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## James Simon Will Lie About Recurrent Requester Fees

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Dear City Council,

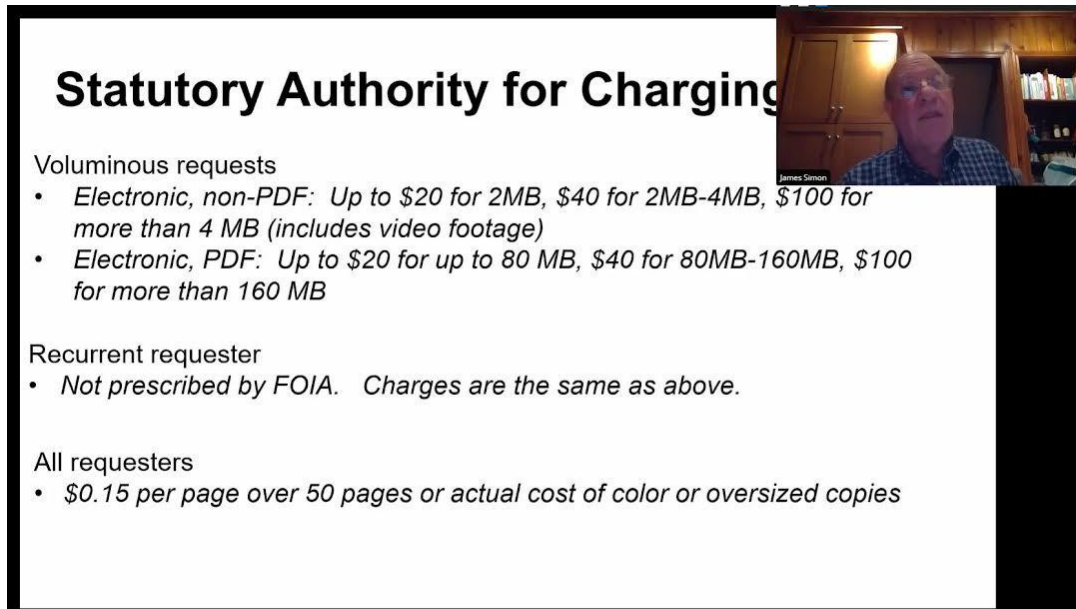
I can see from the FOIA memo ([https://www.urbanailinois.us/sites/default/files/attachments/FOIA\\_memo\\_10.2.20.pdf](https://www.urbanailinois.us/sites/default/files/attachments/FOIA_memo_10.2.20.pdf)) that James Simon and Curt Borman intend to spin their recent illegal activity as a matter of simply failing to include specific "language" in their FOIA responses. This is a lie.

Simon gave a great big FOIA presentation on July 27 that indicated that they would, on every single request (no matter how big) charge voluminous request fees if the requester happened to be labeled as a recurrent requester. Curt Borman posted two different public notices on the city website indicating the same fee structure (attached).

It is not a matter of Borman forgetting to add some "required language" to the responses - that has nothing to do with anything. They applied voluminous request fees to even the tiniest request, if that person was labeled as a "recurrent requester" (a label which is frequently applied wrongly so).

I am aware of one request where Borman charged \$27.97 for 0.0938 megabytes of data (this equates to about 2 pages of pdf format).

I wonder how long the sitting council will remain quiet while the city's legal staff continues to feed you (and the public) nonsense.



**Statutory Authority for Charging**

Voluminous requests

- *Electronic, non-PDF: Up to \$20 for 2MB, \$40 for 2MB-4MB, \$100 for more than 4 MB (includes video footage)*
- *Electronic, PDF: Up to \$20 for up to 80 MB, \$40 for 80MB-160MB, \$100 for more than 160 MB*

Recurrent requester

- *Not prescribed by FOIA. Charges are the same as above.*

All requesters

- *\$.15 per page over 50 pages or actual cost of color or oversized copies*

James Simon