

UNIVERSITY OF ILLINOIS

URBANA-CHAMPAIGN • CHICAGO • SPRINGFIELD

June 19, 2015

Larry Lawyer
[REDACTED]

Re: FOIA #15-500, #15-501, #15-502, #15-503, #15-540, #15-505, #15-506, #15-507, #15-508, #15-509

Dear Mr. Lawyer:

I write in response to your ten recent Freedom of Information Act requests, dated June 11, 2015, and received in my office on June 12, 2015, in which you requested:

- "1. All emails sent by Professor Nick Burbules on July 21, 22 and 23, with these emails retrieved by Swanlund System Services rather than by Dr. Burbules. [15-500]
2. All emails sent by Professor Nick Burbules on July 24, 25 and 26, with these emails retrieved by Swanlund System Services rather than by Dr. Burbules. [15-501]
3. All emails sent by Professor Nick Burbules on July 27, 28 and 29, with these emails retrieved by Swanlund System Services rather than by Dr. Burbules. [15-502]
4. All emails sent by Professor Nick Burbules on July 30, 31 and August 1, with these emails retrieved by Swanlund System Services rather than by Dr. Burbules. [15-503]
5. All emails sent by Professor Nick Burbules on August 2, 3 and 4, with these emails retrieved by Swanlund System Services rather than by Dr. Burbules. [15-504]
6. All emails sent by Travis Smith on July 21, 22 and 23, with these emails retrieved by Swanlund System Services rather than by Mr. Smith. [15-505]
7. All emails sent by Travis Smith on July 24, 25 and 26, with these emails retrieved by Swanlund System Services rather than by Mr. Smith. [15-506]
8. All emails sent by Travis Smith on July 27, 28 and 29, with these emails retrieved by Swanlund System Services rather than by Mr. Smith. [15-507]
9. All emails sent by Travis Smith on July 30, 31 and August 1, with these emails retrieved by Swanlund System Services rather than by Mr. Smith. [15-508]
10. All emails sent by Travis Smith on August 2, 3 and 4, with these emails retrieved by Swanlund System Services rather than by Mr. Smith. [15-509]

In addition to these ten requests, our office has received twenty requests from Dr. Andrew Scheinman during the time period of June 5, 2015, to June 12, 2015. Ten of these requests are identical to your requests.

Based upon blog entries at the website <http://www.samizdat-startups.org/wp/>, your requests appear to have been submitted at the request of or on behalf of Dr. Andrew Scheinman, the blog's author. Dr. Scheinman is a recurrent requestor and any requests submitted by him are treated under the provisions of section 3.2 of the Act. The term "recurrent requestor" is defined as a "person that, in the 12 months immediately preceding the request, has submitted to the same public body (i) a minimum of 50 requests for records, (ii) a minimum of 15 requests for records within a 30-day period, or (iii) a minimum of 7 requests for records within a 7-day period." (5 ILCS 2(g)). A "person" is defined in the Act as "any individual, corporation, partnership, firm, organization or association, acting individually or as a group." (5 ILCS 2(c)).

Per the decision in request for review 2015 PAC 33188, because your request was "submitted for a common purpose by individuals acting as a group" it is being processed under the recurrent requestor provision.

Additionally, with the submittal of the above 10 requests on a single day, you independently meet the recurrent requestor threshold as you filed more than seven requests within a seven day period. Therefore, your requests fall within the terms of Section 2(g) of the Act and the University is treating your requests under the provisions of Section 3.2 of the Act, which allows us 21 business days after our receipt of your requests to process the same. Within 21 business days we will provide you with an initial response to your requests, pursuant to Section 3.2(a) of the Act, which shall serve to:

- i. provide you an estimate of the time required by the University to provide the records requested;
- ii. deny a request pursuant to one or more of the exemptions set out in this Act;
- iii. notify you that a request is unduly burdensome and extend an opportunity to you to attempt to reduce the request to manageable proportions; or
- iv. provide you the records requested.

Pursuant to Section 2(g) of the Act, future FOIA requests from you will be processed under Section 3.2 of the Act until June 12, 2016, which is one calendar year from the latest date on which you met the recurrent requestor threshold.

Our initial deadline for your requests will be July 14, 2015. 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