

September 23, 2015

VIA E-MAIL

Mr. Xavier McMillan

Email: [REDACTED]

RE: 15-FOIA-186 Police Report #15-42252

Dear Mr. McMillan:

We are in receipt of your request under the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.*

I. Background

On September 9, 2015, we received your request for a copy of police report #15-42252 (“**Request**”). Your Request is denied.

II. Denial

Section 7(1)(a) of FOIA authorizes units of government to withhold “Information specifically prohibited from disclosure by federal or State law or rules and regulations implementing federal or State law.” 5 ILCS 140/7(1)(a). The Juvenile Court Act, in pertinent part, states “Inspection and copying of law enforcement records maintained by law enforcement agencies that relate to a minor who has been investigated, arrested, or taken into custody before his or her 18th birthday shall be restricted” except as permitted by the Act. 705 ILCS 405/1-7(A). Accordingly per Attorney Thomas Stuebner your request for report #15-42252 is hereby denied.

III. Right of Review

You have the right to have the denial of your Request reviewed by the Public Access Counselor (“**PAC**”) of the Illinois Attorney General’s Office. 5 ILCS 140/9.5(a). You can file your Request for Review with the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
E-mail: 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). Please note that you must include a copy of your original FOIA request and this denial letter when filing a Request for Review with the PAC.

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You also have the right to seek judicial review of your partial denial by filing a lawsuit in the circuit court. 5 ILCS 140/11.

If I can be of further assistance to you, please do not hesitate to contact me.

Sincerely,



Jamie V. Harrmann
Freedom of Information Officer
foia@metrarr.com
FOIA Hotline: 312-663-3642