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October 27, 2019

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IN REPLY REFER TO FILE NO.
EP-1

Chicago Public Schools
c/o Charisse Cohen
42 W. Madison Street
Chicago, Illinois 60602
cycohen@cps.edu

Re: Freedom of Information Act Request

Dear Ms. Cohen:

On October 8, 2019, the Village of Elmwood Park received your Freedom of Information Act (5 ILCS 140/1 *et seq.*) ("FOIA") request for the following records:

"...Police Report/Arrest Report for the following employment candidate Felix-Lara, Oscar;
Arrest Date: 8/21/2013;..."

Your request has been 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, VIN, 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 such as driver's license numbers, home or personal telephone numbers, home addresses, and signatures 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

STORINO, RAMELLO & DURKIN

Chicago Public Schools
c/o Charisse Cohen
October 27, 2019
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disclosure. Consequently, birthdates, minors' name and identifying information, an individual's race, a victim's name and identifying information, a third party's name and identifying information, the names and identifying information of suspects who were never arrested, 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 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,

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


Peter A. Pacione

Enclosures

ELMWOOD PARK POLICE DEPARTMENT

OFFENSE REPORT

(1) OCCURRED ON OR BETWEEN	Mo. 08	Date 21	Yr. 13	Day WED	Time 1835	(2) BEAT 1	(3) REPORT NUMBER	
	08	21	13	WED	1843	SUB BEAT -	13-7888	
(4) REPORTED	08	21	13	WED	1843	(5) INCIDENT CLASSIFICATION Criminal Trespass to Land / Disorderly Conduct		
(6) LOCATION OF INCIDENT 2821 75th Ave.						(7) FIRM NAME IF BUSINESS		
(8) VICTIM'S NAME (last, first, middle)						(9) RESIDENCE OR BUSINESS		
(10) RESIDENCE PHONE	(11) BUSINESS PHONE	(12) SEX	RACE	AGE	(13) DOB Mo. Date Yr.	(14) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER		
(15) REPORTED BY (last, first, middle)	WITNESS <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			(16) RESIDENCE OR BUSINESS ADDRESS 7463 Diversey				
(17) RESIDENCE PHONE	(18) BUSINESS PHONE	(19) SEX	RACE	AGE	(20) DOB Mo. Date Yr.	(21) SOCIAL SECURITY OR PERSONAL IDENTIFICATION NUMBER Not Provided		
INJURY	(22) NATURE AND EXTENT OF INJURY Injured nose				(23) HOSPITALIZED / WHERE TREATED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO			
(24) ATTENDING/PRONOUNCING PHYSICIAN	(25) TRANSPORTED BY	(26) PRONOUNCED DOA	(27) M.E. NAME		(28) DATE & TIME NOTIFIED			
Unk	#944	Mo. N/A	Date -	Yr. -	Time -	-	-	
WEAPON	(29) <input type="checkbox"/> USED <input checked="" type="checkbox"/> DISPLAYED <input type="checkbox"/> IMPLIED			<input type="checkbox"/> HANDGUN <input type="checkbox"/> SHOTGUN <input type="checkbox"/> RIFLE	<input checked="" type="checkbox"/> KNIFE OR CUTTING INSTRU.	(30) DESCRIBE WEAPON Small Pocket Knife		
						<input type="checkbox"/> BLUE STEEL <input type="checkbox"/> CHROME PLATED <input type="checkbox"/> NICKEL PLATED <input type="checkbox"/> OTHER		
(31) WAS THERE A WITNESS TO THE OFFENSE?						IF YES PLACE AN X IN BOX A		
X	(32) ADDRESS CHECKED	PERSON INTERVIEWED (last, first, middle)				DOB Mo. Date Yr.	TELEPHONE NO. RES. BUS.	
NO								
X						Mo. Date Yr.	TELEPHONE NO. RES. BUS.	
NO								
X						Mo. Date Yr.	TELEPHONE NO. RES. BUS.	
NO								
W						Mo. Date Yr.	TELEPHONE NO. RES. BUS.	
NO								
(33) CAN THE SUSPECT BE DESCRIBED?						IF YES PLACE AN X IN BOX B		
SUSPECT NAME (ARRESTED YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS
Felix-Lara, Oscar			M	28	505	170	blk	broken nose
CLOTHING WORN BY SUSPECT				OTHER DISTINGUISHING FEATURES				
Green Shirt, White Gym Shoes				DOB: [REDACTED]				
SUSPECT NAME (ARRESTED YES <input type="checkbox"/> NO <input type="checkbox"/>		RACE	SEX	AGE	HEIGHT	WEIGHT	HAIR	SCARS/MARKS
CLOTHING WORN BY SUSPECT				OTHER DISTINGUISHING FEATURES				
(35) CAN SUSPECT BE NAMED?						IF YES PLACE AN X IN BOX C		
(36) CAN SUSPECT BE LOCATED?						IF YES PLACE AN X IN BOX D		
SUSPECT		NAME/NICKNAME/AKA			ADDRESS/FREQUENTS			
		Oscar Felix-Lara			1932 N. Keystone, Chicago 60639			
(37) CAN SUSPECT BE IDENTIFIED?						IF YES PLACE AN X IN BOX E		
NAME WITNESS/VICTIM THAT CAN IDENTIFY SUSPECT (last, first, middle)								
(08) (15) (31)								
(38) HAS SUSPECT BEEN PREVIOUSLY SEEN?						IF YES PLACE AN X IN BOX F		
(39) REPORTING OFFICER		STAR	SUPERVISOR APPROVING		STAR	REPORT REVIEW	O.A.	
[REDACTED]		6007	[REDACTED]		261	08-21-13		

