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IN REPLY REFER TO FILE NO.

June 25, 2014
Via Regular Mail

EP-1

Mr. Andrzej Bienias
2325 N. 75th Avenue
Elmwood Park, Illinois 60707

Re: Freedom of Information Act Request

Dear Mr. Bienias:

The Village of Elmwood Park is in receipt of your June 18, 2014 Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

1. COPY OF INCIDENT #14-5317 – POLICE REPORT
2. COPY OF ANY INCIDENTS AT 2325 N. 75TH Ave – Garden apt. Leased by PAWEL KWIATKOWSKI AND JAN GIERZ and their visitor AGNES LINK (LING) or (Agnieszka) Link (Ling) in 2014 and 2013
3. COPY OF (INCIDENTS) OF TENANTS AT 2325 N. 75TH Ave 1st and 2nd fl. apartments. IRENA GONTARZ and Celina WAWIORICO 2013-2014.

Records responsive to your request are available for pickup at the Village of Elmwood Park Village Hall, 11 Conti Parkway, Elmwood Park, Illinois 60707. Please be advised that certain information in the records responsive to your request 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 social security numbers, driver's license numbers, employee identification numbers, home or personal telephone numbers, home addresses, and signatures, have been redacted from the records being provided.

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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.

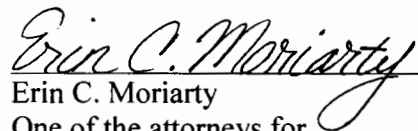
Section 7(1)(d)(iv) of FOIA provides that, “[r]ecords in the possession of any public body created in the course of administrative enforcement proceedings, and any law enforcement or correctional agency for law enforcement purposes ...” are exempt from disclosure, “but only to the extent that disclosure 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, Acting 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

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