

LAW OFFICES

STORINO, RAMELLO & DURKIN

9501 WEST DEVON AVENUE
ROSEMONT, ILLINOIS 60018

(847) 318 - 9500

FACSIMILE (847) 318 - 9509

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 A. MIROBALLI
MATTHEW G. HOLMES
MICHAEL R. DURKIN

THOMAS J. HALLERAN
ERIN C. MORIARTY
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.

August 4, 2014
Via Regular Mail

Mr. Michael Kelly
2028 N. 72nd Court
Elmwood Park, Illinois 60707

EP-1

Re: Freedom of Information Act Request

Dear Mr. Kelly:

The Village of Elmwood Park is in receipt of your July 21, 2014 Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

ANY AND ALL RECORDS PERTAINING TO POLICE CALLS AT 2816 N. 74th
COURT BETWEEN 2010 TO PRESENT.

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 a driver's license number, employee identification numbers, home or personal telephone numbers, home addresses, and a personal license plate, 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, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, have been redacted from the records being provided.

STORINO, RAMELLO & DURKIN

Mr. Michael Kelly
August 4, 2014
Page 2

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.

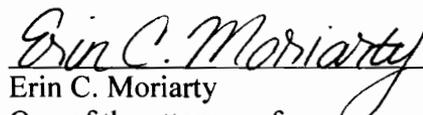
The person responsible for the decision to deny a portion of your request is the Village of Elmwood Park Freedom of Information Officer, Gina Pesko. In accordance with Section 9(a) of FOIA, you are hereby notified that you have the right to file a Request for Review regarding the decision made by the 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.

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

Enclosures

ELMWOOD PARK POLICE DEPARTMENT

INCIDENT REPORT

REPORT NUMBER

OFFENSE CODE

METHOD CODE

PLACE CODE

CASE STATUS

UCR

D.E.

(1) OCCURRED ON OR BETWEEN		MO.	DATE	YR.	DAY	TIME	(2) BEAT	(3) REPORT NUMBER
		7	25	10	SUN	2229	1	10-7457
(4) REPORTED		7	25	10	SUN	2229	(5) INCIDENT CLASSIFICATION	
		ASSIST OTHER AGENCY						
(6) LOCATION OF INCIDENT							(7) FIRM NAME IF BUSINESS	
2816 74th CT								
(8) VICTIM'S NAME (last, first, mi)							(9) RESIDENCE OR BUSINESS ADDRESS	
NONE								
(10) RESIDENCE PHONE	(11) BUSINESS PHONE	(12) SEX	RACE	AGE	(13) DOB	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER		
DNA								
(15) REPORTED BY (last, first, mi)							(16) RESIDENCE OR BUSINESS ADDRESS	
[REDACTED]							[REDACTED]	
(17) RESIDENCE PHONE	(18) BUSINESS PHONE	(19) SEX	RACE	AGE	(20) DOB	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER		
[REDACTED]	[REDACTED]	F	W	57	[REDACTED]	[REDACTED]		
(22) NATURE AND EXTENT OF INJURY							(23) HOSPITALIZED/WHERE TREATED	
INJURY								
(24) ATTENDING/PRONOUNCING PHYSICIAN			(25) TRANSPORTED BY		(26) PRONOUNCED		(27) M.E. NAME	(28) DATE & TIME NOTIFIED
[REDACTED]			[REDACTED]		Mo. Date Yr. Time		[REDACTED]	[REDACTED]
BLOCK NO.	(29) NARRATIVE: Describe persons, property, and details of incident. If additional information pertains to one of the blocks above, enter corresponding block number at left.							
#5	<p>ON 7-25-10 AT 2229 HOURS OF PAVONE AND I RESPONDED TO THE DOMESTIC TROUBLE CALL AT 2816 74th CT. [REDACTED] SAID SHE IS IN TOWN FROM WISCONSIN BECAUSE HER MOTHER HAS BEEN SICK, AND IS CURRENTLY IN THE HOSPITAL. [REDACTED] BROTHER [REDACTED] M/W [REDACTED] LIVES AT 2816 74 CT, WITH THEIR MOTHER. [REDACTED] SAID SHE BELIEVES HER BROTHER IS STRESSED OUT. HE PREVIOUSLY HAD BEEN ON PRESCRIPTION MEDICINE AND HAS BEEN ACTING VIOLENT. [REDACTED] FELT HE SHOULD BE EVALUATED BY THE HOSPITAL. HE PUNCHED A CABINET AND WAS ACTING VIOLENT. THE PREVIOUS NIGHT. [REDACTED] SAW [REDACTED] WALKING NAKED, WHEN SHE WOKE UP. SHE DID NOT BELIEVE THIS WAS NORMAL. WE TOOK [REDACTED] OUTSIDE TO TALK TO THE PARAMEDICS. ELMWOOD PARK PARAMEDICS FELT IT WAS NECESSARY TO TAKE [REDACTED] TO THE HOSPITAL. [REDACTED] SAID HE HAD A BAD DREAM AND WHEN HE WOKE UP HE WAS PUNCHING THE CABINET. [REDACTED] DENIED WALKING AROUND IN THE NUDE. I RETURNED TO SPEAK TO [REDACTED].</p>							
(30) REPORTING OFFICER			STAR	(31) SUPERVISOR		STAR	(32) REPORT REVIEW	(33) C.A. REVIEW
RANSOM			[REDACTED]	Busch # [REDACTED]		[REDACTED]	[REDACTED]	[REDACTED]

