

**From:** John Kraft  
**Sent:** Friday, July 28, 2017 11:19 AM  
**To:** 'Romie Munoz' <Romie.Munoz@illinois.gov>  
**Cc:** 'shirley.madigan@illinois.gov' <shirley.madigan@illinois.gov>  
**Subject:** RE: [External] RE: Media Inquiry / FOIA Request (IACA) - 7-20-2017

FOIA is a PRIMARY DUTY of every public body.

The General Assembly recognizes that this Act imposes fiscal obligations on public bodies to provide adequate staff and equipment to comply with its requirements. **The General Assembly declares that providing records in compliance with the requirements of this Act is a primary duty of public bodies** to the people of this State, and this Act should be construed to this end, fiscal obligations notwithstanding.

Your excuses are not working.

Please provide the requested records.

John Kraft

**From:** Romie Munoz [<mailto:Romie.Munoz@illinois.gov>]  
**Sent:** Friday, July 28, 2017 11:15 AM  
**To:** John Kraft <>  
**Subject:** [External] RE: Media Inquiry / FOIA Request (IACA) - 7-20-2017

On behalf of our Chairman, Shirley R. Madigan:

Mr. Kraft,

Thank you for your response.

Due to a lack of staffing, we are processing the work of the Illinois Arts Council Agency as timely as possible.

Thank you for your patience with this matter.

Sincerely,

Shirley R. Madigan  
Chairman, Illinois Art Council Agency

*Romie Muñoz* | Director of Administration | Illinois Arts Council Agency | 100 West Randolph, Ste. 10-500 | Chicago, IL 60601-3230 / Tel: 312-814-8250 / Fax: 312-814-2502 / TTY: 888-261-7957

Online: [www.arts.illinois.gov](http://www.arts.illinois.gov) / eNews: [www.arts.illinois.gov/sign-connect](http://www.arts.illinois.gov/sign-connect) Facebook [www.facebook.com/illinoisartscouncilagency](https://www.facebook.com/illinoisartscouncilagency)

**From:** John Kraft []  
**Sent:** Friday, July 28, 2017 9:55 AM  
**To:** Romie Munoz  
**Cc:** Shirley Madigan; Kirk Allen  
**Subject:** [External] RE: Media Inquiry / FOIA Request (IACA) - 7-20-2017

MS. Madigan,

I do not agree to any extension for response to this FOIA request.

As you are aware, the FOIA provides specific reasons for invoking an extension for responding to a Freedom of Information Act Request.

First, this request for additional time violates the FOIA's 5-day response time, which should have been July 26<sup>th</sup>.

Second, there are specific reasons listed in the FOIA for a public body to claim they need additional time, which, by the way, must be invoked prior to the initial 5-day mandatory time-frame for response.

These reasons are listed in Section 3(e) of the FOIA – none of which are listed in your excuse for not providing these records:

(e) The time for response under this Section may be extended by the public body for not more than 5 business days from the original due date for any of the following reasons:

(i) the requested records are stored in whole or in part at other locations than the office having charge of the requested records;

(ii) the request requires the collection of a substantial number of specified records;

(iii) the request is couched in categorical terms and requires an extensive search for the records responsive to it;

(iv) the requested records have not been located in the course of routine search and additional efforts are being made to locate them;

(v) the requested records require examination and evaluation by personnel having the necessary competence and discretion to determine if they are exempt from disclosure under Section 7 of this Act or should be revealed only with appropriate deletions;

(vi) the request for records cannot be complied with by the public body within the time limits prescribed by paragraph (c) of this Section without unduly burdening or interfering with the operations of the public body;

(vii) there is a need for consultation, which shall be conducted with all practicable speed, with another public body or among two or more components of a public

body having a substantial interest in the determination or in the subject matter of the request.

Providing a copy of 1 grant application, minutes where it was approved, and other information related to that grant hardly qualifies as needing additional time for a response, particularly when you have failed to initially respond within the mandated time-frame.

Again,

You violated FOIA prior to even sending this email stating you needed more time.

Please provide the requested public records immediately.

Thanks,  
John Kraft  
7060 Illinois Highway 1  
Paris, Illinois 61944  
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**From:** Romie Munoz [<mailto:Romie.Munoz@illinois.gov>]  
**Sent:** Friday, July 28, 2017 9:18 AM  
**To:** John Kraft <>  
**Subject:** Media Inquiry / FOIA Request (IACA) - 7-20-2017

On behalf of our Chairman, Shirley Madigan

FOIA Request #7-20-2017

Dear Mr. Kraft:

The IACA makes every effort to provide accurate information as quickly as possible. However, at this time we are in need of an extension to respond to your FOIA request. Due to budget preparation, along with limited staff resources, we will be unable to meet the required turnaround time.

Thank you for your interest in the Illinois Arts Council Agency.

Sincerely,

Shirley R. Madigan  
Chairman, Illinois Arts Council Agency

**From:** John Kraft []  
**Sent:** Thursday, July 20, 2017 2:39 PM  
**To:** IAC Info  
**Subject:** [External] Media Inquiry / FOIA Request (IACA) - 7-20-2017

IACA,

IACA employee Mr. George Tarasuk, who was fairly rude on the phone, refused to answer this simple question, so I am writing to you in hopes of either getting an answer to the question, or to obtain responsive documents to a FOIA request.

**Question:**

Did the IACA give a grant in 2015 to a mother/relative to teach her child (or other relative) a musical instrument or any style of music playing/performance?

This information shows on your website as a grant given in 2015: **Rajeswari Pariti** - Naperville - Indian Carnatic Music Veena playing - **Divya Pariti** - Naperville

2<sup>nd</sup> page of this document:

<http://www.arts.illinois.gov/sites/default/files/content/news/FY15%20MAP%20Press%20Release.pdf>

**In the alternative of answering the above question, please provide to following public records:**

In accordance with the Freedom of Information Act I am requesting the following. If you are not the FOIA officer please forward to the FOIA officer as required by statute.

1. Copy of the grant application and all other related information, to include meeting minutes where grant approval was voted and approved, for the grant given/awarded to Master Artist Rajeswari Pariti in FY2015

**Electronic copies are requested.**

**This is not a commercial request.**

*I qualify as both media and non-profit under the definitions in Section 2 (c-10) ("Commercial purpose"), and the principal purpose of the request is to access and disseminate information concerning news and current or passing events, or for articles of opinion or features of interest to the public.; Section 2 (f) ("News media") as an Investigative Reporter for Disclosure News Magazine, an online and printed newspaper, and an Investigative Reporter for the Edgar County Watchdogs, an online news site, and am engaged in making news reels and other motion picture for*

*public viewing, and as a news service to provide news and data to news organization(s) and nonprofits; Section 2 (g) ("Recurrent requester"); and Section 2 (h) ("Voluminous request") of the Freedom of Information Act, for the purposes of being exempt to the provisions of Section 3.1 (Requests for commercial purposes); Section 3.2 (Recurrent requesters); Section 3.6 (Voluminous requests), and Section 6 (Authority to charge fees).*

*This is also a request for fee waiver, should any fees be imposed, as this information bears on the public business of the City of Carlinville and will be used to inform citizens of the actions of their public officials and employees, of their rights and responsibilities, of news and current or passing events, and for articles of opinion or features of interest to the public.*

Thanks,  
John Kraft  
7060 Illinois Highway 1  
Paris, Illinois 61944  
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