



OFFICE of GOVERNMENT INFORMATION SERVICES

April 8, 2015— Sent via U.S. mail

[REDACTED]

Re: Case No.: 201500479
NG: CM

NATIONAL
ARCHIVES
and RECORDS
ADMINISTRATION

8601 ADELPHI ROAD
OGIS
COLLEGE PARK, MD
20740-6001

web: www.ogis.archives.gov
e-mail: ogis@nara.gov
phone: 202-741-5770
toll-free: 1-877-684-6448
fax: 202-741-5769

Dear [REDACTED]:

This responds to your February 24, 2015 request for assistance from the Office of Government Information Services (OGIS), which we received via U.S. mail. Your request for assistance pertains to your Freedom of Information Act (FOIA) request to the Federal Bureau of Investigation (FBI).

Congress created OGIS to complement existing FOIA practice and procedure; we strive to work in conjunction with the existing request and appeal process. The goal is for OGIS to allow, whenever practical, the requester to exhaust his or her remedies within the agency, including the appeal process. OGIS has no investigatory or enforcement power, nor can we compel an agency to release documents. OGIS serves as the Federal FOIA Ombudsman and our jurisdiction is limited to assisting with the FOIA process.

I understand from your submission that you seek records related to [REDACTED] training administered by the U.S. Army and FBI; as you explain in your correspondence, a [REDACTED] Police officer who assisted in your investigation received this training. The FOIA appeal response letter from the Department of Justice Office of Information Policy (OIP) that you enclosed in your submission indicates that the FBI searched for, but did not locate, records responsive to your request. You dispute this response and request OGIS's assistance in obtaining these records.

In response to your request for assistance, we contacted the FBI to learn more about how the agency processed your request. FBI provided OGIS with a copy of its [REDACTED] response to your request, which indicates that the FBI interpreted the subject of your request to be "[REDACTED] train technical manual." The letter also informs you that the agency found no records responsive to your request.

Federal courts have long settled that in regard to a search for documents, the crucial issue is whether an agency conducted an adequate search for a document, not whether a document *might* exist. An adequate search is conducted when the search is reasonably calculated to uncover all relevant documents. *Weisberg v. Dep't of Justice*, 705 F.2d 1344, 1351 (D.C. Cir. 1983).



[REDACTED]
April 8, 2015

Page 2 of 2

In your correspondence to OGIS, you explain that the officer who testified at your trial was trained in [REDACTED] at the "[REDACTED] FBI and Army base." It appears that there are several Army Engineering Design Handbooks titled [REDACTED] *Trains* available on the World Wide Web. You may wish to ask a friend or family member to find and print this publicly-available document(s) for you. For your reference, I have enclosed the front cover of one of these handbooks. You may also wish to submit a FOIA request to the Army to see if any additional records related to this topic can be released to you.

Army FOIA requests may be directed to:

Alecia Bolling
FOIA Contact
Freedom of Information Act Office Suite 144
7701 Telegraph Road, Room 150
Alexandria, VA 22315-3905

I hope that this information about your request is useful to you. Thank you for contacting OGIS; we will now consider this matter closed.

Sincerely,

[REDACTED]
Nikki Gramian, Acting Director
Office of Government Information Services (OGIS)

cc: Dennis Argall, FBI FOIA

*2 rec'd
1-MR*

ENGINEERING DESIGN HANDBOOK

EXPLOSIVES SERIES

EXPLOSIVE TRAINS

