

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION**

EDGAR COUNTY WATCHDOGS,)
EDGAR PAL,)
)
Plaintiffs,)
)
v.)
)
THE OFFICE OF THE ILLINOIS)
ATTORNEY GENERAL,)
OFFICE OF THE ATTORNEY GENERAL)
PROCUREMENT POLICY AND)
COMPLIANCE MONITORING BOARD,)
)
Defendants.)

14343218

2021CH03864

COMPLAINT

NOW COME Plaintiffs, EDGAR COUNTY WATCHDOGS and EDGAR PAL, by their undersigned attorneys, Loevy & Loevy, and bring this Freedom of Information Act (FOIA) and Open Meetings Act (OMA) suit to force THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL (“OIAG”) and OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD (“PPCMB”) to comply with FOIA and OMA. PPCMB violated OMA by discussing issues in a closed session that must be discussed in an open session, by redacting minutes from open sessions, and by failing to produce the verbatim audio recordings and minutes from the improper closed session held during PPCMB’s June 8, 2021 public meeting. OIAG violated FOIA by failing to produce the verbatim audio recordings and unredacted minutes from PPCMB’s meetings that were held on May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, May 14, 2021, and June 8, 2021. In support of the Complaint, Plaintiffs state as follows:

INTRODUCTION

1. Pursuant to the fundamental philosophy of the American constitutional form of government, it is the public policy of the State of Illinois that all persons are entitled to full and complete information regarding the affairs of government and the official acts and policies of those who represent them as public officials and public employees consistent with the terms of the Illinois Freedom of Information Act (“FOIA”). 5 ILCS 140/1.

2. Restraints on access to information, to the extent permitted by FOIA, are limited exceptions to the principle that the people of this state have a right to full disclosure of information relating to the decisions, policies, procedures, rules, standards, and other aspects of government activity that affect the conduct of government and the lives of the people. 5 ILCS 140/1.

3. Under FOIA Section 1.2, “[a]ll records in the custody or possession of a public body are presumed to be open to inspection or copying. Any public body that asserts that a record is exempt from disclosure has the burden of proving by clear and convincing evidence that it is exempt.” 5 ILCS 140/1.2.

4. Pursuant to the public policy of the State of Illinois, public bodies exist to aid in the conduct of the people’s business and the people have a right to be informed as to the conduct of their business. Actions and deliberations of public bodies must be taken openly in order to promote transparency and accountability at all levels of government. Such openness is crucial to democracy. 5 ILCS 120/1.

5. Under the Illinois Open Meetings Act, citizens shall be given advance notice of and the right to attend all meetings at which any business of a public body is discussed or acted upon in any way. Exceptions to the public’s right to attend exist only in those limited

circumstances where the General Assembly has specifically determined that the public interest would be clearly endangered or that the personal privacy or guaranteed rights of individuals would be clearly in danger of unwarranted invasion. 5 ILCS 120/1.

6. The General Assembly has declared that it is the citizen's right to know and the provisions for exceptions of the open meeting requirements shall be strictly construed against closed meetings. 5 ILCS 120/1.

PARTIES

7. Plaintiff EDGAR COUNTY WATCHDOGS is a non-profit news media organization located in Paris, Illinois.

8. Plaintiff EDGAR PAL is a resident of Chicago, Illinois.

9. Defendant THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL ("OIAG") is a statewide agency, located in Cook County among others, and a public body under FOIA and OMA.

10. Defendant OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD ("PPCMB") is a statewide agency, located in Cook County among others, and a public body under FOIA and OMA.

OMA - JUNE 8, 2021 SPECIAL MEETING

11. On June 8, 2021, PPCMB held a special meeting via telephone conference.

12. At this meeting, PPCMB entered into closed session "pursuant to section 2(c)(8) of the Open Meetings Act to discuss the redaction of minutes previously approved by the Board in May 2021, for reasons related to security procedures and the use of personnel and equipment to respond to an actual, threatened, or reasonably potential danger to the safety of the public and public property." Exhibit A at 1 and 3.

13. The closed session included a discussion about redacting the meeting minutes from PPCMB's May 7, 2021, May 10, 2021, May 13, 2021, and May 14, 2021 meetings. These minutes were previously reviewed and approved by PPCMB at the June 2, 2021 meeting.

14. PPCMB never voted to enter into closed session nor entered into closed sessions during its meetings held on May 7, 2021; May 10, 2021; May 13, 2021; and May 14, 2021.

15. All of the meetings from May 7, 2021; May 10, 2021; May 13, 2021; and May 14, 2021 were open meetings under OMA.

16. Section 2(c)(8) of OMA authorizes discussions regarding security procedures to take place in a closed session.

17. Section 2(c)(8) of OMA does not authorize discussion in closed session of redacting minutes of public meetings.

18. Section 2(c)(8) of OMA does not authorize the redaction of minutes from open sessions.

19. Further, in response to Plaintiffs' FOIA requests to OIAG for verbatim audio recordings of PPCMB's public meetings held on the May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, May 14, 2021, and June 8, 2021, Defendants violated Section 7(e)(9) of OMA by failing to produce the verbatim audio recordings of PPCMB's meetings to the public.

ECW'S JULY 14, 2021 FOIA REQUEST

20. On July 14, 2021, ECW submitted a FOIA request to OIAG for 1) "[c]opy of meeting agendas for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021" and 2) "[c]opy of all meeting recordings (audio) for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June 2021." Exhibit B.

21. OIAG assigned reference number 104 to the matter.

22. On July 21, 2021, OIAG partially granted the request by providing some meeting agendas. Exhibit C.

23. OIAG failed to provide meeting agendas for PPCMB's meetings from May 7, 2021, May 10, 2021, May 13, 2021, May 14, 2021, and May 19, 2021. These meetings are not posted on PPCMB'S website, but PPCMB reviewed and approved the minutes of these meetings at the June 2, 2021 meeting. Exhibit D.

24. Regarding Item 1 of the request, the meeting agendas from PPCMB's May 7, 2021, May 10, 2021, May 13, 2021, May 14, 2021, and May 19, 2021 meetings are at issue in this case.

25. Regarding Item 2 of the request, which sought verbatim audio recordings of all PPCMB meetings held in May and June of 2021, OIAG took a five-business day extension. Exhibit C.

26. Over the next two weeks, OIAG produced additional records pertaining to Item 2 of the Request. Exhibit E.

27. On August 3, 2021, OIAG produced verbatim audio recordings of three additional PPCMB meetings. OIAG also issued a final response. Exhibit F.

28. OIAG withheld the verbatim audio recordings of PPCMB's meetings from May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021 by citing FOIA Section 7(1)(o) and 7(1)(v). *Id.*

29. Regarding Item 2 of the request, the verbatim audio recordings of PPCMB's meetings from May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021 are at issue in this case.

30. OIAG stated that it is “attempting to obtain the redacted copies of these recordings as quickly as possible” and will inform ECW when the redacted recordings are available. *Id.*

31. According to the redacted minutes that PPCMB previously shared with the public on its website¹, the May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021 public meetings were “emergency session[s].” Exhibit G.

32. PPCMB never voted to enter into closed session during these meetings. These were open meetings pursuant to OMA. *Id.*

33. FOIA does not authorize a public body to redact the verbatim audio recordings or minutes of open meetings.

34. Even if FOIA allows the public body to retroactively redact and withhold verbatim audio recordings or minutes of open meetings, which it does not, in violation of Section 9(a) of FOIA, OIAG did not provide a “detailed factual basis for the application of any exemption claimed” to withhold the verbatim audio recordings of PPCMB’s open meetings from May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021; more specifically, OIAG has not shown how the requested records are exempt pursuant to Section 7(1)(o) and 7(1)(v). 5 ILCS 140/9(a).

