



Office of Government Information Services Open Cases

as of July 30, 2010

Case #	Received	Dept/Agency	Category	Description	Status	Notes
09-0019	11/24/2009	DOL	Denial	Customer disputed redactions upheld on appeal and would like OGIS to mediate the dispute.	Facilitating resolution	Agency initially agreed to voluntarily re-review the document to see if it could release more of the redacted information but is now unclear whether agency will re-review. Agency will get back to OGIS to update.
10-0004	1/6/2010	FAA	Fees	Customer believes FAA charged search fees for EIS-related documents in contradiction of CEQ regulation pertaining to NEPA.	Facilitating resolution	Spoke to FAA FOIA Officer and FPL several times, both of whom have spoken to customer regarding issue. Consulted with CEQ and OIP; drafting final response.
10-0021	1/22/2010	DOL	Denial	Request for "native electronic format" of OSHA Admin. Manual posted pursuant to (a)(2) denied. Preparing appeal and customer seeking OGIS input on case.	Fact finding	Spoke to DOL OGC and customer on several occasions. Met with customer to discuss issues. Consulting with DOJ OIP and DOL.
10-0060	3/2/2010	DOL	Delay	Public interest fee waiver denied and appeal affirmed denial.	Facilitating resolution	Spoke to customer to clarify issues in dispute and in discussions with DOL.

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10-0088	3/19/2010	DOJ	Denial	Customer disputes withholding of information under Exemptions 3 (42 U.S.C. 300aa-12(d)(4)(A) and 6.	Facilitating resolution	Discussed issues with FPL and requested OIP reconsideration of appeal decision.
10-0090	3/19/2010	DHS	Denial	Customer disputes withholding of information under Exemptions 2 and 5.	Fact finding	OGIS was to discuss in a conference call with agency representatives on 05/24/10 but an emergency arose and the agency canceled the call. The agency has not committed to rescheduling a discussion despite email, phone and in-person requests.
10-0104	3/26/2010	State	Denial	Customer is requesting assistance in getting documents that were withheld in a FOIA request.	Fact finding	Analyst been in contact with agency on numerous occasions regarding requests pending. It is still unclear whether dispute is already in litigation. Awaiting a response from agency.
10-0111	3/30/2010	DOD	Denial	Customer disputes withholding of Army toxicology report data under Exemptions 6 and 7(A).	Fact finding	Agency cannot release the record due to a position in pending litigation. It looked into alternative ways to release the underlying information but the data is not collected elsewhere. There is no present way to release that information to the customer.

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10-0122	4/5/2010	HHS	Agency practices	Customer questioned agency's process of deleting certain information from a preliminary response without citing an exemption or formally denying release.	Facilitating resolution	OGIS is discussing the issue with the agency and the Justice Department's Office of Information Policy. FDA, OIP and OGIS are working on a solution and will keep the requester apprised.
10-0139	4/14/2010	n/a	Denial	Customer is seeking assistance in obtaining more information regarding withholdings and for denial of fee waiver.	Fact finding	OGIS clarified issues with customer and will discuss matter with CIA.
10-0140	4/15/2010	DOJ	Denial	Customer requested NADDIS reports on deceased individuals.	Fact finding	Contacted customer for more information 5/18
10-0144	4/16/2010	USPS, DOJ, NSA, CIA, and IRS	Privacy Act	Customer is seeking assistance from OGIS on Privacy Act cases to 6 agencies.	Fact finding	Spoke with customer 7/7/10, and customer understands now that OGIS cannot assist with the PA requests, however would like OGIS to contact the agencies and ask for them to contact him for updates on the status. Analyst will begin calling agencies 7/28/10.

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10-0149	4/19/2010	DOJ	Denial	Customer disputes withholding.	Fact finding	Customer seeks evidence produced as part of a Federal trial. 6/17 - OGIS sent letter with questions about case and suggestions for places to look. Awaiting more information.
10-0153	4/26/2010	n/a	Agency practices	Customer is seeking OGIS assistance with the assignment of rights from JMP to NSC.	Facilitating resolution	OGIS to discuss matter with CIA week of 5/10/2010.
10-0160	4/27/2010	State	Fees	Customer disputes denial of fee waiver.	Facilitating resolution	Requester wrote back to the agency to ask to be placed in a favorable fee category; agency is considering it and working on its response.
10-0168	4/29/2010	DOJ	Denial	Customer disputes withholding of information under Exemptions 6 and 7(C).	Facilitating resolution	Agency has discussed the withholding with OGIS and would like to have a meeting/call with the requester to facilitate a resolution. OGIS will schedule it for the week of 07/26/10.

