



Robert Herguth <rherguth@bettergov.org>

FOIA request

1 message

Robert Herguth <rherguth@bettergov.org>
To: Carla Erdey <cerdey@d230.org>

Wed, Jul 2, 2014 at 3:41 PM

Dear FOIA officer,

This is Bob Herguth at the Better Government Association, which is a Chicago-based nonprofit that engages in investigative journalism on government in Illinois.

I am writing you with a request for documents under the Illinois Freedom of Information Act.

Specifically, under FOIA Section 7(2), I am requesting the following records of the Illinois High School Association, which performs governmental functions for District 230:

+ Any and all IHSA contracts for accounting, legal, sponsorship and public relations/crisis communications services for the 2012-13 and 2013-14 fiscal years. This should include, but not be limited to, the IHSA's contracts with Home Team Marketing and Striegel Knobloch & Co.

+ Any and all IHSA sponsorship contracts/agreements covering the 2012-13 and 2013-14 fiscal years. This should include, but not be limited to, contracts/agreements with Nike, Gatorade and Country Financial.

+ Any and all licensed vendor applications
http://www.ihsa.org/documents/forms/Licensed_Vendor_Application.pdf for companies licensed in the 2013-14 fiscal year.

Please note this information is for a possible news story. As such, I ask that all fees be waived as the law allows. I ask that you please convey this information electronically, to this email address: rherguth@bettergov.org. I ask that you please contact me with any questions or needs for clarification.

I appreciate your consideration.

Sincerely,

Bob Herguth
Editor of Investigations
Better Government Association
223 W. Jackson Blvd., Suite 900
Chicago, IL 60606
(312) 821-9030 office
(773) 706-3207 cell
rherguth@bettergov.org

FOIA request

Carla Erdey <cerdey@d230.org>
To: Bob Herguth <rherguth@bettergov.org>

Tue, Jul 15, 2014 at 1:20 PM

I am very sorry. My initial response did not send. District 230 does not have any responsive documents.

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EXHIBIT H



Robert Herguth <rherguth@bettergov.org>

FOIA request

Carla Erdey <cerdey@d230.org>

Mon, Jul 21, 2014 at 2:27 PM

To: Robert Herguth <rherguth@bettergov.org>

In response to your inquiry, the District has not attempted to obtain the requested documents from IHSA. Section 7(2) pertains to "public records" which are not in possession of a public body but are in the possession of a party with whom the agency has contracted to perform a governmental function on behalf of the public body, and that directly relate to the governmental function and are not otherwise exempt under this Act. "Public records", in turn, are defined under Section 2(c) of FOIA as records pertaining to the transaction of public business, regardless of physical form or characteristics, having been prepared by or for, or having been or being used by, received by, in the possession of, or under the control of any public body. The documents you request do not pertain to the transaction of the District's public business, and in any event were not prepared by or for, and have not been used by, received by, in the possession of or under the control of the District. Thus, the documents you request are not public records and are not subject to FOIA. Even if the documents were public records under the 2(c) definition, the District does not construe its relationship with IHSA as a contract to perform a governmental function, and the documents as described do not directly relate to services IHSA may perform, if any, on behalf of the District.

Carla Erdey

Director of Communications

Consolidated High School District 230

708-745-5222

cerdey@d230.orgwww.d230.org

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EXHIBIT J