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September 7, 2017

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OF COUNSEL

IN REPLY REFER TO FILE NO.

EP-1

Paulina Gonzalez  
2658 N. 73<sup>rd</sup> Avenue  
Elmwood Park, Illinois 60707

**Re: Freedom of Information Act Request**

Dear Ms. Gonzalez:

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

"17-2102 and 17-1811"

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, home addresses, and home addresses associated with a name 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, the names of suspects who were never arrested, third party's identifying information, minor's identifying information, and other personal information, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, have been redacted from the records being provided.

**STORINO, RAMELLO & DURKIN**

Ms. Paulina Gonzalez  
September 7, 2017  
Page 2

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:

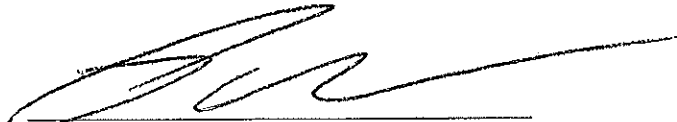
Sarah Pratt  
Public Access Counselor  
Office of the Attorney General  
500 South 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us)

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

# INCIDENT/INVESTIGATION REPORT

Case# **17-02102**  
 Date / Time Reported **08/25/2017 10:40 Fri**  
 Last Known Secure **08/25/2017 08:15 Fri**  
 At Found **08/25/2017 08:45 Fri**

Agency Name  
**Elmwood Park Police Department**

ORI  
**IL0163100**

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Location of Incident [REDACTED]	Premise Type <b>Highway / Road / Alley</b>	Zone/Tract <b>E2</b>	Activity
#1 <b>Crime Incident (Com)</b> <b>Information For The Police 9938</b>	Weapon / Tools <b>NONE</b>		Activity
#2 <b>Crime Incident ( )</b>	Entry	Exit	Security
#3 <b>Crime Incident ( )</b>	Weapon / Tools		Activity
	Entry	Exit	Security

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# of Victims **0** Type: Injury:

V1	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
			Age					

Home Address Home Phone

Employer Name/Address Business Phone Mobile Phone

VYR Make Model Style Color Lic/Lis VIN

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

Type: **INDIVIDUAL** Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<b>RP</b>	<b>GONZALEZ, PAULINA</b>		Age <b>24</b>		<b>F</b>		<b>Resident</b>	

Home Address Home Phone

Employer Name/Address Business Phone Mobile Phone

Type: **INDIVIDUAL** Injury:

Code	Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex	Relationship To Offender	Resident Status	Military Branch/Status
<b>IO</b>	[REDACTED]		Age [REDACTED]				<b>Resident</b>	

Home Address Home Phone

Employer Name/Address Business Phone Mobile Phone

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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 Fin/Fo	Value	OJ	QTY	Property Description	Make/Model	Serial Number

Officer/ID# **PAYONE, M. (PATL, PAT)** [REDACTED]

Invest ID# **KLISZ, R. (INV, INV)** [REDACTED] Supervisor **LOMBARDI, C. (PATL, PAT)** [REDACTED]

Status Complainant Signature Case Status Reviewed By Investigations **08/28/2017** Case Disposition: **Y** **08/28/2017** Page 1

# Incident Report Additional Name List

Elnwood Park Police Department

OCA: 17-02102

## Additional Name List

Name Code//	Name (Last, First, Middle)	Victim of Crime #	DOB	Age	Race	Sex
1) IO 2	[REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
	Address		H	[REDACTED]		
	Empl/Addr		B: - -			
			Mobile #: - -			

# INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 17-02102

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

D R U G S	IBR	Status	Quantity	Type Measure	Suspected Type	

Assisting Officers

Suspect Hate / Bias Motivated:

NARRATIVE

**REPORTING OFFICER NARRATIVE**

Elmwood Park Police Department

Victim	Offense	OCA
	INFORMATION FOR THE POLICE	17-02102
		Date / Time Reported
		Fri 08/25/2017 10:40

THE INFORMATION BELOW IS CONFIDENTIAL FOR USE BY AUTHORIZED PERSONNEL ONLY

ON 08/25/17, AT APPROXIMATELY 1040 HOURS, I WAS ASSIGNED A STATION REPORT REGARDING INFORMATION FOR POLICE.

