



September 24, 2018

Kimberly Lawlor
Brady, Connolly & Masuda
10 South LaSalle Street, Suite 900
Chicago, Illinois 60603

Re: FOIA 18-0260

Dear Ms. Lawlor:

The Illinois Tollway is in receipt of your FOIA request dated September 17, 2018. In that request, you asked for copies of the following documentation regarding an accident which occurred on or about September 14, 2018 at 10:15 p.m. on the Tri-State Tollway (I-294) near O'Hare International Airport, Northbound, near Milepost 41, South of Touhy Avenue:

1. Videos from any and all cameras located within ½ mile of the above accident site; and
2. Photographs, written statements, diagrams, crash investigation documents, including police report, measurements etc., videos, surveillance tapes from any other company or entity and any other document produced during the investigation of the above accident.

Your request is hereby denied. The Illinois State Police District 15 has advised the Illinois Tollway that this incident is currently under investigation. The FOIA provides that records are exempt from disclosure if disclosure would "interfere with pending or actually and reasonably contemplated law enforcement proceedings." 5 ILCS 140/7(d)(i). As the ISP requires time to follow up on the information contained in the Tollway's records, disclosure at this time would hinder and interfere with its investigation.

Please note that Gina Sabbia, Freedom of Information Officer, was responsible for the decision made herein. If you disagree with this response, you have a right to appeal to 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 the PAC by writing to:

Public Access Counselor
Office of the Attorney General
500 South 2nd Street
Springfield, Illinois 62706
Fax: 217-782-1396
Email: publicaccess@atg.state.il.us

You also have the right to seek judicial review of this response by filing a lawsuit in circuit court. 5 ILCS 140/11.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this 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 the PAC.

Respectfully,

Gina Sabbia
Freedom of Information Officer