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IN REPLY REFER TO FILE NO.

September 29, 2014

Ms. Twanna Davis
1545 N. Franklin Avenue, #B
River Forest, Illinois 60305
tcdavis5@sbcglobal.net

EP-1

Re: Freedom of Information Act Request

Dear Ms. Davis:

The Village of Elmwood Park is in receipt of your September 22, 2014 Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

I would Like copies of police Repor [sic]
14-8581.

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)(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, employee identification numbers, 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 and other personal information, the

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Ms. Twanna Davis
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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.

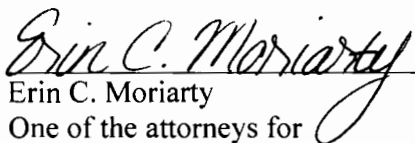
The person responsible for the decision to deny a portion of your FOIA request is the Village of Elmwood Park Freedom of Information Officer, Gina Pesko. In accordance with Section 9(a) of FOIA, you are hereby notified that you have the right to file a Request for Review regarding the decision made by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


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

Enclosures

ELMWOOD PARK POLICE DEPARTMENT

OFFENSE REPORT

REPORT NUMBER

UCR

METHOD CODE

PLACE CODE

CASE STATUS

(1) OCCURRED ON OR BETWEEN						(2) BEAT	(3) REPORT NUMBER							
Mo.	Date	Yr.	Day	Time		4	14-8581							
(4) REPORTED						(5) INCIDENT CLASSIFICATION								
9	10	14	Wed	1330		Aggravated Assault								
(6) LOCATION OF INCIDENT						(7) FIRM NAME IF BUSINESS								
7308 North Avenue						Pampas Restaurant								
(8) VICTIM'S NAME (last, first, middle)						(9) RESIDENCE OR BUSINESS ADDRESS								
[REDACTED]						[REDACTED]								
(10) RESIDENCE PHONE		(11) BUSINESS PHONE		(12) SEX	RACE	AGE	(13) DOB		(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER					
[REDACTED]		[REDACTED]		M	B	51	[REDACTED]		[REDACTED]					
(15) REPORTED BY (last, first, middle)						(16) RESIDENCE OR BUSINESS ADDRESS								
Victim						[REDACTED]								
(17) RESIDENCE PHONE		(18) BUSINESS PHONE		(19) SEX	RACE	AGE	(20) DOB		(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER					
[REDACTED]		[REDACTED]					[REDACTED]		[REDACTED]					
(22) NATURE AND EXTENT OF INJURY						(23) HOSPITALIZED / WHERE TREATED								
INJURY None						[REDACTED]								
(24) ATTENDING/PRONOUNCING PHYSICIAN			(25) TRANSPORTED BY			(26) PRONOUNCED DOA			(27) M.E. NAME			(28) DATE & TIME NOTIFIED		
[REDACTED]			[REDACTED]			[REDACTED]			[REDACTED]			[REDACTED]		
(29) WEAPON						(30) DESCRIBE WEAPON								
<input type="checkbox"/> USED <input checked="" type="checkbox"/> DISPLAYED <input type="checkbox"/> IMPLIED						<input checked="" type="checkbox"/> HANDGUN <input type="checkbox"/> SHOTGUN <input type="checkbox"/> RIFLE								
[REDACTED]						Service weapon								
(31) WAS THERE A WITNESS TO THE OFFENSE?						IF YES PLACE AN X IN BOX A								
X						X								
(32) ADDRESS CHECKED			PERSON INTERVIEWED (last, first, middle)			DOB			TELEPHONE NO.					
[REDACTED]			[REDACTED]			[REDACTED]			RES. [REDACTED]					
NC			[REDACTED]			[REDACTED]			BUS. [REDACTED]					
X			[REDACTED]			[REDACTED]			RES. [REDACTED]					
NC			[REDACTED]			[REDACTED]			BUS. [REDACTED]					
X			[REDACTED]			[REDACTED]			RES. [REDACTED]					
NC			[REDACTED]			[REDACTED]			BUS. [REDACTED]					
W			[REDACTED]			[REDACTED]			RES. [REDACTED]					
[REDACTED]			[REDACTED]			[REDACTED]			BUS. [REDACTED]					
(34) CAN THE SUSPECT BE DESCRIBED?						IF YES PLACE AN X IN BOX B								
X						X								
SUSPECT NAME (ARRESTED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>)			RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS					
Davis, Twanna C			B	F	47	506	170							
CLOTHING WORN BY SUSPECT						OTHER DISTINGUISHING FEATURES								
Cook County Sheriff's Dept. uniform														
SUSPECT NAME (ARRESTED YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>)			RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS					
[REDACTED]														
CLOTHING WORN BY SUSPECT						OTHER DISTINGUISHING FEATURES								
[REDACTED]						[REDACTED]								
(35) CAN SUSPECT BE NAMED?						IF YES PLACE AN X IN BOX C								
X						X								
(36) CAN SUSPECT BE LOCATED?						IF YES PLACE AN X IN BOX D								
X						X								
SUSPECT			NAME/NICKNAME/AKA			ADDRESS/FREQUENTS								
[REDACTED]			Davis, Twanna			[REDACTED]								
(37) CAN SUSPECT BE IDENTIFIED?						IF YES PLACE AN X IN BOX E								
X						X								
NAME WITNESS/VICTIM THAT CAN IDENTIFY SUSPECT (last, first, middle)														
Victim														
(38) HAS SUSPECT BEEN PREVIOUSLY SEEN?						IF YES PLACE AN X IN BOX F								
X						X								
(39) REPORTING OFFICER			STAR	SUPERVISOR APPROVING			STAR	REPORT REVIEW			C.A.			
Blawn				Blawn										