COPY

CONTINUATION OF A <u>INCIDENT</u>	REPORT	PAGE OF <u>2 2</u>	REPORT NUMBER <u>10-7457</u>
offense/incident/arrest			

USE A NARRATIVE SUMMARY WITH OFFENSE, INCIDENT, ARREST AND INVESTIGATIVE ACTION REPORTS. IF INFORMATION IS AN EXTENSION OF A REPORT, ENTER BLOCK NUMBER AT LEFT.

BLOCK NUMBER

#5

██████████ SAID ██████████ WOKE HER UP (WHEN SHE HEARD HIM WALKING) AS SHE SLEPT ON THE FLOOR OF THE LIVING ROOM. SHE SAW HIM PEER HIS HEAD AROUND THE DOORWAY A FEW TIMES, IN THE MIDDLE OF THE NIGHT HE WAS WALKING AROUND THE ROOM BUT MAY NOT HAVE KNOWN SHE WAS AWAKE. ██████████ WAS NUDE. AT ONE TIME SOMEHOW TOUCHED HER FOOT THEN SHE WOKE UP, STARTLING HIM. ██████████ SAID HE RAN OUT OF THE ROOM. AS HE RAN PAST THE WINDOW SHE SAW HE HAD NO SHIRT ON AND A PAIR OF PANTAMA PANTS. ██████████ BELIEVES HE MAY HAVE TOUCHED HIMSELF INAPPROPRIATELY THEN RAN AWAY.

SHE SAID HER MAIN CONCERN IS THAT ██████████ MAYBE A THREAT TO HIMSELF OR OTHERS. SHE BELIEVES HE NEEDS TO BE EVALUATED.

THE SECOND INCIDENT EXPLAINED BY ██████████ WAS MUCH DIFFERENT FROM THE FIRST TIME SHE EXPLAINED THE OCCURRENCE.

██████████ WAS NOT VIOLENT WHEN WE DEALT WITH HIM. HE WAS RELUCTANT TO GO TO THE HOSPITAL BUT DID SO ON HIS OWN FREE WILL.

EPPD UNIT #944 TRANSPORTED ██████████ TO THE HOSPITAL.

NOTHING FURTHER.

REPORTING OFFICER

RANSOM

STAR NO.

██████████

SUPERVISOR

Busch #

██████████

COPY

STAR NO.

DATE

7/26/10

ELMWOOD PARK POLICE DEPARTMENT

INCIDENT REPORT

REPORT NUMBER

OFFENSE CODE

METHOD CODE

PLACE CODE

CASE STATUS

UCR

D.E.