35. Section 7(1)(o) of FOIA exempts:

Administrative or technical information associated with automated data processing operations, including but not limited to software, operating protocols, computer program abstracts, file layouts, source listings, object modules, load modules, user guides, documentation pertaining to all logical and physical design of computerized systems, employee manuals, and any other information that, *if disclosed, would jeopardize the security of the system or its data or the security of materials exempt under this Section.*

¹ The redacted minutes have since been removed from PPCMB’s website.

5 ILCS 140/7(1)(v). (Emphasis added).

36. Section 7(1)(v) of FOIA exempts:

Vulnerability assessments, security measures, and response policies or plans that are designed to identify, prevent, or respond to potential attacks upon a community's population or systems, facilities, or installations, the destruction or contamination of which would constitute a clear and present danger to the health or safety of the community, but *only to the extent that disclosure could reasonably be expected to jeopardize the effectiveness of the measures or the safety of the personnel who implement them or the public*. Information exempt under this item may include such things as details pertaining to the mobilization or deployment of personnel or equipment, to the operation of communication system protocols, or to tactical operations

5 ILCS 140/7(1)(v). (Emphasis added).

37. OIAG has not demonstrated (1) how the disclosure of the records—verbatim audio recordings of these specific open meetings—would “jeopardize the security of the system or its data or the security of materials exempt under” Section 7(1)(o); and 2) how the disclosure of such records “could reasonably be expected to jeopardize the effectiveness of the measures or the safety of the personnel who implement them or the public” pursuant to Section 7(1)(v).

38. OIAG provided only a generic claim indicating that the verbatim audio recordings of these open meetings “contain information related to the security of this office’s computer network and the steps taken to mitigate the harm resulting from the recent ransomware incident experienced” by OIAG. Exhibit F.

39. OIAG failed to demonstrate that the records responsive to the request are exempt under FOIA.

40. Even if OIAG does produce the redacted recordings in the near future as it indicated it would upon obtaining them, ECW alleges that OIAG failed to demonstrate that the redacted records are exempt under FOIA.

41. As of the date of this filing, OIAG has not complied with FOIA and has not produced all records responsive to the request.

EDGAR PAL'S FOIA REQUESTS

July 13, 2021 FOIA Request

42. On July 13, 2021, PAL mailed a FOIA request to OIAG for “the agendas, unredacted minutes, and verbatim recordings of the meetings of the Procurement Policy Compliance and Monitoring Board held on the following dates: May 7, 2021; May 10, 2021; May 13, 2021; and May 14, 2021.” Exhibit H.

43. According to the USPS website, the request was delivered on July 19, 2021. *Id.*

44. PAL sent the identical request to OIAG via email on July 21, 2021. Exhibit I.

45. On July 22, 2021, OIAG confirmed receipt of the request. *Id.*

46. OIAG assigned reference number 115 to the matter.

47. On July 26, 2021, OIAG sought an extension of five business days. PAL received the letter on July 29, 2021, via email. Exhibit J.

48. On August 2, 2021, OIAG produced the written minute and verbatim audio recording of May 10, 2021 Emergency Meeting (2:01 p.m.). Exhibit K.

49. OIAG sought another extension regarding the remaining written minutes and verbatim audio recordings from PPCMB's meetings from May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021. *Id.*

50. On August 2, 2021, PAL stated that he does not agree to any further extensions that are beyond the single extension provided by the statute without the requester's consent. Exhibit L.

51. On August 4, 2021, OIAG stated that neither PPCMB nor OIAG possesses the agendas of the PPCMB's meetings from May 7, 2021, May 10, 2021 (both 11:04 a.m. and 2:01 p.m.), May 13, 2021, or May 14, 2021. Exhibit M.

52. OIAG stated that it is "still searching for the unredacted minutes" of PPCMB's meetings from May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021. *Id.*

53. Regarding the verbatim audio recordings of PPCMB's May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021 open meetings, OIAG stated that it is "reviewing" them as the audio recordings of these meetings "contain information related to the security of this office's computer network and the steps taken to mitigate the harm resulting from the recent ransomware incident" experienced by OIAG. OIAG further stated that the information is "exempt under sections 7(1)(o) and 7(1)(v) of FOIA" and will provide the redacted copies of these recordings when they are available. *Id.*

54. OIAG's deadline to comply with the request was August 2, 2021.

55. Section 3(e) of FOIA allows the public body to take an extension for "not more than 5 business days from the original due date." Section 3(e) also states that the requester and the public body "may agree in writing to extend the time for compliance for a time period to be determined by the parties." 5 ILCS 140/3(e).

56. As stated in the August 2, 2021 correspondence, PAL did not agree to OIAG's second extension. Exhibit L.

57. Section 3(d) of FOIA states:

Each public body shall, promptly, either comply with or deny a request for public records within 5 business days after its receipt of the request, unless the time for response is properly extended under subsection (e) of this Section. Denial shall be in writing as provided in Section 9 of this Act. ***Failure to comply with a written request, extend the time for response, or deny a request within 5 business days after its receipt shall be considered a denial of the request.*** A public body that

fails to respond to a request within the requisite periods in this Section but thereafter provides the requester with copies of the requested public records may not impose a fee for such copies. A public body that fails to respond to a request received may not treat the request as unduly burdensome under subsection (g).

5 ILCS 140/3(d). (Emphasis added).

58. As of the date of this filing, OIAG has not complied with FOIA and has not produced all records responsive to the request.

July 14, 2021 FOIA Request

59. On July 14, 2021, PAL mailed a FOIA request to OIAG for “the closed session minutes and closed session verbatim recording of the Procurement Policy Compliance and Monitoring Board meeting held on June 8, 2021.” Exhibit N.

60. Upon learning that the mail was delayed, PAL sent the identical request to OIAG via email on July 21, 2021. Exhibit O.

61. OIAG assigned reference number 112 to the matter.

62. On July 28, 2021, OIAG denied the request in its entirety. Exhibit P.

63. Regarding the closed session minutes from the June 8, 2021 meeting, OIAG stated that Defendants do not possess “transcribed or approved closed session minutes.” *Id.*

64. Regarding the request for the verbatim recording of the closed session held at PPCMB’s June 8, 2021 Special Meeting, OIAG stated that the record is exempt by citing Section 7(1)(a) of FOIA in conjunction with Section 2.06(e) of OMA. *Id.*

65. OIAG claimed that there has been no determination by PPCMB that the verbatim record of the closed session “no longer requires confidential treatment” or that PPCMB “otherwise consented to the disclosure of the recording.” *Id.*

66. Section 7(1)(a) of FOIA and Section 2.06(e) of OMA do not apply to the verbatim recording of the closed session held during PPCMB’s June 8, 2021 meeting.

67. As stated in the previous section that details PPCMB's OMA violation, the closed session held at PPCMB's June 8, 2021 meeting was improper.

68. The records are not exempt under Section 7(1)(a) of FOIA and 2.06(e) of OMA.

69. As of the date of this filing, OIAG has not complied with FOIA and has produced no records responsive to this request.

PROBABLE CAUSE OF FUTURE VIOLATIONS

70. The positions taken by OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD regarding these meetings indicate either a misunderstanding of or unwillingness to comply with OMA.

COUNT I – OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD'S VIOLATION OF OMA: JUNE 8, 2021 SPECIAL MEETING

71. The above paragraphs are incorporated by reference.

72. OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD is a public body under OMA required to hold open meetings.

73. OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD violated OMA by improperly discussing matters in a closed session, by redacting minutes from open sessions, and by failing to produce the recording and minutes of the closed session.

COUNT II - OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD'S VIOLATION OF SECTION 7(e)(9) OF OMA

74. The above paragraphs are incorporated by reference.

75. OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD is a public body under OMA required to hold open meetings.

76. OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD violated Section 7(e)(9) of OMA by failing to make all verbatim recordings of its meetings available to the public.

**COUNT III – THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL’S
VIOLATION OF FOIA: FAILURE TO PRODUCE RECORDS**

77. The above paragraphs are incorporated by reference.

78. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL is a public body under FOIA.

79. The records sought in the FOIA requests are non-exempt public records of THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL.

80. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL violated FOIA by failing to produce all records responsive to the requests.

**COUNT IV – THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL’S
VIOLATION OF FOIA: FAILURE TO PERFORM AN ADEQUATE SEARCH**

81. The above paragraphs are incorporated by reference.

82. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL is a public body under FOIA.

83. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL bears the burden of proving beyond material doubt that it performed an adequate search for records responsive to the requests.

84. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL has failed to come forward with sufficient evidence to carry this burden.

85. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL has violated FOIA by failing to adequately search for records responsive to the requests.

COUNT V – THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL’S VIOLATION OF FOIA: WILLFUL AND INTENTIONAL VIOLATION OF FOIA

86. The above paragraphs are incorporated by reference.

87. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL is a public body under FOIA.

88. The records sought in the FOIA request are non-exempt public records of THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL.

89. THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL willfully and intentionally, or otherwise in bad faith failed to comply with FOIA.

WHEREFORE, Plaintiffs ask that the Court:

- i. declare that OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD violated OMA;
- ii. enjoin OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD from improperly discussing matters in closed session;
- iii. order OFFICE OF THE ATTORNEY GENERAL PROCUREMENT POLICY AND COMPLIANCE MONITORING BOARD to produce the verbatim recordings and minutes of the June 8, 2021 closed session, and the verbatim recordings and un-redacted minutes from PPCMB’s May 7, 2021, May 10, 2021, May 13, 2021, and May 14, 2021 open meetings;
- iv. declare that THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL violated FOIA;
- v. order THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL to conduct an adequate search for the requested records;
- vi. order THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL to produce the requested records;
- vii. enjoin THE OFFICE OF THE ILLINOIS ATTORNEY GENERAL from withholding non-exempt public records under FOIA;

- viii. order Defendants to pay civil penalties;
- ix. award Plaintiffs reasonable attorneys' fees and costs; and
- x. award such other relief the court considers appropriate.

RESPECTFULLY SUBMITTED,
/s/ Joshua Hart Burday

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EDGAR PAL

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OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

SPECIAL MEETING AGENDA

Tuesday, June 8, 2021 at 10:00 am

I. Roll Call

II. Review of Minutes for Regular Board Meeting held on June 2, 2021.

III. Old Business

The Board will enter closed session pursuant to section 2(c)(8) of the Open Meetings Act (5 ILCS 120/2(c)(8)), to discuss the redaction of minutes previously approved by the Board in May 2021 for reasons related to security procedures, and the use of personnel and equipment to respond to an actual, threatened, or reasonably potential danger to the safety of the public and public property. The closed session will be recorded in its entirety as required by section 2.06(a) of the Open Meetings Act (5 ILCS 120/2.06(a)). After the closed session is adjourned, the Board will return to open session and conduct a public vote to approve or reject the proposed reductions.

IV. New Business

1.) Dell 365 Microsoft Purchase and Services

V. Public Comments

VI. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy Compliance and Monitoring Board

Special Meeting Minutes

Tuesday, June 8, 2021

The Procurement Policy and Compliance Monitoring Board met in public session on **Tuesday, June 8, 2021** via telephone conference.

**** Recording began ****

Karla Schreiber, Chairperson called the meeting to order at **10:03 a.m.**

Roll Call

Springfield:

Pam Blackorby – Present

Tad Huskey- Present

Lisa Kaigh – Absent

Chicago:

Karla Schreiber – Present

Jessica O’Leary – Present

Other Staff:

Eileen Baumstark-Pratt – Present

Kathy Tedesco – Present

Jay Wagner-Present

Review of Minutes for Meeting

Review of Minutes from regular board meeting held on June 2, 2021.

Karla Schrieber, Chairperson ask the Board if there were any comments, questions of concerns regarding the minutes of the meeting held on June 2, 2021.

No comments regarding or corrections to these minutes were received from the Board.

Karla Schreiber called for a motion for the June 2, 2021 minutes to be approved. Pam Blackorby so moved and Tad Huskey seconded the motion. The minutes were approved.

Old Business

At this time, Karla Schreiber informed the Board that they would adjourn into closed session pursuant to section 2(c)(8) of the Open Meetings Act to discuss the redaction of minutes previously approved by the Board in May 2021, for reasons related to security procedures and the use of personnel and equipment to respond to an actual, threatened, or reasonably potential danger to the safety of the public and public property.

Karla Schreiber called for a motion for the Board to go into closed session. Pam Blackorby so moved and Tad Huskey seconded the motion. The motion was approved and the Board adjourned to closed session at 10:09 a.m.

Recording paused

The Board rejoined the open session at 10:16 a.m.

Recording resumed

Karla Schreiber called for a vote to approve redacted minutes for the PPCMB meetings held on May 7, May 10, May 13 and May 14, 2021.

Karla Schreiber called for a motion for the Board to approve the redacted minutes. Pam Blackorby so moved and Tad Huskey seconded the motion.

Role call:

Karla Schreiber yes

Tad Huskey yes

Lisa Kaigh yes

Jessica O'Leary yes

Pam Blackorby yes

The motion was approved.

New Business**FY 21, FY22, FY23 Dell Purchase of Microsoft 365**

Eileen Baumstark Pratt, Acting SPO announced the Chief Technology Officer submitted a request to purchase Microsoft Office Suite 365 thru Dell. Microsoft Office 365 suite features a comprehensive range of tools designed to make enterprise users more productive. Some of the features include web scheduler, SharePoint and custom styles for documents. It also offers Word, Excel, PowerPoint, Outlook and Publisher.

We will be preparing a purchase order under the Master Contract with Dell for three (3) years beginning June 2021 and continuing until March 31, 2024 in the amount of \$163,812.00.

No comments were received from the board on this purchase.

No **Public Comments** were received.

Karla Schreiber called for a motion to adjourn the meeting.

Pam Blackorby so moved and Tad Huskey seconded the motion. The motion was approved.

Meeting was adjourned at **10:19 a.m.**

Recording ended



Fwd: FOIA Request (Illinois Attorney General Procurement Policy Compliance and Monitoring Board) 7-14-2021

1 message

From: John Kraft [REDACTED]
Sent: Wednesday, July 14, 2021, 09:50
To: patricia.a.thompson@illinois.gov; Christina.Lucente-McCullough@Illinois.gov; Sanchez, Lidia
Subject: FOIA Request (Illinois Attorney General Procurement Policy Compliance and Monitoring Board) 7-14-2021

On behalf of the Edgar County Watchdogs, Inc., and in accordance with the Freedom of Information Act I am requesting the following.

If you are not the FOIA officer, you are required to immediately forward this request to the appropriate FOIA officer as required by statute [5 ILCS 140/3(c)].

I am requesting the following information under the Freedom of Information Act:

- a. **Copy of meeting agendas for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021.**
- b. **Copy of all meeting recordings (audio) for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June 2021.**

Thanks in advance.

Electronic copies are requested.

This is not a commercial request.

I, and the organizations I represent (Edgar County Watchdogs Inc, and American Watchdogs Inc), qualify as both media and non-profit under the definitions in Section 2 (c-10) ("Commercial purpose"), and the principal purpose of the request is to access and disseminate information

Exhibit B

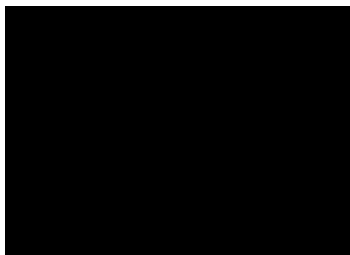
concerning news and current or passing events, or for articles of opinion or features of interest to the public.; Section 2 (f) ("News media") as an Investigative Reporter for the Edgar County Watchdogs, an online news site, and am engaged in making news reels and other motion picture for public viewing, and as a news service to provide news and data to news organization(s) and nonprofits; 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).

This is also a request for fee waiver, should any fees be imposed, as this information bears on the public business of this public body and will be used to inform citizens of the actions of their public officials and employees, of their rights and responsibilities, of news and current or passing events, and for articles of opinion or features of interest to the public. The principal purpose of this 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 gaining a personal or commercial benefit.