(140) CAN SUSPECT VEHICLE BE IDENTIFIED?							IF YES PLACE AN X IN BOX G		<input type="checkbox"/>
(41) VEHICLE STATUS			VEHICLE DESCRIPTION	YEAR	MAKE	MODEL	BODY	COLOR	
<input type="checkbox"/> SUSPECT <input type="checkbox"/> STOLEN <input type="checkbox"/> VICTIM VEHICLE									
LICENSE NUMBER	STATE	EXPIRES	VIN		DESCRIBE DAMAGE TO VEHICLE				
LIEN HOLDER NAME AND ADDRESS									
IDENTIFYING FEATURES			KEYS IN IGNITION	TOWED	LEADS MESSAGE		INVENTORY		
			<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO	# _____		Mo. _____	Date _____	Yr. _____

(142) IS STOLEN PROPERTY TRACEABLE?							IF YES PLACE AN X IN BOX H		<input type="checkbox"/>
(49) NO.	ARTICLE	BRAND/MODEL	SERIAL NUMBER	LEADS NUMBER	DESCRIPTION	VALUE			

(143) HAS EVIDENCE TECH. WORK BEEN REQUESTED?	IF YES PLACE AN X IN BOX I	<input type="checkbox"/>
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(145) WILL VICTIM/COMPLAINANT PROSECUTE IF ARREST IS MADE?	IF YES PLACE AN X IN BOX J	<input type="checkbox"/>
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(146) IS THERE SIGNIFICANT M.O. PRESENT?	IF YES PLACE AN X IN BOX K	<input type="checkbox"/>
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(47) PLACE OF ATTACK	TYPE OF STRUCTURE	POINT OF ENTRY	METHOD AND SUSPECT ACTIONS
<input checked="" type="checkbox"/> Structure <input type="checkbox"/> Vehicle <input type="checkbox"/> School <input type="checkbox"/> Street <input type="checkbox"/> Alley <input type="checkbox"/> Park <input type="checkbox"/> Yard <input type="checkbox"/> Parking Lot <input type="checkbox"/> Other <input type="checkbox"/> Unknown	<input type="checkbox"/> Apartment <input type="checkbox"/> Apartment/Com. Area <input type="checkbox"/> Office <input checked="" type="checkbox"/> Business <input type="checkbox"/> Garage <input type="checkbox"/> House <input type="checkbox"/> School <input type="checkbox"/> Storage Locker <input type="checkbox"/> Basement <input type="checkbox"/> Other	<input checked="" type="checkbox"/> Front Door <input type="checkbox"/> Rear Door <input type="checkbox"/> Window <input type="checkbox"/> Roof/Skylight <input type="checkbox"/> Overhead Door <input type="checkbox"/> Garage Side Door <input type="checkbox"/> Wall <input type="checkbox"/> Transom <input type="checkbox"/> Unknown <input type="checkbox"/> Other	<input type="checkbox"/> Jimmy <input type="checkbox"/> Brute Force <input type="checkbox"/> Smash/Grab <input type="checkbox"/> Vice Grip <input type="checkbox"/> Cut Lock <input type="checkbox"/> Lock Pulled <input type="checkbox"/> Key <input type="checkbox"/> Slip Lock <input type="checkbox"/> Broke/Damaged Glass <input type="checkbox"/> Unlocked/Open <input type="checkbox"/> Hid in Building <input type="checkbox"/> Purse Snatch <input type="checkbox"/> Chain Snatch <input type="checkbox"/> Home Invasion <input type="checkbox"/> Smash/Grab Auto <input type="checkbox"/> Theft From Person <input type="checkbox"/> Ransacked/Vandalized <input type="checkbox"/> Other
