



**ILLINOIS STATE POLICE**

*Office of the Director*

JB Pritzker  
*Governor*

Brendan F. Kelly  
*Director*

March 1, 2024

The Honorable JB Pritzker  
Governor of Illinois  
207 State House  
Springfield, Illinois 62706

Dear Governor Pritzker:

In accordance with 430 ILCS 65/11, a report listing all final decisions by a court of this State upholding, reversing, or reversing in part any administrative decisions made by the Illinois State Police concerning the Firearm Owners Identification (FOID) Card Act must be submitted to you and the General Assembly. The Illinois State Police received two (2) relevant decisions from the Illinois courts during calendar year 2023 with respect to FOID card litigation. Enclosed is a summary of those cases. Please feel free to contact me if you have any questions regarding this information.

Very respectfully,

A handwritten signature in black ink that reads "B F Kelly".

Brendan F. Kelly  
Director

Enclosure

cc: Senate Minority Leader John Curran  
Senate President Don Harmon  
House Minority Leader Tony McCombie  
House Speaker Emanuel "Chris" Welch

**ILLINOIS STATE POLICE**  
**Firearm Owners Identification Card Act – Report of Court Decisions**  
**430 ILCS 65/11(c)**

**Petitions for Relief Brought Under 430 ILCS 65/10**

In two (2) relevant cases, the petitioner sought relief from the relevant firearm prohibition under the provisions of 430 ILCS 65/10.

*Damion T. Whitney v. Illinois State Police*— Damion T. Whitney alleged his FOID card was revoked after a law enforcement agency reported him to ISP as a clear and present danger following a domestic violence incident. The Court dismissed the case for procedural reasons. ISP decision upheld.

*Peter J. Zack v. Illinois State Police*— Peter J. Zack alleged his FOID card and concealed carry license were revoked after the Batavia Police Department reported him to ISP as a clear and present danger following a Facebook posting by Zack. Zack alleges he filed a FOID Appeal in October 2019 and ISP did not respond. The Plaintiff filed a Summons and Complaint in Kane County Circuit Court seeking relief. The Court dismissed the case for procedural reasons. ISP decision upheld.