REPORT NUMBER

UCR

METHOD CODE

PLACE CODE

CASE STATUS

ELMWOOD PARK POLICE DEPARTMENT
PATROL DIVISION

Case Report: 13-7888

Title : Criminal Trespass to Land / Disorderly Conduct

Officer : Geraci #3611

Date : August 21, 2013

Action Taken

The following is in summary and not verbatim.

On 08/21/2013 at 1843 hours Sergeant Klisz and I were dispatched to 7463 W Diversey (Dug Out) for a Battery.

Upon our arrival Sergeant Klisz and I located subject now known to be Oscar Felix-Lara (m/ [REDACTED]) matching the dispatch description leaning up against the bar.

I asked Oscar to come outside and talk with me. Oscar appeared to have a broken nose and blood on his hands. I asked Oscar what had happened to him. Oscar told me that he was punched in the nose. Oscar was not very cooperative when asked to come outside and explain to me what had happened.

Once outside Oscar told me that he wanted to leave.

Oscar appeared to be highly intoxicated and an ambulance was requested to come to our location.

I had Oscar sit on the bench in front of the Dug Out.

I asked Oscar who punched him in the nose and he told me nobody and he wants to go home.

I asked Oscar where he was battered at and he said "I'm fine and I want to leave."

Elmwood Park Paramedic Unit 944 arrived on scene.

Oscar was walked to the ambulance.

A large group of juveniles along with [REDACTED] ran over to our location.

[REDACTED] 3611
Reporting Officer: 1/6

[REDACTED] 2/11
Supervisor's Signature

13-7888

[REDACTED] told Sergeant Klisz that he was a witness to what happened to Oscar. (see Officer Brand investigative action report)

Paramedic John Thalman asked Oscar to tell him what happened. Oscar told Paramedic Thalman that he was fine and wanted to leave.

Oscar was transported to Gottlieb Hospital and I followed in my marked police unit.

Sergeant Klisz contacted me at Gottlieb and told me Oscar was being charged with Criminal Trespass to Land, Assault and two counts of Disorderly Conduct.

I told Oscar that he was under arrest at 1933 hours and explained the charges.

Oscar told me that he did not do anything.

Oscar remained at the hospital under guard pending treatment and release.

Nothing further at this time.

[REDACTED] 3611
Reporting Officer: 116

[REDACTED]
Supervisor's Signature: [Handwritten Signature]

Investigative Action Report



ELMWOOD PARK POLICE DEPARTMENT
Patrol Division
13-7888



Case Report: 13-7888
Title: Assault/Disorderly Conduct
Sergeant: Robert J. Klisz #2611
Date: 08-21-13

Case Action

The following is a summary of my investigation of **Assault/Disorderly Conduct** report that occurred on 08-21-13 in Elmwood Park, Cook County, Illinois 60707. Any witness and/or suspect statements contained herein are not in their entirety nor verbatim.

