

September 11, 2015

VIA E-MAIL

Mr. Jay Morris

Email: [REDACTED]

RE: 15-FOIA-183 Ogilvie Platform Drawings

Dear Mr. Morris:

We have received your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.* (“FOIA”).

I. Background

On September 3, 2015, we received your request for access to the Ogilvie platform drawings (“Request”). Your Request is denied.

II. Denial

Your Request is being denied under Section 7(1)(k) of FOIA which states:

Architects' plans, engineers' technical submissions, and other construction related technical documents for projects not constructed or developed in whole or in part with public funds and the same for projects constructed or developed with public funds, including but not limited to power generating and distribution stations and other transmission and distribution facilities, water treatment facilities, airport facilities, sport stadiums, convention centers, and all government owned, operated, or occupied buildings, but only to the extent that disclosure would compromise security. 5 ILCS 140/7(1)(k).

The requested Ogilvie platform drawings contain certain information that if released, would compromise security within the Ogilvie station platform area. As such, attorney Thomas Stuebner has determined that the withholding of the above-referenced platform drawings is proper under FOIA.

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.

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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.

You also have the right to seek judicial review of your 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,



Kathleen E. Haton
Freedom of Information Officer
foia@metrarr.com
FOIA Hotline #312-663-3642