



August 18, 2016

**VIA E-MAIL**

Ms. Becky R. Bloom  
Attorney at Law  
Shimovsky & Moscardini, LLP  
Email: [bbloom@elsm.com](mailto:bbloom@elsm.com)

RE: 16-FOIA-196 Information – South Shore Line

Dear Ms. Bloom:

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 August 4, 2016, we received your request for documents relating to the following:

1. A grant that was given to the Metra South Shore Line stations at the corner of Randolph and Michigan in Chicago, Illinois for \$12,000,000.00.;
2. Metal beams replacing wood beams in Metra South Shore Line stations;
3. Any and all documents relating to the Hyde Park retail stores on 51<sup>st</sup> Street, 53<sup>rd</sup> Street, 57<sup>th</sup> Street and Lake Park in Chicago, Illinois 60615;
4. Where gutters are placed inside the above-referenced retail stores (“Request”).

Additionally, you requested we send the above documents to [REDACTED] at her registered address.

I left phone messages with your receptionist on August 10 and August 12, asking to speak with you regarding your Request. You returned my call on August 12, and we discussed the need to clarify and narrow the scope of the Request. I followed-up our conversation with an email to you summarizing our discussion. On August 16, you acknowledged receipt of my email stating that you would be reviewing the same with your client, and once you received clarification, you would forward the same to us. To-date, we have not received a response from you. Accordingly, your Request is denied.

**II. Denial**

We are denying your Request as unduly burdensome under 5 ILCS 140/3(g), which states that a public body may deny a request where “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.” Your Request as written would require a voluminous search of records. As such, the day-to-day operations within the various departments tasked with searching for these records would be severally disrupted in an attempt to fulfill your Request. Since you did not reply to our email requesting that you clarify and narrow the scope of your Request, it has been

determined by Attorney Thomas Stuebner that your Request falls within the parameters of 5 ILCS 140/3(g).

Please note that you may resubmit your Request by clarifying and narrowing the scope of your Request as summarized in our August 12, 2016 email to you.

### **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](mailto: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.

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](mailto:foia@metrarr.com)  
FOIA Hotline #312-663-3642