August 4, 2015

Julianne Delaney
Barash Law LLC
Julianne.delaney@ebarashlaw.com

Re: FOIA 15-602

Dear Ms. Delaney:

I write to respond to your Freedom of Information request dated and receive in my office on July 21, 2015, in which you requested:

“…standard templates used for licensing University of Illinois intellectual property, including patents, to third parties. In particular, please provide templates used for licensing life science intellectual property.”

The standard templates used for licensing University of Illinois intellectual property, including patents, to third parties are available and attached. These are public documents numbering 205 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 bank account and routing numbers.

- 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 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 draft contract language, internal comments, notes, recommendations and comments used in the formulation of an action or plan.

- 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 or where disclosure of the trade secrets or commercial or financial information would cause competitive harm to the person or business…” This includes confidential technical specifications, which would cause competitive harm if disclosed.
140/7(1)(h) that exempts "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." Portions of the responsive material contain information, which if disclosed, would give an advantage to a person or company proposing to contract with the University.

140/7(1)(i) that exempts "valuable formulae, computer geographic systems, designs, drawings and research data obtained or produced by any public body when disclosure could reasonably be expected to produce private gain or public loss." This includes technical contract information that could produce private gain and harm the University if disclosed.

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