On 08-21-13, at 1843 hours, I responded to 7436 W. Diversey Avenue for a reported battery.

I spoke to [REDACTED] in the presence of [REDACTED]. [REDACTED] told me the following in summary:
[REDACTED] said he was swimming at a friend's house. He said an unknown man wearing a green shirt came walking into the yard. The unknown male, now known as Oscar Felix-Lara, leaned up against the pool and started talking crazy. He said he thought that Oscar was holding a knife. He said he was scared so he ran to get [REDACTED]. He said he was in the alley and Oscar came into the alley talking to a young girl. He said Oscar still was yelling. He said [REDACTED] told Oscar to leave. He said Oscar started yelling at [REDACTED]. He said [REDACTED] punched Oscar to make him leave everyone alone. He said Oscar then left.

I spoke to [REDACTED] who told me the following in summary:
[REDACTED] said he saw Oscar walking in the alley. He said Oscar looked drunk. He said he was talking with [REDACTED]. He said he saw Oscar walk into the yard at 2821 N. 75th Avenue. He said a short time later [REDACTED] came running out saying he was scared of Oscar. He said he went to the yard and Oscar was walking out into the alley with a young girl. He said he told Oscar to leave the kids alone. He said Oscar came towards him and was yelling. He said Oscar got in his face. He said he defended himself and struck Oscar in the face. He said Oscar then walked away.

[REDACTED] told me he wanted Oscar arrested. He said he would sign complaints on behalf of [REDACTED].

Nothing further at this time, I returned to active patrol.

[REDACTED]
Sergeant Robert J. Klisz #2611

[REDACTED]
Supervisor

ELMWOOD PARK POLICE DEPARTMENT
PATROL DIVISION
Investigative Action Report

Case Report: 13-7888

Title : Criminal Trespass to Land / Disorderly Conduct

Officer : Ofc. Brand #6017

Date : 08-21-13

The following are my actions in the reported Battery reported on today's date at 18:43 at 'The Dugout' at 7463 Diversey.

On scene I spoke to [REDACTED] who told me a Hispanic male who was sitting about 10 feet away sitting on a bench in front of the Dugout, was walking southbound in the east alley of the 2800 block of 75th Avenue when he saw the male enter a rear yard at approximately 2821 75th Avenue where there were children playing in a swimming pool. [REDACTED] heard the Hispanic male (now known as Oscar J. Felix-Lara M/ [REDACTED]) yelling towards the children. [REDACTED] who was in the alley with his friend [REDACTED] walked over to see if the children were ok. [REDACTED] said Oscar asked him if he had a lighter because he wanted to burn the house down. [REDACTED] told the male to leave the scene or he would be calling the police. [REDACTED] told me he did not witness any sort of crime committed.

I spoke to [REDACTED] who said he and a group of friends where in his back yard at [REDACTED] when he saw an unknown male enter into the yard and appear to be watching them as they played. [REDACTED] noticed the male had some sort of pocket knife in his hands. [REDACTED] said the male began yelling things at them prior to an adult punching the unknown man making him leave the area. [REDACTED] was scared because he did not know the male and did not know why he came into his yard.

I spoke to [REDACTED] who said she came to [REDACTED] house with some friends to visit. She saw an unknown male wearing a green shirt standing in the alley watching them play in and around the swimming pool. [REDACTED] said the male entered the yard and leaning on the edge of the swimming pool with a small knife in his hands. [REDACTED] said the male told [REDACTED] to come with him into the alley. [REDACTED] was scared for her safety and was crying as she relayed the story to me. [REDACTED] provided me with her parent's names and contact number. At our station I spoke to [REDACTED] I told [REDACTED] a summary of the events which occurred involving her daughters. [REDACTED] said he felt the situation was handled sufficiently and did not wish to sign any criminal complaints against Oscar on behalf of her daughters.

