



Village of Bolingbrook
375 W. Briarcliff Road
Bolingbrook, IL 60440-0951
(630) 226-8400 Main
(630) 226-8409 Fax
FOIA@bolingbrook.com

FOIA REQUEST RESPONSE

TO: Kirk Allen

Requestor

COMPANY/BUSINESS NAME: Illinois Leaks/Edgar County Watchdogs

Your request received 01.10.20 with due date of 01.17.20 is:

☐ APPROVED FOR

☒ APPROVED IN PART

☒ THIS APPROVAL IS PARTIAL, THE FOLLOWING RECORDS ARE AVAILABLE:

As per your request, " a copy of the affidavit provided to the Police Department regarding former

Township Supervisor Bill Mayer and his working relationship with Call One, the former phone
provider to DuPage Township.

The records and response form are/the response form only is: available at _____
[] for inspection -or- [] for pick up upon
payment of copying fees of \$ 0 , 1 page(s) attached -or- [X] emailing to:
kirk@illinoisleaks.com

☒ DENIED/DENIED IN PART, THE FOLLOWING RECORDS:

Same document as above - Partial denial due to exemptions

REASON FOR DENIAL:

[X] Records are exempt, 5 ILCS 140/7 under Section 7 (1)(b), (1)(c) of the Act for the
following reason(s): (1)(d)(i), (1)(d)(iv)

[] (1)(a) Information specifically prohibited from disclosure by Federal or State law

[X] (1)(b) Private information

[X] (1)(c) Personal information. Disclosure would constitute a clearly unwarranted
invasion of personal privacy

[X] (1)(d)(i) Interfere with pending law enforcement proceedings

- ☐ (1)(d)(ii) Interfere with active administrative enforcement proceedings
- ☐ (1)(d)(iii) A person could be deprived of a fair trial or an impartial hearing
- ☒ (1)(d)(iv) Disclose the identity of a confidential source/confidential information of persons who file complaints
- ☐ (1)(d)(vii) Obstruct ongoing criminal investigation
- ☐ (1)(f) Preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated

☐ Request is unduly burdensome and compliance will burden the operations of the Village. The request is unduly burdensome because: _____
and will burden operations of the Village as follows: _____

You were given an opportunity to confer with the Village in an attempt to reduce the request to manageable proportions on _____.

☐ You did not respond.

☐ The conference did not result in a reduction of the request to manageable proportions.

☐ Other: _____

YOU HAVE A RIGHT TO APPEAL A DENIAL IN WRITING TO: Public Access Counselor, Illinois Attorney General's Office, 500 S. Second Street, Springfield, IL 62705; telephone: 217-558-0486.

Pursuant to 5 ILCS 140/11 any person denied access to inspect or copy any public record by the Village may file suit in circuit court for injunctive or declaratory relief.

☐ **NO PUBLIC RECORDS RESPONSIVE TO THE REQUEST/NO SUCH RECORDS EXIST FOR:**


☐ **RESPONSE TO REQUEST IS DELAYED/DELAYED IN PART UNTIL _____
BECAUSE:**

- ☐ the requested records are stored in whole or in part at other locations than the office having charge of the requested records.
- ☐ the request requires the collection of a substantial number of specified records;
- ☐ the request is couched in categorical terms and requires an extensive search for the records responsive to it.

- () the requested records have not been located in the course of routine search and additional efforts are being made to locate them.
- () the requested records require examination and evaluation by personnel having the necessary competence and discretion to determine if they are exempt from disclosure under Section 7 of the Act or should be revealed only with appropriate deletions.
- () the request for records cannot be complied with by the Village within the time limits prescribed without unduly burdening or interfering with the operations of the Village;
- () there is a need for consultation, which shall be conducted with all practicable speed, with another public body or among two or more components of the Village having a substantial interest in the determination or in the subject matter of the request.

[] THIS DELAY IS PARTIAL, THE FOLLOWING RECORDS ARE DELAYED:

NOTE: SINCE YOU DO NOT HAVE A FOIA ACCOUNT THROUGH OUR
ONLINE FOIA SYSTEM, TWO OF THE EXEMPTION LOG PAGES
ARE THROUGH THIS SYSTEM.
THEREFORE, THE PAGES SHOWN ON THEM WILL NOT MATCH
OUR FOIA REQUEST FORM AND RESPONSE.

