

LAW OFFICES
STORINO, RAMELLO & DURKIN

9501 WEST DEVON AVENUE
ROSEMONT, ILLINOIS 60018

(847) 318-9500

FACSIMILE (847) 318-9509

May 17, 2017

DONALD J. STORINO
MICHAEL K. DURKIN
RICHARD J. RAMELLO
NICHOLAS S. PEPPERS
THOMAS M. BASTIAN
ANGELO F. DEL MARTO
JAMES E. MACHOLL
BRIAN W. BAUGH
ANTHONY J. CASALE
ANDREW Y. ACKER
PETER A. PACIONE
MELISSA M. WOLF
MATTHEW G. HOLMES
MICHAEL R. DURKIN

THOMAS J. HALLERAN
ERIN C. TINAGLIA
ADAM R. DURKIN

JOSEPH G. KUSPER
MARK R. STEPHENS
BRYAN J. BERRY
ANN M. WILLIAMS
LEONARD P. DIORIO
RICHARD F. PELLEGRINO
DONALD J. STORINO II

OF COUNSEL

IN REPLY REFER TO FILE NO.

Ms. Nataliya Vyetkina
6364 Oak Grove Road
Harvard, Illinois 60033
nataliya.vyetkina@gmail.com

EP-1

Re: Freedom of Information Act Request

Dear Ms. Vyetkina:

On May 10, 2017, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "17-1073[.]"

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 a driver's license number, 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,

STORINO, RAMELLO & DURKIN

Ms. Nataliya Vyetkina
May 17, 2017
Page 2

the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, including a victim's name and identifying information, the name of a suspect who was 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 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

ORI
IL0163100

Case#
17-01073

Date / Time Reported
05/06/2017 00:40 Sat

Last Known Secure
05/05/2017 23:00 Fri

At Found
05/06/2017 00:40 Sat

Location of Incident <i>2710 75th Av - GDN, Elmwood Park IL 60707-</i>	Premise Type <i>Residence / Home</i>	Zone/Tract <i>E2</i>	Activity
#1 Crime Incident(s) (Com) <i>Domestic Battery 0486</i>	Weapon / Tools <i>PERSONAL (HANDS, FIST, FEET)</i>		Activity
	Entry	Exit	Security
#2 Crime Incident ()	Weapon / Tools		Activity
	Entry	Exit	Security
#3 Crime Incident ()	Weapon / Tools		Activity
	Entry	Exit	Security

MO

V
I
C
T
I
M

of Victims *1* Type: **INDIVIDUAL** Injury: **Apparent Minor Injury** Domestic=**Y**

V1	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
		<i>1,</i>	<i>Age 36</i>		<i>F</i>	<i>ISE</i>	<i>Resident</i>	
Home Address							Home Phone	
Employer Name/Address <i>(STUDENT)</i>						Business Phone	Mobile Phone	
VYR	Make	Model	Style	Color	Lic/Lis	VIN		

O
T
H
E
R
S

I
N
V
O
L
V
E
D

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							Home Phone	
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							Home Phone	
Employer Name/Address						Business Phone	Mobile Phone	

P
R
O
P
E
R
T
Y

1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown
("OJ" = Recovered for Other Jurisdiction)

VJ #	Code	Status Fin/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number

Officer/ID# *MARCHI, J. (PATL, PAT) (EP7483)*

Invest ID# *KLISZ, R. (INV, INV) (EP7134)* Supervisor *CHAURIZE, M. (PATL, PAT) (EP1573)*

Status Complainant Signature Case Status *Exceptionally Cleared Adult* *05/08/2017* Case Disposition: *7* *05/08/2017* Page 1

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 17-01073

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

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 17-01073
Date / Time Reported Sat 05/06/2017 00:40

Victim [REDACTED]	Offense DOMESTIC BATTERY
----------------------	-----------------------------

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

On 05/06/2017 at approximately 0100 hours, I responded to the police station lobby for a call of a domestic battery report.

Upon arrival I spoke with the victim, [REDACTED] ([REDACTED]) who told me the following in summary:

She had a good husband but today he was drinking. They got into a verbal argument and he called her very bad names that she did not know how to translate to English. They were arguing because her husband, [REDACTED] (n [REDACTED]) wanted her to pay rent but she told him she could not because she is paying for school. The verbal arguing continued and she was yelling back. [REDACTED] then struck her in the face on her left cheek. [REDACTED] then grabbed her by her right wrist, twisted her arm behind her back, and told her he was throwing her out of the apartment. She told him she was calling the police and he "ran away" leaving the apartment. She does not want to have him arrested, but just wants a report for divorce proceedings. She is not returning to the apartment, but going to a hotel for the night and will be staying with a friend after that.

I did not see any visible injuries but asked her if she wanted medical attention for the reported strike to the face and she told me no.

She went on to tell me that she and [REDACTED] have been having marital problems for a while and that she filed for divorce prior to Easter. [REDACTED] threatens her everyday by saying he is a citizen and he can have her thrown out of the country. However, things have been better so they were trying to work it out.

I completed my report and returned to duty.

Incident Report Suspect List

Elmwood Park Police Department

OCA: 17-01073

1	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.	
		45		M		508	186	BRO	BRO			
	Scars, Marks, Tattoos, or other distinguishing features											
	<i>Reported Suspect Detail</i>		Suspect Age		Race	Sex	Eth	Height		Weight		SSN
	Weapon, Type		Feature		Make		Model		Color	Caliber	Dir of Travel	
	VehYr/Make/Model		Drs	Style		Color		Lic/St		VIN		
	Notes							Physical Char				