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March 14, 2016

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Mr. Nery Garcia
1459 North Goering Street, Apt. 5
Woodland, Washington 98674

Re: March 7, 2016 FOIA Request

Dear Mr. Garcia:

I am pleased to help you with your March 7, 2016 Freedom of Information Act ("FOIA"). Your request was received by the Village of Bensenville on March 7, 2016. You requested copies of the items indicated below:

"2007-9339."

After a search of Village files, the following documents are enclosed to fulfill your request:

- 1) Village of Bensenville Incident Report No. 2007-9339. (3 pgs.)

These are all of the documents that can be discovered responsive to your request.

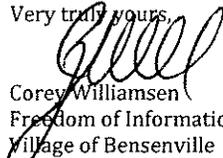
Section 7(1)(b) of FOIA provided that "private information" is exempt from disclosure. "Private information" is defined in FOIA as, "unique identifiers, including a person's social security number, driver's license number, employee identification number, biometric identifiers, personal financial information, passwords or other access codes, medical records, home or personal telephone numbers, and personal email addresses. Private information also includes home address and personal license plates, except as otherwise provided by law or when complied without possibility of attribution to any person." 5ILCS 140/2(c-5). Consequently, certain unique identifiers have been redacted from the records being provided.

Section 7(1)(c) of FOIA provides that, "[p]ersonal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion per person privacy" is exempt from disclosure. Consequently, a birthdate and other personal information, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, including a victim's name and identifying information, and the race of an individual, have been redacted from the records being provided.

Pursuant to Section 9 of the FOIA, 5 ILCS 140/9, I am required to advise you that I, the undersigned Freedom of Information Officer, reviewed and in consultation with an attorney for the Village, made the foregoing determination to deny a portion of your FOIA Request as indicated. Should you believe that this Response constitutes an improper denial of your request, you may appeal such by filing a request for review within sixty (60) days of the date of this letter with the Public Access Counselor of the Illinois Attorney General's Office, Public Access Bureau, 500 South Second Street, Springfield, Illinois 62706; telephone 1-887-299-FOIA; e-mail: publicaccess@atg.state.il.us. You may also have a right of judicial review of the denial under Section 11 of FOIA, 5 ILCS 140/11.

Do not hesitate to contact me if you have any questions or concerns in connection with this response.

Very truly yours,


Corey Williamsen
Freedom of Information Officer
Village of Bensenville

Date: Mar 10, 2016
Time: 10:28:31 AM



BENSENVILLE
Incident Report



Page No 1
PrmCir 10/04

RD #: 2007-9339

2007-9339 Incident Summary Information

Incident Date..... 07/27/07
Incident Time..... 11:22
Nature/Description..... DOMESTIC BATTERY
Location..... [REDACTED]
Disposed as..... 0486 - DOMESTIC BATTERY

2007-9339 Incident Detail Record #1

Offense UCR..... 0486 - DOMESTIC BATTERY
Attempted/Completed..... C_ Completed
Offense Status..... 02 - Pending
Date From..... 07/27/07
Time From..... 11:20
Date To..... 07/27/07
Time To..... 11:22
Location..... [REDACTED]
Offender Used..... Not Applicable
Weapon Used..... 40 - Personal Weapons (hands-feet-teeth-etc.)
Crime Bias Code..... No Bias
Location Code..... Apartment
Circumstance..... 01 - Argument

2007-9339 Incident Victim Detail Record #1

Victim Type..... I - Individual
Victim Name..... [REDACTED] F/H [REDACTED]
Victim Address..... [REDACTED]
Sex..... F - Female
Race..... H - Hispanic
Date of Birth..... [REDACTED]
Home Phone..... [REDACTED]
Residence Code..... I - Yes
Injury Code..... M - Minor Injury (apparent)
Age..... 28
Screen Test..... 0 - None

2007-9339 Incident Offender Detail Record #1

Name..... Garcia, Israel - M/H [REDACTED]
Address..... [REDACTED]
Home Phone..... [REDACTED]
Sex..... M - Male
Race..... H - Hispanic
Date of Birth..... [REDACTED]

Date: Mar 10, 2016
Time: 10:28:32 AM



BENSENVILLE Incident Report



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PrmCir 10/04

RD #: 2007-9339

Residence Code..... 1 - Yes
Injury Code..... M - Minor Injury (apparent)
Height..... 500
Weight..... 120
Hair Color..... BLK - Black
Eye Color..... BRO - Brown
Age..... 34
Driver's License Number..... None
Social Security Number..... [REDACTED]
Screen Test..... 0 - None

2007-9339 Incident Narrative Detail Record #1

Narrative By..... Miller, Michael
Narrative Date..... 07/27/07
Narrative Type..... CASE REPORT
Description..... CASE REPORT -
Narrative:

IN SUMMARY:

R/O WAS DISPATCHED TO [REDACTED] FOR A DOMESTIC BATTERY THAT JUST OCCURRED. UPON ARRIVAL, R/O FOUND THE VICTIM, [REDACTED] SITTING IN THE FRONT ROOM CRYING. [REDACTED] DID NOT SPEAK ENGLISH AND A TRANSLATOR FROM POLICE DEPARTMENT RECORDS HAD TO BE USE TO COMMUNICATE. THROUGH THE TRANSLATOR, SHE STATED THAT HER HUSBAND ISRAEL GARCIA, HAD STRUCK HER IN THE LEFT EAR WITH HIS CLOSED FIST AND HAD PLACED BOTH HIS HANDS AROUND HER NECK, CHOKING HER. HE THEN TOLD HER THAT IF SHE CONTACTED THE POLICE THAT HE WOULD KILL HIMSELF. HE LEFT THE SCENE IN AN UNKNOWN GREEN CAR.

R/O OBSERVED THAT [REDACTED] HAD RED MARKS ON HER NECK THAT WERE CONSTANT WITH SOMEONE PLACING THEIR HANDS AROUND THE NECK AND HER LEFT EAR WAS RED. SHE DECLINED ANY MEDICAL ATTENTION AND DID NOT WANT TO SIGN COMPLAINTS. SHE ADVISED THAT ALL SHE WANTED WAS FOR HIM TO STAY AWAY FROM HER AND NOT TO RETURN TO THE APARTMENT. R/O GAVE HER A COPY OF THE DOMESTIC VIOLENCE FORM.

R/O ALSO OBSERVED THAT SHE HAD A LARGE BRUISE ON THE INSIDE OF HER UPPER RIGHT ARM AND WAS TOLD THAT THIS OCCURRED ON 7/23/2007. R/O ADVISED HER TO CONTACT THAT POLICE IF MR GARCIA RETURNS TO THE APARTMENT. NOTHING FURTHER AT THIS TIME.

THE ADVOCACY WAS CONTACT AND MADE AWARE OF THE INCIDENT.

End Narrative

No Forms Found.

Date: Mar 10, 2016
Time: 10:28:32 AM



BENSEVILLE
Incident Report



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RD #: 2007-9339

End of Incident 2007-9339