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March 31, 2017

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IN REPLY REFER TO FILE NO.

EP-1

Ms. Kay McGovern
Edward R. Kirby & Associates
909 S. IL Route 83
Elmhurst, IL 60126

Re: Freedom of Information Act Request

Dear McGovern:

On March 24, 2017, the Village of Elmwood Park received your Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

"Any and all police reports, incident reports, contact reports relating to 2316 N. Harlem Ave, Apartment 3E, Elmwood Park, IL from 2010-1012."

Your request has been granted in part and denied in part. Enclosed are records responsive to your FOIA request. However, please be advised that certain information in the records being provided has been determined to be exempt from disclosure under FOIA, and that 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 employee identification numbers, 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, an individual's race, a victim's name and identifying information, the names of suspects who were never arrested, third party's identifying information, and

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other personal information, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, have been redacted from the records being provided.

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 have filed complaints with or who have 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:

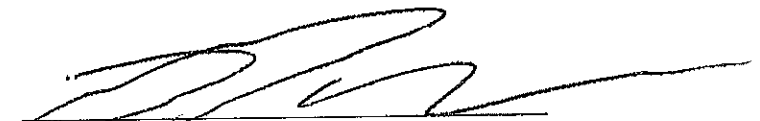
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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



Peter A. Pacione

Enclosures

\$ 03/29/17 14:15:15 From ODIN To E065

Police RD.: EP:10-3191 Date: 04/09/10 Time: 09:46:17
Status.....: Dispositioned
Location....: 2316 HARLEM AV, MAIN ADDRESS
Comp. Name.: rcpd
Comp. Addr.: [REDACTED]
Comp. Phone: [REDACTED]
Nature Code: 0610 - Burglary
Nature Desc: Burglary rpt - occ'd overnight while res w
as not home

Dispo. Nat.: 9127 - Suspicious Incident
Dispo. Star: 3135 - Oggerino, Adrian
Service....: 09 - Administratively closed
Remarks....: COMPLAINTED RELATED ITEMS WERE TAKEN SEE
REPORT...

| Unit | Dispatch | EnRoute | On Scene | To Dest | At Dest | Available |
|------|----------|----------|----------|---------|---------|-----------|
| 3240 | 09:46:18 | 09:47:12 | 09:52:07 | | | 10:06:03 |
| 3201 | 09:51:56 | 09:52:02 | 09:52:02 | | | 10:05:17 |
| 3240 | 10:07:13 | 10:07:26 | 10:07:26 | | | 10:51:46 |

Additional Comments for RD # 10-3191

04/09/10 09:49:29 9924-[REDACTED]
caller thinks clothing and usc was taken, may have left
t clothing or caller is confused (09:49:28 on 04/09/10)

04/09/10 09:49:56 9924-[REDACTED]
ring [REDACTED] for entry (09:49:55 on 04/09/10)

ELMWOOD PARK POLICE DEPARTMENT

INCIDENT REPORT

| | | | | | | | | |
|---|--|---------------------------------------|--------|--|-----------------|------------------|---|---|
| (1) OCCURRED ON OR BETWEEN | | MO. 4 | DATE 8 | YR. 10 | DAY Thurs | TIME 1000 | (2) BEAT 213 | (3) REPORT NUMBER 10-3191 |
| (4) REPORTED | | 4 | 3 | 10 | Thurs | 0900 | SUB-BEAT | |
| (6) LOCATION OF INCIDENT | | 2316 N Harlem Flw | | | 10 Fri 0946 | | (5) INCIDENT CLASSIFICATION Suspicious Incident | |
| (8) VICTIM'S NAME (Last, first, MI) | | [REDACTED] | | | [REDACTED] | | (7) FIRM NAME IF BUSINESS D N A | |
| (10) RESIDENCE PHONE [REDACTED] | | (11) BUSINESS PHONE NONE | | (12) SEX [REDACTED] | RACE [REDACTED] | AGE [REDACTED] | (13) DOB Mo. Date Yr. [REDACTED] | (14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER [REDACTED] |
| (16) REPORTED BY [REDACTED] | | WITNESS YES [] NO [] | | (17) RESIDENCE OR BUSINESS ADDRESS 2316 N Harlem | | | | |
| (17) RESIDENCE PHONE [REDACTED] | | (18) BUSINESS PHONE [REDACTED] | | (19) SEX [REDACTED] | RACE [REDACTED] | AGE [REDACTED] | (20) DOB Mo. Date Yr. [REDACTED] | (21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER [REDACTED] |
| (22) NATURE AND EXTENT OF INJURY INJURY | | (23) HOSPITALIZED/WHERE TREATED D N A | | | | | | |
| (24) ATTENDING/PRONOUNCING PHYSICIAN [REDACTED] | | (25) TRANSPORTED BY [REDACTED] | | (26) PRONOUNCED Mo. Date Yr. Time [REDACTED] | | (27) M.E. NAME A | | (28) DATE & TIME NOTIFIED |
| BLOCK NO. | (29) NARRATIVE: Describe persons, property, and details of incident. If additional information pertains to one of the blocks above, enter corresponding block number at left. | | | | | | | |
| | I was dispatched with Sgt Wasilenko to a suspicious incident at 2316 N Harlem Av. | | | | | | | |
| | Upon arrival we spoke with the complainant identified as [REDACTED] | | | | | | | |
| | [REDACTED] related 300.00 U.S.C and her winter coat were taken from her bedroom. [REDACTED] also advised the subjects taking her property left some clothing (old jackets) in her apartment. | | | | | | | |
| | We canvassed the apartment. There was no evidence of forced entry or any items | | | | | | | |
| (30) REPORTING OFFICER A. Oggerino | | STAR [REDACTED] | | (31) SUPERVISOR Sgt James Wasilenko | | STAR [REDACTED] | | (32) REPORT REVIEW 11/9/10 |
| | | | | | | | | (33) C.A. REVIEW |

