

LAW OFFICES

**STORINO, RAMELLO & DURKIN**

9501 WEST DEVON AVENUE  
ROSEMONT, ILLINOIS 60018

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

(847) 318-9500

FACSIMILE (847) 318-9509

November 6, 2015

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.

Ms. Ivonne Tyler  
2440 N. 78<sup>th</sup> Court, #2  
Elmwood Park, Illinois 60707  
chrivo25@gmail.com

EP-1

**Re: Freedom of Information Act Request**

Dear Ms. Tyler:

On October 26, 2015, the Village of Elmwood Park received your Illinois Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for "15-9756[.]"

Enclosed please find records responsive to your FOIA request. However, please be advised that certain information in the records responsive to your FOIA request has been determined to be exempt from disclosure under FOIA. Accordingly, such 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 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 disclosure of which would constitute a clearly unwarranted invasion of personal privacy, such as a victim's name and identifying information, the name of a suspect who has not arrested, and the race of individuals, have been redacted from the records being provided.

**STORINO, RAMELLO & DURKIN**

Ms. Ivonne Tyler  
November 6, 2015  
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 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 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto: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,

STORINO, RAMELLO & DURKIN  
Attorneys for the Village of Elmwood Park

  
Erin C. Tinaglia

Enclosures



# INCIDENT/INVESTIGATION REPORT

By: EP3700, mwarchulsk 10/27/2015 14:27

Elmwood Park Police Department

Page 2

Case# 15-09756

Status Codes 1 = None 2 = Burned 3 = Counterfeit / Forged 4 = Damaged / Vandalized 5 = Recovered 6 = Seized 7 = Stolen 8 = Unknown

IBR	Status	Quantity	Type Measure	Suspected Type	
D R U G S					

Assisting Officers

Suspect Hate / Bias Motivated:

Page 2

NARRATIVE

COPY

REPORTING OFFICER NARRATIVE

Elmwood Park Police Department

OCA
15-09756
Date / Time Reported
Tue 10/20/2015 10:34

Victim [REDACTED]	Offense DECEPTIVE COLLECTION PRACTICES
----------------------	---

THE INFORMATION BELOW IS CONFIDENTIAL - FOR USE BY AUTHORIZED PERSONNEL ONLY

On 10/20/15, at 1035 hours, I responded to the Elmwood Park Police Department for a information for police report, later classified to deceptive collections report.

Upon arrival, I spoke to [REDACTED] in the report room. [REDACTED] told me in summary: [REDACTED] husband is [REDACTED] has an ex-wife in California named [REDACTED] has never been to Elmwood Park and has no business in Elmwood Park. [REDACTED] is using [REDACTED] and [REDACTED] home address and telephone numbers for unknown types of accounts that have gone into collections.

[REDACTED] told me she wanted to make sure [REDACTED] was aware these letters were being sent to her.

In the presence of [REDACTED] I called [REDACTED] on the telephone. I spoke to [REDACTED] and advised her of what was reported by [REDACTED] requested [REDACTED] send her the letters in the mail. [REDACTED] said her attorney is going to court tomorrow with [REDACTED] and they will handle the billing issue then.

[REDACTED] said she did not want to pursue the matter further at this time.

COPY

# Incident Report Suspect List

Elmwood Park Police Department

OCA: 15-09756

<b>1</b>	Name (Last, First, Middle)					Also Known As					Home Address	
	[REDACTED]										[REDACTED]	
Business Address												
DOB.	Age	Race	Sex	Eth	Hgt	Wgt	Hair	Eye	Skin	Driver's License / State.		
[REDACTED]	40	[REDACTED]	F	N	504	200	BLN	BLU	OLV			
Scars, Marks, Tattoos, or other distinguishing features												

  

<i>Reported Suspect Detail</i>		Suspect Age	Race	Sex	Eth	Height	Weight	SSN
Weapon, Type	Feature	Make	Model	Color	Caliber	Dir of Travel	Mode of Travel	
VehYr/Make/Model	Drs	Style	Color	Lic/St	VIN			

Notes

Physical Char

*BUILD, MEDIUM BUILD  
 HAIR LENGTH, MEDIUM LENGTH  
 CONVERSATION, ABUSIVE LANGUAGE  
 SUBSTANCE USE, ALCOHOL  
 SUBSTANCE USE, ILLEGAL DRUGS  
 SUBSTANCE USE, PRESCRIPTION DRUGS*

COPY