

UNIVERSITY OF ILLINOIS

URBANA-CHAMPAIGN • CHICAGO • SPRINGFIELD

February 26, 2015

Mr. Kevin Cohen
Winthrop Intelligence, LLC
Kevin.Cohen@WinthropIntelligence.com

Re: FOIA Request 15-072

Dear Mr. Cohen:

I write to respond to your Freedom of Information request dated and received in my office on January 28, 2015, in which you requested the following information:

“...copies of the following “Documents” for the athletic department staff listed below:

- a) Current employment contract and salary (Letter of intent, form agreement, or applicable document/record which shows annual compensation and start/end date of employment). If an employee does not have a formal written agreement, please provide (ideally in a spreadsheet or table format): Name, Compensation, and Start/End Date (or write “At Will” if applicable).
 1. Gillon Randy University of Illinois at Urbana-Champaign
 2. Jones Scott University of Illinois at Urbana-Champaign

2. Pursuant to applicable authority, I am writing to request a copy of the 2013-2014 NCAA Annual Financial Report provided to the NCAA.

3. Pursuant to applicable authority, I am writing to request a copy of the 2013-2014 Audited Financial Report (Agreed-Upon Procedures).”

Information responsive to your request is available and attached. These are public documents numbering 80 pages.

Portions of these 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 university identification numbers.
- 140/7(1)(c) that exempts from disclosure “Personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, unless the disclosure is consented to in writing by the individual subjects of the information. “Unwarranted invasion of personal privacy” means the disclosure of information that is highly personal or objectionable to a reasonable person

Office for University Relations

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and in which the subject's right to privacy outweighs any legitimate public interest in obtaining the information. The disclosure of information that bears on the public duties of public employees and officials shall not be considered an invasion of personal privacy." Under this exemption, information as it relates to donors is exempt.

- 140/7(1)(g) that exempts from disclosure "Trade secrets and commercial or financial information obtained from a person or business where the trade secrets or commercial or financial information are furnished under a claim that they are proprietary, privileged or confidential, and that disclosure of the trade secrets or commercial or financial information would cause competitive harm to the person or business, and only insofar as the claim directly applies to the records requested." This also includes donor information.
- 140/7(1)(m) 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, and materials prepared or compiled with respect to internal audits of public bodies." This includes information that has been compiled for an internal audit.

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.

Per 5ILCS 140/9.5(b), you have a right, under the law, to seek a review of your status as a commercial requestor by the Public Access Counselor in the Office of the Attorney General. They 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