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## Response to FOIA Request 2020-F-276

1 message

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**Meharry, Kay** <lkmeharry@urbanainlinois.us>  
To: Christopher Hansen <corruptcu@gmail.com>

Tue, Jun 16, 2020 at 12:59 PM

Dear Mr. Hansen:

The City of Urbana (City) hereby tenders its response to your FOIA request, dated May 15, 2020, and designated as number 2020-F-276.

The estimated fee for the City's response to your request is \$778.60. This fee has been determined as follows:

Part 1 of request: Any and all documents related to an incident that occurred on April 11, 2020 around 5:45pm involving a UPD response to individuals disturbing private property in the area of the 300 block of W Illinois St. Officers Kaufman, Jeffers, and Marquez initially responded. I called and spoke to Officer Osric Hayes about an additional related altercation that occurred immediately after the first group of officers had left. Then on April 13 around 6pm there was an additional related altercation wherein Officers Links and Hewkin (and other officers - I think Hale too) responded. All of these events were

related to Daniel Weiskamp and his friends. I am requesting all documents, video, and audio related to this string of related events. I suspect, since all of these events were related, that UPD may have documented them as such.

<u>Item</u>	<u>Cost</u>
Dispatch tickets and report: 0.0656 megabytes in PDF format	\$20
Body worn camera video (Jeffers): 1,810 megabytes in non-PDF format	\$100
Body worn camera video (Kaufman): 2,400 megabytes in non-PDF format	\$100
Body worn camera video (Links): 755,210 megabytes in non-PDF format	\$100
Body worn camera video (Hewkin): 701,870 megabytes in non-PDF format	\$100
Body worn camera video (Hale): 1,100 megabytes in non-PDF format	\$100
Dashcam video (Jeffers/Kaufman): 298 megabytes in non-PDF format	\$100

Dashcam video (Hale): 1, 110 megabytes in non-PDF format	\$100
USB flash drive	\$7.97
DVD (7 at \$0.38 each)	\$2.66
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Part 1 total	\$730.63

Part 2 of request: All emails to/from Vacellia Clark from Sept 1, 2019 through Dec 31, 2019. Clark seems to have at least two email addresses ([vpclark@urbanailinois.us](mailto:vpclark@urbanailinois.us) and [hro@urbanailinois.us](mailto:hro@urbanailinois.us)).

On June 16, 2020, you narrowed this request to include only the month of December 2019.

<u>Item</u>	<u>Cost</u>
Miscellaneous responsive records: 5 megabytes in PDF format	\$20
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Part 2 total	\$20

Part 3 of request: A copy of the Urbana Police Department Policies. I understand there are versions posted on the City website. I am asking for unredacted versions. I see no reason why citizens would not be allowed to view the policies of their own police department.

<u>Item</u>	<u>Cost</u>
Police Department policies: 4.98 megabytes in PDF format	\$20
USB flash drive	\$7.97
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Part 3 total	\$27.97

**Estimated total fee** **\$778.60**

You must pay the estimated fee before the City begins copying the requested records. Payment is due no later than Tuesday, June 23, 2020. To make this payment, please mail a check or money order to the City Clerk's Office, 400 S.

[Vine Street, Urbana, Illinois 61801](#) and include the City's FOIA request number with your payment. If you fail to remit the estimated fee, the City may deny this request. However, if the City processes this request and you subsequently fail to accept or collect the responsive records, the City may still charge you for its response pursuant to Section 6 of FOIA. Further, your failure to pay will be considered a debt due and owing to the City and may be collected in accordance with applicable law.

Portions of the records you have requested may be exempt from disclosure under FOIA. These portions will be redacted from the records being released to you. The redactions will increase the size of electronic records, which may result in an additional fee. In this case, the City will provide you with an accounting of the final fee. You must pay the final fee before the City will release the records. When retrieving your records, you must present a government-issued photo identification document (ID).

The City will respond to parts 1, 2, and 3 of your FOIA request not more than 21 business days from the date the City receives your full payment of the estimated fee.

Part 4 of request: Any and all documents related to an incident that occurred on May 14, 2020 around 2:50pm involving UPD (Vogt and Rich were on scene, and I think there were others) response to W Elm & S Cedar. I am requesting all documents, video, and audio. I am requesting all documents be provided in digital format.

Part 4 of your request is denied. Section 7(1)(d)(iii) of FOIA exempts from inspection and copying law enforcement records to the extent that disclosure would "create a substantial likelihood that a person will be deprived of a fair trial or an impartial hearing." 5 ILCS 140/7(d)(iii). The records you have requested in part 4 are law enforcement records for a case currently pending in the Champaign County Circuit Court. Premature public disclosure of the records may taint any potential juror and create a significant potential for witness intimidation, expose actual or prospective witnesses to undue influence or retaliation, and deter their cooperation, thereby depriving the defendant of a fair trial. Therefore, these records are exempt from disclosure. The person responsible for the denial is Freedom of Information Officer Curt Borman.

If you believe any records you are seeking have been wrongfully withheld or redacted, you are entitled to a review of this decision by the Public Access Counselor of the Office of the Illinois Attorney General. To file a "request for review," you may write to the Public Access Bureau at 500 S. Second Street, Springfield, Illinois 62701, or you may phone 877-299-FOIA (877-299-3642). Any person denied access to inspect or copy any public record also may file suit for injunctive or declaratory relief, in accordance with 5 ILCS 140/11.

Sincerely,

L. Kay Meharry

Assistant City Clerk  
[400 S. Vine St, Urbana, IL 61801](#)  
217-384-2362  
[cityclerk@urbanaininois.us](mailto:cityclerk@urbanaininois.us)