

UNIVERSITY OF ILLINOIS

URBANA-CHAMPAIGN • CHICAGO • SPRINGFIELD

July 21, 2014

Andrew Scheinman
ascheinman@scheinmanlaw.com

Re: FOIA #14-440, 14-441, 14-442

Dear Dr. Scheinman:

I write to respond to your three Freedom of Information requests dated and received in my office on June 19, 2014. In these requests, you seek:

“20140619_1. All documents relating to UIUC-FOIAs delays in providing a response in Appeal 2014 PAC 29003.

20140619_2. All documents relating to UIUC-FOIAs delays in providing a response in Appeal 2014 PAC 29214.

20140619_3. All documents relating to UIUC-FOIAs delays in providing a response in Appeal 2014 PAC 29255.”

Responsive documents are being withheld pursuant to the following sections of the Act:

- 140/7(1)(a) that exempts from disclosure “Information specifically prohibited from disclosure by federal or State law or rules and regulations implementing adopted under federal or State law.” This includes documents containing legal advice given by an attorney that is required to remain confidential under state law, including, without limitation, the Illinois Rules of Professional Conduct.
- 140/7(1)(f), which exempts “Preliminary drafts, notes, recommendations, memoranda, and other records in which opinions are expressed, or policies or actions are formulated, except that a specific record of relevant portion of a record shall not be exempt when the record is publicly cited and identified by the head of the public body.” This includes communications containing deliberations, opinions, proposed actions and recommendations.
- 140/7(1)(m) that exempts from disclosure “Communications between a public body and an attorney or auditor representing the public body that would not be subject to discovery in litigation, and materials prepared or compiled by or for a public body in anticipation of a criminal, civil or administrative proceeding upon the request of an attorney advising the public body...” This includes communications covered under the attorney client privilege and/or the work product doctrine that would not be subject to discovery.

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

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

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 any questions, please address them to the attention of Ms. Laura Clower, Associate University Counsel, at clower@uillinois.edu.

Sincerely,

Thomas P. Hardy
Executive Director
and Chief Records Officer

cc: Laura Clower, Assoc. Univ. Counsel