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May 10, 2017

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IN REPLY REFER TO FILE NO.

Mr. John Smid
2516 1st Avenue
River Grove, Illinois 60171
johnsmid@yahoo.com

EP-1

Re: Freedom of Information Act Request

Dear Mr. Smid:

On May 4, 2017, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "15-7219[.]"

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 social security 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, 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.

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

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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:

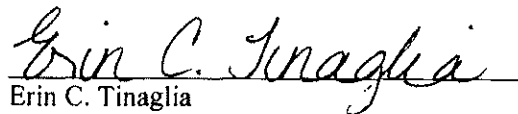
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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

ELMWOOD PARK POLICE DEPARTMENT

INCIDENT REPORT

(1) OCCURRED ON OR BETWEEN		MO. 07	DATE 03	YR. 15	DAY FRI	TIME -	(2) BEAT 3	(3) REPORT NUMBER
		07	24	15	FRI	1405	SUB-BEAT 33B	15-7219
(4) REPORTED		07	24	15	FRI	1405	(5) INCIDENT CLASSIFICATION HARRASSMENT BY TELEPHONE	
(6) LOCATION OF INCIDENT 7610 W. GRAND						(7) FIRM NAME IF BUSINESS N/A		
(8) VICTIM'S NAME (last, first, mi)						(9) RESIDENCE OR BUSINESS ADDRESS		
(10) RESIDENCE PHONE		(11) BUSINESS PHONE		(12) SEX	RACE	AGE	(13) DOB	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
[REDACTED]		N/A		M	[REDACTED]	34	[REDACTED]	[REDACTED]
(15) REPORTED BY (last, first, mi)						(16) RESIDENCE OR BUSINESS ADDRESS		
SMID, JOHN						[REDACTED]		
(17) RESIDENCE PHONE		(18) BUSINESS PHONE		(19) SEX	RACE	AGE	(20) DOB	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
[REDACTED]		N/A		M	[REDACTED]	34	[REDACTED]	[REDACTED]
(22) NATURE AND EXTENT OF INJURY						(23) HOSPITALIZED/WHERE TREATED		
INJURY NONE						[REDACTED]		
(24) ATTENDING/PRONOUNCING PHYSICIAN			(25) TRANSPORTED BY		(26) PRONOUNCED		(27) M.E. NAME	(28) DATE & TIME NOTIFIED
[REDACTED]			[REDACTED]		Mo. Date Yr. Time		[REDACTED]	[REDACTED]

REPORT NUMBER

OFFENSE CODE
2825

METHOD CODE

PLACE CODE

CASE STATUS

C.R.

(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.

On 07/24/2015 at approximately 1405 hours [REDACTED] (m [REDACTED]) came into the station to report a Harassment by Telephone. Investigation revealed the following:
 [REDACTED] has a child with his current girlfriend, [REDACTED] (f [REDACTED] [REDACTED] and [REDACTED] have been in a relationship for several years but recently broke up for six months. During that time [REDACTED] began seeing another man by the name of [REDACTED] (m [REDACTED] TX: [REDACTED] provided [REDACTED] with money during this time and is now upset [REDACTED] is back together with [REDACTED] [REDACTED] has been calling and sending text messages to [REDACTED] and [REDACTED] demanding they repay him the money. I viewed a text message from [REDACTED] to [REDACTED] stating, "GIVE ME MY MONEY BITCH!" I also listened to a recorded conversation between [REDACTED] and [REDACTED] in which [REDACTED] demands [REDACTED] repay him \$1,000 usc.
 I spoke with [REDACTED] via telephone. [REDACTED] stated he has no interest in seeing [REDACTED] or [REDACTED] again nor having further communication with either party. [REDACTED] requested this incident be documented.
 Nothing Further.

(30) REPORTING OFFICER	STAR	(31) SUPERVISOR	STAR	(32) REPORT REVIEW	(33) C.A. REVIEW
L. Swoboda	4970	Brown	906		