



United States Government

**NATIONAL LABOR RELATIONS BOARD**

**DIVISION OF LEGAL COUNSEL**

Washington, D.C. 20570

June 22, 2016

*Via email and first-class mail*

Nikki Gramian, Acting Director  
NARA  
OGIS  
8601 Adelphi Road  
College Park, MD 20740-6001

Dear Ms. Gramian:

I write in response to your letter of May 27, 2016, regarding the National Labor Relations Board's Privacy Act System of Records Notice for its FOIA system, and specifically, your request that this Agency add a routine use to the notice to permit disclosure of documents to OGIS. Please accept this apology for the NLRB's failure to respond to your earlier letter of September 16, 2015 that you referenced. That letter was directed to the Agency's former Privacy Officer, who resigned from the Agency prior to September 16, 2015, and your letter apparently did not receive appropriate attention.

In any event, this Agency expects to be modifying its SORN for its FOIA Tracking System (NLRB-32) shortly, once a new Privacy Officer comes on board, in order to reflect changes in the system since that SORN was published in 2006. Accordingly, at that time we will also amend the SORN to accommodate your request to include disclosures to OGIS as a routine use, using your suggested language. I agree with your explanation that it would be more efficient for OGIS to be able to resolve FOIA disputes without having to first obtain the consent of requesters for disclosure of their materials from this Agency. Please note, however, that prior to our publishing of an amendment to the SORN, the five-member Board will need to vote to approve this action.

Nikki Gramian  
June 22, 2016  
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Thank you for bringing this to our attention. We will advise you when our amended SORN is published.

Sincerely,

A handwritten signature in black ink, appearing to read "Barbara A. O'Neill". The signature is fluid and cursive, with a long horizontal stroke at the end.

Barbara A. O'Neill  
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Chief FOIA Officer  
Division of Legal Counsel  
National Labor Relations Board  
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