I SPOKE TO PAULINA GONZALEZ (F [REDACTED] TX [REDACTED] 0810) WHO STATED HER EX-HUSBAND, [REDACTED] DROVE BY WITH HIS CAR WHILE SHE WAS WALKING WITH HER [REDACTED] EARLIER THIS MORNING. PAULINA STATED SHE HAD AN ORDER OF PROTECTION ISSUED AGAINST [REDACTED] THAT WAS STILL IN EFFECT UNTIL OCTOBER 2017. PAULINA WANTED THE INCIDENT DOCUMENTED.

PAULINA STATED, AT APPROXIMATELY 0830 HOURS, SHE WALKED WITH [REDACTED] WESTBOUND ON DIVERSEY AVE TOWARDS JOHN MILLS SCHOOL TO USE THE PLAYGROUND EQUIPMENT. PAULINA STATED WHEN SHE REACHED 74TH AVE, SHE IMMEDIATELY NOTICED A VEHICLE THAT MATCHED [REDACTED] VEHICLE TRAVEL WESTBOUND ON DIVERSEY AVE. PAULINA STATED, A COUPLE OF MINUTES LATER, SHE SAW THE SAME VEHICLE THEN TRAVEL EASTBOUND ON DIVERSEY AVE. PAULINA STATED SHE DID NOT SEE THE VEHICLE IN THE AREA THEREAFTER. PAULINA STATED SHE WAS "BAD" AT IDENTIFYING VEHICLES AND WAS UNABLE TO IDENTIFY THE MAKE OR MODEL OF THE VEHICLE. IN ADDITION, PAULINA STATED SHE WAS UNABLE TO SEE THE LICENSE PLATE OF THE VEHICLE. PAULINA WAS ONLY ABLE TO DESCRIBE THE VEHICLE AS: SMALL SUV VEHICLE, SILVER IN COLOR. PAULINA STATED SHE WAS UNABLE TO IDENTIFY WHETHER THE DRIVER WAS MALE OR FEMALE OR ANY OTHER DESCRIPTORS OF THE DRIVER OF THE VEHICLE.

PAULINA STATED, AT APPROXIMATELY 0841 HOURS, SHE RECEIVED A TEXT MESSAGE FROM [REDACTED] STATING HE WAS PICKING UP [REDACTED] AT 1700 HOURS TONIGHT FROM PAULINA'S MOTHER'S HOUSE.

PAULINA SHOWED ME A COPY OF THE ORDER OF PROTECTION THAT WAS ISSUED AGAINST [REDACTED] THAT HAD AN EXPIRATION DATE OF 10/17/17.

I PROVIDED PAULINA WITH A REPORT NUMBER AND INSTRUCTIONS AND RETURNED THE ORDER OF PROTECTION TO HER.

I COMPLETED ALL PAPERWORK AND RETURNED TO DUTY.



# INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 17-01811

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

Victim

Offense  
CHILD CUSTODY DISPUTE

OCA  
17-01811  
Date / Time Reported  
Tue 07/25/2017 11:19

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

On 07-25-17 at 1119 hours, Paulina Jarocka (married name Paulina Gonzalez) came to our station to report a child custody dispute.

Paulina provided me with a copy of a court order from Will County (case # 2014D0325) which is a dissolution of marriage from [REDACTED] and outlined a child custody agreement for their child [REDACTED]. This agreement grants Paulina custody of [REDACTED] and assigns her residence as [REDACTED] primary residence and allows visitation rights to [REDACTED] being alternating Saturdays from 0800 to 1700 hours. Paulina said she has an updated order which expanded visitation rights to [REDACTED] allowing him every other weekend starting on Friday at 5pm until Sunday at 5pm. This listed the location of custody exchange to be Paulina's mothers house at [REDACTED]. Paulina did not currently have this newest order with her at this time.

Paulina said she reported to our agency [REDACTED] refused to return their child on 06-18-17 and told her to contact his attorney. Paulina said since this report, she has made roughly 10 attempts to retrieve her child but all were unsuccessful. All of these were done with the assistance of a Chicago Police Department escort to [REDACTED] current residence. Paulina has these events documented through district 10 CPD and would be able to provide them to us when needed. Paulina said she has not texted or called [REDACTED] regarding the custody issue since 06-18-17 because she believed it would not resolve anything so she only did it with police involvement.