(1) OCCURRED ON OR BETWEEN		MO. 05	DATE 25	YR. 11	DAY WED	TIME 2310	(2) BEAT 221	(3) REPORT NUMBER 11-4846
(4) REPORTED		MO. 05	DATE 25	YR. 11	DAY WED	TIME 2317	SUB-BEAT 3110	
(5) LOCATION OF INCIDENT 2816 74 CT						(5) INCIDENT CLASSIFICATION REMOVE UNWANTED		
(6) VICTIM'S NAME (last, first, mi) [REDACTED]						(7) FIRM NAME IF BUSINESS [REDACTED]		
(10) RESIDENCE PHONE [REDACTED]						(11) BUSINESS PHONE [REDACTED]		(12) SEX M
(13) DOB Mo. Date Yr. [REDACTED]						(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER [REDACTED]		
(15) REPORTED BY (last, first, mi) VICTIM						WITNESS YES <input type="checkbox"/> NO <input type="checkbox"/>		(16) RESIDENCE OR BUSINESS ADDRESS [REDACTED]
(17) RESIDENCE PHONE [REDACTED]						(18) BUSINESS PHONE [REDACTED]		(19) SEX M
(20) DOB Mo. Date Yr. [REDACTED]						(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER [REDACTED]		
(22) NATURE AND EXTENT OF INJURY [REDACTED]						(23) HOSPITALIZED/WHERE TREATED [REDACTED]		
(24) ATTENDING/PRONOUNCING PHYSICIAN [REDACTED]			(25) TRANSPORTED BY [REDACTED]		(26) PRONOUNCED Mo. Date Yr. Time [REDACTED]		(27) M.E. NAME [REDACTED]	
(28) DATE & TIME NOTIFIED [REDACTED]		(29) NARRATIVE: Describe persons, properly, and details of incident. If additional information pertains to one of the blocks above, enter corresponding block number at left.						
<p>ON 05/25/11 AT 2317 HOURS, I RESPONDED TO 2816 74 CT FOR A CALL TO REMOVE AN UNWANTED SUBJECT. I ARRIVED ON SCENE WITH OFF. RASCH. UPON ARRIVAL I SPOKE TO [REDACTED] (M/W) [REDACTED] WHO STATED HIS STEP BROTHER [REDACTED] (M/W) [REDACTED] WAS AT THE RESIDENCE AND WAS SUPPOSED TO BE AT A HOSPITAL IN BERLYN WORK INVOLUNTARY COMMITAL. I SPOKE WITH A NURSE FROM THE HOSPITAL VIA TELEPHONE NAMED SABBONIA WHO TOLD ME [REDACTED] HAS THE PRIVILEGE TO LEAVE BUT MUST RETURN BY 2800 HOURS. WE SPOKE TO [REDACTED] WHO WAS ALSO CHECKED BY EPFD, AND CONVINCED HIM TO RETURN, WITHOUT INCIDENT, TO THE HOSPITAL. I COMPLETED MY REPORT AND RETURNED TO DUTY.</p>								
(30) REPORTING OFFICER [REDACTED]			STAR [REDACTED]		(31) SUPERVISOR [REDACTED]		STAR [REDACTED]	
(32) REPORT REVIEW [REDACTED]			(33) C.A. REVIEW [REDACTED]		COPY			

```
.....  
: Change      Supplement . . . 0006 / CAD: SV ROSA          3-11-004547 :  
:           Date Reported - . . 5/26/11                OFFN      :  
:           Reported by - . . . 0000002473 ROSA, E.      :  
:           Entered by . . . . 0000002473 ROSA, E.      :  
: Line# Narrative Data Entry                               :  
: 01 ██████████ CAME BACK HOME TO GET HIS GLASSES. WAS LEAVING UPON R/O'S :  
: 02 ARRIVAL.                                             :  
: 03                                                       :  
: 04                                                       :  
: 05                                                       :  
: 06                                                       :  
: 07                                                       :  
: 08                                                       :  
: 09                                                       :  
: 10                                                       :  
: 11                                                       :  
: 12                                                       :  
: 13                                                       :  
: 14                                                       :  
:                                                       :  
: F4=Search F6=Add F12=Cancel F13=Delete F21=Print F24=More Keys :  
:.....
```

COPY

ELMWOOD PARK POLICE DEPARTMENT

INCIDENT REPORT

REPORT NUMBER
11-5039

OFFENSE CODE
AUB

METHOD CODE

PLACE CODE

CASE STATUS

UCR

D.E.