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10-0176	5/5/2010	OIG/DOJ	Denial	Customer disputes the withholding of information	Fact finding	6/17 - customer provided incomplete information; OGIS requested additional information.
10-0190	5/13/2010	n/a	Info	Customer is looking for information on the services provided by OGIS	Fact finding, Ombuds service provided	Fact sheet not included w 5/28 letter, so re-sent & answered specific ombuds questions; also asked for consent
10-0200	5/17/2010	DOJ	Denial	Customer disputes the withholding of information requested.	Fact finding	Analyst drafted a letter to customer.
10-0202	5/17/2010	State	Delay	Customer seeks information on the status of 20 delayed requests	Fact finding	Department of State forwarded the status of all cases (28). Analyst has followed up with the customer and attorney. A new status from State has been requested 7/30/10.

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10-0207	5/20/2010	DOJ	Denial	Customer disputes the withholding of information requested.	Fact finding	The agency is going to conduct a re-review on the appeal decision and then talk again with OGIS.
10-0212	5/24/2010	VA	Fees	Agency quoted the requester \$50,000 to pull 1,000 records requested for review, not duplication, citing an agreement with the Federal Records Center to charge \$50/record. Customer disputes the fees being charged.	Fact finding	Customer appealed the agency's response and it was upheld. OGIS discussed the issue with the agency's FOIA Public Liaison and will review agency documents describing the fee agreement.
10-0221	6/1/2010	DOJ	Delay	Misdirected appeal and agency failure to respond to request dated 3/2/2010	Fact finding	Working with FOIA processor to determine requester's place in queue. Awaiting response.
10-0222	6/1/2010	State	Delay	Customer is trying to get the status of a request that was made to the State Department	Fact finding	Letter sent to customer for consent as well as to get more information regarding the dispute.

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10-0228	6/11/2010	Ag	Denial	Customer disputes withholding of addresses and locations of burn permits related to the 2008 Rich Fire in California.	Fact finding	The agency is re-reviewing the materials to determine whether it can discretionarily release additional information.
10-0238	6/17/2010	DOJ	Ombuds issues	Customer is looking for the status of appeals that were administratively closed and should have been re-opened.	Fact finding	Sent letter to customer 7/22/10.
10-0242	6/23/2010	NARA	Info	Customer is looking for information on OGIS, FOIA, and NARA.	Assigned to analyst	
10-0244	6/23/2010	DOJ	Ombuds issues	Customer is looking for guidance on obtaining information via FOIA/PA.	Fact finding	

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10-0245	6/17/2010	Treasury, DOE	Fees	Initial FOIA request to Department of Energy was re-routed to Department of Treasury and requester disputes the fees as well as some processing details.	Fact finding	OGIS has spoken with the agency's FOIA Public Liaison and the requester and is continuing factfinding with the agency.
10-0246	6/24/2010	DOD	Denial	Customer was denied access to requested records.	Fact finding	OGIS spoke with the customer about the matter and will continue fact finding with the agency.
10-0248	6/24/2010	DHS, HHS, DOD, Natl Endowment for Democracy	Delay	Customer is looking for the status of multiple requests.	Fact finding	Sent acknowledgement letter 7/6/10, received consent. Will begin contacting agencies 7/29/10.
10-0250	6/29/2010	DOJ	Fees	Customer disputes denial of release based on outstanding fees owed.	Fact finding	Sent acknowledgment & consent 7/7/2010.

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10-0253	6/29/2010		Undetermined/TB D	Misdirected request.	Fact finding	Requested additional information from customer.
10-0254	6/30/2010	VA	Denial	Customer disputes the denial of request.	Fact finding	OGIS spoke with the customer about the matter and will continue fact finding with the agency.
10-0256	7/1/2010	DOJ	Info	Customer looking for information about mediation and what OGIS can do regarding an appeal denial	Fact finding	Sent letter with information about OGIS, FOIA and PA along with consent.
10-0259	7/7/2010	DOI		Customer disputes the withholding of information.	Assigned to analyst	

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10-0260	7/6/2010	USDA		Customer disputes the withholding of information.	Assigned to analyst	
10-0261	7/7/2010	Ag	Denial	Customer disputes the 'no records' response to his request.	Fact finding	Agency provided OGIS with five-page certification it had prepared in response to the customer's appeal, detailing the action taken to search for records. Agency is certain it does not have the records customer is seeking. OGIS will relay to customer.
10-0263	7/8/2010	DOT	Denial	Customer disputes the denial of FOIA request.	Fact finding	Customer returned signed consent 7/16. Left voicemail message with the Agency on 7/27 and 7/29.
10-0264	7/8/2010	DOJ		Customer disputes the denial of appeal.	Assigned to analyst	

