



**Lori E. Lightfoot**  
Mayor

**Department of Police • City of Chicago**  
3510 S. Michigan Avenue • Chicago, Illinois 60653

**David O. Brown**  
Superintendent of Police

February 17<sup>th</sup>, 2021

**Via email:**

Invisible Institute  
106221-73931898@requests.muckrock.com

**RE: NOTICE OF RESPONSE TO FOIA REQUEST**  
**FOIA FILE NO: P626161**

Dear Invisible Institute;

This notice is in response to your request received by the Chicago Police Department (CPD) on December 22<sup>nd</sup>, 2020 for the following records under the Freedom of Information Act (FOIA), 5 ILCS 140 et seq:

*“Pursuant to the Illinois Freedom of Information Act., I hereby request the following records: Copies of the attachment sheets, summary digest report, and any other final disposition documentation (e.g., a disciplinary recommendation, an Administrative Closure order, mediation agreement, grievance decision or arbitration award) for each of the following CR investigations. If possible, please provide all files associated with each individual CR together in one PDF file per CR number.*

*1027696  
1005631  
1014809  
1022957  
1039318  
1036768  
1033781  
1003714  
1004621  
312759”*

Your request was reviewed by CPD and a thorough, diligent search of records was conducted utilizing the provided search parameters. Please note, as permitted by 5 ILCS 140/3(e), the time may have been extended in order to conduct a thorough search for these records. Your request was interpreted as seeking responsive records regarding: several enumerated Summary Digest files associated with the CR numbers you provided in your FOIA request. Please be advised that after careful review, consideration, and collaboration with our Bureau of Internal Affairs, CPD has located responsive records pursuant to your FOIA request. Be advised that CPD is approving your request and providing you with Summary Digest files responsive to your request.

Please be advised that certain information has been redacted from the enclosed responsive records pursuant to 5 ILCS 140/7(1)(a), 5 ILCS 140/7(1)(b), 5 ILCS 140/7(1)(c), 5 ILCS 140/7(1)(d), and 5 ILCS 140/7(1)(f). Details of the redactions are set forth below.

Section 7(1)(a) of FOIA exempts, “[i]nformation specifically prohibited from disclosure by federal or State law or rules and regulations implementing federal or State law.” 5 ILCS 140/7(1)(a). Pursuant to the Illinois Identity Protection Act 5 ILCS 179/10(b)(1), social security numbers are prohibited from disclosure. Accordingly, social security numbers are exempt from disclosure pursuant to 7(1)(a) and were properly redacted from the responsive records.

Next, section 7(1)(b) exempts from disclosure “[p]rivate information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.” 5 ILCS 140/7(1)(b).

The FOIA, in 5 ILCS 140/2(c-5), defines “private information” as follows:

“‘Private information’ means unique identifiers, including a person’s social security number, driver’s license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.”

Therefore, personal addresses, personal telephone numbers, personal license plate numbers, driver’s license numbers, vehicle identification numbers, social security numbers, internal record numbers, SID numbers, FBI numbers, signatures, medical information, and employee user codes/names/numbers are exempt and were properly redacted pursuant to Section 7(1)(b).

In addition, dates of birth, medical information, victim names and identifying information, and other third party names and identifying information of persons such as friends, relatives, neighbors, and suspects who were never arrested or charged were also redacted as the public interest is not great while the privacy interests are considerable; therefore, this information is exempt and protected from disclosure pursuant to 5 ILCS 140/7(1)(c) of FOIA. Section 7(1)(c) exempts from inspection and copying the following:

“[P]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy... ‘Unwarranted invasion of personal privacy’ means the disclosure of information is that highly personal or objectionable to reasonable person and in which the subject’s right to privacy outweighs any legitimate public interest in obtaining the information.” *Id.*

Also, the names, relationships, and identifying information of persons who provided information to law enforcement personnel have also been redacted pursuant to 5 ILCS 140/7(1)(d)(iv) and which protects information that would:

- (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

Thus, the names of victims, witnesses, or individuals who provided information to members law enforcement, and any portions of their statements, have been redacted pursuant to 5 ILCS 140/7(1)(d)(iv).

Furthermore, documents that include Command Channel Review information or other CPD documents that contain pre-decisional and/or deliberative communications were redacted pursuant to 5 ILCS 140/7(1)(f), which protects information that includes:

(f) Preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body. The exemption provided in this paragraph (f) extends to all those records of officers and agencies of the General Assembly that pertain to the preparation of legislative documents.

To the extent that you consider this a denial of your FOIA request, you have a right of review by the Illinois Attorney General's Public Access Counselor. If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of a denial letter 5 ILCS 140-9.5(a).

When filing a Request for Review, you must include a copy of the original FOIA request and a denial letter. You may also seek judicial review of a denial under 5 ILCS 140/11 by filing a lawsuit in the State Circuit Court. You can file a request for review by writing to the following:

Public Access Counselor  
Office of the Attorney General  
500 S. 2nd Street  
Springfield, Illinois 62706  
Phone: 312-814-5526 or 1-877-299-FOIA (1-877-299-3642) Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us)

If I can be of further assistance, you may contact me at (312) 745-5308, or by mail at the following address:

Chicago Police Department  
Attn: Freedom of Information Officer  
Office of Legal Affairs, Unit 114  
3510 S. Michigan Ave.  
Chicago, IL 60653

Sincerely,

*R. Carrillo*

Freedom of Information Act Officer  
Chicago Police Department  
Office of Legal Affairs, Unit 114

3510 S. Michigan Ave.  
Chicago, IL 60653