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February 27, 2018

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IN REPLY REFER TO FILE NO.

EP-1

William Bennett
E.D Bennett & Company
10401 S. Roberts Road
Palos Hills, IL 60465

Re: Freedom of Information Act Request

Dear Mr. Bennett:

On February 26, 2018, the Village of Elmwood Park received your Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

"...Police Report No. 18-00387 regarding theft taking place on February 17, 2018 at 2601 n. 75th Ave Elmwood Park, IL 60707"

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 such as driver's licenses, 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 minor's name and identifying information, a victim's name and identifying information, the identifying information of suspects who were never arrested, third party's identifying information, and other personal information, the disclosure

STORINO, RAMELLO & DURKIN

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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:

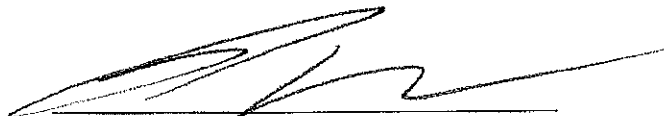
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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

**INCIDENT/INVESTIGATION
REPORT**

I N C I D E N T D A T A	Agency Name <i>Elmwood Park Police Department</i>	Case# <i>18-00387</i>		
	ORI <i>IL0163100</i>	Date / Time Reported <i>02/17/2018 17:49 Sat</i>		
	Location of Incident <i>2601 75th Av, Elmwood Park IL 60707-</i>	Premise Type <i>Residence / Home</i>	Zone/Tract <i>E2</i>	Last Known Secure <i>02/17/2018 15:30 Sat</i>
				At Found <i>02/17/2018 17:30 Sat</i>
M O V I C T I M O T H E R S I N V O L V E D P R O P E R T Y	#1 Crime Incident(s) (Com) <i>Burglary - Residential Burglary 0625</i>	Weapon / Tools <i>NONE</i>		Activity
		Entry	Exit	Security
	#2 Crime Incident (Com) <i>Criminal Trespass To Residence 1365</i>	Weapon / Tools		Activity
		Entry	Exit	Security
	#3 Crime Incident ()	Weapon / Tools		Activity
		Entry	Exit	Security
MO				
# of Victims <i>1</i>	Type: <i>INDIVIDUAL</i>			
Injury:				
V1	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race
Home Address		Relationship To Offender	Resident Status	Military Branch/Status
Employer Name/Address			Business Phone	Mobile Phone
VYR	Make	Model	Style	Color
Lic/Lis		VIN		
CODES: V- Victim (Denote V2, V3) O = Owner (if other than victim) R = Reporting Person (if other than victim)				
Type: <i>INDIVIDUAL</i>				
Injury:				
RP	Name (Last, First, Middle)	Victim of Crime #	DOB	Race
Home Address		Relationship To Offender	Resident Status	Military Branch/Status
Employer Name/Address			Business Phone	Mobile Phone
Type: <i>INDIVIDUAL</i>				
Injury:				
IO	Name (Last, First, Middle)	Victim of Crime #	DOB	Race
Home Address		Relationship To Offender	Resident Status	Military Branch/Status
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
<i>1</i>	<i>20</i>	<i>7</i>	<i>\$5.00</i>	<i>10</i>
<i>1</i>	<i>17</i>	<i>7</i>	<i>\$0.00</i>	<i>0</i>
Property Description		Make/Model		
<i>MONEY / CASH</i>				
<i>JEWELRY / PRECIOUS METALS</i>				
Serial Number				
Officer/ID# <i>SCHAK, K. (PATL, PAT) (EP2963)</i>		Outstanding Stolen Val (Total Stolen): <i>\$5.00 [\$5.00]</i>		
Invest ID# <i>ASTRELLA, M. (INV, INV) (EP9645)</i>		Supervisor <i>ROSA, E. (PATL, PAT) (EP4441)</i>		
Status	Complainant Signature	Case Status <i>Pending / Active</i>	Case Disposition: <i>2</i>	Page 1

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 18-00387

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
GERACI, J. (EP0950), GERACI, J. (EP0950), MARINO, D. (EP3976)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA 18-00387
Date / Time Reported Sat 02/17/2018 17:49

Victim [REDACTED]	Offense BURGLARY - RESIDENTIAL BURGLARY
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THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On 02/17/18 at 1749 hours, I was dispatched to a Theft, reclassified as Ruse Burglary, at 2601 75th Av.