(1) OCCURRED ON OR BETWEEN MO. 6 DATE 7 YR. 11 DAY TUE TIME 1850	(2) BEAT 2N 2	(3) REPORT NUMBER 11-5039
(4) REPORTED 6 7 11 TUE 1912	(5) INCIDENT CLASSIFICATION MEET COMPLAINANT	
(6) LOCATION OF INCIDENT 2816 N. 74TH CT.	(7) FIRM NAME IF BUSINESS N/A	
(8) VICTIM'S NAME (last, first, mi) NONE	(9) RESIDENCE OR BUSINESS ADDRESS -7	
(10) RESIDENCE PHONE DNA	(11) BUSINESS PHONE	(12) SEX RACE AGE
(13) DOB Mo. Date Yr.	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER 7	
(15) REPORTED BY (last, first, mi) [REDACTED]	(16) RESIDENCE OR BUSINESS ADDRESS [REDACTED]	
(17) RESIDENCE PHONE [REDACTED]	(18) BUSINESS PHONE 708-415-8190	(19) SEX RACE AGE M W 55
(20) DOB Mo. Date Yr. [REDACTED]	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER N/A	
(22) NATURE AND EXTENT OF INJURY NONE	(23) HOSPITALIZED/WHERE TREATED -7	
(24) ATTENDING/PRONOUNCING PHYSICIAN DNA	(25) TRANSPORTED BY	(26) PHONOUNCED Mo. Date Yr. Time
(27) M.E. NAME	(28) DATE & TIME NOTIFIED	
BLOCK NO. 5	(29) NARRATIVE: Describe persons, property, and details of incident. If additional information pertains to one of the blocks above; enter corresponding block number at left. ON 6/7/11 AT 1912 HOURS, I RESPONDED TO 2816 N. 74TH CT FOR A MEET COMPLAINANT REPORT. SEE CONTINUATION	
COPY		
(30) REPORTING OFFICER NICK KAMICK # [REDACTED]	STAR	(31) SUPERVISOR [REDACTED]
(32) REPORT REVIEW	(33) C.A. REVIEW	

Continuation Report



ELMWOOD PARK POLICE DEPARTMENT



Case Report: 11-5039
Title: Meet Complainant
Officer: N. Ramirez # [REDACTED]
Date: June 7, 2011

Case Action

Upon arrival, I was met by [REDACTED] (F/W, DOB [REDACTED]) and her caretaker, [REDACTED] (F/W, DOB [REDACTED], TX-[REDACTED]).

I spoke to [REDACTED] said she received a phone call from her son, [REDACTED] (M/W, DOB [REDACTED]) at about 1850 hours, on this date. [REDACTED] said [REDACTED] called from Gottlieb hospital. [REDACTED] said [REDACTED] is at Gottlieb hospital for a mental health evaluation.

[REDACTED] said [REDACTED] told her he was going to be transferred to Sheridan hospital, in Chicago. [REDACTED] said [REDACTED] told her buses drive out west from Sheridan.

[REDACTED] said [REDACTED] asked about [REDACTED] said [REDACTED] takes care of her and [REDACTED] is jealous. [REDACTED] said [REDACTED] stated "didn't I take care of you, well I'll take care of her."

[REDACTED] said this is an ongoing issue (See RD# 11-4546). [REDACTED] said she does not want [REDACTED] at her residence when he is released from the hospital because he causes problems.

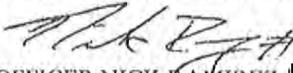
I spoke to the caller, [REDACTED] (M/W, DOB [REDACTED]) via the telephone. [REDACTED] said [REDACTED] is his mother and [REDACTED] is his step brother.

[REDACTED] said [REDACTED] called him via the telephone at about 1900 hours, on this date, and told him the following in summary:

[REDACTED] called [REDACTED] from Gottlieb hospital. He said he was being transferred to Sheridan hospital, somewhere in Chicago. [REDACTED] said he asked [REDACTED] if he took care of her, [REDACTED] said he would take care of [REDACTED]. [REDACTED] said there are buses that travel west from Sheridan.

[REDACTED] said [REDACTED] is jealous of [REDACTED] because he takes care of [REDACTED].

Nothing further at this time.


OFFICER NICK RAMIREZ # [REDACTED]

