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IN REPLY REFER TO FILE NO.

EP-1

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September 9, 2016

Mr. Joe Jolly 1819 Central Avenue, S. #110 Kent, Washington 98032

Re: Freedom of Information Act Request

Dear Mr. Jolly,

On September 1, 2016, the Village of Elmwood Park received your August 31, 2016, Illinois Freedom of Information Act (5 ILCS 140/1 et seq.) ("FOIA") request for the following records:

"Mr. John Hanks, DOB 04/20/1944, died at his home on 08/08/2016. Address is 2815 N. 77th Ave, Elmwood Park, IL 60707. Family said police responded. This is request for copy of this incident report completed by police."

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.

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Mr. Joe Jolly September 9, 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. Jinaglia

Enclosures

	[Agency Name								INCIDENT/INVESTIGATION Case# 16-01901											
		Elmwood Park Police Department							REPORT								10-01901 Date / Time Reported 08/05/2016 12:46 Fri Last Known Secure				
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D	Employer Name/Address									F1000 100 100 100 100 100 100 100 100 10				Business Phone			Phone	Mobile Pho		one	
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	("OJ" = Recovered for Other								r Jurisdiction)				rerea i	The Beized 7 - Broken e				3 - Ohkhown			
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INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 16-01901

Statu Code	s] == s	None	2 = Burned $3 = 0$	Counterfeit / Forged	4 = Damaged / Vandalized 5 = Reco	vered 6=	Seized	7 = Stolen	8 - Unknown	
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Assisting Officers										
ROSA, E. (EP4441), ALEQUIN, A. (EP9921), MARINO, D. (EP3976), HOCK, B. (EP6089)										
Suspect Hate / Bias Motivated:										
NAR	RAT									PROTEIN LINES

On 08/05/2016 at approximately 1246 hours Officer Alequin and I were dispatched to 2815 77th Av for a possible death investigation. EPFD 944 arrived on scene. Upon arrival I spoke with the caller, who stated John Hanks makes the basement on the couch and possibly deceased.

I went to the basement and observed John sitting on the couch in front of the TV with his shirt open and pants down with a napkin over his groin. Upon investigation, the paramedics determined John was deceased. Paramedic John Banks called at Gottlieb Hospital who pronounced John Hanks deceased at 1301 hours. There appreared to be no signs of trauma or struggle. John Hanks had a history of told me he was prescribed

I notified Sgt Rosa about the death investigation.

I completed the Death Investigation Worksheet. I called John's Personal Doctor, at 7732050800 who stated he will sign the death certificate with a cause of Myocardial Infraction. I then called the Cook County Medical Examiner's Office and spoke with Keefe #74 who released the body at 1341 hours.

contacted Belmont Funeral Home, 7120 W Belmont Av, to transport the body.

Officer Hock arrived on scene and relieved us from duty.

Officer Hock stated the body was released to Belmont Funeral Home and transported on 08/05/16 at 1440 hours.

Nothing further at this time.