



May 20, 2016

Via E-Mail

Ms. Chaclyn Hunt

chaclynhunt@gmail.com

Re: Freedom of Information Act  
IPRA File No.: 16-056-217

Dear Ms. Hunt:

On behalf of the Independent Police Review Authority ("IPRA") this letter is in response to your Freedom of Information Act ("FOIA") request received in our offices on April 7, 2016. IPRA timely requested a five day extension on April 14, 2016. After several emails back and forth regarding additional time, IPRA is now timely responding to your request seeking: *"...information for any shootings, including but not limited to alleged shootings that were not investigated, and nonfatal shootings. Please include the following data for each shooting incident, and any other data we might not know exists: [outline of data requested]."*

At this time, IPRA is providing you with the requested spreadsheets that we believe to be responsive based on your request. IPRA already provided you one spreadsheet related to the portion of your request seeking information related to victims. There are 14 spreadsheets; one for 2016, 2015, 2014, and 2013, two for 2012, two for 2011, two for 2009, and two which combine 2008 and 2007. For 2007-2012 we split the spreadsheets; one contains the information related to the incident and the other includes the information for the victim and involved parties and officers. For 2013-2016, all this information is combined on one spreadsheet.

The information contained on these spreadsheets includes the initial category, current category, current status, log number, beat, address, location code, incident date and time, complaint date, closed at IPRA date, investigator name, IPRA assignment date, investigation begin date, investigation end date, investigator type, report status, finding code, finding, penalty code, number of days, penalty status, accused officer name, accused



star, accused assignment, accused detail, accused appointment date, accused position, , involved party type, involved party name, involved party detail, involved party position, involved party age, involved party gender, involved party race, and shooting number.

IPRA has compiled this spreadsheet through a search of the CLEAR database, to which we only have partial access. While we believe the information provided to you is correct, there may be some inaccuracies given our search limitations in CLEAR. Also, the Chicago Police Department (CPD) has not provided us with the relationships between tables in the CLEAR database, thereby limiting our search capabilities. Nonetheless we have, to the best of our knowledge, not intentionally excluded any files or erroneously included any files or data. However, due to these limitations, some data cannot be pulled and blanks may appear on the spreadsheet.

Please be advised that in response to your request for S4, the employee number, that information is exempt from production under subsection 5 ILCS 140/7 (1)(c) ;

Personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, unless the disclosure is consented to in writing by the individual subjects of the information. “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. The disclosure of information that bears on the public duties of public employees and officials shall not be considered an invasion of personal privacy.

In response to M2, all cases are IPRA cases. In addition, please be advised that IPRA is unable to provide you with the accused officers’ gender, race, and age/year of birth and the involved officers’ star number and date of appointment. Some field(s) that are requested/required are not associated with that/those specific table(s) which inhibits the ability to extract the data from a query build stand-point. To obtain the information (most of the time) will require manual manipulation, which is unduly burdensome. As well, IPRA is unable to provide you with information related to “the final outcome of the investigation” and “the final discipline imposed” because our CLEAR database does not track this information. More importantly, IPRA only tracks its investigations’ findings and



recommendations. Similarly, IPRA is unable to provide you with information related to complaining witness' gender, race, and age/year of birth as IPRA and our CLEAR database does not track such information. As such, IPRA is not in possession of documents responsive to these portions of your request.

Please be advised all unit of assignments and ranks of officers are given as of today, not as of the date of the complaint because our IT personnel cannot determine whether it is accurate. Please also be advised that IPRA is unable provide you with the accused officers' gender, race, and age/year of birth and the involved officers' star number and date of appointment. Some field(s) that are requested/required are not associated with that/those specific table(s) which inhibits the ability to extract the data from a query build standpoint. To obtain the information (most of the time) will require manual manipulation, which is unduly burdensome. As well, IPRA is unable to provide you with information related to "the final outcome of the investigation" and "the final discipline imposed" because our CLEAR database does not track this information. More importantly, IPRA only tracks its investigations' findings and recommendations. Similarly, IPRA is unable to provide you with information related to complaining witness' gender, race, and age/year of birth as IPRA and our CLEAR database does not track such information. As such, IPRA is not in possession of documents responsive to these portions of your request.

We are unable to provide you in this format whether an officer was injured, or information regarding civilian reporting parties,. If an officer is the reporting party, we have attempted to provide the gender and race.

Also, there are instances in which a log number is listed multiple times because (1) a log number may contain multiple allegations for multiple officers or (2) a date, a victim's name, an address, or any number of data fields may have been updated or added throughout the process of the investigation. You are seeking all investigators assigned to the case and this has caused log numbers to be listed several hundred or thousand times in some cases. It lists each involved and accused officer and victim for over again next to each investigator who touched the case.

Finally, the finding code is associated with the log number, not an officer or allegation within the log number. For example, if there are multiple allegations for multiple



officers and any one of those allegations against any single officer was sustained, the finding code shows sustained on the spreadsheet. A sustained finding code does not mean that all allegations against all officers were sustained. IPRA cannot determine which allegation or officer the sustained finding is connected to without manually going through each file individually, which would be burdensome.

Finally, certain cases have been redacted as they are CRs over four years old. These cases are exempt pursuant to Judge Flynn's order in Fraternal Order of Police v. City of Chicago, 14 CH 17454, prohibiting the release of CR files more than four years old. IPRA is unable to provide you with any documents related to this file since it is over four years old. See 5 ILCS 140/7(1)(a) (Information specifically prohibited from disclosure by federal or state law or rules and regulations implementing federal or state law is exempt from disclosure). The number of lines redacted is not indicative of the number of cases redacted as many cases, as explained above, were listed hundreds if not thousands of times.

Please be advised that the fourteen spreadsheets are too large to send through email. IPRA has copied the spreadsheets onto a CD. The CD is available for pick up at our office, which is located at 1615 W. Chicago Avenue, 4th floor, Chicago, Illinois. A staff member will be available to assist you between the hours of 9:00am and 5:00 pm. Please notify me of the time you will be arriving.

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, who can be contacted at 500 South Second Street, Springfield, Illinois 62706, or by telephone at (217) 558-0486. You may also seek judicial review of a denial under 5 ILCS 140/11 of FOIA.

Sincerely,

Shannon I. Leonard

Paralegal II/FOIA Officer, Independent Police Review Authority