COPY


Supervisor

ELMWOOD PARK POLICE DEPARTMENT

INCIDENT REPORT

(1) OCCURRED ON OR BETWEEN		MO. 6	DATE 10	YR. 11	DAY FRI	TIME 1200	(2) BEAT ZN	(3) REPORT NUMBER
		6	10	11	FRI	1900	SUB-BEAT	11-5148
(4) REPORTED		6	10	11	FRI	1955	(5) INCIDENT CLASSIFICATION INFORMATION FOR POLICE	
(6) LOCATION OF INCIDENT 2016 N. 74TH COURT						(7) FIRM NAME IF BUSINESS NA		
(8) VICTIM'S NAME (last, first, mi) NA →						(9) RESIDENCE OR BUSINESS ADDRESS		
(10) RESIDENCE PHONE		(11) BUSINESS PHONE		(12) SEX	RACE	AGE	(13) DOB Mo. Date Yr.	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
NA →								
(15) REPORTED BY (last, first, mi)						(16) RESIDENCE OR BUSINESS ADDRESS		
[REDACTED]						[REDACTED]		
(17) RESIDENCE PHONE		(18) BUSINESS PHONE		(19) SEX	RACE	AGE	(20) DOB Mo. Date Yr.	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER
[REDACTED]		[REDACTED]		M	W	55	[REDACTED]	[REDACTED]
(22) NATURE AND EXTENT OF INJURY						(23) HOSPITALIZED/WHERE TREATED		
[REDACTED] NA →								
(24) ATTENDING/PRONOUNCING PHYSICIAN				(25) TRANSPORTED BY	(26) PRONOUNCED Mo. Date Yr. Time		(27) M.E. NAME	(28) DATE & TIME NOTIFIED
NA →								
BLOCK NO.	(29) NARRATIVE: Describe persons, properly, and details of incident. If additional information pertains to one of the blocks above, enter corresponding block number at left.							
	ON 10 JUN 11, AT 1955 HOURS, I RESPONDED TO THE PUBLIC SAFETY BUILDING FOR A REPORT. UPON MY ARRIVAL, I MET [REDACTED] M/W [REDACTED]. [REDACTED] TOLD ME HE RECEIVED FOUR TELEPHONE CALLS FROM HIS STEP-BROTHER [REDACTED] M/W [REDACTED]. [REDACTED] TOLD ME HE OBTAINED AN ORDER OF PROTECTION AGAINST [REDACTED] ON 03 JUN 11 AND PROVIDED ME WITH THE ENTERED COURT ORDER. [REDACTED] TOLD ME [REDACTED] IS CURRENTLY A RESIDENT AT SHERIDAN SHORES NURSING CENTER; A MENTAL FACILITY. I CALLED SHERIDAN SHORES AND CONFIRMED [REDACTED] IS A RESIDENT. I ADVISED [REDACTED] PATIENTS OF MENTAL HEALTH. SEE CONTINUATION →							
(30) REPORTING OFFICER	STAR	(31) SUPERVISOR	STAR	(32) REPORT REVIEW	(33) C.A. REVIEW			
C. ROBBIOVIZ		[REDACTED]						

REPORT NUMBER

OFFENSE CODE
9057

METHOD CODE

PLACE CODE

CASE STATUS

UCR

D.E.

COPY

CONTINUATION OF A <u>2</u> <u>INCIDENT</u> <small>offense/incident/arrest</small>	REPORT	PAGE OF	REPORT NUMBER <u>11-5149</u>
--	--------	---------	---------------------------------

USE A NARRATIVE SUMMARY WITH OFFENSE, INCIDENT, ARREST AND INVESTIGATIVE ACTION REPORTS. IF INFORMATION IS AN EXTENSION OF A REPORT, ENTER BLOCK NUMBER AT LEFT.

BLOCK NUMBER

FACILITIES ARE UNDER THE CARE OF PHYSICIANS
I INFORMED [REDACTED] TO DOCUMENT ALL PHONE
CALLS FROM [REDACTED] AT THIS TIME,
NOTHING FURTHER,

COPY

REPORTING OFFICER <u>C. RODRIGUEZ</u>	STAR NO. [REDACTED]	SUPERVISOR <u>[Signature]</u>	STAR NO. [REDACTED]	DATE
--	------------------------	----------------------------------	------------------------	------

```
.....  
: Change      Supplement . . . 0002 / CAD: SV PANKEY          3-13-006880 :  
:           Date Reported . . . 7/26/13                    OFFN      :  
:           Reported by . . . 0000000000                   :  
:           Entered by . . . 0000000000                   :  
: Line# Narrative Data Entry                               :  
: 01 IL [REDACTED] ISSUED P-CITATION FOR HANDICAP PARKING VIOLATION: :  
: 02                                                       :  
: 03                                                       :  
: 04                                                       :  
: 05                                                       :  
: 06                                                       :  
: 07                                                       :  
: 08                                                       :  
: 09                                                       :  
: 10                                                       :  
: 11                                                       :  
: 12                                                       :  
: 13                                                       :  
: 14                                                       :  
:                                                       :  
: F4=Search F6=Add F12=Cancel F13=Delete F21=Print F24=More Keys :  
:.....
```

COPY