



August 9, 2019

VIA E-MAIL

Mr. Jacob Rosenfeld

BP

Email: Jacob.Rosenfeld@bp.com

RE: 19-FOIA-192 Contract Extension Info re IFB No. 23647

Dear Mr. Rosenfeld:

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

I. Background

On July 15, 2019, we received your request for any documents related to the extension of Metra’s latest fuel supply contract with Mansfield Oil Co., of Gainesville, Inc. for Diesel Fuel and Transport Delivery Services, or any new contract put in place covering Metra fuel supply after the expiration of the contract for IFB No. 23647 (“Request”). Your Request is granted in part and denied in part.

II. Responsive Document

In response to your Request, Metra’s Procurement department is providing you with a copy of Metra Contract No. B60755 (PA60755), including Change Order Nos. 1 and 2 which extends the above-mentioned contract to December 31, 2019 (“Responsive Document”).

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 Keith Pardonnet has determined that the following portions of the Responsive Documents are exempt from disclosure under certain provisions of FOIA:

1. The unique identifier (tax identification number), and phone number of the party mentioned in the Responsive Document is redacted because they are exempt from disclosure under Section 7(1)(b) of FOIA, which exempts “private information.” “‘Private information’ means 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. Insurance information referenced in the Responsive Document is redacted under Section 7(1)(s) of FOIA which 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). Accordingly, per Attorney Keith Pardonnet, all information regarding insurance within the Responsive Documents has been redacted.

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.

If you choose to file a Request for Review with the PAC, you must do so within 60 calendar days of the date of this partial denial letter. 5 ILCS 140/9.5(a). Please note that you must include a copy of your original FOIA request and this partial denial letter when filing a Request for Review with the PAC.

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

If we can be of further assistance to you, please do not hesitate to contact us.

Sincerely,



Angela K. Ollie
Freedom of Information Officer
FOIA@metrarr.com
FOIA Hotline #312-663-3642