Paulina said [REDACTED] recently made allegations of abuse to [REDACTED] and involved DCFS against her and her boyfriend. Paulina said DCFS had investigated these claims and unfounded the complaint. Paulina did not have an official letter from them clearing her from this investigation.

Paulina claimed [REDACTED] is schizophrenic and felt he was a danger to [REDACTED]. Paulina said [REDACTED] has never been a good father and never spent any time with [REDACTED] prior to the past month. Paulina said [REDACTED] does not work and gets a government check to afford living expenses. Paulina did not have any documents stating or showing [REDACTED] has any sort of violent tendencies nor is there any documented incidents of abuse toward her or [REDACTED].

Paulina showed me a letter from [REDACTED] attorney Jeffrey Leving which requested in summary for Paulina to stop preventing [REDACTED] from his visitation rights to [REDACTED]. It also cited the Interference with Child Custody criminal statute.

Paulina felt this situation was a child abduction crime. We reviewed the ILCS statute and Commander Kmiecik contacted a Cook County State's Attorney for guidance in the matter. See Commander Kmiecik's supplemental report. I directed Paulina to locate and keep organized all current visitation schedules, past police reports, and official DCFS documents which will assist in determining if charges can be filed. Paulina just wanted to have [REDACTED] back with her but is willing to proceed with criminal complaints if necessary.

I asked Paulina if she wanted me to call [REDACTED] and explain what could potentially happen. After a brief discussion, she declined I call him because she did not want to make him more upset which could destabilize him. I did not attempt to contact [REDACTED] for this reason.

REPORTING OFFICER NARRATIVE

*Elmwood Park Police Department*

Victim	Offense <i>CHILD CUSTODY DISPUTE</i>	OCA <i>17-01811</i>
		Date / Time Reported <i>Tue 07/25/2017 11:19</i>

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I request a copy of this report be forwarded to Investigations for review.

No further action taken -

CASE SUPPLEMENTAL REPORT

Printed: 09/05/2017 15:56

Elmwood Park Police Department

OCA: 1701811

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

Case Status: EXCEPTIONALLY CLEARED Case Mng Status: EXCEPTIONALLY CLEARED Occurred: 07/25/2017  
Offense: CHILD CUSTODY DISPUTE

Investigator: KMIECIK, M. [REDACTED] Date / Time: 07/25/2017 12:45:05, Tuesday  
Supervisor: KMIECIK, M. [REDACTED] Supervisor Review Date / Time: 07/25/2017 12:55:50, Tuesday  
Contact: Reference: Supplement / Follow Up

While assisting Ofc Brand in handling the station report, I was informed of the circumstances and telephoned felony review for advice.  
I was informed, if the minor child was not returned and the matter were to be referred to a criminal court, the following would be needed:  
\* evidence of any/all attempts to regain custody of the minor child (compl was advised we needed the report numbers, dates, etc from incidents in which she was allegedly at 10th district CPD regarding the matter / a report in our jurisdiction was also filed previously)  
\* copies of all court orders relating to the custody of the minor child (compl told us there existed a custodial court order she did not have a copy of)  
\* reports from DCFS regarding the alleged complaint filed by her ex-husband

Case report completed by Ofc Brand

Investigator Signature \_\_\_\_\_ Supervisor Signature \_\_\_\_\_

CASE SUPPLEMENTAL REPORT

Printed: 09/05/2017 15:56

OCA: 1701811

Elmwood Park Police Department

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

Case Status: EXCEPTIONALLY CLEARED

Case Mng Status: EXCEPTIONALLY CLEARED

Occurred: 07/25/2017

Offense: CHILD CUSTODY DISPUTE

Investigator: KLISZ, R. [REDACTED]

Date/Time: 08/01/2017 16:06:04, Tuesday

Supervisor: KLISZ, R. [REDACTED]

Supervisor Review Date/Time: 08/01/2017 16:06:14, Tuesday

Contact:

Reference: Investigative Action Supplement

On 08-01-17, at 1600 hours, I spoke to Paulina Jarocka, via the telephone [REDACTED], reference this incident. I asked Paulina if she was able to obtain any of the records requested in the original report. She told me she has not had the chance. She told me she has not spoke to [REDACTED] since making the report.

