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November 18, 2014

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IN REPLY REFER TO FILE NO.

Mr. Colm Mitchell
2803 N. 77th Avenue
Elmwood Park, Illinois 60707
colmmisteil@gmail.com

EP-1

Re: Freedom of Information Act Request

Dear Mr. Mitchell:

On November 3, 2014, the Village of Elmwood Park received your October 31, 2014, Illinois Freedom of Information Act (5 ILCS 104/1 *et seq.*) ("FOIA") request for the following records:

"I would like to request 1) any documentation the village has of their relationship with the law firm of Laner Muchin, including but not limited to any emails, letters, and invoices. 2) I would also like to request the minutes from the meeting when the Village Board voted to authorize the hiring of Laner Muchin. If those minutes from said meeting are sealed, I request the village board votes on whether they can be unsealed since the legal case has now been settled."

Your FOIA request is 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)(m) of FOIA provides that, "[c]ommunications between a public body and an attorney or auditor representing the public body that would not be subject to discovery in litigation, and materials prepared or compiled by or for a public body in anticipation of a criminal, civil or administrative proceeding upon the request of an attorney advising the public body, and materials prepared or compiled with respect to internal audits of public bodies" are exempt from disclosure. Consequently, detailed descriptions of legal services that reveal

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privileged information between the Village of Elmwood Park and the law firm of Laner Muchin have been redacted from the records being provided. In addition, certain privileged communications between the Village of Elmwood Park and the law firm of Laner Muchin, which would not be subject to discovery in litigation pursuant to Illinois Supreme Court Rule 201(b)(2), have not been provided.

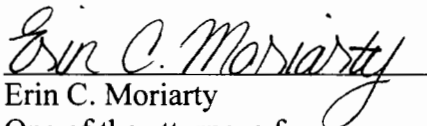
The person responsible for the decision to deny a portion of your FOIA request is the Village of Elmwood Park Freedom of Information Officer, Gina Pesko. In accordance with Section 9(a) of FOIA, you are hereby notified that you have the right to file a Request for Review regarding the decision made by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

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