

OFFICE OF THE ATTORNEY GENERAL STATE OF ILLINOIS

KWAME RAOUL ATTORNEY GENERAL

July 2, 2020

Via electronic mail Mr. Christopher Hansen corruptcu@gmail.com

RE: FOIA Request for Review – 2020 PAC 62969

Dear Mr. Hansen:

The Public Access Bureau has received from the City of Champaign (City) the attached response letter to your Request for Review. You may, but are not required to, reply in writing to the public body's response. If you choose to reply, you must submit your reply to this office within seven business days of your receipt of this letter. 5 ILCS 140/9.5(d) (West 2018). Please send a copy of any reply to the City. Please contact me at jsternecky@atg.state.il.us if you have questions. Thank you.

Very truly yours,

JANE STERNECKY Assistant Attorney General Public Access Bureau

Attachment

cc:

Via electronic mail Ms. Betsy Smith METCAD Operations Manager City of Champaign 1905 East Main Street Urbana, Illinois 61802 FOIOMetcad@champaignil.gov

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METCAD

Public Safety Through Quality Service

Ms. Jane Sterncky

Assistant Attorney General Public Access Bureau State of Illinois

May 28, 2020

Dear Ms. Sternecky,

I received Mr. Hansen's request for information on April 21, 2020. When I researched the information he was looking for, I was unable to locate the name for the date and time he had provided. I contacted the investigating police agency, Urbana Police Department, via email (email attached). They were able to provide confirmation of which incident was involved by giving me their police report number. The corresponding METCAD dispatch ticket does not contain the name on which Mr. Hansen had inquired, but the incident was a shooting.

In my email with the Urbana Police Department, a command officer indicated they were still working on the case but said he could not provide any direction regarding FOIA release of information.

I then contacted the State's Attorney's Office via email (email attached). On April 23, 2020 their office indicated the investigation was still outstanding, and the criminal case pending in discovery stages, and recommended the request be denied. Another State's Attorney's Office employee (familiar with FOIA) weighed in, confirming that decision. As our civilian dispatch agency does not have access to case files after the initial handling of the incident, we must rely on others who are actively handling the case at that time.

I responded to Mr. Hansen's request on April 24, 2020 denying his request in full citing the exemption of 7(1)(d) of FOIA. Specifically, the exemption of 7(1)(d)(i) would apply for the pending law enforcement proceedings because of the seriousness of a shooting incident while reports were still being received. Additionally, the subject of Mr. Hansen's request, Aleyah Lewis, did not seem to be mentioned in the document (dispatch ticket) we possessed.

As far as METCAD having any role in the disclosure of these or related records, to my knowledge we released no records to the public at any time.

Respectfully,

Betsy Smith METCAD Operations Manager via electronic mail

> 1905 East Main Street, Urbana, Illinois 61802 (217) 333-4348 www.metcad911.org FAX (217) 384-7003