

# UNIVERSITY OF ILLINOIS

URBANA-CHAMPAIGN • CHICAGO • SPRINGFIELD

March 20, 2015

Melissa Mostoller  
Boswell Pharmacy Services  
MMostoller@boswellpharmacy.com

Re: FOIA Request 15-142

Dear Ms. Mostoller:

I write to respond to your Freedom of Information request dated and received in my office on February 19, 2015, in which you requested:

“We bid on the University of Illinois at Chicago RFP IJW020: Pharmacy Services For Winnebago County Jail. I received the email below stating that the contract was awarded. Could you please provide me with an electronic copy of the score sheet and ranking criteria.”

Information responsive to your request is not available. The requested bid information has not been finalized and therefore is exempt from disclosure. Section 7(1)(h) of the Illinois Freedom of Information Act exempts from disclosure “proposals and bids for any contract, grant, or agreement, including information which if it were disclosed would frustrate procurement or give an advantage to any person proposing to enter into a contractor agreement with the body, until an award or final selection is made. Information prepared by or for the body in preparation of the bid solicitation shall be exempt until an award or final selection is made.” Since a final award has not been granted for this contract, release of the requested information could frustrate the selection process or give a person proposing to contract with the University an unfair advantage.

The University anticipates that the contract will be finalized by April 10, 2015. You may resubmit your request at that time. However, please keep in mind, scoring sheets often contain deliberative information and are exempt from production pursuant to Section 7(1)(f) of the FOIA, which exempts “[p]reliminary 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.”

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](mailto: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.

Office for University Relations

Urbana • 108 Henry Administration Building • MC 370 • 506 South Wright Street • Urbana, IL 61801 • (217) 333-6400 • Fax (217) 333-5733  
Chicago • 414 Administrative Office Building • MC 971 • 1737 West Polk Street • Chicago, IL 60612-7228 • (312) 996-3772

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

Sincerely,

Thomas P. Hardy  
Executive Director  
and Chief Records Officer