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May 21, 2018

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OF COUNSEL

IN REPLY REFER TO FILE NO.
EP-1

Pullano Law Office
1 E. Wacker Drive, Suite 510
Chicago, Illinois 60601
Yolanda@pullanolaw.com

Re: Freedom of Information Act Request

Dear Pullano Law Office:

On May 15, 2018, 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 reports and photos regarding a dog bite incident involving Isidore Del Valle. The dog owner's name and address of incident is: Gina Desio, 1927 N. 72nd Court, Elmwood Park, IL 60707. DOI 5/7/18"

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 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 name and identifying information of

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suspects who were never arrested, third party's name and 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.

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:

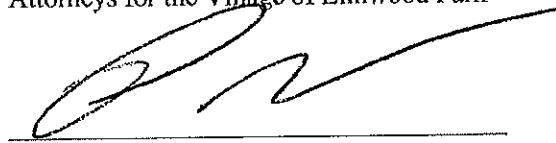
Sarah Pratt
Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

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

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Agency Name Elmwood Park Police Department		Case# 18-01062	
ORI IL0163100		Date / Time Reported 05/07/2018 18:00 Mon	
Location of Incident 1927 72nd Ct, Elmwood Park IL 60707-		Premise Type Residence / Home	Zone/Tract E4
		Last Known Secure 05/07/2018 18:00 Mon	
		At Found 05/07/2018 18:00 Mon	
#1	Crime Incident(s) Dog Bite 9987	(Com)	Weapon / Tools NONE
#2	Crime Incident	()	Weapon / Tools
#3	Crime Incident	()	Weapon / Tools

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# of Victims	1	Type:	INDIVIDUAL	Injury:	Severe Laceration
VI	Victim/Business Name (Last, First, Middle)	Victim of Crime #	DOB	Race	Sex
	[REDACTED]		[REDACTED]		[REDACTED]
	Age				
	Home Address			Home Phone	
	[REDACTED]			[REDACTED]	
	Employer Name/Address			Business Phone	Mobile Phone
	[REDACTED]				
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
IO	DESIO, GINA M		[REDACTED]
	Age		39
	Home Address		Home Phone
	1927 72nd Ct Elmwood Park, IL 60707		[REDACTED]
	Employer Name/Address		Business Phone
			Mobile Phone

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Type:		Injury:	
Code	Name (Last, First, Middle)	Victim of Crime #	DOB
			Age
	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 Firm/To	Value	OJ	QTY	Property Description	Make/Model	Serial Number

Officer/ID#	WINIARCZYK, M. (INV, INV) (EP7383)	Supervisor	ROSA, E. (PATL, PAT) (EP4441)
Invest ID#	KLISZ, R. (INV, INV) (EP7134)	Case Disposition:	V
Status	Complainant Signature	Case Status Reviewed By Investigations	05/08/2018
		Case Disposition:	05/08/2018

INCIDENT/INVESTIGATION REPORT

Elmwood Park Police Department

Case # 18-01062

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
ROSA, E. (EP4441)

Suspect Hate / Bias Motivated:

NARRATIVE

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA
18-01062
Date / Time Reported
Mon 05/07/2018 18:00

Victim
[REDACTED]

Offense
 DOG BITE

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

On 05/07/18 at approximately 1800 hrs, I responded to 1927 N. 72nd Ct for a dog bite.

Upon arrival, I met with victim [REDACTED] and resident Gina Desio on the front stairs of the house. [REDACTED] was applying pressure to his right arm and holding a towel to his face. I observed blood on his arms and on the stairs. I did not observe active bleeding from his arm and advised him to keep applying pressure. I observed a portion of his upper lip missing.

[REDACTED] stated he was helping Desio move a couch and the dog attacked him and bit him. EPFD #944 arrived and I escorted [REDACTED] to the ambulance. [REDACTED] was photographed by Cmdr. Rosa. EPFD paramedics subsequently related [REDACTED] had 3 wounds to his right forearm and the lip injury. He was transported to Gottlieb Hospital.

I spoke with resident Desio who stated [REDACTED] was helping her move a couch in the living room. She stated her dog was loose in the living room and they decided to put the dog in a cage. She stated she threw a bone into the cage. She stated the dog then bit [REDACTED]. She stated [REDACTED] was not touching the dog. She stated she and [REDACTED] immediately went outside on the stairs.

The dog was a 2 year old, tan/white in color, male bully breed (described by Desio as a pitbull/stratfordshire terrier mix) named "Tito." She stated she adopted the dog in December 2017 from a Chicago dog rescue agency. She provided proof of rabies vaccination which was administered on 11/16/17, expiring on 11/16/18, rabies tag #71265679.

Desio stated the dog has not bitten anyone since she has had it and the dog was not aggressive. She stated the dog has had contact with [REDACTED] in the past and was friendly.

Desio allowed us entry inside where we observed drops of blood on the floor and what appeared to be a small portion of flesh on the living room floor (photographed).