By:  Date: 01.17.20
Fran Miller
FOIA Officer
FOIA@bolingbrook.com

Mailed/Faxed/Emailed to requestor on: 01.17.20

Called for pick-up on: _____

Information submitted by: _____ Department: Police

File No.: _____

P000470

Rec: 01.10.20
Due: 01.17.20

Fran Miller

From: Kirk Allen <Kirk@illinoisleaks.com>
Sent: Friday, January 10, 2020 1:41 PM
To: Joe Hilbruner; FOIA
Subject: Illinois Leaks - Edgar County Watchdogs - FOIA of 01.10.20 - Due 01.17.20 - Re: Police Record of Affidavit Regarding Former Township Supervisor Bill Mayer and Call One Service at Township

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender, verify the email and know the content is safe.

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

1. A copy of the affidavit provided to the Police Department regarding former Township Supervisor Bill Mayer and his working relationship with Call One, the former phone provider to DuPage Township.
- 2.
3. **If you consider the release of this information would;**
 - (i) interfere with pending or actually and reasonably contemplated law enforcement proceedings conducted by any law enforcement or correctional agency that is the recipient of the request or
 - (iv) unavoidably disclose the identity of a confidential source, confidential information furnished only by the confidential source, or persons who file complaints with or provide information to administrative, investigative, law enforcement, or penal agencies; except that the identities of witnesses to traffic accidents, traffic accident reports, and rescue reports shall be provided by agencies of local government, except when disclosure would interfere with an active criminal investigation conducted by the agency that is the recipient of the request,
4. **Then please confirm those exemptions (7(1)(d)(i) and 7(1)(d)(iv)) are being invoked.**
5. 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 or 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 time frame 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

Edgar County Watchdogs

PO Box 593

Kansas, IL 61933

AFFIDAVIT

The State of Illinois

County of Will

I, Confidential Srce of Private Info, MAKE OATH AND SAY THAT:

1. Personal Private Info Personal Privacy.
2. Private Info started working for Personal Privacy.
3. Private Info worked for Personal Privacy.
4. Private Info signed up DuPage Township for telephone service Personal Privacy with Call One Personal Privacy.
5. Private Info told me personally that Personal Privacy as long as the account stayed active with Call One.
6. I am aware that Private Info was also Personal Privacy.
7. Private Info never told me at any time that DuPage Township was excluded from Personal Personal Privacy at Call One.

Private Info

Confidential Srce

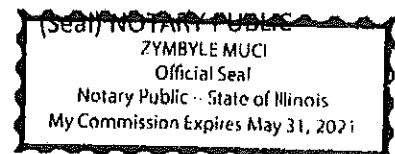
STATE OF ILLINOIS, COUNTY OF WILL

SUBCCRIBED AND SWORN TO BEFORE ME, on the _____ day of December, 2019

Signature

Private Info

My Commission expires: _____



Redaction Log

Total Number of Redactions in Document: 22

Redaction Reasons by Page

Page	Reason	Description	Occurrences
1	Confidential Srce	The information requested, if released, would unavoidably disclose the identity of a confidential source, or persons who file complaints with or provide information to various law enforcement agencies. 5 ILCS 140/7(1)(d)(iv)	2
1	Private Info	Private information, as defined by Section 2(c-5), such as social security number, home or personal telephone numbers, and personal email addresses, except as otherwise provided by law. 5 ILCS 140/7(1)(b)	10
1	Personal Privacy	The information requested, if disclosed, would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(1)(c)	10

Redaction Log

Redaction Reasons by Exemption

Reason	Description	Pages (Count)
Confidential Srce	The information requested, if released, would unavoidably disclose the identity of a confidential source, or persons who file complaints with or provide information to various law enforcement agencies. 5 ILCS 140/7(1)(d)(iv)	1(2)
Personal Privacy	The information requested, if disclosed, would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(1)(c)	1(10)
Private Info	Private information, as defined by Section 2(c-5), such as social security number, home or personal telephone numbers, and personal email addresses, except as otherwise provided by law. 5 ILCS 140/7(1)(b)	1(10)

- (d) Records in the possession of any public body created in the course of administrative enforcement proceedings, and any law enforcement or correctional agency for law enforcement purposes, but only to the extent that disclosure would:
 - (i) interfere with pending or actually and reasonably contemplated law enforcement proceedings conducted by any law enforcement or correctional agency that is the recipient of the request