

August 4, 2015

**VIA E-MAIL**

Mr. Eric Grabowski  
Eco-Clean Maintenance, Inc.  
Email: [arekgski@yahoo.com](mailto:arekgski@yahoo.com)

RE: 15-FOIA-138 Current Contact - Janitorial

Dear Mr. Grabowski:

We are in receipt of your request under the Illinois Freedom of Information Act, 5 ILCS 140/1 *et seq.* (“FOIA”).

**I. Background**

On July 13, 2015, we received your request for the current janitorial maintenance and building stationary engineering services contract amount for Metra corporate offices located at 547 W. Jackson Blvd. Chicago, IL (“Request”).

**II. Responsive Documents**

In response to your Request, Metra is providing you with copies of purchase order #B42166 dated 10/31/2014 issued to RJB Properties, Inc., and bid tab #34819 (“Responsive Documents”).

**III. Partial Denial**

While FOIA requires public bodies to provide access to public records generally, FOIA also authorizes units of government to withhold certain information. Therefore, Attorney Thomas Stuebner has determined that the following portions of the Responsive Documents are exempt from disclosure under certain provisions of FOIA:

1. The home address, personal telephone number, insurance policy numbers, and personal financial information contained within the Responsive Documents are exempt under Section 7(1)(b) of FOIA. (5 ILCS 140/7(1)(b)). “Private information” is defined 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. (5 ILCS 140/2(c-5)).
2. Certain audited financial statements contained within the Responsive Documents are exempt under Section 7(1)(g) of FOIA which states that “trade secrets and commercial or financial information obtained from a person or business” can be exempt “where the trade secrets or commercial or financial information are furnished under a claim that they are proprietary, privileged or confidential, and that disclosure of the trade secrets or commercial or financial

information would cause competitive harm to the person or business, and only insofar as the claim directly applies to the records requested.”

3. Certain insurance amounts contained within the Responsive Documents are exempt from disclosure under Section 7(1)(s) of FOIA. Section 7(1)(s) authorizes units of government to withhold “[a]ny and all proprietary information and records related to the operation of an intergovernmental risk management association or self-insurance pool or jointly self-administered health and accident cooperative or pool Insurance or self insurance (including any intergovernmental risk management association or self insurance pool) claims, loss or risk management information, records, data, advice or communications.” 5 ILCS 140/7(1)(s).

#### IV. **Right of Review**

A person whose request to inspect or copy a public record was treated by the public body as a request for a commercial purpose under Section 3.1 of FOIA may file a request for review with the Public Access Counselor (“PAC”) of the Illinois Attorney General’s Office for the limited purpose of reviewing whether the public body properly determined that the request was made for a commercial purpose. 5 ILCS 140/9.5(b). 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  
E-mail: [publicaccess@atg.state.il.us](mailto:publicaccess@atg.state.il.us).

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

If I can be of any further assistance to you, please do not hesitate to contact me.

Sincerely,



Kathleen E. Haton  
Freedom of Information Officer  
[foia@metrarr.com](mailto:foia@metrarr.com)  
FOIA Hotline #312-663-3642

Attachments