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IN REPLY REFER TO FILE NO.

November 22, 2013
Via Electronic Mail

EP-1

Mr. Jon Seidel
Staff Reporter
Chicago Sun-Times
350 N. Orleans Street, 9th Floor
Chicago, Illinois 60654
jseidel@suntimes.com

Re: *Freedom of Information Act Request*

Dear Mr. Seidel:

The Village of Elmwood Park is in receipt of your November 19, 2013 Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

- Any and all correspondence, electronic or otherwise, between the Village of Elmwood Park and Rosaria Cacucciolo since Jan. 1, 2007.

Please be advised that your request is denied.

Section 3(g) of FOIA provides that, "[r]epeated requests from the same person for the same records that are unchanged or identical to records previously provided or properly denied under this Act shall be deemed unduly burdensome under this provision." On October 29, 2013, you submitted a FOIA request to the Village of Elmwood Park seeking the following records:

- Any and all records relating to work and/or material provided by and/or to F&C Construction for the Village of Elmwood Park. These records should include but not be limited to estimates; bids; proposals; invoices; permits; inspections; payment to suppliers; payments received, including the form of payment; correspondence, including emails; plans and drawings.

On November 12, 2013, the Village of Elmwood Park provided you with documents responsive to your above-referenced October 29, 2013 FOIA request. The records you are now seeking in

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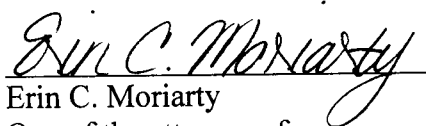
your November 19, 2013 FOIA request were already provided to you in response to your previous October 29, 2013 FOIA request. Accordingly, under Section 3(g) of FOIA, the Village of Elmwood Park is denying your FOIA request because records responsive to your request were previously provided to you on November 12, 2013.

The person responsible for the decision to deny a portion of your 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, Acting Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Phone: 312-814-5526
Fax: 217-782-1396
E-mail: publicaccess@atg.state.il.us

Also, you are 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,



Erin C. Moriarty
One of the attorneys for
the Village of Elmwood Park