Metra

The way to really fly

547 W Jackson Blvd. Chicago, Illinois 60661   (312) 322-6900   TTY#1-312-322-6774

September 9, 2015

VIA U.S. MAIL
Ms. Heather Rogers
LexisNexis
P.O. Box 7000
Southeastern, PA 19398

RE: 15-FOIA-157 Police Report #15-34041; Your Tran: 537881891

Dear Ms. Rogers:

We are in receipt of your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.* ("**FOIA**").

I.   Background

On August 10, 2015, we received your request for a copy of police report #15-34041 involving your insured, ███████████ ("**Request**"). Your Request is granted in part and denied in part.

II.   Responsive Document

In response to your Request, Metra is providing you with a copy of the above-referenced police report ("**Responsive Document**").   We contacted the Metra Police Department ("**MPD**") to inquire if photographs other than the thumbnail photos contained within the Responsive Document were available. MPD informed us that the company responsible for developing their new reporting system had been contacted for instructions on how to obtain larger photos, but to date they have received no response. If we receive the larger photos, we will forward them to you.

After performing a diligent search of Metra's records, we have been unable to locate any records responsive to your request regarding the Illinois Traffic Crash Report #HY358964 and citation #TH-534-683, as mentioned in the Responsive Document. Metra's Police Department advised that these records were generated by the Chicago Police Department and they were not provided with copies of these records.

For copies of the Illinois Traffic Crash Report #HY358964 and citation #TH-534-683, you may contact the Chicago Police Department at: foia@chicagopolice.org or in writing to:

> Freedom of Information Officer
> Chicago Police Department - Records Division (Unit 163)
> 3510 South Michigan Avenue
> Chicago, Illinois 60653

III.   Partial Denial

While FOIA requires public bodies to provide access to public records generally, FOIA also authorizes units of government to withhold certain "private information."   5 ILCS 140/7(1)(b).   "Private

information" is defined as "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 e-mail addresses," as well as home address, and personal license plates. 5 ILCS 140/2(c-5). Accordingly, per Attorney Thomas Stuebner, any such private information within the above-mentioned Responsvie Document has been redacted.

V.   Right of Review

A person whose request to inspect or copy a public record was treated by the public body as a request for a commercial purpose under Section 3.1 of FOIA may file a request for review with the Public Access Counselor ("**PAC**") of the Illinois Attorney General's Office for the limited purpose of reviewing whether the public body properly determined that the request was made for a commercial purpose. 5 ILCS 140/9.5(b)) You can file your Request for Review with the PAC by writing to:

> Public Access Counselor
> Office of the Attorney General
> 500 South 2nd Street
> Springfield, Illinois 62706
> Fax: 217-782-1396
> E-mail: publicaccess@atg.state.il.us.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this partial denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this partial denial letter when filing a Request for Review with the PAC.

You also have the right to seek judicial review of your partial denial by filing a lawsuit in the circuit court. 5 ILCS 140/11.

If I can be of further assistance to you, please do not hesitate to contact me.

Sincerely,

Kathleen E. Haton
Freedom of Information Officer
foia@metrarr.com
FOIA Hotline #312-663-3642

Enclosure