

**Beckwith, Bob**

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**From:** L. Reigle [lreigle@comcast.net]  
**Sent:** Friday, January 01, 2010 6:04 PM  
**To:** Beckwith, Bob  
**Cc:** L. Reigle  
**Subject:** FOIA request for 2008-2009 Audit for sd113a

January 1, 2010

Lemont School District 113a  
16100 127th Street  
Lemont, Illinois 60439

Re: Illinois Freedom of Information Act Request

Dear Business Manager Bob Beckwith,

This is a request for information under the Illinois Freedom of Information Act, 5 ILCS 140.

A copy of the 2008-2009 Audit from Knutte and Associates including all letters, correspondence, any documents or attachments listed in the audit including anything mailed or e-mailed.

I request a waiver of all fees for this request. Disclosure of the requested information to me is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the school district and is not primarily in my commercial interest. Or an copy of the information be sent by e-mail to avoid any costs incurred.

I look forward to hearing from you in writing within seven working days, as required by the Act. 5 ILCS 140(3).

Sincerely,

Laura Reigle  
11 S 236 Carpenter St.  
Lemont, Illinois 60439

**FORM FOR PRE-APPROVAL OF USE OF EXEMPTION 7(1)(c) or 7(1)(f)**

**\*\* Note to Public Body:** Before denying a request, in whole or in part, based on an exemption in Section 7(1)(c) or 7(1)(f) of the Freedom of Information Act, you must provide written notice to the Public Access Counselor and the requester of the intent to deny the request on this basis. 5 ILCS 140/9.5(b). Completing and submitting this form to the Public Access Counselor and to the requester will constitute written notice of the public body's intent to deny the requester's FOIA request in whole or in part based upon the exemption in Section 7(1)(c) or 7(1)(f) of the Freedom of Information Act.

Name of Public Body: LEMONT-BROWBEREK CSO 113A

Contact Information for FOIA Officer: ROBERT BECKWITH, 16100 - 127TH ST.,  
LEMONT, IL. 60439. (630) 257-2386 x-4616

Signature of FOIA Officer: Robert S. Beckwith

Exemption claimed by public body (check which applies):

The requested records contain personal information and the disclosure of this information would constitute a clearly unwarranted invasion of personal privacy. 5 ILCS 140/7(1)(c).

The requested records are preliminary drafts, notes, recommendations, memoranda or other records in which opinions are expressed, or policies or actions are formulated. 5 ILCS 140/7(1)(f).

Proposed response to the requester's FOIA request by the public body (attach additional pages, if necessary):

ATTACHED

Detailed summary of the basis for asserting the exemption (attach additional pages, if necessary):

ATTACHED

**\*\*\*ATTACH A COPY OF THE FOIA REQUEST\*\*\***

**The Public Access Counselor will not accept this Notice of Pre-Approval without attachment of a copy of the FOIA request in question.**

## **RESPONSE TO REQUEST PERMITTING RECORDS INSPECTION**

January 6, 2010

Ms. Laura Reigle,

As per your request received on January 1, 2010 to inspect and/or be given a copy of the records described in the said request.

1. A copy of the 2008-09 Audit as completed by Knutte and Associates including all letters, correspondence, any documents or attachments listed in the audit including anything mailed or e-mailed.

The 2008-09 audit has not been completed and delivered to the District as of today. Therefore, your request must be denied at this time. Based on the advisement of the district legal counsel, the attorney/auditor exemption reads:

“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.”

The working papers of the auditor are exempt.

The audit is expected to be completed and delivered during the week of January 18, 2010. If you would still like a copy of this information, please resubmit your request at that time.

You have the right to have the denial of your request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General. 5 ILCS 140/9.5(a). You can file your Request for Review with PAC by writing to:

Public Access Counselor  
Office of the Attorney General  
500 South 2<sup>nd</sup> Street  
Springfield, Illinois 62706  
Fax: 217-782-1396  
E-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us)

You also have the right so seek judicial review of your denial by filing a lawsuit in the State circuit court. 5 ILCS 140/11.

If you choose to file a Request for Review with PAC, you must do so within 60 calendar days of the date of this denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this denial letter when filing a Request for Review with PAC.

If you should have any further questions, please contact me.

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Robert D. Beckwith, Business Manager