

# JASPER COUNTY STATE'S ATTORNEY

CHAD M. MILLER

State's Attorney  
Jasper County Courthouse  
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Newton, Illinois 62448

Tammy Zuber, Office Manager  
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Telephone 618/783-3115  
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May 22, 2017

John Kraft

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Re: FOIA Request

Dear John:

On May 19, 2017, you submitted a FOIA request asking for a number of items. In response to your request for "Copy of policy approving costs of copies of county clerk's records," there is none. In response to your request for "Copy of policy authorizing county clerk to receive payment for pictures of records taken with personal electronic devices," there is none. In response to your request for "Copy of county board approval of above policies," there is none.

In response to your request for "Copy of complete account transaction history for the account receiving funds for pictures taken with personal electronic devices," that is initially denied as an overly burdensome request. The money is placed into the Jasper County general fund, so thus responding to your request would require reviewing several years of bank transactions and the possibility of hundreds, if not thousands, of pages in response. Please limit the scope of your request, and then we may be able to respond.

In response to your request for "Copy of the cell phone call log of Brandon Francis for March and April," that request is denied based on 5 ILCS 140/7(1)(c) in that disclosure would give out personal information and constitute a clearly unwarranted invasion of personal privacy by giving out private phone numbers of unsuspecting individuals. Also, it is denied based on 5 ILCS 140/7(1)(d)(i), (iv), and (vii), in that you would also get the private cell phone number of Sgt. Brandon Francis (his children and family), Sheriff Rick Britton, and Jasper County State's Attorney Chad M. Miller, as well as other deputies, complainants on cases and other confidential informants on other cases investigated by Sgt. Brandon Francis. Having the call logs could thus interfere with law enforcement proceedings and in cases that were investigated by Sgt. Francis over a two month period.

In response to your request for "Copy of recording of call that resulted in incident 1-17-00407, to include body cam/surveillance footage that took place during incident 1-17-000407," there is none. In response to your request for "Copy of any phone call made by the

Jasper County State's Attorney or anyone from his office resulting in incident 1-17-000407," there is none.

In response to your request for "Copy of incident / offense report 1-17-00407," that request is denied based on 5 ILCS 140/7(1)(d)(i), (iii), (vii) in that disclosure would interfere with reasonably contemplated law enforcement proceedings against the subject of said report, would create a substantial likelihood that the person will be deprived of a fair trial because pre-trial publication of discovery material is a violation of Illinois Supreme Court rules, and would obstruct an ongoing criminal investigation into the individual that is the subject of said report.

In response to your request for "Copy of email addresses of all Jasper County public officials," please see the attached document.

You have a right to have the denial of your request reviewed by the Public Access Counselor at the Office of the Illinois Attorney General. You can file your Request for Review with the PAC by writing to: Public Access Counselor, Office of the Attorney General, 500 South 2<sup>nd</sup> Street, Springfield, IL 62706, FAX: 217-782-1396, Email: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us).

You have the right to seek judicial review of your denial by filing a lawsuit in the State circuit court.

If you choose to file a Request for Review you must do so within 60 calendar days of the date of this denial letter. You must include a copy of your original FOIA request and this letter with any Request for Review.

Sincerely,

Chad M. Miller  
Jasper County State's Attorney  
(FOIA Officer)

## COUNTY BOARD EMAIL ACCOUNTS

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