



County of Union, Illinois  
Office of the Chief Information Officer  
309 W. Market—Room 115  
Jonesboro, IL 62952

Rollie Hawk, CIO  
(618) 925-2470  
cio@unioncountyl.gov  
@unioncountycio

July 11, 2017

Edie Steinberg, Assistant Attorney General  
Public Access Bureau

esteinberg@atg.state.il.us

RE: FOIA Request for Review – 2017 PAC 48416

Dear Ms. Steinberg:

Please consider this our response to your attached request for review, received via email on June 29, 2017. In a separate correspondence, please find a link to download the requested records as well as the password to unencrypt them.

Regarding the request from Mr. Trexler, it is the position of Union County that furnishing the requested records under FOIA would be improper as to do so would establish them as public records. Once provided via FOIA, no restriction would exist in where the records in question could end up, including the public or media. Such would, we believe, create a substantial likelihood of an unfair trial by tainting the potential pool of jurors.

Additionally, per the cited Illinois Supreme Court Rule 415(c), records furnished under the Regulations of Discovery are to remain exclusively in the custody of the attorneys. As such, for the Union County State's Attorney to provide the records directly to Mr. Trexler would be a violation of Rule 415(c).

We consider your request completed. If we can be of further assistance, please let us know.

Sincerely,

Rollie Hawk, Chief Information Office

Enclosure

Cc: Tyler Edmonds, State's Attorney



OFFICE OF THE ATTORNEY GENERAL  
STATE OF ILLINOIS

Lisa Madigan  
ATTORNEY GENERAL

June 29, 2017

*Via electronic mail*

Mr. Rollie Hawk  
Chief Information Officer  
County of Union  
309 West Market, Room 115  
Jonesboro, Illinois 62952  
cio@unioncountyl.gov

RE: FOIA Request for Review – 2017 PAC 48416  
Requester: Mr. Patrick Trexler  
Date of FOIA Request: May 17, 2017

Dear Mr. Hawk:

The Public Access Bureau has received the enclosed Request for Review of the response by the County of Union (County) to a Freedom of Information Act (FOIA) request submitted by Mr. Patrick Trexler. We have determined that further action is warranted.

On May 17, 2017, Mr. Trexler submitted a FOIA request to the County seeking copies of visual and audio from 911 dispatch, body-cams, patrol vehicles, and the sheriff's headquarters, in connection with 2016-DT-33, 2016-TR-1335, and 2016-TR-1336. On May 24, 2017, the County denied that request in its entirety under sections 7(1)(d)(iii) of FOIA (5 ILCS 140/7(1)(d)(iii) (West 2016)) and Illinois Supreme Court Rule 415(c), which we construe as citing section 7(1)(a) of FOIA (5 ILCS 140/7(1)(a) (West 2016)). In his Request for Review, Mr. Trexler contests the County's response.

As required under section 9.5(c) of FOIA (5 ILCS 140/9.5(c) (West 2016)), please provide for our confidential review copies of the withheld records, as well as a detailed written explanation of the factual and legal bases for withholding the requested records in their entirety pursuant to the FOIA exemptions cited. In your response, please clarify *how* disclosure of the records would create a substantial likelihood that a person will be deprived of a fair trial. Please also explain the applicability of Illinois Supreme Court Rule 415(c) and identify the specific records responsive to the request which were furnished to the State's Attorney's Office in

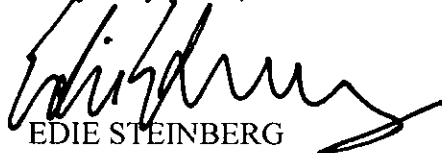
Mr. Rollie Hawk  
June 29, 2017  
Page 2

discovery. If you believe that other documents or information would help us as we review these issues, you may submit additional records or affidavits with the requested information.

**This information must be submitted to our office within seven (7) business days after receipt of this letter.** Under FOIA, "[t]he Public Access Counselor shall forward a copy of the answer to the person submitting the request for review, with any alleged confidential information to which the request pertains redacted from the copy. The requester may, but is not required to, respond in writing[.]" 5 ILCS 140/9.5(d) (West 2016). **If you claim that any portion of your written response is confidential, please send two versions of your response letter: a complete copy for this office's confidential review and a redacted version suitable for this office to forward to the requester.**

Please contact me at (312) 814-5201 if you have questions or would like to discuss this matter. Thank you.

