



# Office of Government Information Services Open Cases

as of December 10, 2010

Case #	Received	Dept/Agency	Category	Description	Status	Notes
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.
10-0023	1/25/2010	DOT	Delay	The appeal deadline has run out but there are about 80 requests ahead of the requester in the queue; wants help resolving the delay.	Facilitating resolution	Agency reviewed and remanded request for reprocessing; produced additional records on 05/06/10 but did not address other records requested. Agency initially worked with OGIS but did not respond after mid-July. Customer appealed 09/10; appeal is pending.
10-0071	3/3/2010	NASA	Ombuds issues	Customer is processing an extremely voluminous request and the FOIA requester is unwilling to narrow its scope.	Fact finding	OGIS scheduled an initial meeting for 11/29/10 to discuss the request with agency representatives.
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.

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10-0104	3/26/2010	State	Denial	Customer is requesting assistance in getting documents that were withheld in a FOIA request.	Facilitating resolution	Analyst been in contact with agency and requester on numerous occasions regarding requests pending. Awaiting a response from agency regarding a 2nd request from customer to move that one along. Followed up with agency again 10/26/10.
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 began discussing the issue with the agency and the Justice Department's Office of Information Policy in May to try to reach a resolution. OIP said it would update OGIS on the progress. OGIS informed the customer the agency is still working on it.
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.
10-0144	4/16/2010	USPS, DOJ, NSA, CIA, Treasury	Ombuds issues	Customer is seeking assistance from OGIS on Privacy Act cases to 6 agencies.	Ombuds service provided	PA requests, however OGIS assisted with the status of requests and appeals. All agencies have provided updates and OGIS informed customer. Customer has not sent updated consent. Drafting letter to requester with update and closing case.

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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.
10-0168	4/29/2010	DOJ	Denial	Customer disputes withholding of information under Exemptions 6 and 7(C).	Facilitating resolution	OGIS and OIP called the requester on 08/04/10 to discuss the matter and potential resolutions. The agency's component said 11/5 that it is still evaluating options to resolve the dispute.
10-0200	5/17/2010	DOJ	Denial	Customer disputes the withholding of information requested.	Fact finding	Analyst sent a letter to customer and contacted OIP regarding the appeal. Awaiting a response.
10-0202	5/17/2010	State and DHS	Delay	Customer seeks information on the status of 20 delayed requests	Facilitating resolution	Department of State forwarded an updated status of all cases (28). Analyst has followed up with the customer and attorney, awaiting response. Also received USCIS statuses.

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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.	Facilitating resolution	Customer appealed the agency's response. The agency remanded the appeal with a suggestion to work with the requester on the fee issue. The agency is currently sampling some records to provide an estimate.
10-0245	6/17/2010	Treasury	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.	Facilitating resolution	The requester appealed the adverse decision; OGIS has asked to speak with the person working on the appeal.
10-0246	6/24/2010	Multiple	Denial	Customer filed the same request with approximately 40 departments and agencies; some have denied citing one or more exemptions while one agency released it. The customer asked if OGIS could help determine the appropriate consistent response.	Fact finding	OGIS, OMB and OIP held a fact finding meeting and call with representatives to gather information on 09/16/10. OGIS set a second meeting for 11/29/10.
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. Obtained status of all agencies except DoD at this point. Customer has been informed via phone of the current statuses. Follow up on 9/25.

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10-0259	7/7/2010	DOI	Denial	Customer disputes the withholding of information.	Facilitating resolution	Had three phone conversations with the customer regarding request, have consulted with agency regarding denial (9/17). Received a response that there will be releases every two weeks from here on out. I sent another email to NPS 10/7, awaiting a response.
10-0264	7/8/2010	DOJ	Denial	Customer disputes the denial of 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	The agency reviewed the records and explained to OGIS why it cannot release anything: some were provided by private entities and requester would need to seek release from them; others are part of the investigatory file and the agency position stands.
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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10-0288	7/27/2010	DOJ	Delay	Misdirected request, possible PA.	Ombuds service provided	OGIS advised customer that we don't handle PA requests,asked the customer for more info to determine if we can assist him further. After speaking with the agency on 8/23, sent final letter with OGIS' PA info and the status of customer's request with DEA.
10-0296	7/30/2010	Commerce	Delay	Customer is looking for the status of a request for expedited processing.	Admin closure	This issue has been added to case no. 10-0196, which has been re-opened.
10-0304	8/10/2010	DOJ	Ombuds issues	Customer is looking for the status of requests and appeals with BOP.	Fact finding	Sent letter asking for consent on 8/18/10, awaiting response from customer before attempting to contact agency.
10-0320	8/30/2010	EPA	Delay	Customer seeks status of delayed request.	Fact finding	Analyst left several messages with EPA Region 6. Received call back on October 18 saying that a response was sent to the customer on October 8.

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10-0321	8/31/2010	State	Delay	Customer is looking for the status of request.	Fact finding	Consent received. Analyst contacted State, waiting for a response (9/17/10).
10-0338	9/13/2010	DOJ	Denial	Customer disputes the denial of request.	Assigned to analyst	
10-0343	9/20/2010	FDIC	Denial	Customer disputes the agency's withholding of information under Exemptions 4 and 6.	Fact finding	On 11/22 the agency said it would respond to the remand within 30 days and suggested a discussion then on any remaining issues in dispute. The customer agreed to that approach.
10-0344	9/20/2010	VA	Denial	Customer disputes the withholding of information.	Fact finding	Appeal still pending with VA. Will make contact to the VA to determine the status fo the appeal.

