

UNIVERSITY OF ILLINOIS

URBANA-CHAMPAIGN • CHICAGO • SPRINGFIELD

December 18, 2014

David Mercer
Associated Press
dmerc@ap.org

Re: FOIA #14-817

Dear Mr. Mercer:

I write to respond to your Freedom of Information request of December 4, 2014 and received in my office on that date, in which you requested:

“...copies of any email sent to or from trustees Chairman Christopher Kennedy, President Robert Easter, Urbana-Champaign Chancellor Phyllis Wise, Chicago Chancellor Paul Allen-Meares or University of Illinois Foundation interim President Edward Ewald between Nov. 13, 2014, and Dec. 4, 2013, that reference James Kilgore or James William Kilgore.”

Information responsive to your request is available and attached. These are public documents numbering 571 pages.

Portions of these documents have been redacted or withheld pursuant to the following section(s) 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.” Under this exemption, 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 were redacted or withheld from the responsive documents.
- 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 private medical information, home addresses, cell phone numbers, private email addresses, 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 the names of private citizens, information about personal travel, family educational information, medical information, and other personally identifying information.
- 140/7(1)(f) that exempts from disclosure “Preliminary drafts, notes, recommendations, memoranda and other records in which opinions are expressed, or policies or actions are

Office for University Relations

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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." This includes communications containing drafts, 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.

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