

UNIVERSITY OF ILLINOIS

URBANA-CHAMPAIGN • CHICAGO • SPRINGFIELD

May 1, 2014

Chapin Rose
senatorchapinrose@gmail.com

Re: FOIA #14-221

Dear Senator Rose:

I write to respond to your Freedom of Information request of April 7, 2014, and received in my office on April 8, 2014, in which you requested:

1. "Any and all public notices, solicitations, or job offerings notices for each job that he [James Kilgore] was hired for. As well as where they were posted or offered publicly.
2. The job descriptions for each position for which he was hired.
3. Copies of any university or state hiring guidelines, regs, manuals, etc. that govern the hiring of each position for which he was hired. (pointing me to links to publically available docs on your website will suffice).
4. Any generalized or specific rules, regs, guidelines, publications, etc adopted by the UI BOT or the UIUC Faculty Senate that govern who is qualified to teach in a particular subject matter at the campus level.
5. The same for #4 above that govern who is qualified to act as a document editor/contributor/etc in a specialized subject matter."

Documents responsive to your request are available and attached. These are public records numbering 243 pages. 16 pages of these records are responsive to points 3, 4, and 5 of your request and 227 pages of records are responsive to points one and two of your request. We understand that one email in this appears incomplete. We are seeking the additional pages. If and when they are located, we will provide them to you.

Portions of the attached documents have been redacted pursuant to the following section(s) of the Act:

- 140/7(1)(b) that exempts from disclosure "Private information, unless disclosure is required by another provision of this Act, a State or federal law or a court order." This includes personal email addresses, home addresses, identification numbers and other unique identifiers.
- 140/7(1)(c) that exempts from disclosure "personal information contained within public records, the disclosure of which, if disclosed, would constitute a clearly unwarranted invasion of personal privacy, unless the disclosure is consented to in writing by the individual subjects of the information." This includes personal information, such as race, date of birth, personal vacation plans and emergency contact information. This also includes all information pertaining to a candidate not selected for a position. The Illinois Attorney General's Public Access Counselor has previously upheld a public body's decision to withhold information regarding unselected job applicants, as disclosure of such information would constitute a clearly unwarranted invasion of personal privacy under this section of the Act. (*See*, 2011 PAC 14437; 2011 PAC 13060). Also under this exemption, reference information for Mr. Kilgore was withheld as such relationships pre-date the selection of the candidate. (*See*, 2010 PAC 9252).

Office for University Relations

Urbana • 506 South Wright Street, MC 370 • Urbana, IL 61801 • (217) 333-6400 • Fax (217) 333-5733
Chicago • 1737 West Polk Street, MC 971 • Chicago, IL 60612 • (312) 996-3772 • Fax (312) 996-1836

- 140/7(1)(f) of the Act that exempts from disclosure “preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record or relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body.” The letters of reference for Mr. Kilgore were withheld as such documents contain the opinions of the drafter and, thus, are exempt from production. (*See*, 2011 PAC 14379).

Should you wish to inspect or receive a physical copy of these documents, please call Melanie Kuehn at the phone number below and she will provide you with all necessary details.

You have a right, under the law, to seek a review of this response by the Public Access Counselor (PAC) in the Office of the Attorney General. The PAC may be reached by phone at 217-782-1396, by email to publicaccess@atg.state.il.us, or by postal mail at the Public Access Bureau, 500 S. 2nd Street, Springfield, Illinois 62706. You also have the right to seek judicial review under section 11 of this Act.

If you have questions for our office, please contact 217-333-6400.

Sincerely,

Thomas P. Hardy
Executive Director
and Chief Records Officer