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March 7, 2016

[Freddymartinez9@gmail.com](mailto:Freddymartinez9@gmail.com)

Dear Freddy Martinez:

Re: Oak Forest Police Officer Arthur Roman

This letter is sent to you in response to your Freedom of Information Request sent to the City of Oak Forest by email received on March 2, 2016. Your request will be allowed in part and denied in part as detailed below. Please note the summary of your request, with the explanation of each following:

1. 'Documents sufficient to show the personnel file for Arthur Roman, a Oak Forest Police officer.' *The documentation is attached and redacted as detailed within the document(s).*
2. 'Documents sufficient to show the Disciplinary record for Officer Arthur Roman, for all allegations substantiated.' *The city has no records responsive to this request.*
3. 'Documents sufficient to show the Disciplinary record for Officer Arthur Roman, for all allegations that were unsubstantiated, if available.' *The city has no records responsive to this request.*
4. 'Documents sufficient to show how long Officer Arthur Roman has been employed as a police officer.' *This information is provided within the attached documentation, but for summary purposes here, Officer Arthur Roman was employed by the City of Oak Forest as a Police Officer on October 27, 2014.*
5. 'Documents sufficient to show an application to become a police officer as filled out by Arthur Roman.' *The documentation is attached and redacted as detailed within the document(s).*

The denial of specific items will be detailed on the documents with an identifying mark. Such denial (or more specifically, the redaction) is based upon three (3) statute references within the Illinois Freedom of Information statute; namely:

- A. (5 ILCS 140/2) Section 2(c-5) definition of "private information" that is exempt under 7(1)(b):

(c-5) "Private information" means unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when compiled without possibility of attribution to any person.

B. (5 ILCS 140/7) Section 7 (1)(b) – Exemptions:

(b) Private information, unless disclosure is required by another provision of this Act, a State or federal law or a court order.

C. (5 ILCS 140/7 Section 7 (1)( c) – Exceptions:

( 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 subjects 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.

The pdf formatted documents represent Items 1 and 5 noted above. Item 1 (the 'personnel file') is attached as pdf5235 and Item 5 (the 'application to become a police officer') is attached as pdf5412. Where exceptions are taken (or redacted), the appropriate exception citation is indicated and circled. Again to reiterate, the city has no documents responsive to Item 2 ('all allegations substantiated') and also Item 3 ('all allegations that were unsubstantiated, if available.') Item 4, the 'employment date' is noted as October 27, 2014.

You are hereby further notified that you have the right to a review of this decision by the Public Access Counselor in the office of the Illinois Attorney General by filing a request for such review with the Public Access Counselor within sixty (60) days of this denial (for those items so indicated in redaction). The Public Access Counselor may be contacted at 1-877-299-3642. The address of the Public Access Counselor is 500 South Second Street, Springfield, IL 62706. The email address is publicaccess @atg.state.il.us.

You are further advised that you have the right to appeal this decision to the Circuit Court of this County under Section 11 of the Freedom of Information Act.

So noted this date by:



Scott Burkhardt

City Clerk/Freedom of Information Officer.