[REDACTED]		[REDACTED]	34	[REDACTED]	M
	Address		H: [REDACTED]			
	Empl/Addr		B: - -			
			Mobile #: - -			
2) IO 2	[REDACTED]		[REDACTED]	55	[REDACTED]	M
	Address		H: [REDACTED]			
	Empl/Addr		B: [REDACTED]			
			Mobile #: - -			

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-02140

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
 ROSA, E. (EP4441), FRASCO, S. (EP0857), ALEQUIN, A. (EP9921)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

Victim		OCA 16-02140
Offense INFORMATION FOR THE POLICE		Date / Time Reported Thu 09/01/2016 10:13

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

On 09/01/16, at 1010 hours, I responded to the Elmwood Park Police Department for an information for police report.

Upon arrival, I spoke to [REDACTED] and [REDACTED] in the report room. Their daughter, [REDACTED] (6 years old), was escorted to the records room and supervised by employee Theresa Fallon.

[REDACTED] and [REDACTED] told me in summary:

On 08/30/16, at the time [REDACTED] went to pick up her daughter [REDACTED], she noticed [REDACTED] was crying. [REDACTED] asked [REDACTED] what was wrong. At first [REDACTED] said her stomach hurt and then later said a male classmate touched her over her clothes in the area of her vagina. [REDACTED] pointed to the area of where the boy touched. [REDACTED] told the boy to stop touching her but he continued anyway. [REDACTED] said this incident took place in classroom #102 near the backpack storage area. The teacher, [REDACTED], did not see the incident.

On 08/31/16, at approximately 0900 hours, [REDACTED] and [REDACTED] went to the school to speak to [REDACTED]. They requested the boy be removed from class. [REDACTED] told them he would speak to their teacher and advise the teacher to keep a close eye on the two. Later in the day, while watching cartoons in classroom #102, [REDACTED] got up to go to the backpack area for something. The boy followed [REDACTED] and touched her in the same area of her body as he did the day before. The boy quickly ran away. [REDACTED] was in the doorway speaking to another teacher and did not see the incident. On both occasions, [REDACTED] did not tell a teacher about the incident. The mother of the boy saw [REDACTED] during school dismissal and apologized for the incident involving her son and [REDACTED].

On 09/01/16, during school drop off, the boys father approached [REDACTED] and questioned her as to why she involved his wife, the school, and the police. [REDACTED] and [REDACTED] spoke to [REDACTED] about the matter again.

[REDACTED] advised he wanted everyone involved to be spoken to by the police. [REDACTED] said his main concern is that the boy stays away from [REDACTED].

Today, at 1150 hours, I spoke to [REDACTED] on the telephone. [REDACTED] told me he is aware of the incident and spoke to all parties involved including the students and parents. [REDACTED] said their social worker is working with the students. [REDACTED] advised he is going to move [REDACTED] to a new classroom tomorrow.

Due to the school handling the incident already, no further investigation is necessary.