EXHIBIT D
October 7, 2026 Fairfield Police Department FOIA denial

Source document: 4. FPD FOIA DENIAL.pdf

Description and provenance: The complete two-page letter to Kathy Sands signed by FOIA Officer Keith Colclasure.

What this exhibit establishes or supports: Establishes the department's written assertion that [redacted] was issued a notice to appear, was not taken into custody or restrained, and that the body-camera footage had not been flagged.

Context and evidentiary limits: The letter proves what the department represented. It does not independently prove the accuracy of that representation or identify Koker as its author.

Requested investigative follow-up: Obtain the underlying factual inputs, review history, correspondence, and recording classification records; reconcile the denial with Exhibits E and F.

Original pages: 2
Integrity: The supplied PDF pages follow this cover sheet without substantive editing. Packet pagination is added in the lower margin.

SHA-256 of source PDF:
3b8a3f20776b72894b24ad8f7fc43fc5897c7803c254bc7fb288f7d8072ebee3

Fairfield Police Department

Ben Lewis
Chief

S/SGT Richard F. Walton Building
1002 Leininger Road Fairfield, Illinois 62837
Ph: (618) 842-2152 Fax: (618) 847-4202 www.fairfieldpd.org

October 7, 2026

Kathy Sands
Email: thevoice1@frontier.com

Dear Ms. Sands:

Thank you for writing to the Fairfield Police Department with your request for information pursuant to the Illinois Freedom of Information Act, 5 ILCS 140/1 et seq.

On September 23, 2026 (Received on October 2, 2026), you requested the following documents:

1.Copies of all reports from the Fairfield Police Department that concern calls from the Wayne County Housing Authority in Fairfield, IL, for police presence whether they are for criminal complaints or for evictions, along with all records of police responses to the calls and copies of all citations issued that include who they were issued to and for what violation. The time period I am requesting is for and includes all calls, police responses, and all citations for the past 12 months issued to anyone at the Wayne County Housing Authority.

2. Complete body cam footage from police contact at the Wayne County Housing Authority on the afternoon of September 15, 2026 in response to a complaint by Executive Director Kim Musgrave of the [redacted]

This is a media request for information and will be used to better inform the public of policies and procedures of the White County Housing Authority and the Fairfield Police Department.

Electronic copies are requested.

This is not a commercial request.

This is also a request for fee waiver, should any fees be imposed, as this information bears on the public business of the local and state governments in Illinois and will be used to inform citizens of the actions of their public officials, of their rights and responsibilities, of news and current or passing

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events, and for articles of opinion or features of interest to the public. The principal purpose of this request is to access and disseminate information regarding the health, safety, and welfare or the legal rights of the general public and is not for the principal purpose of gaining a personal or commercial benefit.

Request #1: Your request is granted in part and denied in part as follows:

We have enclosed copies of the following documents that you requested. The Fairfield Police Department is denying your request for complete documents for the following reasons: All provided reports have been redacted pursuant to: Exemption 5 ILCS 140/7(1)(b), private information, including date of births, addresses and telephone numbers.

Request #2: Your request is denied.

Exemption 5 ILCS 140/7.5(cc) of FOIA exempts from disclosure "recordings made under the Law Enforcement Officer-Worn Body Camera Act, except to the extent authorized under that Act." Mr. [redacted] was issued a Notice to Appear (NTA) for a violation and was not taken into custody, nor restrained. An NTA is an alternative to arrest, and thus, by definition, a person who is given a NTA is not under arrest. The body camera footage has not been flagged for any reason set forth under section 10-20(b)(2) of the Body Camera Act and you are not authorized to obtain the requested footage.

You have a right to have the denial of your request reviewed by the Public Access Counselor (PAC) at the Office of the Illinois Attorney General (5 ILCS 140/9.5(a)). 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: public.access@ilag.gov

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

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 denial letter (5 ILCS 140/9.5(a)). Please note that you must include a copy of your original FOIA request and this denial letter when filing a Request for Review with the PAC.

Sincerely,

Keith Colclasure
FOIA Officer

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