Thanks,

John Kraft

Edgar County Watchdogs



KWAME RAOUL
ATTORNEY GENERAL

July 21, 2021

VIA ELECTRONIC MAIL
Mr. John Kraft
Edgar County Watchdogs

RE: Freedom of Information Act Request (104)

Dear Mr. Kraft:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In an e-mail received on July 14, 2021, you requested the following:

- a. **Copy of meeting agendas for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021.** (Bold and underscore in original.)

RESPONSE: The records responsive to this portion of your request are attached in their entireties.

In your e-mail received on July 14, 2021, you also requested:

2. Copy of all meeting recordings (audio) for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June 2021. (Bold and underscore in original.)

RESPONSE: Please be advised that we are extending the time within which to respond to this portion of your request by five business days as allowed by section 3(e)(v) of FOIA (5 ILCS 140/3(e)(v) (West 2020)) because:

John Kraft
July 21, 2021
Page 2

(v) 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 this Act or should be revealed only with appropriate deletions[.]

Very truly yours,

A handwritten signature in cursive script that reads "James M. Gale". To the right of the signature, the letters "(EAT)" are written in a smaller, handwritten font.

JAMES M. GALE
Assistant Attorney General

JMG:ga

cc: Annie Thompson, Senior Press Secretary
Office of the Illinois Attorney General

Tori Joseph, Deputy Press Secretary
Office of the Illinois Attorney General

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

Special Meeting

AGENDA

Wednesday, May 5, 2021

- I. Roll Call
- II. Old Business
- III. New Business
 - 1.) FY2021 ICAC Mobile Office / Lab Customization Project
 - 2.) FY2022 Postage – CHGO
 - 3.) FY2022 MitraTech Team Connect – License Renewal
 - 4.) FY2022 Offender Watch
 - 5.) FY2022 Copy Paper
 - 6.) FY2022 Laserfiche Comprehensive Software Assurance/Maintenance with Premium Support
- IV. Public Comments
- V. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

AGENDA

Wednesday, May 26, 2021

- I. Roll Call
- II. Review of Minutes
- III. Old Business

Review of Minutes for Regular Board Meeting held on March 24, 2021; Special Meetings held on March 31, 2021, April 13, 2021. Emergency Meetings held on: April 16, 2021, April 22, 2021, April 27, 2021 (am meeting) and (pm meeting).

- IV. New Business
 - 1.) Lexis Nexis – Online Research
 - 2.) Kodak Scanner Maintenance
- V. Public Comments
- VI. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

AGENDA

Wednesday, June 2, 2021

- I. Roll Call
- II. Review of Minutes for Special Board Meetings held on May 5, 2021, May 19, 2021 and May 26, 2021 and Emergency Meetings held on: May 7, 2021, May 10, 2021(2 meetings), May 13, 2021 and May 14, 2021.
- III. Old Business
- IV. New Business
 - 1.) Approval of FY2022 PPCMB Meeting Schedule
- V. Public Comments
- VI. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

SPECIAL MEETING AGENDA

Tuesday, June 8, 2021 at 10:00 am

I. Roll Call

II. Review of Minutes for Regular Board Meeting held on June 2, 2021.

III. Old Business

The Board will enter closed session pursuant to section 2(c)(8) of the Open Meetings Act (5 ILCS 120/2(c)(8)), to discuss the redaction of minutes previously approved by the Board in May 2021 for reasons related to security procedures, and the use of personnel and equipment to respond to an actual, threatened, or reasonably potential danger to the safety of the public and public property. The closed session will be recorded in its entirety as required by section 2.06(a) of the Open Meetings Act (5 ILCS 120/2.06(a)). After the closed session is adjourned, the Board will return to open session and conduct a public vote to approve or reject the proposed reductions.

IV. New Business

1.) Dell 365 Microsoft Purchase and Services

V. Public Comments

VI. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

AGENDA

Wednesday, June 16, 2021@ 10:00 a.m.

- I. Roll Call
- II. Review of Minutes for Special Board Meeting held on June 8, 2021.
- III. Old Business
- IV. New Business
 - 1.) Westlaw CLEAR Investigative Tool
- V. Public Comments
- VI. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

SPECIAL MEETING AGENDA

Wednesday, June 23 2021

- I. Roll Call
- II. Old Business
- III. New Business
 - 1.) FY22 Office Supplies
- IV. Public Comments
- V. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy and Compliance Monitoring Board

AGENDA

Wednesday, June 2, 2021

- I. Roll Call
- II. Review of Minutes for Special Board Meetings held on May 5, 2021, May 19, 2021 and May 26, 2021 and Emergency Meetings held on: May 7, 2021, May 10, 2021(2 meetings), May 13, 2021 and May 14, 2021.
- III. Old Business
- IV. New Business
 - 1.) Approval of FY2022 PPCMB Meeting Schedule
- V. Public Comments
- VI. Adjournment

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy Compliance and Monitoring Board

Regular PPCMB Board Meeting Minutes

Wednesday, June 2, 2021

The Procurement Policy and Compliance Monitoring Board met in public session on **Wednesday, June 2, 2021** via telephone conference.

**** Began Recording****

Karla Schreiber, Chairperson called the meeting to order at **2:06 pm**.

Roll Call

Springfield:

Pam Blackorby – Present
Tad Huskey- Vacation/Absent
Lisa Kaigh – Absent

Chicago:

Karla Schreiber – Present
Jessica O’Leary – Present

Other Staff:

Eileen Baumstark-Pratt – Present
Kathy Tedesco – Present
Jay Wagner-Present

Review of Minutes for Special Meetings and Emergency Meetings

Review of Minutes from Special Board Meetings held on May 5, 2021, May 19, 2021 and May 26, 2021 and Emergency Board Meetings held on May 7, 2021, May 10, 2021 (2 meetings held), May 13, 2021 and May 14, 2021.

No comments regarding or corrections to these minutes were received from the Board.

Karla Schreiber called for a motion for the minutes to be approved. Pam Blackorby so moved and Jessica O’Leary seconded the motion.

Old Business

There was no Old Business to be discussed.

New Business

Approval of FY2022 PPCMB Meeting Schedule

Karla Schreiber announced that the dates for the PPCMB FY2022 Board meetings have been set.

Karla Schreiber called for a motion for the meeting dates to be approved. Pam Blackorby so moved and Jessica O'Leary seconded the motion.

No Public Comments were received for any matter.

Karla Schreiber called for a motion to conclude the meeting. Pam Blackorby so moved and Jessica O'Leary seconded the motion.

Meeting was adjourned at 2:09 pm.

****Recording ended****



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

July 28, 2021

VIA ELECTRONIC MAIL
Mr. John Kraft
Edgar County Watchdogs

RE: Freedom of Information Act Request (104)

Dear Mr. Kraft:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In an e-mail received on July 14, 2021, you requested the following:

- a. **Copy of meeting agendas for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021.** (Bold and underscore in original.)

RESPONSE: On July 21, 2021, we provided the records responsive to this portion of your request in their entireties.

In your e-mail received on July 14, 2021, you also requested:

2. **Copy of all meeting recordings (audio) for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June 2021.** (Bold and underscore in original.)

RESPONSE: On July 21, 2021, we extended the time to respond to this portion of your request by five business days pursuant to section 3(e)(v) of FOIA (5 ILCS 140/3(e)(v) (West 2019 Supp.)) because the records required further examination to determine if they were exempt from disclosure or should be released with appropriate redactions.

John Kraft
July 28, 2021
Page 2

This office is able to provide you with the first responsive record today, the audio recording of the Special Meeting held on June 23, 2021. However, we are still reviewing the remainder of the records responsive to your request. Accordingly, we request that you allow this office to provide you with the remainder of the responsive records in a rolling fashion until production is complete. If this is not acceptable, please contact me.

With regard to the record we are providing today, the record is attached in its entirety.

