

LAW OFFICES OF
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May 7, 2018

VIA E-MAIL at kirk@illinoisleaks.com

Mr. Kirk Allen
PO Box 593
Kansas, IL 61933

Re: FOIA Request, Dated April 30, 2018

Dear Mr. Allen:

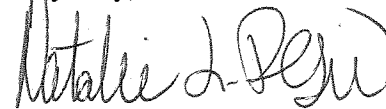
Thank you for writing to Algonquin Township with your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1, et seq. On April 30, 2018, you requested:

1. The names of the recipients of the phone/gift cards purchased on the American Express credit card in Bob Miller's name on 06/02/2016.
2. A copy of any applicable state statute used by the Road District as a justification for purchasing gift cards.

The FOIA officer for this response is the Algonquin Township Clerk, Karen Lukasik and responds as follows:

1. There are no documents responsive to this request.
2. You are requesting that the Township or Road District research statutory authority for its operations. FOIA does not require a public body to conduct research for a requester. 5 ILCS 140/2(c) defines a public record as "all records, reports, forms, writings, letters, memoranda, books, papers, maps, photographs, microfilms, cards, tapes, recordings, electronic data processing records, electronic communications, recorded information and all other documentary materials pertaining to the transaction of public business, regardless of physical form or characteristics, having been prepared by or for, or having been or being used by, received by, in the possession of, or under the control of any public body." The state statute is not a record that was prepared for the public body or at any time under the control of the public body. The request for this record is denied pursuant to 5 ILCS 140/2(c).

Very truly,



Natalie L. Pesin

cc: Charles Lutzow
Karen Lukasik

Natalie Pesin

From: Natalie Pesin <npesin@mkm-law.com>
Sent: Monday, May 7, 2018 12:49 PM
To: npesin@mkm-law.com
Subject: FW: FOIA Request

From: Kirk Allen <Kirk@illinoisleaks.com>
Sent: Monday, April 30, 2018 1:29 PM
To: Karen Lukasik; Highway Department
Subject: FW: FOIA Request

In accordance with the Freedom of Information Act of Illinois, I am requesting the following public records.

1. The names of the recipients of the phone/gift cards purchased on the American Express credit card in Bob Miller's name on 06/02/2016
2. A copy of any applicable state statute used by the Road District as a justification for purchasing gift cards.

If you are not the FOIA officer responsible for any part of this request you are required by law to forward it to the appropriate FOIA officer.

I qualify as both media and non-profit under the definitions in Section 2 (c-10) ("Commercial purpose"), Section 2 (f) ("News media"), 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).

I request expedited processing on the basis of an urgency to inform the citizens and taxpayers of Illinois about their government's activities. If any element of this request is denied in whole or in part, I ask that you justify all withholdings individually by reference to specific exemptions of the Act. Please provide all responsive information to me electronically.

I request a rolling production of records, such that the public body furnishes records to my attention as soon as they are identified, preferably electronically, but as needed then to my attention, at the below address. If you have any questions please do not hesitate to contact me. Rolling production is not to be perceived as an agreement to extend the timeframe for compliance under FOIA.

The purpose of the request is to access and disseminate information regarding the legal rights of the general public and is not for the principal purpose of personal or commercial benefit.

As outlined in FOIA, documents shall be furnished without charge or at a reduced charge, as determined by the public body, if the person requesting the documents states the specific purpose for the request and indicates that a waiver or reduction of the fee is in the public interest. Waiver or reduction of the fee is in the public interest if the principal purpose of the request is to access and disseminate information regarding the health, safety and

welfare or the legal rights of the general public and is not for the principal purpose of personal or commercial benefit.

I am requesting the records be provided in electronic format if that is the method in which they are stored. If they are in paper form and the copier can convert them to electronic format I would appreciate receiving them electronically.

Thanks,
Kirk Allen
PO Box 593
Kansas, IL 61933