



Coles County Sheriff's Office

701 7th Street • Charleston, IL 61920-2102 • (217) 348-7332 • Fax (217) 348-7345

Darrell Cox, Sheriff

Kerry Whitley, Chief Deputy

Thursday, December 05, 2013

Kirk Allen
PO Box 593
Kansas, IL 61933

COPY

Dear Mr. Allen:

Thank you for writing to the Coles County Sheriff's Office with your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 et seq.

On Wednesday, December 04, 2013, you requested the following documents:

1. Copy of ALL discipline records for Darrell Cox while employed as a Deputy with the Coles County Sheriff's Office. The previous FOIA for this same request produced a single discipline file and court documents reflect there were at least seven (7) other discipline actions taken as it relates to Darrell Cox.
2. Copy of ALL discipline records for Deputy Clough while employed as a Deputy with the Coles County Sheriff's Office.

Your request is denied for the following reasons:

EXEMPTION 7(1)(a)

Information Prohibited from Disclosure by Federal or State Law, Rule or Regulations

Exemption 7(1)(a) allows a public body to withhold "information specifically prohibited from disclosure by federal or State law or rules and regulations implementing federal or State law," (5ILCS 140/7(1)(a) (West 2010), as amended by Public Acts 97-333, effective August 12, 2011; 97-385, effective August 15, 2011; 97-452, effective August 19, 2011).

(820 ILCS 40/8) (from Ch. 48, par 2008)

Sec. 8. An employer shall review a personnel record before releasing information to a third party and, except when the release is ordered to a party in a legal action or arbitration, delete disciplinary reports, letters of reprimand, or other records of disciplinary action which are more than four (4) years old.

(Source: P.A. 83-1104.)

You have the right to have the denial of your request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5 (a). You can file your Request Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, IL 62706
Fax: (217) 782-1396
Email: publicaccess@atg.state.il.us

You also have the right to seek judicial review of your denial by filing a lawsuit in the State Circuit Court. 5 ILCS 140/11.

If you choose to file a Request Review with the PAC, you must do so within 60 calendar days of the date of this denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this denial letter when filing a Request for Review with the PAC.

Sincerely,

A handwritten signature in black ink that reads "Salisa A. Dann #134". The signature is written in a cursive style.

Salisa A. Dann #134

FOIA Officer

Administrative Secretary

Coles County Sheriff's Office