

## Kirk Allen

---

**From:** Kirk Allen  
**Sent:** Tuesday, October 28, 2014 6:06 PM  
**To:** 'Mitchell, Barbara Jo'  
**Subject:** RE: FOIA Response

Ms. Mitchell, is that position being established by your legal counsel? That exemption in no way applies to invoices submitted to the College of DuPage.

Be advised I fully intend on taking legal action in this matter and consider your refusal to acknowledge that exemption does not apply as a willful intent to not provide the records requested.

Please provide me with your legal counsel contact information and just so there is no confusion, consider that request a FOIA request.

Thank you.  
Kirk Allen  
217-508-0564

---

**From:** Mitchell, Barbara Jo [mailto:mitchell@cod.edu]  
**Sent:** Tuesday, October 28, 2014 5:57 PM  
**To:** Kirk Allen  
**Subject:** RE: FOIA Response

Mr. Allen:

**In response to your October 27, 2014 email, as we advised you in the College's October 13, 2014 FOIA response, the records responsive to request #1 are exempt from disclosure under FOIA Section 7(1)(d). 5 ILCS 140/7(1)(d).**

**Very Truly Yours,**

**Barb Mitchell**

---

**From:** Kirk Allen [mailto:Kirk@illinoisleaks.com]  
**Sent:** Monday, October 27, 2014 9:08 AM  
**To:** Mitchell, Barbara Jo  
**Subject:** RE: FOIA Response

Ms. Mitchell,  
I am in receipt of the FOIA response you provided however you have cited exemptions that are not applicable.

Specifically, you claimed section 7(1)(d) as an exemption for item #1 of my request.

The exemption you cited does not apply because the records requested were created by the company issuing the invoice. Those records WERE NOT created in the course of administrative enforcement proceedings or any law enforcement or correctional "agency" for law enforcement purposes.

I am requesting that you provide those records immediately as they are in fact public records subject to FOIA. Refusal to provide those records will be considered a willful and intentional violation of FOIA and I fully intend on perusing my legal rights under the law to obtain those records as well as penalties for willful violations of the act.

Please advise of your intentions on this matter.

Kirk Allen  
PO Box 593  
Kansas, IL 61933

---

**From:** Mitchell, Barbara Jo [<mailto:mitchell@cod.edu>]

**Sent:** Monday, October 13, 2014 6:10 PM

**To:** Kirk Allen

**Subject:** FOIA Response

Attached you will find the information to your FOIA request.

Barb