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OF COUNSEL

IN REPLY REFER TO FILE NO.

January 19, 2017

Mr. Leonardo Colella  
4032 N. Judd Avenue  
Schiller Park, Illinois 60176

EP-1

**Re: Freedom of Information Act Request**

Dear Mr. Colella:

On January 4, 2017, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

"POLICE REPORT # 2017-0029 DATED 01/03/17  
BY OFFICER MARK ZELASCO."

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 driver's license numbers, home or personal telephone numbers, and home addresses, have been redacted from the records being provided.

**STORINO, RAMELLO & DURKIN**

Mr. Leonardo Colella  
January 19, 2017  
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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 names of suspects who were 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 2<sup>nd</sup> 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

Agency Name  
*Elmwood Park Police Department*

ORI  
*IL0163100*

Case#  
*17-00029*

Date / Time Reported  
*01/03/2017 16:21 Tue*

Last Known Secure  
*01/02/2017 18:00 Mon*

At Found  
*01/03/2017 14:00 Tue*

|                                                                     |                                                                   |                                         |                         |
|---------------------------------------------------------------------|-------------------------------------------------------------------|-----------------------------------------|-------------------------|
| Location of Incident<br><i>2506 72nd Ct, Elmwood Park IL 60707-</i> |                                                                   | Premise Type<br><i>Residence / Home</i> | Zone/Tract<br><i>E2</i> |
| #1                                                                  | Crime Incident(s) (Com)<br><i>Information For The Police 9938</i> | Weapon / Tools<br><i>BLUNT OBJECTS</i>  |                         |
|                                                                     |                                                                   | Entry                                   | Exit                    |
| #2                                                                  | Crime Incident ( )                                                | Weapon / Tools                          |                         |
|                                                                     |                                                                   | Entry                                   | Exit                    |
| #3                                                                  | Crime Incident ( )                                                | Weapon / Tools                          |                         |
|                                                                     |                                                                   | Entry                                   | Exit                    |

MO

# of Victims / Type: **INDIVIDUAL** Injury:

|    |                                            |                   |               |      |          |                          |                     |                        |
|----|--------------------------------------------|-------------------|---------------|------|----------|--------------------------|---------------------|------------------------|
| V1 | Victim/Business Name (Last, First, Middle) | Victim of Crime # | DOB           | Race | Sex      | Relationship To Offender | Resident Status     | Military Branch/Status |
|    |                                            |                   | <i>Age 71</i> |      | <i>M</i> | <i>1OK</i>               | <i>Non-Resident</i> |                        |

Home Address

Employer Name/Address

Business Phone

Mobile Phone

VYR Make Model Style Color Lic/Lis VIN

OTHERS

INVOLED

CODES: V- Victim (Denote V2, V3) O= Owner (if other than victim) R = Reporting Person (if other than victim)

Type: Injury:

|      |                            |                   |            |      |     |                          |                 |                        |
|------|----------------------------|-------------------|------------|------|-----|--------------------------|-----------------|------------------------|
| Code | Name (Last, First, Middle) | Victim of Crime # | DOB        | Race | Sex | Relationship To Offender | Resident Status | Military Branch/Status |
|      |                            |                   | <i>Age</i> |      |     |                          |                 |                        |

Home Address

Employer Name/Address

Business Phone

Mobile Phone

Type: Injury:

|      |                            |                   |            |      |     |                          |                 |                        |
|------|----------------------------|-------------------|------------|------|-----|--------------------------|-----------------|------------------------|
| Code | Name (Last, First, Middle) | Victim of Crime # | DOB        | Race | Sex | Relationship To Offender | Resident Status | Military Branch/Status |
|      |                            |                   | <i>Age</i> |      |     |                          |                 |                        |

Home Address

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)

| VI # | Code | Status Frm/To | Value | OJ | QTY | Property Description | Make/Model | Serial Number |
|------|------|---------------|-------|----|-----|----------------------|------------|---------------|
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |
|      |      |               |       |    |     |                      |            |               |

