

November 13, 2014

Via Email

Mr. Kirk Allen
P.O. Box 593
Kansas, IL 61933
Kirk@illinoisleaks.com**Re: Freedom of Information Act Request**

Dear Mr. Allen:

This will respond to your Freedom of Information Act ("FOIA") request, dated Wednesday, October 29, 2014 4:54 p.m., which was received by the College on October 30, 2014. On November 5, 2014, we advised you via email that the College was extending the time period for response to your FOIA request by an additional five business days to November 13, 2014, as authorized by Section 140/3(e) of the FOIA, because a substantial number of records need to be collected and examined by appropriate personnel to determine if any of the materials are exempt from disclosure or require redaction. 5 ILCS 140/3(e).

You requested the following:

1. Copy of all receipts for items purchased and presented as bonus's, gifts, etc. to any executive staff members or faculty between October 1st of 2012 to current date of this FOIA.
2. Copy of all receipts for meals at the Waterleaf paid for by COD for COD Trustees, Executive staff members, and Faculty for the last 12 months.
3. Copy of all receipts for hotel stays at the Inn at Waters Edge at College of DuPage in which those stays were paid for by either COD or the Inn at Waters Edge for any employee of College of DuPage to include the President of COD.
4. Copy of all e-emails sent and received by all board members for the last 6 months.
5. Copy of any documentation to support Mr. Glaser's claim to the Daily Herald that COD payments to the shooting club was in Dr. Breuders compensation package.
6. Copy of any documentation to support Mr. Glaser's claim to NPR that the membership to the shooting club belongs to the office of President and not to Dr. Breuder himself.
7. Copy of all invoices from Hurricane Graphics Inc. for the last 5 years.

The documents responsive to your requests 1, 2, 3 and 7 are contained in the attached PDF files. Please be advised that certain private information has been redacted from the responsive documents including financial account information and signatures, as they are private information exempt from disclosure under the FOIA. The College has redacted this information pursuant to Section 7(1)(b) of the Freedom of Information Act which provides that the following shall be exempt from inspection and copying: "Private information, unless disclosure is required

by another provision of the Act, a State or federal law or court order." 5 ILCS 140/7(1)(b). Private information under the Act means unique identifiers including, among other things, financial account information and signatures. The College has no documents responsive to your requests 5 and 6.

Please be advised that your request 4 requesting a "Copy of all e-mails sent and received by all board members for the last 6 months" is unduly burdensome in that it is stated in categorical terms and cannot be complied with without unduly burdening the operations of the College. under FOIA Section 3(g). 5 ILCS 140/3(g). This is because an initial search of stored email records has produced more than 9,500 pages of possibly responsive records that would need to be reviewed by a confidential administrator of the College with expertise to determine whether any parts of the records would need to be redacted under FOIA Sections 7 or 7.5, and then each such record would need to be manually redacted by a confidential administrator before it could be copied and produced. Accordingly, the burden to the College operations outweighs any public interest in the information. Therefore, the College is extending you an opportunity to narrow your request to a manageable proportion, by limiting the scope of your request. If you do not reduce the scope of your request to a manageable scale, the College will exercise its right under Section 3(g) to deny this part of your records request.

The name of the person responsible for preparing this response is Barbara Mitchell, the College's Freedom of Information Officer, who consulted with the College's legal counsel on this matter.

You may ask the Illinois Attorney General's Public Access Counselor (PAC) to review this decision concerning your records request, by submitting a Request for Review to the PAC by electronic mail or U.S. Mail within 60 days after this response. A request for Review by the PAC should be directed to:

Public Access Bureau
Office of the Attorney General
500 S. 2nd Street
Springfield, IL 62706
publicaccess@atg.state.il.us

The PAC's telephone number is (217) 558-0486.

You also have the right to administrative review by a court of law pursuant to Section 11 of the Illinois Freedom of Information Act.

Very truly yours,



Barbara Mitchell, FOIA Officer
College of DuPage
425 Fawell Blvd.
Glen Ellyn, IL 60137
Phone: (630) 942-2373

Attachments