Very truly yours,

A handwritten signature in cursive script that reads "James M. Gale" followed by a stylized flourish.

JAMES M. GALE
Assistant Attorney General

JMG:ga

Attachments

cc: Annie Thompson, Senior Press Secretary
Office of the Illinois Attorney General

Tori Joseph, Deputy Press Secretary
Office of the Illinois Attorney General



FW: Freedom of Information Act Request - FOIA 104

From: John Kraft
Sent: Wednesday, July 28, 2021 5:03 PM
To: Thompson, Patricia A. <Patricia.A.Thompson@Illinois.gov>
Subject: RE: Freedom of Information Act Request - FOIA 104

The extension request is wholly unacceptable and I find it hard to believe your office can only produce audio of one 2 minute and 51 second meeting out of all of them I requested.

I decline to agree to any further extension and ask that you immediately produce the remaining audio recordings of all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021 – as originally requested on July 14, 2021.

Thanks,

John Kraft

A solid black rectangular redaction box covering the signature area.



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

July 30, 2021

VIA ELECTRONIC MAIL
Mr. John Kraft
Edgar County Watchdogs

RE: Freedom of Information Act Request (104)

Dear Mr. Kraft:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In an e-mail received on July 14, 2021, you requested the following:

a. **Copy of meeting agendas for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021.** (Bold and underscore in original.)

RESPONSE: On July 21, 2021, we provided the records responsive to this portion of your request in their entireties.

In your e-mail received on July 14, 2021, you also requested:

2. **Copy of all meeting recordings (audio) for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June 2021.** (Bold and underscore in original.)

RESPONSE: On July 21, 2021, we extended the time to respond to this portion of your request by five business days pursuant to section 3(e)(v) of FOIA (5 ILCS 140/3(e)(v) (West 2020)) because the records required further examination to determine if they were exempt from disclosure or should be released with appropriate redactions.

John Kraft
July 30, 2021
Page 2

On July 28, 2021, we provided you with the first record responsive to this portion of your request, consisting of the audio recording of the Special Meeting held on June 23, 2021. In the same response, we requested that you allow this office to provide you with the responsive records in a rolling fashion until production was completed.


In an e-mail received on July 28, 2021, you stated:

The extension request is wholly unacceptable and I find it hard to believe your office can only produce audio of one 2 minute and 51 second meeting out of all of them I requested.

I decline to agree to any further extension and ask that you immediately produce the remaining audio recordings of all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021 – as originally requested on July 14, 2021.

This office is able to provide you with the second set of responsive records today, which consists of the audio recordings of the Regular, Special, and Emergency Meetings held on May 10, 2021, May 19, 2021, May 26, 2021, and June 2, 2021. We are still reviewing the remainder of the records responsive to your request, consisting of the audio recordings of the Emergency and Special Meetings held on May 5, 2021, May 10, 2021, May 13, 2021, May 14, 2021, June 8, 2021, and June 16, 2021. Accordingly, we request that you allow this office to provide you with the next response on August 3, 2021. If this is not acceptable, please contact me. With regard to the records we are providing today, the records are attached in their entireties.

Very truly yours,


JAMES M. GALE
Assistant Attorney General

JMG:ga

Attachments

cc: Annie Thompson, Senior Press Secretary
Office of the Illinois Attorney General

Tori Joseph, Deputy Press Secretary
Office of the Illinois Attorney General



OFFICE OF THE ATTORNEY GENERAL

STATE OF ILLINOIS

August 3, 2021

KWAME RAOUL
ATTORNEY GENERAL

VIA ELECTRONIC MAIL

Mr. John Kraft

Edgar County Watchdogs

RE: Freedom of Information Act Request (104)

Dear Mr. Kraft:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In an e-mail received on July 14, 2021, you requested the following:

a. **Copy of meeting agendas for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021.** (Bold and underscore in original.)

RESPONSE: On July 21, 2021, we provided the records responsive to this portion of your request in their entireties.

In your e-mail received on July 14, 2021, you also requested:

2. **Copy of all meeting recordings (audio) for all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June 2021.** (Bold and underscore in original.)

RESPONSE: On July 21, 2021, we extended the time to respond to this portion of your request by five business days pursuant to section 3(e)(v) of FOIA (5 ILCS 140/3(e)(v) (West 2020)) because the records required further examination to determine if they were exempt from disclosure or should be released with appropriate redactions.

On July 28, 2021, we provided you with the first record responsive to this portion of your request, consisting of the audio recording of the Special Meeting held on June 23, 2021. In the same response, we requested that you allow this office to provide you with the responsive records in a rolling fashion until production was completed.

In an e-mail received on July 28, 2021, you stated:

The extension request is wholly unacceptable and I find it hard to believe your office can only produce audio of one 2 minute and 51 second meeting out of all of them I requested.

I decline to agree to any further extension and ask that you immediately produce the remaining audio recordings of all meetings of the Procurement Policy Compliance and Monitoring Board held during May and June of 2021 – as originally requested on July 14, 2021.

On July 30, 2021, we provided you with the second set of responsive records, which consisted of the audio recordings of the Regular, Special, and Emergency Meetings held on May 10, 2021, May 19, 2021, May 26, 2021, and June 2, 2021.

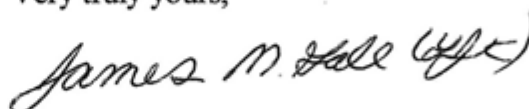
In the same response, we advised that we were still reviewing the remainder of the records responsive to your request, consisting of the audio recordings of the Emergency and Special Meetings held on May 5, 2021, May 10, 2021, May 13, 2021, May 14, 2021, June 8, 2021, and June 16, 2021. Accordingly, we requested that you allow this office to provide you with the next response on August 3, 2021.

Today, we are providing you with the third set of responsive records, consisting of the audio recordings for the Special Meetings held on May 5, 2021, June 8, 2021, and June 16, 2021. With regard to the records we are providing today, the records are attached in their entireties.

John Kraft
August 3, 2021
Page 3

At this time, we are withholding the audio recordings of the Emergency Meetings held on May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021. The audio recordings of these meetings contain information related to the security of this office's computer network and the steps taken to mitigate the harm resulting from the recent ransomware incident experienced by this office. The information is exempt under sections 7(1)(o) and 7(1)(v) of FOIA (5 ILCS 140/7(1)(o), 7(1)(v) (West 2020)). We are attempting to obtain redacted copies of these recordings as quickly as possible and will contact you when the redacted recordings are available.

Very truly yours,

A handwritten signature in cursive script that reads "James M. Gale" followed by a stylized flourish.

JAMES M. GALE
Assistant Attorney General

JMG:ga

Attachments

cc: Annie Thompson, Senior Press Secretary
Office of the Illinois Attorney General

Tori Joseph, Deputy Press Secretary
Office of the Illinois Attorney General

OFFICE OF THE ILLINOIS ATTORNEY GENERAL
Procurement Policy Compliance and Monitoring Board
EMERGENCY REVIEW MINUTES

Friday, May 7, 2021

The Procurement Policy and Compliance Monitoring Board met in emergency session on **Friday, May 7, 2021** via telephone conference.

***Recording began*

Karla Schreiber, Chairperson called the meeting to order at 3:19 pm

Roll Call

Springfield:

Pam Blackorby – Present

Tad Huskey- Present

Lisa Kaigh – Present

Chicago:

Karla Schreiber – Present

Jessica O’Leary – Absent

Other Staff:

Eileen Baumstark-Pratt – Present

Kathy Tedesco – Present

Jay Wagner-Present

New Business

MOXFIVE OKTA Software and Services

Eileen Baumstark-Pratt explained that there was an additional piece that needed to be purchased after our meeting last week regarding the [REDACTED] subscriptions and services with MOXFIVE for OKTA.

OKTA provides cloud software that helps manage and secure user authentication into applications, and for IT to build controls into applications, website web services and devices.

We will enter into a contract with OKTA in the amount of \$156,434.30.