Officer/ID# *ZELASCO, M. (PATL, PAT) (EP8569)*

Invest ID# *KLISZ, R. (INV, INV) (EP7134)*

Supervisor *BROWN, T. (PATL, PAT) (EP9026)*

Status Complainant Signature Case Status Reviewed By Investigations *01/05/2017* Case Disposition: *V 01/05/2017* Page 1

# INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 17-00029

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<br>R<br>U<br>G<br>S |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |
|                       |     |        |          |              |                |  |

Assisting Officers

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE**

*Elmwood Park Police Department*

|                                              |
|----------------------------------------------|
| OCA<br>17-00029                              |
| Date / Time Reported<br>Tue 01/03/2017 16:21 |

Victim  
[REDACTED]

Offense  
*INFORMATION FOR THE POLICE*

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

ON 01/03/2017, [REDACTED] CALLED POLICE TO MAKE AN INFO FOR POLICE REPORT AT 2506 N 72ND COURT.

[REDACTED] ADVISED ME HE RECENTLY HAD A TENANT [REDACTED] EVICTED FROM HIS APARTMENT BUILDING AT 2506 N 72ND COURT. [REDACTED] SAD HE HAD CONTACTED [REDACTED] NUMEROUS TIMES ON 01/02/2017 TO MEET AT THE APARTMENT TO DO A WALK THRU PRIOR TO [REDACTED] TURNING IN KEY AND MOVING OUT.

[REDACTED] SAID [REDACTED] REFUSED TO MEET HIM AT THE BUILDING . ON 01/03/2013 [REDACTED] WENT TO THE APARTMENT AND FOUND IT VACANT. [REDACTED] STATED AS HE ENTERED THE APARTMENT HE HAD NOTICED THE COUNTER TOP COOK TOP WAS BROKEN, THE REAR DOOR TO THE APARTMENT HAD A HOLE IN THE DOOR, A BEDROOM DOOR AND CLOSET DOOR ALSO HAD HOLES IN THE DOORS AND A HOLE IN THE WALL.

[REDACTED] ADVISED ME HE HAS A COURT DATE COMING UP FOR SMALL CLAIMS AGAINST [REDACTED] FOR PAST RENT AND DAMAGES DONE TO HIS BUILDING.

[REDACTED] HAD CHANGED LOCKS ON THE BUILDING AND APARTMENT.

# Incident Report Suspect List

Elmwood Park Police Department

OCA: 17-00029

|                                                         |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
|---------------------------------------------------------|----------------------------|---------|------|------|-------|---------------|-------|--------|---------|----------------|---------------------------|--|--|--|--|--|
| <b>1</b>                                                | Name (Last, First, Middle) |         |      |      |       | Also Known As |       |        |         |                | Home Address              |  |  |  |  |  |
|                                                         | Business Address           |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
|                                                         | DOB                        | Age     | Race | Sex  | Eth   | Hgt           | Wgt   | Hair   | Eye     | Skin           | Driver's License / State. |  |  |  |  |  |
|                                                         | 56                         |         | M    |      | 600   | 220           | BLN   | BLU    |         |                |                           |  |  |  |  |  |
| Scars, Marks, Tattoos, or other distinguishing features |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
| <b>Reported Suspect Detail</b>                          |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
| 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                                           |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |

|                                                         |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
|---------------------------------------------------------|----------------------------|---------|------|------|-------|---------------|-------|--------|---------|----------------|---------------------------|--|--|--|--|--|
| <b>2</b>                                                | Name (Last, First, Middle) |         |      |      |       | Also Known As |       |        |         |                | Home Address              |  |  |  |  |  |
|                                                         | Business Address           |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
|                                                         | DOB                        | Age     | Race | Sex  | Eth   | Hgt           | Wgt   | Hair   | Eye     | Skin           | Driver's License / State. |  |  |  |  |  |
|                                                         | 20                         |         | M    |      | 600   | 185           | BRO   | BRO    | MED     |                |                           |  |  |  |  |  |
| Scars, Marks, Tattoos, or other distinguishing features |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
| <b>Reported Suspect Detail</b>                          |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |
| 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                                           |                            |         |      |      |       |               |       |        |         |                |                           |  |  |  |  |  |