

April 7, 2016

VIA E-MAIL

Mr. Michael Pizana
Assistant Director of Campus Safety
Roosevelt University
Email: mpizana@roosevelt.edu

RE: 16-FOIA-080 2015 Crime Statistics

Dear Mr. Pizana:

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

I. Background

On March 24, 2016, we received your request for 2015 crime statistics for Metra’s Van Buren Station. Specifically, you requested information for the following crimes:

- Murder/Non-Negligent Manslaughter;
- Negligent Manslaughter;
- Sex Offenses (forcible, i.e. rape, sodomy, sexual assault with an object and forcible fondling);
- Sec offenses (non-forcible, i.e. statutory rape & incest);
- Robbery;
- Burglary;
- Aggravated Assault;
- Motor Vehicle Theft;
- Arson;
- Domestic Violence;
- Dating Violence; and
- Stalking

Additionally, you requested whether any of the above listed offenses were categorized as hate crimes and whether there were any incidents of larceny; simple assault; intimidation; vandalism or destruction of property; or other crimes involving bodily injury that were classified as hate crimes. You requested that we produce the category of prejudice for each hate crime including race, gender, religion, sexual orientation, ethnicity, and disability.

You also requested the statistics for arrests for liquor law violations; drug law violations and illegal weapons possession (“**Request**”). Your Request is granted in part and denied in part.

II. Responsive Document

In response to your Request, Metra's Police Department is providing you with police dispatch record #15-45157, referencing incident report #15-34358 with supplement, for a simple battery occurring at the Van Buren Station on 9/18/2015.

After performing a diligent search of Metra's records, we have been unable to locate any additional records responsive to your Request. Metra's Police Department states that although there were other calls in 2015 regarding criminal activity at the Van Buren Station, the calls were either unfounded, the suspect was gone upon arrival, or the incidents did not fall within the uniform crime report groups as indicated in your Request.

III. Partial Denial

While FOIA requires public bodies to provide access to public records generally, FOIA also authorizes units of government to withhold certain information. Therefore, Attorney Thomas Stuebner has determined that the following portions of the Responsive Document are exempt from disclosure under certain provisions of FOIA:

1. The unique identifier (state issued identification card number), employee identification number, password, and home address of the parties mentioned in the Responsive Document are being redacted because they are exempt from disclosure under Section 7(1)(b) of FOIA, which exempts "private information." "Unique identifiers," "employee identification numbers," "passwords," and "home addresses" are specifically mentioned within the definition of "private information" found in Section 2(c-5) of FOIA.
2. The dates of birth and physical descriptions of the parties, as well as the name of the victim mentioned in the Responsive Document, are being redacted because they are exempt from disclosure under Section 7(1)(c) of FOIA, which exempts "personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy...." Section 7(1)(c) goes on to say that, "'Unwarranted invasion of personal privacy' means the disclosure of information that is highly personal or objectionable to a reasonable person and in which the subject's right to privacy outweighs any legitimate public interest in obtaining the information." It has been determined that the aforementioned data falls squarely within that definition and its redaction is appropriate under FOIA.

IV. Right of Review

You have the right to have the partial 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

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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 partial denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this partial denial letter when filing a Request for Review with the PAC.

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,



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

Attachment