Karla Schreiber noted that per her request, MOXFIVE agreed to modify the "Other Provisions" section of its MFA for this procurement to incorporate a seven-point waiver of specific elements of click-through terms of service with respect to the OAG (indemnity, auto-renewal, choice of laws, etc.).

No other comments were received.

Karla Schreiber asked for a motion to conclude the meeting. Pam Blackorby so moved and Tad Huskey seconded the motion.

Meeting was adjourned at 3:23 pm.

***Recording ended*

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy Compliance and Monitoring Board

EMERGENCY REVIEW MINUTES

Monday, May 10, 2021

The Procurement Policy and Compliance Monitoring Board met in emergency session on **Monday, May 10, 2021** via telephone conference.

***Recording began*

Karla Schreiber, Chairperson called the meeting to order at 11:04 am

Roll Call

Springfield:

Pam Blackorby – Present

Tad Huskey- Present

Lisa Kaigh – Absent

Chicago:

Karla Schreiber – Present

Jessica O’Leary – Present

Other Staff:

Eileen Baumstark-Pratt – Present

Kathy Tedesco – Present

Jay Wagner-Present

New Business

MOXFIVE OKTA Software and Services

Eileen Baumstark-Pratt explained that there was an additional piece that needed to be purchased after our meeting last week regarding the [REDACTED] subscriptions and services with MOXFIVE for OKTA.

OKTA provides cloud software that helps manage and secure user authentication into applications, and for IT to build controls into applications, website web services and devices.

We will enter into a contract with OKTA in the amount of \$193,911.30

No comments were received.

Karla Schreiber called for a motion to conclude the meeting. Pam Blackorby so moved and Tad Huskey seconded the motion.

Meeting was adjourned at 11:06 am.

***Recording ended*

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy Compliance and Monitoring Board

EMERGENCY REVIEW MINUTES

Thursday, May 13, 2021

The Procurement Policy and Compliance Monitoring Board met in emergency session on **Thursday, May 13, 2021** via telephone conference.

***Recording began*

Eileen Baumstark-Pratt called the meeting to order at 11:03 am

Roll Call

Springfield:

Pam Blackorby – Present

Tad Huskey- Present

Lisa Kaigh – Absent

Chicago:

Karla Schreiber – Absent

Jessica O’Leary – Present

Other Staff:

Eileen Baumstark-Pratt – Present

Kathy Tedesco – Present

Jay Wagner-Present

New Business

MOXFIVE [REDACTED] Services

Eileen Baumstark-Pratt explained that Lora McDonald, Bureau Chief from IT, has submitted a request to purchase [REDACTED] through MOXFIVE the authorized reseller for [REDACTED].

[REDACTED]

[REDACTED]

We will enter into a contract with Moxfive, LLC to purchase [REDACTED]
[REDACTED] for the amount of \$184,477.44.

No comments were received.

Eileen Baumstark-Pratt called for a motion to adjourn the meeting. Tad Huskey so moved and Pam Blackorby seconded the motion.

Meeting was adjourned at 11:06 am.

***Recording ended*

OFFICE OF THE ILLINOIS ATTORNEY GENERAL

Procurement Policy Compliance and Monitoring Board

EMERGENCY REVIEW MINUTES

Friday, May 14, 2021

The Procurement Policy and Compliance Monitoring Board met in emergency session on **Friday, May 14, 2021** via telephone conference.

***Recording began*

Karla Schreiber, Chairperson called the meeting to order at 2:00 pm.

Roll Call

Springfield:

Pam Blackorby – Absent

Tad Huskey- Present

Lisa Kaigh – Present

Chicago:

Karla Schreiber – Present

Jessica O’Leary – Present

Other Staff:

Eileen Baumstark-Pratt – Present

Kathy Tedesco – Absent

Jay Wagner-Present

New Business

Contract Amendment-CrowdStrike Incident Response Services

Eileen Baumstark-Pratt explained that Lora McDonald, Bureau Chief from IT, has submitted a request to purchase an additional [REDACTED] hours of service with CrowdStrike for incident Response Services to provide strategic recommendations [REDACTED] used to handle all aspects incident response ensuring the office will have effective security.

We will enter into a contract with CrowdStrike for an additional \$27,000.00 for the contact amount of \$138,000.00.


No comments were received.

Karla Schreiber called for a motion to conclude the meeting. Pam Blackorby so moved and Tad Huskey seconded the motion.

Meeting was adjourned at 2:05 pm

***Recording ended*

FILED DATE: 8/6/2021 1:37 PM 2021CH03864



July 13, 2021

Caitlin Q. Knutte
FOIA Officer
Office of the Attorney General
500 S. Second Street
Springfield, IL 62701

Dear Ms. Knutte,

I hope this letter finds you well. I am writing to submit a FOIA request.


I request the agendas, un-redacted minutes, and verbatim recordings of the meetings of the Procurement Policy Compliance and Monitoring Board held on the following dates: May 7, 2021; May 10, 2021; May 13, 2021; and May 14, 2021.

Please respond to me via email. However, I recognize that the Attorney General's Office has been hacked, so if you are unable to use email, you may respond to me via postal mail.

If you intend to charge fees to fulfill this request, I request a waiver of fees. This request is in the public interest because the Board's meetings are open to the public pursuant to the Open Meetings Act, and it is in the public interest to access and disseminate information related to matters discussed and decided during public meetings.

Please feel free to contact me if you require additional information.

Kind regards,

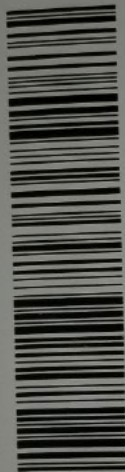


Edgar Pal

Exhibit H



USPS TRACKING® NUMBER

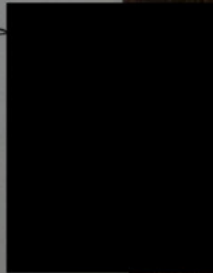


9505 5066 3356 1194 1988 33

U.S. POSTAGE
\$7.70
PM 3-Day
60126 0004
Date of sale
07/13/2021
9505 5066 3356 1194 1988 33
867310713210210



Caitlin Q Knutte
FOIA Officer
Office of the Attorney General
500 S. Second Street
Springfield IL 62701



USPS eReceipt

1 message

DoNotReply@ereceipt.usps.gov <DoNotReply@ereceipt.usps.gov>

To: [REDACTED]



ELMHURST
154 W PARK AVE
ELMHURST, IL 60126-3380
(800)275-8777

07/13/2021 09:02 PM

Product	Qty	Unit Price	Price
Priority Mail® 3-Day Springfield, IL 62701 Weight: 0.36 oz Expected Delivery Date Mon 07/19/2021 Tracking #: 9505 5066 3356 1194 1988 33 Insurance Up to \$50.00 included	1		\$7.70
Total			\$7.70
Grand Total:			\$7.70

Credit Card Remitted \$7.70
Card Name: VISA
Account #: XXXXXXXXXXXX
Approval #: 06412D
Transaction #: 542
Receipt #: 000542
AID: A0000000031010
AL: VISA CREDIT
PIN: Not Required
Chip
CAPITAL ONE VISA

USPS is experiencing unprecedented volume increases and limited employee availability due to the impacts of COVID-19. We appreciate your patience.

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

Save this receipt as evidence of insurance. For information on filing an insurance claim go to <https://www.usps.com/help/claims.htm>

Preview your Mail
Track your Packages
Sign up for FREE @ <https://informedelivery.usps.com>

All sales final on stamps and postage.
Refunds for guaranteed services only.
Thank you for your business.

Tell us about your experience.
Go to: <https://postalexperience.com/ssk?mt=13>

UFN: 162502-9550
Receipt #: 840-16040982-1-1417592-1
Clerk: 00

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to financial entities regarding financial transaction issues; to a U.S. Postal Service auditor; to entities, including law enforcement, as required by law or in legal proceedings; to contractors and other entities aiding us to fulfill the service (service providers); to process servers; to domestic government agencies if needed as part of their duties; and to a foreign government agency for violations and alleged violations of law. For more information on our privacy policies visit www.usps.com/privacypolicy.

