

LAW OFFICES OF
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February 27, 2019

VIA E-MAIL at kirk@illinoisleaks.com

Mr. Kirk Allen
PO Box 593
Kansas, IL 61933

Re: FOIA Request, Dated Tuesday, February 19, 2019 9:02 PM

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 February 19, 2019 (after close of business), you requested:

1. A copy of all posts made by the Township Clerk to the official Facebook page she used titled "Karen Lukasik Algonquin Township Clerk" I am seeking posts made in 2017.
2. A copy of all names blocked from the "Karen Lukasik Algonquin Township Clerk" Facebook page.

The FOIA officer for this response is the Algonquin Township Supervisor, Charles Lutzow, who states as follows:

The Township has no records which are responsive to your request. Karen Lukasik is not a public body and her personal Facebook "Karen Lukasik for Algonquin Township Clerk" account was not prepared for, used by, received by, possessed by or controlled by a public body, in this case Algonquin Township.

Very truly,


James P. Kelly

cc: Supervisor
Clerk

Mary Ann Selvey

From: Mary Ann Selvey <maselvey@mkm-law.com>
Sent: Wednesday, February 20, 2019 9:19 AM
To: maselvey@mkm-law.com
Subject: FOIA request to Algonquin Township

From: Kirk Allen <Kirk@illinoisleaks.com>
Sent: Tuesday, February 19, 2019 9:02 PM
To: Pamela Gavers; Karen Lukasik
Subject: FOIA request to Algonquin Township

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

1. A copy of all posts made by the Township Clerk to the official Facebook page she used titled "Karen Lukasik Algonquin Township Clerk" I am seeking posts made in 2017.
2. A copy of all names blocked from the "Karen Lukasik Algonquin Township Clerk" Facebook page.

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.

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.

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