Desio did not provide proof of a village dog license and was issued citation #S351. She was advised of hearing information. She was also issued a bite report card to be mailed to Cook County Animal & Rabies Control Department. She was advised to follow instructions on the card.

Nothing further.

Municipal Violation Notice
VILLAGE Of Elmwood Park



Violation #: S351

1	Last Name	
1	Company	
2	DESIO	
3	First Name	MI
4	GINA	M

1	Date	Time	Officer #
2	06/07/2018	06:00 PM	1783

1	Location	
2	1927 N 72ND CT	

1	Offense	Ordinance #6-12.4-15-1996
2		#.
3	ANIMAL LICENSE REQUIRED	

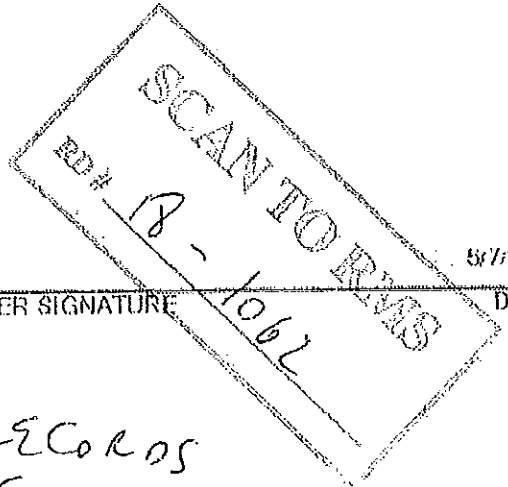
1	Detail:	
2	NO VILLAGE OF ELMWOOD PARK DOG LICENSE (MALE PITBULL	
3	STRATFORD TERRIER MIX "TITO")	

1	Amount Due	Due On / Before
2	PAYMENTS ACCEPTED AT	
3	MUST APPEAR	

NOTE: UNPAID FINE MAY INCREASE UP TO MAXIMUM FINE ALLOWED

1	Hearing Date To Appear	Hearing Time
2	08/07/2018	02:00 PM

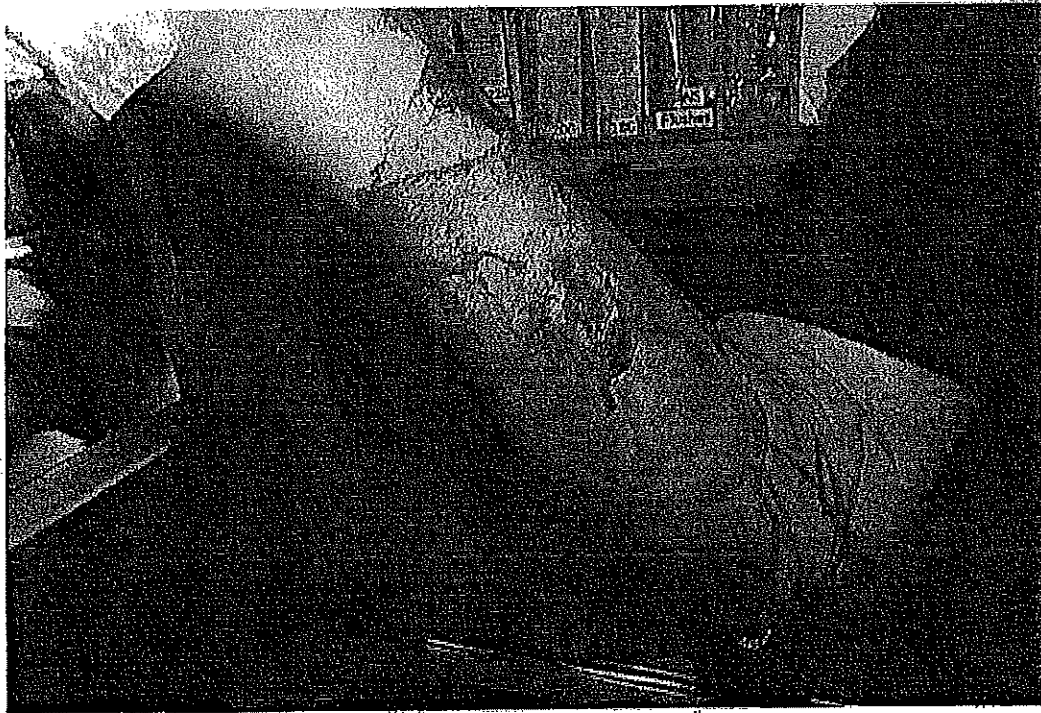
1	Hearing Location	
2	VILLAGE HALL 11 CONTI PARKWAY, ELMWOOD PARK,	
3	IL 60707	