REPORT NUMBER

OFFENSE CODE 91172

METHOD CODE

PLACE CODE

CASE STATUS

DCR

D.E.

ELMWOOD PARK POLICE DEPARTMENT

CONTINUATION SHEET

| | | | |
|-------------------|--------------------------------|---------------|----------------|
| CONTINUATION OF A | <i>Incident</i> | PAGE OF | REPORT NUMBER |
| | <i>offense/incident/arrest</i> | <i>2 of 2</i> | <i>10-3191</i> |

USE A NARRATIVE SUMMARY WITH OFFENSE, INCIDENT, ARREST AND INVESTIGATIVE ACTION REPORTS. IF INFORMATION IS AN EXTENSION OF A REPORT, ENTER BLOCK NUMBER AT LEFT.

| BLOCK NUMBER | |
|--------------|--|
| | <i>moved or tampered with.</i> |
| | <i>I spoke with a [redacted]</i> |
| | <i>[redacted] who is [redacted]</i> |
| | <i>partaker. [redacted] related</i> |
| | <i>[redacted] is possibly losing her</i> |
| | <i>memory and a little</i> |
| | <i>disoriented. [redacted] related</i> |
| | <i>[redacted] has made claims of</i> |
| | <i>missing property in the past</i> |
| | <i>and the property was later</i> |
| | <i>discovered.</i> |
| | <i>I further gave [redacted]</i> |
| | <i>Janet Slovarek phone number</i> |
| | <i>for further reference. no</i> |
| | <i>further action at this time</i> |

| | | | | |
|--------------------|------------|--------------------------|------------|---------------|
| REPORTING OFFICER | STAR NO. | SUPERVISOR | STAR NO. | DATE |
| <i>A. Oggerino</i> | [redacted] | <i>Det. John Wasilko</i> | [redacted] | <i>4/9/10</i> |

\$ 03/29/17 14:17:40 From ODIN To E065

Police RD.: EP:11-11841 Date: 12/04/11 Time: 14:57:31
Status.....: Dispositioned
Location...: 2316 HARLEM AV, MAIN ADDRESS
Comp. Name.: ██████████
Comp. Addr.: ██████████
Comp. Phone: ██████████
Nature Code: 9252 - Meet Complainant
Nature Desc: Meet Complainant- apt 1we. 3rd party from 1
andlord - tenant advised that subjs have b
een entering her apt and taking items unk
who they are occ'd 2-3 times ██████████
██████████

Dispo. Nat.: 9252 - Meet Complainant
Dispo. Star: 2460 - Rodríguez, Carlos
Service....: 09 - Administratively closed
Remarks....: ██████████ SAID 2 WOMEN ENTERED,
D, SAT DOWN, AND LISTENED TO THE RADIO. R/
O DID NOT OBSERVE A RADIO IN THE APT. R/O
WILL CONTACT HEALTH DEPT TO FOLLOW UP WITH
██████████ CONDITION. NO REPORT

Unit Dispatch EnRoute On Scene To Dest At Dest Available
3330 15:00:39 15:05:31 15:06:47 15:02:52
3330 15:03:04 15:05:31 15:06:47 15:24:56