The resident of [REDACTED] came to our station with [REDACTED] to speak to me about the incident. I told [REDACTED] a summary of the events which occurred. [REDACTED] told me she would be willing to sign complaints against Oscar for Criminal Trespass to Land and Disorderly Conduct on behalf of her son. I provided [REDACTED] with copies of the complaint and explained her required court appearance.

No further action taken. See additional continuation reports.

Officer [REDACTED] and #6017

[REDACTED]
Supervisor

ELMWOOD PARK POLICE DEPARTMENT
ARREST REPORT

(For use by Police Department Personnel Only)

FINAL APPROVAL

CB #: 18728475
 IR #: 1382247
 YD #:
 RD #: 13-7888

ARREST REPORTING

OFFENDER

Name: **FELIX-LARA, Oscar J**
 a.k.a Lara
 Res: 1932 N Keystone Ave
 Chicago, IL 60639
 Beat: 2534
 DOB: [REDACTED]
 AGE: 28 years
 POB: Mexico (State Is Unknown)
 DLN: [REDACTED]
 ARMED WITH Unarmed

Male
 [REDACTED]
 5' 05"
 165 lbs
 Brown Eyes
 Black Hair
 Medium Hair Style
 Medium Complexion



SFD# IL 46100520
 FBI # 634651888
 IR # 1382247

INCIDENT

Arrest Date: 21 August 2013 19:33 TRR Completed? No
 Location: 675 W North Ave
 Melrose Park, IL 60160
 233 - Hospital Building/Grounds
 Holding Facility: Elmwood Park Lockup
 Resisted Arrest? No

Total No Arrested: 1 Co-Arrests Assoc Cases
 DCFS Ward ? No
 Dependent Children? No

CHARGES

- | | | |
|---|--|----------------------|
| 1 | Offense As Cited 720 ILCS 5.0/21-3-A-2
21 AUG 2013 06:40 CRIMINAL TRESPASS TO LAND
Class B - Type M | Victim
[REDACTED] |
| 2 | Offense As Cited 720 ILCS 5.0/12-1-A
21 AUG 2013 06:40 ASSAULT - SIMPLE
Class C - Type M | [REDACTED] |
| 3 | Offense As Cited 720 ILCS 5.0/26-1-A-1
21 AUG 2013 06:40 DISORDERLY CONDUCT - BREACH OF PEACE
Class C - Type M | [REDACTED] |
| 4 | Offense As Cited 720 ILCS 5.0/26-1-A-1
21 AUG 2013 06:40 DISORDERLY CONDUCT - BREACH OF PEACE
Class C - Type M | [REDACTED] |

IR# 1382247

RECOVERED NARCOTICS

NO NARCOTICS RECOVERED

CB# 18728475

[REDACTED SIGNATURE]

ARREST REPORTING

WARRANT

NO WARRANT IDENTIFIED

VICTIM AND COMPLAINANT

Name: [REDACTED] Injured? No Deceased? No
 Res: [REDACTED] Beat:3100 [REDACTED]
 DOB: [REDACTED] Hospitalized? No
 Age: [REDACTED] Treated and Released? No
 Comments:

VICTIM AND COMPLAINANT

Name: [REDACTED] Injured? No Deceased? No
 Res: [REDACTED] Beat:3100 [REDACTED]
 DOB: [REDACTED] Hospitalized? No
 Age: [REDACTED] Treated and Released? No
 Comments:

VICTIM AND COMPLAINANT

Name: [REDACTED] Injured? No Deceased? No
 Res: [REDACTED] Beat:3100 [REDACTED]
 DOB: [REDACTED] Hospitalized? No
 Age: [REDACTED] Treated and Released? No
 Comments:

VICTIM AND COMPLAINANT

Name: [REDACTED] Injured? No Deceased? No
 Res: [REDACTED] Beat:3100 [REDACTED]
 DOB: [REDACTED] Hospitalized? No
 Age: [REDACTED] Treated and Released? No
 Comments:

NON-OFFENDER(S)

ARRESTEE VEHICLE

NO ARRESTEE VEHICLE INFORMATION ENTERED

ELMWOOD PARK POLICE - ARREST REPORT

CB #: 18728475

FELIX-LARA, Oscar

ARREST REPORTING

PROPERTIES

Confiscated Properties :

All confiscated properties are recorded in the e-Track System. This system can be queried by the inventory number to retrieve all official court documents related to evidence and/or recovered properties.