OFFICER SIGNATURE _____ DATE _____

RECORDS
COPY

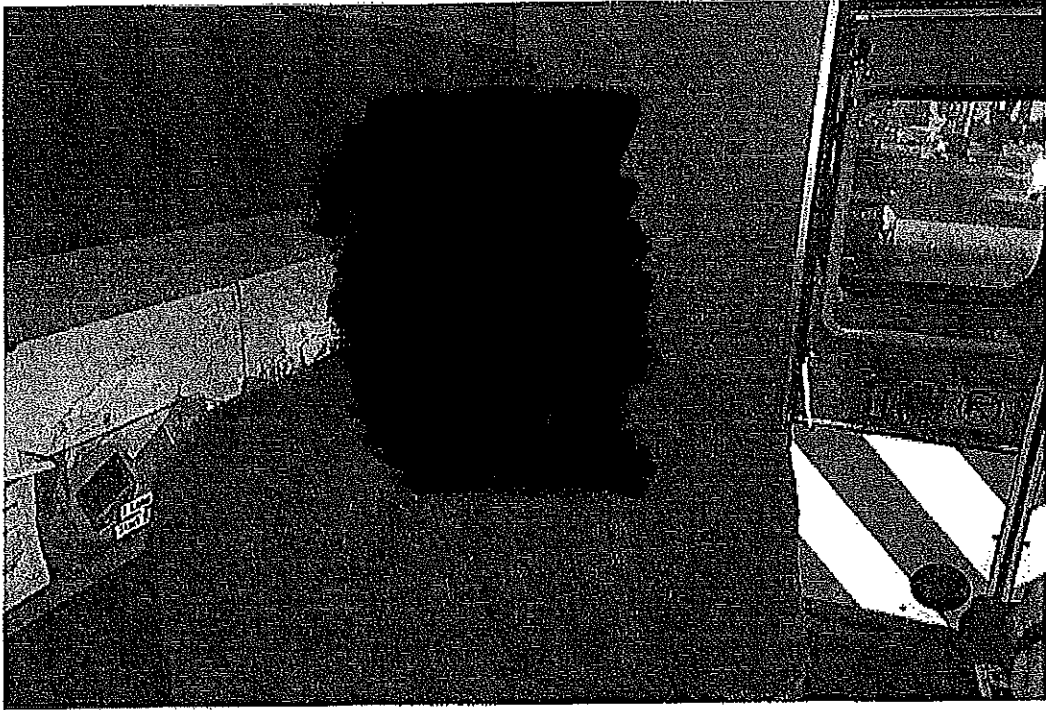
18-1062



ROSA #J413

SCAN TO ERES
RD # 18-1062

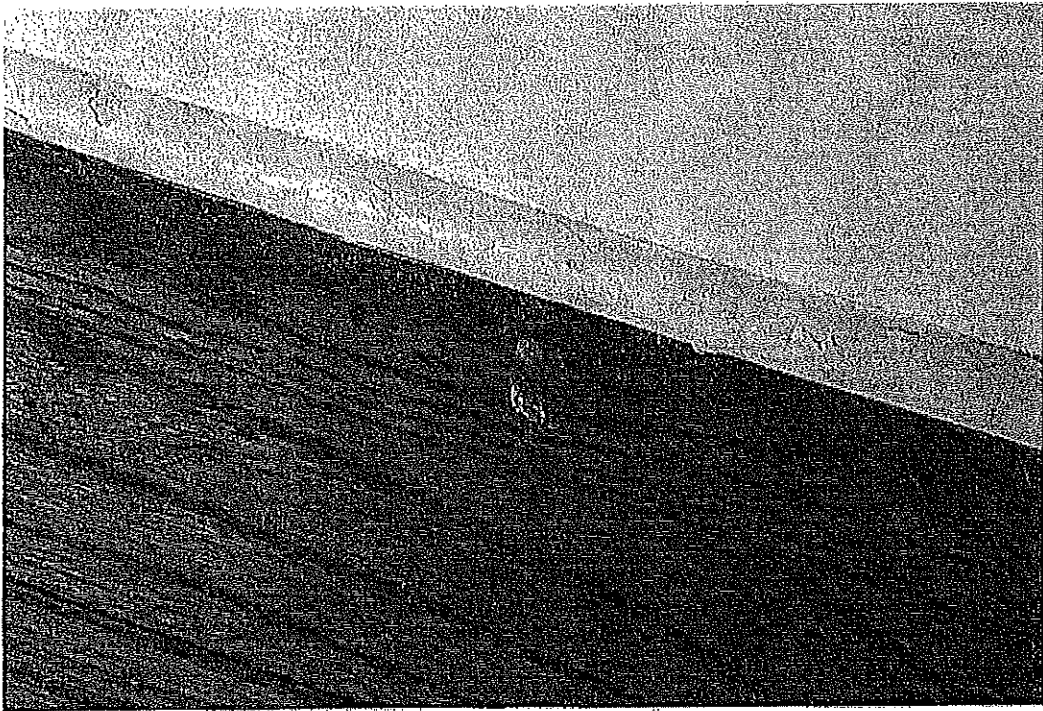
18-1062



ROSA #313

SCAN TO EYES
BY # 18-1062

18-1062



ROSA# 2173

SCAN TO RMS

ED# 18-1062