



November 12, 2009

Hon. Susan Garrett
Illinois State Senate, 29th District
425 Sheridan Road
Highwood, IL 60040

Dear Senator Garrett:

The Illinois Tollway has completed its review of your FOIA request. You have requested the following:

- 1) All documents including emails, letters, faxes and Board Meeting minutes pertaining to contracts and any related work approvals between the Illinois Toll Highway Authority and U.S. Equities between 2000 and 2009.
- 2) All invoices relating to work done by U.S. Equities for the Illinois Toll Highway Authority between 2000 and 2009.

Enclosed with this letter are copies of three CDs containing all responsive documents available at this time. The CD labeled U.S. EQUITIES FOIA contains, among other documents, the following reports:

- 1) A December 30, 2002 report from U.S. Equities regarding the Tollway Headquarters. We are uncertain if or how U.S. Equities was compensated for this report. We are uncertain for whom this report was prepared for.
- 2) A September 17, 2003 report regarding the feasibility of relocating the Tollway Headquarters. This report was prepared for Jack Hartman and Marilyn Johnson. We are uncertain if or how U.S. Equities was compensated for this report.
- 3) A March 14, 2005 letter/report to Jack Hartman analyzing the leases for the Oases. We are uncertain if or how U.S. Equities was compensated for this report.
- 4) Finally, there is a variety of documentation related to a December 17, 2004 award to U.S. Equities for appraisal services. According to our records, U.S. Equities was paid \$6,450 in 2005 for these services. This award was competitively bid.

The CDs labeled Disk 1 and Disk 2 contain all emails with the words U.S. Equities that are not privileged.



Pursuant to Section 7(1)(n) of the FOIA, and consistent with past practices of the Tollway and the OAG, the Tollway is not disclosing attorney work product materials. These materials consist of communications between lawyers within the OAG that were not transmitted to Tollway business people or third parties as well as communications between OAG lawyers and Tollway outside counsel that were not transmitted to Tollway business people or third parties. Additionally, pursuant to section 7(1)(n) of the FOIA, the Tollway is not disclosing attorney-client communications that fall outside the Tollway Board's waiver of Wilton-related attorney-client communications dated before August 27, 2009. These decisions were made by Andrew Boron and Tom Bamonte.

You have the right to appeal this denial to the head of the agency, Michael King, Acting Executive Director at the above address.

As always, we will continue to search for additional responsive documents and forward them to you if any are discovered.

Respectfully,

Andrew Boron
Freedom of Information Officer