

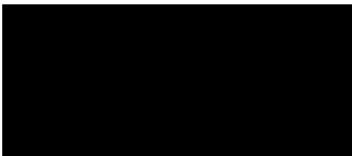


OFFICE OF THE ATTORNEY GENERAL
STATE OF ILLINOIS

KWAME RAOUL
ATTORNEY GENERAL

November 12, 2019

Via electronic mail



RE: FOIA Request for Review – 2019 PAC 60222; CPS # N007365-091919

Dear [REDACTED]:

This determination letter is issued pursuant to section 9.5(c) of the Freedom of Information Act (FOIA) (5 ILCS 140/9.5(c) (West 2018)). For the reasons set forth below, the Public Access Bureau concludes that no further action in this matter is warranted.

On September 19, 2019, you submitted a FOIA request to the Chicago Public Schools (CPS) seeking:

The documents relating to the disciplinary records and/or incident reports for these Steinmetz High School security personnel:
a. Anselmo Chaparro b. Noah Washington c. Luis Jaime Lopez
d. William Daugherty e. Leonard Guziec f. Marcelo Rosa III
g. Taniah Hall h. Yvonne Gonzalez i. Sophia Matarazzo j. Samuel Pearson who was assigned to Steinmetz High School for the following school years: 2015-16 through 2019-20.^[11]

That same day, CPS notified you that you are a recurrent requester pursuant to section 2(g) of FOIA (5 ILCS 140/2(g) (West 2018)), and would, therefore, send you an initial response within 21 days after receipt of your FOIA request. CPS also informed you that, among other things, its initial response will "[n]otify you of an estimate of the time required to provide the requested

^[1]FOIA request via the Chicago Public Schools FOIA Center from [REDACTED] (September 19, 2019).

records" and that "the response time will be within a reasonable period considering the size and complexity of your request[.]"² On October 18, 2019, CPS responded to you that "the reasonable date for a response * * * is December 20, 2019."³ Later that day, you submitted a Request for Review asking this office "to persuade CPS to respond with the requested information to me in a timelier manner."⁴

Section 3.2(a) of FOIA (5 ILCS 140/3.2(a) (West 2018)) provides that:

[A] public body shall respond to a request from a recurrent requester, as defined in subsection (g) of Section 2, within 21 business days after receipt. The response shall (i) provide to the requester an estimate of the time required by the public body to provide the records requested and an estimate of the fees to be charged, which the public body may require the person to pay in full before copying the requested documents, (ii) deny the request pursuant to one or more of the exemptions set out in this Act, (iii) notify the requester that the request is unduly burdensome and extend an opportunity to the requester to attempt to reduce the request to manageable proportions, or (iv) provide the records requested.

In addition, section 3.2(c) of FOIA (5 ILCS 140/3.2(c) (West 2018)) provides that "[u]nless the records are exempt from disclosure, a public body shall comply with a request within a reasonable period considering the size and complexity of the request."

Your Request for Review does not dispute that you qualify as a recurrent requester under section 2(g) of FOIA. Your request broadly sought "documents relating to the disciplinary records and/or incident reports" of 10 individuals over a five-year period. We have not been provided any information that indicates a response by December 20, 2019, is unreasonable under these circumstances. Accordingly, this office concludes that no further action is warranted in this matter.

²E-mail from Elyssa Shull, Freedom of Information Officer, Chicago Public Schools, via the Chicago Public Schools FOIA Center, to [REDACTED] (September 19, 2019).

³E-mail from Elyssa Shull, Freedom of Information Officer, Chicago Public Schools, via the Chicago Public Schools FOIA Center, to [REDACTED] (October 18, 2019).

⁴E-mail from [REDACTED] to the Public Access Counselor (October 18, 2019).

[REDACTED]
November 12, 2019

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This file is closed. If you have any questions, please contact me at 312-814-5201 or at the Chicago address listed on the bottom of the first page of this letter.

Very truly yours, /

[REDACTED]
EDIE STEINBERG
Assistant Attorney General
Public Access Bureau

60222 f no fi war sd

cc: *Via electronic mail*
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