Upon arrival, I spoke with [REDACTED] stated [REDACTED] rang her doorbell earlier in the day. [REDACTED] said she did not want [REDACTED] to enter her residence but he opened her screen door and came in anyway. [REDACTED] told him she did not want him in the house. [REDACTED] told [REDACTED] he wanted to talk to her about snow removal on her property. [REDACTED] said he need a bucket of water and walked to the laundry room. [REDACTED] followed him and continued to tell him she did not want him in her house. [REDACTED] said they spent about fifteen minutes in the dining room. When she went back into her living room, there was a subject standing in the dining room. She did not recognize the subject. According to [REDACTED] the subject said something to [REDACTED] and [REDACTED] told the subject to go finish his job. [REDACTED] told [REDACTED] he would be back later. [REDACTED] could not recall the exact time this happened.

[REDACTED] noticed the bottom drawer of a chest in her dining room slightly open. It made her check all of the drawers. Nothing was disturbed but she did notice a tear in an envelope containing cash. She checked the envelope and noticed fifty-five dollars in bills of five missing. [REDACTED] did not notice anything else missing.

Officer Geraci #3611, Evidence Technician, arrived on scene and photographed the envelope. Officer Geraci determined there was nothing more of evidential value.

I spoke with [REDACTED] [REDACTED] takes care of [REDACTED] stated [REDACTED] called him between 1730 hours and 1745 hours. She told him what had happened and she told him it happened within the last couple of hours.

[REDACTED] recognized [REDACTED] because he handles her landscaping in the summer. [REDACTED] used to handle her snow removal but she stopped using him about two years ago for snow. [REDACTED] described the subject in her living room as male/white, tall wearing a dark jacket. She said she did not get a good look at him.

I canvassed the area and did not locate any cameras.

On 02/18/18 at 1010 hours (Event #1800026527), [REDACTED] reported additional items missing to Officer Marino #223. (See Marino's report)

Nothing further.

Incident Report Suspect List

Elmwood Park Police Department

OCA: 18-00387

1	Name (Last, First, Middle) [REDACTED]					Also Known As					Home Address [REDACTED]				
Business Address															
DOB		Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin		Driver's License / State.			
[REDACTED]															
Scars, Marks, Tattoos, or other distinguishing features															
Reported Suspect Detail															
Suspect Age		Race	Sex	Eth	Height			Weight		SSN					
Weapon, Type		Feature		Make		Model		Color		Caliber	Dir of Travel		Mode of Travel		
Veh Yr/Make/Model			Drs	Style		Color		Lic/St		VIN					
Notes							Physical Char								

COMMUNICATIONS

Event Report

Event ID: 18-00026233

Call Ref #: 455

Date/Time Received: 02/17/18 17:49:31

Rpt #: 18-00387	Prime 33A	Services Involved	
Call Source: PHONE	Unit: SCHAK, KENNETH	LAW	
Location: 2601 75TH AV		Jur: CAD	Service: LAW
X-ST: WRIGHTWOOD AV		ST/Beat: E2	Agency: EPPD
SCHUBERT AV		District: EPPD	RA:
Business:	Phone:		GP: E2
Nature: RUSE BURGLARY	Alarm Lvl: 1	Priority: P	Medical Priority:
Reclassified Nature:			
Caller: [REDACTED]		Alarm:	
Addr: [REDACTED]	Phone: [REDACTED]	Alarm Type:	
Vehicle #:	St:	Report Only: No	Race: Sex: Age:
Call Taker: WS9905	Console: CAD08		
Geo-Verified Addr.: Yes	Nature Summary Code:	Disposition: O	Close Comments:
Notes: compl stated [REDACTED] gained entry into her house and took USC. see report. [02/17/18 22:00:49 Unit:3300] occ l/2hrs--loss cash by friend [02/17/18 17:52:36 WS9905]			