OCCUPANCY <input checked="" type="checkbox"/> Occupied <input type="checkbox"/> Unoccupied <input type="checkbox"/> Abandoned/Vacant	If residence, where were occupants?	ALARM SYSTEM <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO ALARM CIRCUMVENTED <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	<input type="checkbox"/> Unknown <input type="checkbox"/> Struck/Injured Victim <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Sexual Battery <input type="checkbox"/> Slim Jim <input type="checkbox"/> Peeled Column <input type="checkbox"/> Ignition Pulled <input type="checkbox"/> Punched Trunk <input type="checkbox"/> Asked Directions <input type="checkbox"/> Offered USC/Candy <input type="checkbox"/> Approached From Rear <input type="checkbox"/> Took Into Concealment <input checked="" type="checkbox"/> Made Threats <input type="checkbox"/> Used Victim's Name <input type="checkbox"/> Took Only Concealables <input type="checkbox"/> Vehicle Needed

(48) CASE SUMMARY: PROVIDE BRIEF SUMMARY OF THE EVENTS AS THEY OCCURRED

On 9/10/14 at 1707 hours, I spoke with [REDACTED] in the police station lobby. He told me he was eating lunch with members of his family at Pampas restaurant, 7308 North Av. He was with his mother, [REDACTED] his Aunt [REDACTED], [REDACTED] his cousin Twanna Davis, and Twanna's mother [REDACTED] recently suffered a stroke and can not speak or care for herself. [REDACTED] nurse was with the family, but [REDACTED] did not know her name. [REDACTED] said they discussed the health care for [REDACTED] Twanna, who [REDACTED] said was a Cook County Sherri's Deputy, was in her work uniform. Twanna was upset that the family made a doctor's appointment for [REDACTED] on a day she worked. [REDACTED] told her she should have scheduled it herself, then questioned her care of [REDACTED] Twanna became enraged. She stood up, put her hand on the gun in her holster, and yelled, "I'll blow your brains out!" [REDACTED] grabbed a knife from the table and told Twanna, "Go ahead! Do it bitch! I'll beat your ass!" [REDACTED] and [REDACTED] jumped up and separated Twanna and [REDACTED]. Twanna left the restaurant. [REDACTED] said the bill was paid and he left.

See attached continuation.

