

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

AMERICAN CIVIL LIBERTIES
UNION OF ILLINOIS,

Plaintiff,

v.

CHICAGO POLICE DEPARTMENT,
CITY OF CHICAGO

Defendants.

No. 18 CH 07758

Hon. Anna Demacopoulos

NOTICE OF FILING

TO: See Attached Certificate of Service

PLEASE TAKE NOTICE that on **August 17, 2018**, the undersigned caused to be filed with the Clerk of the Circuit Court of Cook County, Illinois, **Plaintiff's Reply to Defendants' Affirmative Defenses**, a copy of which is attached and served upon you.

Date: August 17, 2018

AMERICAN CIVIL LIBERTIES
UNION OF ILLINOIS

By:


One of Its Attorneys

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CERTIFICATE OF SERVICE

I, Louis A. Klapp, an attorney, hereby certify that I caused a true and correct copy of the foregoing **Notice of Filing**, and **Plaintiff's Reply to Defendants' Affirmative Defenses** referenced therein, to be served upon the following:

AMBER ACHILLES RITTER, Chief Assistant Corporation Counsel
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via e-mail to the addresses indicated and via U.S. Mail, proper first-class postage prepaid, sent on this 17th day of August, 2018, on or before 5:00 p.m.



Louis A. Klapp

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

AMERICAN CIVIL LIBERTIES)	
UNION OF ILLINOIS,)	
Plaintiff,)	
v.)	No. 18 CH 07758
CHICAGO POLICE DEPARTMENT,)	Hon. Anna Demacopoulos
CITY OF CHICAGO)	
Defendants.)	

PLAINTIFF’S REPLY TO DEFENDANTS’ AFFIRMATIVE DEFENSES

Plaintiff American Civil Liberties of Illinois, through its undersigned attorneys, hereby replies to the Affirmative Defenses of Defendants Chicago Police Department and City of Chicago.

REPLIES TO AFFIRMATIVE DEFENSES

[1.] Home addresses, instagram addresses, and internal record (“IR”) numbers were redacted pursuant to Section 7(1)(b), which exempts “private information,” which is defined in Section 2(c-5) to specifically include the types of information listed.

ANSWER: Plaintiff denies that Defendants produced redacted records in response to the FOIA request at issue in this litigation, as Defendants produced no records whatsoever in response to the request. Plaintiff denies that any information requested by Plaintiff’s FOIA request is exempt under Section 7(1)(b).

[2.] Victim’s name, Instagram addresses, icons on facebook, scrennames, photos [sic], names, twitter name and account, snapchat information, and school and employment information were redacted pursuant to Section 7(1)(c), which exempts “personal information contained within public records, the disclosure of which would constitute a clearly unwarranted invasion of personal

privacy.” Graphic detail of an unrelated attempted sexual assault were also redacted pursuant to Section 7(1)(c).

ANSWER: Plaintiff denies that Defendants produced redacted records in response to the FOIA request at issue in this litigation, as Defendants produced no records whatsoever in response to the request. Plaintiff denies that any information requested by Plaintiff’s FOIA request is exempt under Section 7(1)(c).

[3.] A unique and specialized investigative technique is exempt and was properly withheld pursuant to Section 7(1)(d)(v), which exempts records that would, “[d]isclose unique or specialized investigative techniques other than those generally used and known or disclose internal documents of correctional agencies related to detection, observation or investigation of incidents of crime or misconduct, and disclosure would result in demonstrable harm to the agency or public body that is the recipient of the request.”

ANSWER: Plaintiff denies that any information requested by Plaintiff’s FOIA request is exempt under Section 7(1)(d)(v).

DATED: August 17, 2018

Respectfully submitted,



Attorneys for Plaintiff

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