Times

	Time From Call Received	
Call Received: 02/17/18 17:49:31		
Call Routed: 02/17/18 17:52:36	000:03:05	Unit Reaction: 000:03:47 (1st Dispatch to 1st Arrive)
Call Take Finished: 02/17/18 17:52:36	000:03:05	En-Route: 000:03:47 (1st Dispatch to 1st En-Route)
1st Dispatch: 02/17/18 17:52:53	000:03:22 (Time Held)	On-Scene: 001:45:04 (1st Arrive to Last Clear)
1st En-Route: 02/17/18 17:56:40	000:07:09	
1st Arrive: 02/17/18 17:56:40	000:07:09 (Reaction Time)	
Last Clear: 02/17/18 19:41:44	001:52:13	

Radio Log

Unit	Empl ID	Type	Description	Time Stamp	Comments	Close Code	User
33N	EP0950	D	Dispatched	02/17/18 17:52:53	Stat/Beat: EN		WS9981
33A	EP2963	D	Dispatched	02/17/18 17:54:11	Stat/Beat: EV		WS9981
33N	EP0950	X	Canceled	02/17/18 17:54:19			WS9981
33A	EP2963	A	Arrived	02/17/18 17:56:40			Unit:33A
33N	EP0950	D	Dispatched	02/17/18 18:15:44	Stat/Beat: EN		Unit:33N
33N	EP0950	E	En-Route	02/17/18 18:15:44	Stat/Beat: EN		Unit:33N
33N	EP0950	A	Arrived	02/17/18 18:15:44	Stat/Beat: EN		Unit:33N
33N	EP0950	C	Cleared	02/17/18 18:44:51		BU	Unit:33N
33A	EP2963	C	Cleared	02/17/18 19:41:44		O	Unit:33A

Event ID: 18-00026233

Call Ref #: 455

RUSE BURGLARY at 2601 75TH AV

Event Log

Unit	Empl ID	Type	Description	Time Stamp	Comments	Close Code	User
		TR	Time Received	02/17/18 17:49:31	By: PHONE		WS9905
		ENT	Entered Street	02/17/18 17:49:39	2601 75TH AV		WS9905
		ENT	Entered CallerName_Ca	02/17/18 17:49:50	[REDACTED]		WS9905
		ENT	Entered CallerAddress	02/17/18 17:50:00	[REDACTED]		WS9905
		ENT	Entered CallerPhone	02/17/18 17:50:30	[REDACTED]		WS9905
		ENT	Entered Nature	02/17/18 17:50:54	THEFT UNDER 500		WS9905
		ENT	Entered Priority	02/17/18 17:50:54	1		WS9905
		ARM	Added Remarks	02/17/18 17:52:36			WS9905
		FIN	Finished Call Taking	02/17/18 17:52:36			WS9905
		REC	Unit Rec Btn Click	02/17/18 17:52:51	Unit recommend for THEFT UNDER 500		WS9981
		REC	Unit Recommendation	02/17/18 17:52:53	Plan: EPPD Cat: 1P Lvl: 1		WS9981
		REC	Unit Recommendation	02/17/18 17:52:53	Recmnd:33N [PAT]		WS9981
		RPT	Requested Report#	02/17/18 18:45:25	EPPD Report #18-00387 Unit:33A		Unit:33A
33A	EP2963	NCIC	QRY:Drivers	02/17/18 18:52:13	UNIT:33A OLN=[REDACTED]		Unit:33A
33A	EP2963	NCIC	QRY:Drivers	02/17/18 18:52:27	UNIT:33A OLN=[REDACTED]		Unit:33A
33A	EP2963	NCIC	QRY:Drivers	02/17/18 18:53:10	UNIT:33A OLN=[REDACTED]		Unit:33A
33A	EP2963	NCIC	QRY:Drivers	02/17/18 18:53:44	UNIT:33A OLN=[REDACTED]		Unit:33A
		CHG	Changed NATURE	02/17/18 20:21:14	TUNDER --> RUSE BURGLARY		WS9993
		ARM	Added Remarks	02/17/18 22:00:49			Unit:3300