Very truly yours,



EDIE STEINBERG  
Assistant Attorney General  
Public Access Bureau

Enclosure

cc: *Via electronic mail*  
Mr. Patrick Trexler (will receive letter only)  
390 Marks Lane  
Alto Pass, Illinois 62905  
pwmajet@gmail.com

**Public Access**

48416

**From:** Patrick Trexler <pwmajet@gmail.com>  
**Sent:** Wednesday, June 21, 2017 11:02 AM  
**To:** Public Access  
**Subject:** Enjoying the proper accurate processes  
**Attachments:** FOIA Response - Trexler - 2017-05-24.pdf

I'm intergent and oh so unresourceful ... I feel like Helen Keller...My court appointed attorney wouldn't show/give me proof of the discovery against me..the States attorney is not complying to the obligation of evidence.. I have even asked and begged for assistance from the circuit clerk and county clerk. No one who is suppose to care is...This will show proof of misconduct and malpractice please review my request for fair justice that our 1 2 3 or 4 th fathers not only stood against but rallied and charged to destroy. Evil that could temporally halt or even stop our American free liberty ways of life of living.

- A son of the sum of the greatest collection of the Earths most extraordinary men and women who together made, make, and together embody the United States of America.  
-Patrick Wayne Michael Allen John E. Trexler

-Pwmajet



County of Union, Illinois  
Office of the Chief Information Officer  
309 W. Market—Room 115  
Jonesboro, IL 62952

Rollie Hawk, CIO  
(618) 925-2470  
cio@unioncountyl.gov  
@unioncountycio

May 24, 2017

[sent via email]

Patrick Trexler  
pwmajet@gmail.com

Dear Mr. Trexler:

Please consider this our follow-up response to your attached Freedom of Information Act request delivered personally to Chief Information Officer Rollie Hawk on May 17, 2017 and summarized below:

*All records related to 2016-DT-33, 2016-TR-1335 and 2016-TR-1336.*

We are denying your request. Please be advised of the following:

- (1) We are denying your request for these records as they relate to a pending case and as such disclosure would create a substantial likelihood that a person will be deprived of a fair trial or an impartial hearing pursuant to Section 7(1)(d)(iii) of FOIA (5 ILCS 140/7(1)(d)(iii)). Additionally, pursuant to Supreme Court Rule 415(c) (134 Ill. 2d R. 415(c)) materials such as those responsive to this request shall remain in the exclusive custody of the attorneys they are furnished to under the Regulations of Discovery.
- (2) Chief Information Officer Rollie Hawk and State's Attorney Tyler Edmonds are the persons responsible for this denial.
- (3) You have the right to review by the Public Access Counselor. Her contact information is below.

Sarah Pratt  
Public Access Counselor  
Office of the Attorney General  
500 S. 2nd Street  
Springfield, Illinois 62706

Phone: 1-877-299-FOIA (1-877-299-3642)

Fax: (217) 782-1396

E-mail: publicaccess@atg.state.il.us

- (4) You have the right to judicial review of this denial under Section 11 of FOIA (5 ILCS 140/11).

We consider your request completed. If I may be of further assistance, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Rollie Hawk".

Rollie Hawk, Chief Information Office

Enclosure

Cc: Tyler Edmonds, State's Attorney



County of Union, Illinois  
Freedom of Information Act (FOIA) Request Form

Date Requested: 5/17/17

Request Submitted By: Patrick Trexler (defendant)

Street Address: 390 Marks Lane, Alto Pass, IL 62905 P.O. box 183

City/State/ZIP: Alto Pass, IL, 62905

Telephone (optional): (618) 697-7303 E-mail (optional): pwmajet@gmail.com

Fax (optional): \_\_\_\_\_

Records Requested (please be as specific as possible; attach additional pages if needed): 2016-DT-33/2016-TR-1335-133

RAW E-Discoveries: CB 911 dispatch, Body-cam Ip 10 Audio  
Visual Unit/patrol cruiser/vehicle camera audio/visual, Sheriff's  
headquarters all visual/audio camera fixation while I was in  
custody. In raw data form for my criminal procedure in  
open court re: Brady v. Maryland US Supreme Court - exculpatory  
evidence code 1043 1046

Is this request for a Commercial Purpose? YES  NO  Evidence code 1043 1046

(It is a violation of the Freedom of Information Act for a person to knowingly obtain a public record for a commercial purpose without disclosing that it is for a commercial purpose, if requested to do so by the public body under 5 ILCS 140.3.1(c))

Are you requesting a fee waiver? YES  NO

(If you are requesting that the public body waive any fees for copying the documents, you must attach a statement of the purpose of the request, and whether the principal purpose of the request is to access or disseminate information regarding the health, safety and welfare or legal rights of the general public under 5 ILCS 140/6(c)).

Please retain a copy of this form for your records.

Submit the original to one of our FOIA officers:

<p>Rollie Hawk Union County Chief Information Officer 309 West Market Room 115 Jonesboro, IL 62952  cio@unioncountyil.gov  (618) 833-8248</p>	<p>Tyler Edmonds Union County State's Attorney 309 West Market Room 239 Jonesboro, IL 62952  ucsainfo@unioncountyil.gov  (618) 833-7216</p>
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