(149) CAN OFFENSE BE SOLVED WITH REASONABLE AMOUNT OF INVESTIGATIVE EFFORT?	IF YES PLACE X IN BOX L	<input type="checkbox"/>
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(140) IS THERE A REASON TO BELIEVE THAT INVESTIGATION CANNOT BE COMPLETED AT THIS TIME?	IF YES PLACE X IN BOX M	<input type="checkbox"/>
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BLOCK #	(51) ENTER DETAILED INFORMATION RELATED TO THE BLOCK ABOVE WITH CORRESPONDING BLOCK NUMBER AT LEFT
	COPY

Investigative Action Report



ELMWOOD PARK POLICE DEPARTMENT PATROL DIVISION



Report: 14-8581
Title: Aggravated Assault
Officer: Pankey # [REDACTED]
Date: 09/10/14

Case Action:

On 09/10/14, at approximately 2240 hours, Twanna C. Davis (f/b, [REDACTED], [REDACTED], [REDACTED]) came to EPPD to give a statement about incident 14-8581 (Aggravated Assault).

I advised Twanna that other Elmwood Park officers had completed an initial report, and they had spoken to the previously reported witnesses. No complaints had been signed against her at this time. I told her the Cook County Sheriff's Department had been told about the incident by an unknown source, outside of the Elmwood Park Police Department, and that I would add her statement to the incident report if she chose to give a statement.

Twanna said she wanted to tell her side of the story, and apologized for not reporting the incident immediately after it had happened.

Twanna said she went to 7308 W. North Avenue (Pampas Restaurant) on 09/10/14, at approximately 1450 hours, to meet her Aunts and Mother. She was wearing her Cook County Sheriff uniform, and had her firearm on her belt.

The following people were seated at a table when she entered the restaurant:

- [REDACTED] – Twanna's aunt.
- [REDACTED] – Twanna's aunt.
- [REDACTED] – Twanna's mother.
- [REDACTED] – [REDACTED] caretaker.
- [REDACTED] – Twanna's cousin.

Twanna walked up to the table where her relatives were seated, greeted everyone, placed her cell phone and keys down on the table, and went to the restroom. When she returned from the restroom, she saw [REDACTED] had her cell phone in his hands. She asked [REDACTED] what he was doing with her phone, and he said he was "just looking at it." She got her phone back from [REDACTED], and sat at the table between [REDACTED] and [REDACTED]. Everyone at the table began talking about [REDACTED] doctor visit, and Twanna was asked if she could take [REDACTED] to a doctor's appointment on Tuesday (09/16/14). Twanna told the group that she could not take [REDACTED] to the doctor that day, because she had to work. [REDACTED] told Twanna she should take the day off. Twanna said she could not take the day off. [REDACTED] replied, "If it was my mother, I'd take the day off." Twanna told

Officer Christopher Pankey # [REDACTED]

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Supervisor

COPY

Investigative Action Report



ELMWOOD PARK POLICE DEPARTMENT PATROL DIVISION



██████ that it was not his mother, and they began to argue. Twanna stopped arguing and said, "I'm not dealing with this right now." She stood up, stepped toward ██████, and said, "Let's go" to ██████. ██████ said, "I'm gonna beat your ass." Twanna told ██████, "You won't beat my ass." ██████ and Twanna exchanged insults. ██████ stood up and threatened to harm Twanna. Twanna noticed ██████ had grabbed a knife off the table when he stood up. She took a step back, away from ██████, and unholstered her firearm. She held the firearm down at her right hip and said, "You do not want to do this." She "never pointed (the gun) at him, or anyone else." ██████ and ██████ got up and separated Twanna and ██████. Twanna and ██████ continued to exchange insults, while the two aunts pushed Twanna out the door of the restaurant. As Twanna was being pushed out of the restaurant, ██████ threw the knife at the door and shouted, "I'll get you for this!"

Twanna said she has been having a difficult time dealing with ██████ stroke and aftercare. She believed ██████ is trying to get her in trouble, and make her lose her job, because she "started a fraud investigation" against ██████ and his brother, for allegedly forging ██████ signature on some bank documents.

Twanna apologized again for not coming in to report the incident immediately, but said she thought it was "over" and was "a family thing" that they would work out like all other disputes in the past. She decided she should report the incident after talking to another relative about the matter.

I gave Twanna the report number, and she left EPPD.

Copy of reports forwarded to Investigations.

COPY

Officer Christopher Pankey # ██████

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Supervisor ██████