PROPERTIES INFORMATION FOR FELIX-LARA, Oscar, NOT AVAILABLE IN THE AUTOMATED ARREST SYSTEM.

INCIDENT NARRATIVE

(The facts for probable cause to arrest AND to substantiate the charges include, but are not limited to, the following)

CASE: 13-7888 OFFENDER WAS ARRESTED FOR CRIMINAL TRESPASS TO LAND, ASSAULT & 2 COUNTS OF DISORDERLY CONDUCT. SEE CONTINUATION REPORTS FOR FURTHER -

SEE WC COMMENTS SECTION FOR ADDITIONAL COMMENTS

COURT INFO

Desired Court Date: 13 September 2013

Branch: MAYW1500 MAYBROOK DR - Room 101 & 0900

Court Sgt Handle? No

BOND INFO

BOND INFORMATION NOT AVAILABLE

BOND # I 781 5139

SEARCH # 2963
08-22-13
6309

REPORTING PERSONNEL

ATTESTING OFFICER:

I hereby declare and affirm, under penalty of perjury, that the facts stated herein are accurate to the best of my knowledge, information and/or belief.

ARRESTING OFFICER(S):

1st Arresting Officer: #3611 GERACI, J (IL01631ABP)

Beat

2nd Arresting Officer: #6017 BRAND, T H (IL01631ABK)

APPROVING SUPERVISOR:

ELMWOOD PARK POLICE - ARREST REPORT

CB #: 18728475

FELIX LARA OBCB

ARREST PROCESSING REPORT

LOCKUP KEEPER PROCESSING

Holding Facility: Elmwood Park Lockup
 Received In Lockup:
 Prints Taken: 22 August 2013 02:47
 Palmprints Taken: No
 Photograph Taken: 22 August 2013 03:09
 Released from Lockup:

Time Last Fed:
 Time Called: Phone#:
 Cell #: - Placed in one person cell
 Placed under close observation
 Transport Details : 1PO

VISUAL CHECK OF ARRESTEE
 Is there obvious pain or injury? Yes
 Is there obvious signs of Infection? No
 Under the influence of alcohol/drugs? Yes
 Signs of alcohol/drug withdrawal? No
 Appears to be despondent? No
 Appears to be Irrational? No
 Carrying medication? No

ARRESTEE QUESTIONNAIRE
 Presently taking medication? No
 (If female)are you pregnant?
 First time ever been arrested? No
 Attempted suicide/serious harm? No
 Serious medical or mental problems? No
 Are you receiving treatment? No
 Transgender/Intersex/gender non-conforming? No

RETURN TO HOLDING FACILITY COMMENTS:

QUESTIONNAIRE REMARKS:

Injuries Treated At Gottlieb Memorial Hospital

LOCKUP KEEPER COMMENTS:

EMERGENCY CONTACT

Name : REFUSED

Res: Beat:

INTERVIEW LOG

NO INTERVIEWS LOGGED

VISITOR LOG

NO VISITORS LOGGED



ELMWOOD PARK POLICE - ARREST REPORT

CB #: 18728475

FELIX-LARA, Oscar

ARREST PROCESSING REPORT

MOVEMENT LOG

MOVEMENT LOG INFORMATION NOT AVAILABLE

WC COMMENTS

Watch Commander Comments:
#88888 Klisz, Robert (IL01631ABC)
21 AUG 2013 21:18
Approved Sgt. Klisz #2811

REL W/O CHARGING

DOES NOT APPLY TO THIS ARREST

PROCESSING PERSONNEL

ARRESTEE PROCESSING PERSONNEL:

Searched By: #3611 GERACI, J (IL01631ABP)
Lockup Keeper: #3611 GERACI, J (IL01631ABP)
Assisting Arresting Officer: #88888 KLISZ, R (IL01631ABC)

Beat

APPROVAL PERSONNEL:

Beat

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