November 30, 2012

Jeanne M. McCluskey  
Momkus McCluskey, LLC  
1001 Warrenville Road, Suite 500  
Lisle, IL 60532  

Dear Ms. McCluskey:  

The Illinois Tollway is in receipt of your FOIA request for “all documents pertaining to contract I-05-7714 (between ISTHA and Lorig Construction), regarding a construction project located at I-355 North of Des Plaines River, including any correspondence with Lorig Construction, JLA Construction, Inc, or JLA & Sons Construction, and any lien waivers or pay estimates provided with regards to this project.”

We are currently reviewing your request. At this time, we estimate that there are more than 35,000 potentially responsive records contained in our files both here at the Tollway and off-site storage. Due to the volume of potentially responsive records and the amount of time needed to review these records, it would be unduly burdensome to process your request in its current form. Rather than deny your request, the Tollway would like to provide you the opportunity to narrow your request.

Section 3(g) of the FOIA act provides “Requests calling for all records falling within a category shall be complied with unless compliance with the request would be unduly burdensome for the complying public body and there is no way to narrow the request and the burden on the public body outweighs the public interest in the information. Before invoking this exemption, the public body shall extend to the person making the request an opportunity to confer with it in an attempt to reduce the request to manageable proportions.” 5 ILCS 240/3(g).

Please let us know if you would like to discuss this further. We will process your request upon receipt of your narrowed request.

Respectfully,

Joelle McGinnis  
Freedom of Information Officer