September 19, 2012

Donald Vance

Dear Mr. Vance:

The Illinois Tollway is in receipt of your FOIA request for the following:

“I am requesting a copy of all vehicle information that received toll violations during the time period September 1, 2012 to September 8, 2012.

When processing this request, please note that the D.C. Circuit has previously held that agencies have a duty to construe the subject material of FOIA requests liberally to ensure responsive records are not overlooked. See Nation Magazine, Washington Bureau v. U.S. Customs Service, 71 F.3d 885, 890 (D.C. Cir. 1995). Accordingly, you are hereby instructed that the term “record” includes, but is not limited to: 1) all email communications to or from any individual within your agency; 2) memoranda; 3) inter-agency communications; 4) sound recordings; 5) tape recordings; 6) video or film recordings; 7) photographs; 8) notes; 9) notebooks; 10) indices; 11) jottings; 12) message slips; 13) letters or correspondence; 14) telexes; 15) telegrams; 16) facsimile transmissions; 17) statements; 18) policies; 19) manuals or binders; 20) books; 21) handbooks; 22) business records; 23) personnel records; 24) ledgers; 25) notices; 26) warnings; 27) affidavits; 28) declarations under penalty of perjury; 29) unsworn statements; 30) reports; 31) diaries; or 32) calendars, regardless of whether they are handwritten, printed, typed, mechanically or electronically recorded or reproduced on any medium capable of conveying an image, such as paper, CDs, DVDs, or diskettes.”

The Illinois Tollway will need additional information before we can process your request. Specifically, please provide clarification in regards to your request for “all vehicle information.” Additionally, please let us know if this request is for commercial purposes.

Please be aware that the Illinois Tollway is not a federal agency, therefore, is subject to Illinois FOIA laws.

We will continue to process your request upon receipt of these clarifications.

Respectfully,

Joelle McGinnis
Freedom of Information Officer