



Lori E. Lightfoot
Mayor

Department of Police • City of Chicago
3510 South Michigan Avenue • Chicago, Illinois 60653

David O. Brown
Superintendent of Police

VIA EMAIL

March 22, 2022

Jordan Jordan
125850-21840717@requests.muckrock.com

RE: NOTICE OF RESPONSE TO FOIA REQUEST
FOIA FILE NO.: P730728

Dear Jordan Jordan:

On behalf of the Chicago Police Department (CPD) this letter is in response to your Freedom of Information Act ("FOIA") received by our office on October 10, 2019 seeking:

Current Employees and or staff roster with names and badge number(s) and or identification number(s) ,Rank and Annual Salary

Policy or procedures regarding internal investigations of employee misconduct

We are also currently seeking the following for the years January 1st 2017 through the time in which this request is received

Any Officer annual reviews which were conducted

Misconduct or "Civilian Complaints" filled against officers along with any internal Investigations documentation

Civil or Class Action Lawsuits filed against the department

It is requested that this information be released on a rolling basis. Please include any paper copies ,digital media , or electronic copies in correlation with requested records .

Please be advised that for part one of your request the information is publicly available online on the City of Chicago's Data Portal. Please note that 5 ILCS 140/8.5 exempts from disclosure the following:

"Notwithstanding any provision of this Act to the contrary, a public body is not required to copy a public record that is published on the public body's website. The public body shall notify the requester that the public record is available online and direct the requester to the website where the record can be reasonably accessed."

You may access this data using the following link: www.data.cityofchicago.org.

Regarding part two of your request. Be advised that you can search and download/print Department Directives on CPD's public website at <https://home.chicagopolice.org/>. Please select the blue tab labeled "Inside CPD" and

select "Department Directives System" from the dropdown menu to enter the system. You can also use the following link as a shortcut: <http://directives.chicagopolice.org/directives/>. You can search terms and then have options to download/save/print the documents.

Please note that 5 ILCS 140/8.5 provides that a public body is not required to copy a public record that is published on the public body's website; rather, the public body must notify the requester that the public record is available online and direct the requester to the website.

For part three of your request, it was determined that CPD is not the keeper of these records. Please submit a FOIA request to PSAFOIARequests@cityofchicago.org or mail:

Office of Public Safety Administration
FOIA
3510 South Michigan
Chicago, IL 60653

It was determined that all remaining portions of your multipart FOIA request are unduly burdensome as currently written. Given the scope of your request, processing such a request would be unduly burdensome as written. FOIA provides in 5 ILCS 140/3(g) that requests for all records falling within a category shall be complied with unless compliance with the request would be unduly burdensome for the complying public body and there is no way to narrow the request and the burden on the public body outweighs the public's interest in the information.

In regard to your request for data and Complaint Register (CR) files, and civil or class action lawsuits, it was determined that these requests are denied as they are way too vague and broad. Section 3(g) of FOIA provides that "requests for all records falling within a category shall be complied with unless compliance with the request would be unduly burdensome for the complying public body and there is no way to narrow the request and the burden on the public body outweighs the public interest in the information." 5 ILCS 140/3(g). Without direction from you as to which specific existing data and CR records you seek, such an endeavor would pose an undue burden on the operations of this department. As the Illinois Attorney General's Public Access Counselor has noted (see 2017 PAC 47756, issued June 20, 2017), Illinois courts have held, "[a] request to inspect or copy must reasonably identify a public record[.]" Chicago Tribune Co. v. Dept. of Financial and Professional Regulation, 2014 IL App (4th) 130427, par. 33. A FOIA request "reasonably describes records if 'the agency is able to determine precisely what records are being requested.'" Kowalczyk v. Dept. of Justice, 73 F.3d 386, 388 (D.C. Cir. 1996) (quoting Yeager v. Drug Enforcement Admin., 678 F.2d 315, 326 (D.C. Cir. 1982)).

At this time, portions of your multipart FOIA request are overly voluminous and unduly burdensome as currently written. It should be emphasized that the Act neither requires nor allows CPD to speculate as to the details of any request; this information can only be provided by the requester. Pursuant to Section 3(g) of FOIA, we would like to extend to you an opportunity to modify your request to make it more manageable. CPD encourages you to review your request to ascertain the specific details to your query. Unless and until a new FOIA request is submitted that specifies and narrows the records you are seeking, CPD will be unable to provide further records. Once this is determined, a new FOIA request can be submitted to CPD, specifying the records you would like CPD to provide.

To the extent you consider this a denial you have the right to a review under 5 ILCS 140-9.5(a) by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General, 500 South Second Street, Springfield, Illinois 62706, Phone: (877) 299-3642, Fax: 217-782-1396, E-mail: publicaccess@ilag.org. You may also seek judicial review of a denial under 5 ILCS 140/11 by filing a lawsuit in the Cook County Circuit Court.

R. Earnshaw FOIA Officer

Chicago Police Department
Office of Legal Affairs - Unit 114
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Chicago, IL 60653