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Track Another Package +

Tracking Number: 9505506633561194198833

Remove X

Your item was delivered in or at the mailbox at 10:08 am on July 19, 2021 in SPRINGFIELD, IL 62701.

USPS Tracking Plus™ Available ✓

✓ Delivered, In/At Mailbox

July 19, 2021 at 10:08 am
SPRINGFIELD, IL 62701

Get Updates ✓

Feedback

Text & Email Updates



Tracking History



July 19, 2021, 10:08 am

Delivered, In/At Mailbox
SPRINGFIELD, IL 62701

Your item was delivered in or at the mailbox at 10:08 am on July 19, 2021 in SPRINGFIELD, IL 62701.

July 19, 2021, 9:06 am

Out for Delivery
SPRINGFIELD, IL 62701

FILED DATE: 8/6/2021 1:37 PM 2021CH03864

7/19/2021

USPS.com® - USPS Tracking® Results

July 19, 2021, 8:55 am
Arrived at Post Office
SPRINGFIELD, IL 62701

July 18, 2021
In Transit to Next Facility

July 17, 2021, 2:47 am
Departed USPS Regional Facility
SPRINGFIELD IL DISTRIBUTION CENTER

July 16, 2021, 12:42 pm
Arrived at USPS Regional Destination Facility
SPRINGFIELD IL DISTRIBUTION CENTER

July 13, 2021
USPS expects item for mailing (SSK)
ELMHURST, IL 60126

Feedback

USPS Tracking Plus™



Product Information



See Less ^

Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.

FAQs



Edgar Pal [REDACTED]

Other FOIA request

2 messages

Edgar Pal [REDACTED]
To: James.Gale@illinois.gov

Wed, Jul 21, 2021 at 6:23 PM

Hello again Mr. Gale,

As you likely know, I submitted the attached FOIA request on July 13. USPS informs me that your office received it on Monday, July 19.

Due to the issues I've been having with the mail, I would like to reiterate my request to receive this information via email. If you anticipate issues with this, please let me know in your reply letter, so that we may identify alternative arrangements.

Thank you very much! I hope you have a great day.

Edgar Pal

 **OAG_FOIA 0713.pdf**
201K

Gale, James M. <James.Gale@illinois.gov>
To: Edgar Pal [REDACTED]

Thu, Jul 22, 2021 at 8:38 AM

Dear Mr. Pal:

Thank you for your e-mails. I am confirming that we are in receipt of your FOIA requests. I hope you have a good day as well.

Very truly yours,

James M. Gale
Assistant Attorney General
Office of the Illinois Attorney General

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

Exhibit I

FILED DATE: 8/6/2021 1:37 PM 2021CH03864



Fwd: Freedom of Information Act - FOIA 112

----- Forwarded message -----

From: **Gale, James M.** <James.Gale@illinois.gov>

Date: Thu, Jul 29, 2021, 9:21 AM

Subject: Re: [External] Re: Freedom of Information Act - FOIA 112

To: Edgar Pal [REDACTED]

Dear Mr. Pal:

A response was mailed on Monday, July 26, 2021, and is attached. I apologize, our next response to your request will be e-mailed.

Very truly yours,

James M. Gale

Assistant Attorney General

Office of the Illinois Attorney General

State of Illinois - CONFIDENTIALITY NOTICE: The information contained in this communication is confidential, may be attorney-client privileged or attorney work product, may constitute inside information or internal deliberative staff communication, and is intended only for the use of the addressee. Unauthorized use, disclosure or copying of this communication or any part thereof is strictly prohibited and may be unlawful. If you have received this communication in error, please notify the sender immediately by return e-mail and destroy this communication and all copies thereof, including all attachments. Receipt by an unintended recipient does not waive attorney-client privilege, attorney work product privilege, or any other exemption from disclosure.

From: Edgar Pal [REDACTED]

Sent: Wednesday, July 28, 2021 10:19 PM

To: Gale, James M. <James.Gale@Illinois.gov>

Subject: [External] Re: Freedom of Information Act - FOIA 112

Thank you so much, Mr. Gale! I appreciate it.

Could you please let me know the status of my other request? (Attached, for reference.)

According to the USPS tracking number, your office received it on June 19, so I believe your response would have been due on Monday. Please let me know if you require additional time.

Kind regards,

Edgar Pal

[Quoted text hidden]

Exhibit J



115 Pal, Edgar 7-26-21 ext iv.pdf

765K



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

July 26, 2021

Mr. Edgar Pal



RE: Freedom of Information Act Request (115)

Dear Mr. Pal:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In a letter received on July 19, 2021, you requested the following:

the agendas, un-redacted minutes, and verbatim recordings of the meetings of the Procurement Policy Compliance and Monitoring Board held on the following dates: May 5, 2021; May 10, 2021; May 13, 2021; and May 14, 2021.

Please be advised that we are extending the time within which to respond to your request by five business days as allowed by section 3(e)(iv) of FOIA (5 ILCS 140/3(e)(iv) (West 2020)) because:

(iv) the requested records have not been located in the course of routine search and additional efforts are being made to locate them[.]

Very truly yours,

A handwritten signature in blue ink that reads "James M. Gale (2/4/14)".

JAMES M. GALE
Assistant Attorney General

JMG:ga



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

August 2, 2021

VIA ELECTRONIC MAIL
Mr. Edgar Pal

RE: Freedom of Information Act Request (115)

Dear Mr. Pal:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In a letter received on July 19, 2021, you requested the following:

the agendas, un-redacted minutes, and verbatim recordings of the meetings of the Procurement Policy Compliance and Monitoring Board held on the following dates: May 5, 2021; May 10, 2021; May 13, 2021; and May 14, 2021.

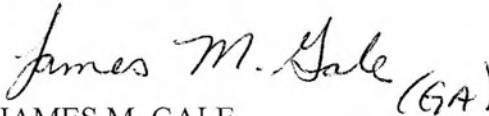
On July 22, 2021, we extended the time to respond to your request by five business days pursuant to section 3(e)(iv) of FOIA (5 ILCS 140/3(e)(iv) (West 2020)), because the requested records had not been located in the course of routine search and additional efforts were being made to locate them.

This office is able to provide you with the first responsive record today, the audio recording of an Emergency Meeting held on May 10, 2021. However, we are still reviewing the remainder of the records responsive to your request. Accordingly, we request that you allow this office to provide you with the remainder of the responsive records in a rolling fashion until production is complete. If this is not acceptable, please contact me.

Edgar Pal
August 2, 2021
Page 2

With regards to the records we are providing today, the records are attached in their entirety.

Very truly yours,


JAMES M. GALE
Assistant Attorney General

JMG:ga

Attachments



Fwd: Freedom of Information Act - FOIA 115

----- Forwarded [REDACTED]
From: **Edgar Pal** [REDACTED]
Date: Mon, Aug 2, 2021 at 5:18 PM
Subject: Re: Freedom of Information Act - FOIA 115
To: Gale, James M. <James.Gale@illinois.gov>

Dear Mr. Gale,

Thank you so much for your response and partial production of records.

First, I noticed that a portion of my address has been missing from your correspondence thus far. I live in '[REDACTED]' in the address you provide. This missing portion may explain why I've been having difficulty receiving your extension letter, dated July 26. In any case, you are corresponding with me via email now, so this doesn't matter from a practical standpoint.

Second, as for your request to extend your deadline, section 3(e) of FOIA states, "The person making a request and the public body may agree in writing to extend the time for compliance for a period to be determined by the parties." We have not agreed in writing to extend the deadline to respond to my FOIA request. Accordingly, I decline to extend that deadline. Please provide all responsive records by the end of today, which is the deadline.

Thank you, and I hope you have a great evening!