I again requested she obtain the requested documents and information. She told me she would "try".

Case pending. [08/01/2017 16:09, EP7134, 94, EPPD]

Investigator Signature

Supervisor Signature

CASE SUPPLEMENTAL REPORT

Printed: 09/05/2017 15:56

OCA: 1701811

Elmwood Park Police Department

THE INFORMATION BELOW IS CONFIDENTIAL FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: EXCEPTIONALLY CLEARED Case Mng Status: EXCEPTIONALLY CLEARED Occurred: 07/25/2017  
Offense: CHILD CUSTODY DISPUTE

Investigator: KLISZ, R. [REDACTED] Date / Time: 08/16/2017 12:20:26, Wednesday  
Supervisor: KLISZ, R. [REDACTED] Supervisor Review Date / Time: 08/16/2017 12:20:34, Wednesday  
Contact: Reference: Investigative Action Supplement

I again attempt to contact Paulina, with negative results. She has not contacted our agency or produced requested documentation.

Case closed. [08/16/2017 12:21, EP7134, 94, EPPD]

Investigator Signature

Supervisor Signature

CASE SUPPLEMENTAL REPORT

Printed: 09/05/2017 15:56

Elmwood Park Police Department

OCA: 1701811

THE INFORMATION BELOW IS CONFIDENTIAL FOR USE BY AUTHORIZED PERSONNEL ONLY

Case Status: EXCEPTIONALLY CLEARED Case Mng Status: EXCEPTIONALLY CLEARED Occurred: 07/25/2017  
Offense: CHILD CUSTODY DISPUTE

Investigator: LOGISZ, R. [REDACTED] Date / Time: 08/23/2017 15:35:57, Wednesday  
Supervisor: BUSCH, D. [REDACTED] Supervisor Review Date / Time: 08/23/2017 19:40:14, Wednesday  
Contact: Reference: Supplement / Follow Up

ON 08-23-17 AT 1437 HOURS PAULINA GONAZALEZ CAME INTO THE EPPD TO REPORT THAT HER EX HUSBAND HAD BEEN VIOLATING AN ORDER OF PROTECTION.

PAULINA SHOWED ME A TEXT MESSAGE SHE HAD RECEIVED FROM HER EX HUSBAND. SHE ALSO STATED HE HAD TEXTED HER AND CALLED HER NUMEROUS TIMES OVER THE PREVIOUS DAYS. PAULINA STATED HER PHONE HAD DIED THE NIGHT PRIOR, AND WAS UNABLE TO SHOW ME THE CALL HISTORY/TEXT MESSAGES. HER NEW PHONE CONTAINED ONLY A SINGLE TEXT MESSAGE FROM [REDACTED]

PAULINA ALSO WISHED FOLLOW UP ON A CHILD ABDUCTION REPORT SHE HAD FILED WITH THE EPPD ON 7-25-17 (17-1811).

PAULINA FURTHER STATED THAT WHILE AT HER NEW BOYFRIEND'S HOUSE IN THE VICINITY OF ADDISON/NARAGANSETT, [REDACTED] HAD SHOWN UP AND STALKED HER.

WHILE SPEAKING WITH PAULINA, CMDR KLISZ ENTERED THE REPORT ROOM. CMDR KLISZ MADE COPIES OF A DCFS REPORT, CPD REPORTS, AND AN EMERGENCY ORDER OF PROTECTION THAT HAD BEEN GRANTED SINCE PAULINA FIRST REPORTED THE CHILD ABDUCTION.

I ADVISED PAULINA TO CONTACT THE EPPD IF SHE RECEIVED FURTHER TEXT MESSAGES FROM [REDACTED] I PROVIDED PAULINA WITH THE ADDRESS OF THE CPD 16TH DISTRICT IN ORDER TO FILE A VOOB REPORT REGARDING THE INCIDENT SHE DESCRIBED AT ADDISON/NARAGANSETT.

NOTHING FURTHER AT THIS TIME.

Investigator Signature

Supervisor Signature