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10-0267	7/12/2010	VA	Fees	Customer disputes fees that were assessed.	Fact finding	Waiting on a consent from customer to contact the agency (sent 7/20/2010).
10-0268	7/12/2010	SEC		Customer is not satisfied with the handling of a FOIA request.	Assigned to analyst	
10-0271	7/14/2010	DOJ, DHS	Denial	Customer disputes the withholding of information.	Assigned to analyst	
10-0272	7/15/2010	DOJ	Delay	Customer states that Agency was unresponsive to the request.	Fact finding	Sent a consent letter on 7/27/10 with a request for more information

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10-0273	7/14/2010	SEC	Fees	The customer has made a voluminous request to the agency and would like to narrow it down, but cannot without knowing more about the types of records at issue.	Fact finding	The customer provided OGIS with a clearer picture of the issue and OGIS will now call the agency to discuss.
10-0274	7/19/2010	DOJ	Delay	Customer is looking for the status of request.	Pending assignment	
10-0275	7/19/2010	DOJ	Delay	Customer is looking for the status of request.	Fact finding	
10-0276	7/20/2010	DOJ	Denial	Customer disputes the denial of appeal.	Assigned to analyst	

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10-0277	7/20/2010	DOJ	Denial	Customer seeks assistance in asking OIP to open closed appeal.	Assigned to analyst	
10-0278	7/20/2010	DHS	Denial	Customer questions both the substance of the exemptions claimed and the fact that some were claimed for the first time on appeal, leaving no opportunity to provide arguments against them.	Fact finding	OGIS spoke with the DHS FOIA Public Liaison who said the agency will be in contact to discuss the dispute further.
10-0279	7/21/2010	DOJ	Denial	Customer disputes the withholding of information.	Pending assignment	
10-0280	7/21/2010	VA	Privacy Act	Privacy Act request.	Assigned to analyst	Awaiting additional information from customer.

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10-0281	7/21/2010	DOJ	Denial	Customer disputes denial of expedited processing.	Fact finding	The agency is re-reviewing the appeal and will contact OGIS with its findings.
10-0282	7/22/2010	DOD	Fees	Customer is disputing the denial of a fee waiver	Fact finding	
10-0283	7/20/2010	Treasury	Delay	Customer is looking for the status of request.	Pending assignment	
10-0284	7/20/2010	DOJ	Delay	Customer is looking for the status of request.	Fact finding	Customer also seeking information on agency practices.

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10-0285	7/20/2010	DOJ	Delay	Customer is looking for the status of request.	Fact finding	Customer also seeking information on agency practice.
10-0286	7/20/2010	HHS	Delay	The agency has cited a D.C. District Court decision involving an injunction as rationale to prohibit release; the customer disputes that application.	Fact finding	OGIS gathered more background from the customer and will now call the agency to discuss.
10-0287	7/27/2010	NARA	Ombuds issues	Customer is looking for the status of an appeal.	Pending assignment	Customer is seeking the status of an appeal filed on July 12, 2010.
10-0288	7/27/2010		Info	Misdirected request, possible PA.	Assigned to analyst	

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10-0289	7/28/2010	VA	Denial	Customer disputes the withholding of information.	Pending assignment	
10-0290	7/27/2010	DOJ	Delay	Customer is looking for the status of request.	Assigned to analyst	
10-0291	7/27/2010	USPS	Agency practices	The customer is dissatisfied that the agency requires payment of fees prior to the release of records and that there is a great delay after payment but prior to release. The customer also would like assistance with the status of a fee refund in the agency	Fact finding	OGIS contacted the requester to clarify the issues involved and to obtain formal consent to discuss the matter with the agency.
10-0292	7/26/2010	DOJ	Info	Customer is seeking assistance with several requests.	Pending assignment	

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10-0293	7/29/2010	DOJ	Denial	Customer disputes the withholding of information.	Pending assignment	
10-0294	7/29/2010	DOJ	Delay	Customer is looking for expedited processing.	Pending assignment	
10-0295	7/30/2010	DOJ	Denial	Customer disputes the withholding of information requested.	Pending assignment	
10-0296	7/30/2010	Commerce	Delay	Customer is looking for the status of a request for expedited processing.	Pending assignment	