Edgar Pal

[Quoted text hidden]



OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

August 4, 2021

VIA ELECTRONIC MAIL

Mr. Edgar Pal



RE: Freedom of Information Act Request (115)

Dear Mr. Pal:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In a letter received on July 19, 2021, you requested the following:

the agendas, un-redacted minutes, and verbatim recordings of the meetings of the Procurement Policy Compliance and Monitoring Board held on the following dates: May 5, 2021; May 10, 2021; May 13, 2021; and May 14, 2021.

On July 22, 2021, we extended the time to respond to your request by five business days pursuant to section 3(e)(iv) of FOIA (5 ILCS 140/3(e)(iv) (West 2020)), because the requested records had not been located in the course of routine search and additional efforts were being made to locate them.

On August 2, 2021, we provided you with the first record responsive to your request, consisting of the audio recording of the Emergency Meeting held on May 10, 2021 (2:01 p.m.). In the same response, we requested that you allow this office to provide you with the responsive records in a rolling fashion until production was completed.

In an e-mail received by this office on August 3, 2021, you stated:

[A]s for your request to extend your deadline, section 3(e) of FOIA states, "The person making a request and the public body may agree in writing to extend the time for compliance for a period to

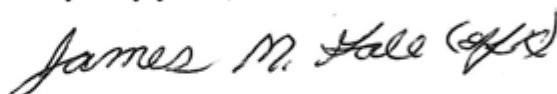
Edgar Pal
August 4, 2021
Page 2

be determined by the parties." We have not agreed in writing to extend the deadline to respond to my FOIA request. Accordingly, I decline to extend that deadline. Please provide all responsive records by the end of today, which is the deadline.

Please be advised that the Procurement Policy Compliance and Monitoring Board and this office have conducted a search of their records, and neither body possesses agendas of the Procurement Policy Compliance and Monitoring Board Emergency Meetings held on May 7, 2021, May 10, 2021, May 13, 2021, or May 14, 2021. Additionally, we are still searching for the unredacted minutes of the Emergency Meetings held on May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021.

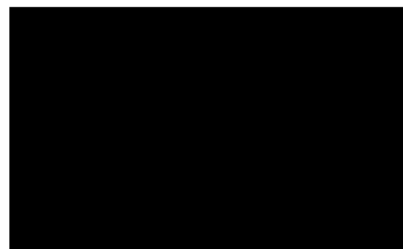
At this time, we are reviewing the audio recordings of the Emergency Meetings held on May 7, 2021, May 10, 2021 (11:04 a.m.), May 13, 2021, and May 14, 2021. The audio recordings of these meetings contain information related to the security of this office's computer network and the steps taken to mitigate the harm resulting from the recent ransomware incident experienced by this office. The information is exempt under sections 7(1)(o) and 7(1)(v) of FOIA (5 ILCS 140/7(1)(o), 7(1)(v) (West 2020)). We are attempting to obtain redacted copies of these recordings as quickly as possible and will contact you when the redacted recordings are available.

Very truly yours,

A handwritten signature in black ink that reads "James M. Gale" followed by a stylized flourish or set of initials.

JAMES M. GALE
Assistant Attorney General

JMG:ga



July 14, 2021

Caitlin Q. Knutte
FOIA Officer
Office of the Attorney General
100 W. Randolph St.
Chicago, IL 60601

Dear Ms. Knutte,

I hope this letter finds you well. I am writing to submit a FOIA request.

I request the closed session minutes and closed session verbatim recording of the Procurement Policy Compliance and Monitoring Board meeting held on June 8, 2021.

Please respond to me via email, if possible, and feel free to contact me if you require additional information.

Kind regards,



E gar Pa



Edgar Pal [REDACTED]

FOIA request

1 message

Edgar Pal [REDACTED]

Wed, Jul 21, 2021 at 6:01 PM

To: James.Gale@illinois.gov

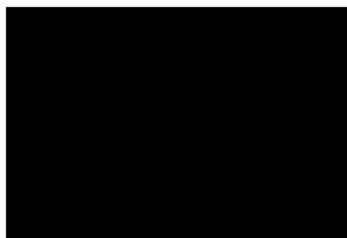
Dear Mr. Gale,

Please be advised that I have submitted the attached FOIA request. I actually sent it in the mail on July 14, but the post office appears to be delayed. I hope that you will be able to accept this request via email.

Thank you very much!

Edgar Pal

 **OAG_FOIA 0714.pdf**
36K



July 14, 2021

Caitlin Q. Knutte
FOIA Officer
Office of the Attorney General
100 W. Randolph St.
Chicago, IL 60601

Dear Ms. Knutte,

I hope this letter finds you well. I am writing to submit a FOIA request.

I request the closed session minutes and closed session verbatim recording of the Procurement Policy Compliance and Monitoring Board meeting held on June 8, 2021.

Please respond to me via email, if possible, and feel free to contact me if you require additional information.

Kind regards,

A black rectangular redaction box with a white 'X' drawn across it, covering the signature area.

Edgar Pal

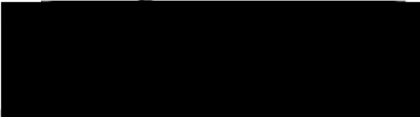


OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

July 28, 2021

VIA ELECTRONIC MAIL
Mr. Edgar Pal



RE: Freedom of Information Act Request (112)

Dear Mr. Pal:

Thank you for writing to the Office of the Illinois Attorney General with your request for information pursuant to the Freedom of Information Act (FOIA) (5 ILCS 140/1 *et seq.* (West 2020)).

In a letter received on July 21, 2021, you requested "closed session minutes and closed session verbatim recording of the Procurement Policy Compliance and Monitoring Board meeting held on June 8, 2021."

Please be advised that both the Procurement Policy Compliance and Monitoring Board and this office have conducted a search of their records, and neither body possesses transcribed or approved closed session minutes of the Procurement Policy Compliance and Monitoring Board meeting held on June 8, 2021.

With regard to your request for a closed session verbatim recording of the Procurement Policy Compliance and Monitoring Board meeting held on June 8, 2021, your request is denied pursuant to section 7(1)(a) of FOIA. 5 ILCS 140/7(1)(a) (West 2020). Section 7(1)(a) of FOIA exempts from disclosure "[i]nformation specifically prohibited from disclosure by federal or State law or rules and regulations implementing federal or State law." Section 2.06(e) of the Open Meetings Act provides "[u]nless the public body has made a determination that the verbatim recording no longer requires confidential treatment or otherwise consents to disclosure, the verbatim record of a meeting closed to the public shall not be open for public inspection." 5 ILCS 120/2.06(e) (West 2020)). A review of the audio recordings of the Procurement Policy Compliance and Monitoring Board meetings held subsequent to June 8, 2021, has revealed no determination by the Procurement Policy and Compliance Monitoring Board that the verbatim record of the closed meeting no longer requires confidential treatment or that the Board has otherwise consented to the disclosure of the recording. Accordingly, the responsive record is exempt from disclosure under section 7(1)(a).

Edgar Pal
July 28, 2021
Page 2

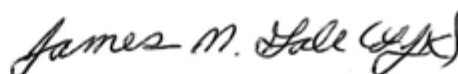
The persons responsible for this denial are Karla A. Schreiber, Deputy Chief, Opinions Bureau, and the undersigned. You have a right to have the denial of your request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5(a) (West 2020). You may file your request for review with the PAC by writing to:

Sarah Pratt
Public Access Counselor
Office of the Illinois Attorney General
500 South 2nd Street
Springfield, Illinois 62701
Fax: (217) 782-1396
publicaccess@atg.state.il.us

If you choose to file a request for review with the PAC, you must do so within 60 calendar days of the date of this denial letter. 5 ILCS 140/9.5(a) (West 2020). Please note that you must include a copy of your original FOIA request and of this denial letter when filing a request for review with the PAC.

You also have the right to judicial review of your denial by filing suit in the appropriate Illinois court. 5 ILCS 140/11 (West 2020).

Very truly yours,



JAMES M. GALE
Assistant Attorney General

JMG:ga