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10-0345	9/16/2010	DOD	Delay	Customer is wanting an intermittent release of the data	Facilitating resolution	Case originally closed 11/24/2010; customer asked 12/4/2010 that it be reopened. After customer narrowed request, agency is willing to make a partial release no later than mid-December, with full response expected by April 2011.
10-0346	9/16/2010	FDIC	Agency practices	Customer disputes agency practice of refusing to accept FOIA requests made with a PO Box as the originating address; also disputes practice of consolidating requests and tolling.	Fact finding	Agency waived its policy for this request but customer continues to dispute policy generally. On 11/22, the agency said its appeal response regarding the consolidation and tolling issues would be out within two weeks.
10-0351	9/22/2010	DOD	Agency practices	Customer is not satisfied with response given by the agency	Assigned to analyst	
10-0352	9/23/2010	VA	Denial	Customer received only part of the information he requested and it was not in the format desired.	Fact finding	Spoke to the customer to clarify the details of the dispute; agency's FOIA Public Liaison will look into the matter and call back to discuss.



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2011-0005	10/4/2010	SSA	Undetermined/TB D	Nature of the dispute unclear - have requested additional information	Fact finding	10/8 - sent a letter requesting a summary of the issues with which customer would like assistance. 10/28 - received consent but no additional information. Will send another letter requesting additional information.
2011-0006	10/4/2010	HUD	Ombuds issues	Customer is attempting to make a request to OGIS for records.	Fact finding	I have left two messages for customer to explain how to make her request to HUD. Sent customer a letter 11/19/2010 asking for additional info to assist her.
2011-0010	10/4/2010	DOJ	Delay	Customer is looking for the status of a request.	Fact finding	
2011-0012	10/12/2010	VA	Denial	Customer believes additional responsive records exist.	Facilitating resolution	Customer will file an appeal and copy OGIS; would like OGIS to leave the file open through the appeal process since she has had difficulty connecting with the agency for assistance.

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2011-0014	10/12/2010	VA	Denial	Misdirected request.	Fact finding	
2011-0020	10/19/2010	VA & DoD	Ombuds issues	Customer is looking for information but has not had success with the agencies he has tried thus far.	Facilitating resolution	Asked the customer for additional information pertaining to his FOIA requests. Awaiting information and signed consent prior to contacting the agency.
2011-0022	10/19/2010	State	Delay	Customer is looking for a clear estimate on the timeframe for receiving the materials requested.	Fact finding	Sent email to State asking for the status and details about why the request is taking so long to process (11/9/10)
2011-0026	10/21/2010	FCC	Denial	Customer requested information related to "numbers stations" and disputes the withholding in full of the information.	Fact finding	The agency agreed to accept an appeal despite the deadline having passed; customer filed appeal on 11/19.

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2011-0027	10/21/2010	OPIC	Denial	Customer disputes the withholding of information and finds exemption citations do not provide enough information to properly appeal denials.	Fact finding	Spoke with the customer who will respond with answers to additional questions. Left a message with agency FOIA Public Liaison on 11/24.
2011-0029	10/22/2010	USPS	Fees	Customer disputes the fees being charged.	Fact finding	Drafting a response to the customer.
2011-0031	10/24/2010	VA	Ombuds issues	Customer has not received the records requested under FOIA.	Fact finding	Spoke with the customer about his dispute but he provided few details, instead directing OGIS to learn about the matter from the agency. Will call agency FOIA Public Liaison to try to learn more.
2011-0032	10/25/2010	DHS	Privacy Act	Privacy Act.	Fact finding	Advised customer (11/9/10) that we do not handle PA but asked for them to return a signed consent form within 30 days if they wanted OGIS to inquire with the Agency as to the status of the request.

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2011-0033	10/25/2010	DHS	Ombuds issues	Customer needs assistance working with the agency to narrow the scope of the FOIA request.	Fact finding	Clarified the dispute with the customer and spoke with the agency to better understand the records at issue. Will determine next steps with the agency.
2011-0038	10/25/2010	DOD	Delay	Customer is looking for the status of request.	Facilitating resolution	Agency's FOIA Public Liaison is working with the field office to provide an estimated date of completion.
2011-0040	10/22/2010	DOEd	Fees	Customer disputes Agency denial of fee waiver	Assigned to analyst	
2011-0043	10/22/2010	DOI	Denial	Customer believes the agency is improperly withholding information and is stalling in its responses.	Fact finding	Discussed the case with the customer; traded voicemails with the agency professional processing his appeal. Will call again on 11/30.

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2011-0044	10/29/2010	DOD	Denial	Customer disputes the withholding of information.	Fact finding	
2011-0049	11/2/2010	SSA	Denial	Customer disputes the withholding of information.	Fact finding	Discussed the case with the customer; left a message with the agency FOIA Public Liaison to discuss the case on 11/16.
2011-0051	10/29/2010	DHS	Ombuds issues	Customer is looking for the status of request	Assigned to analyst	
2011-0052	10/29/2010		Ombuds issues	Customer is possibly looking for assistance on narrowing the scope	Assigned to analyst	

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2011-0053	11/3/2010	USDA	Ombuds issues	Customer disputes the redactions on contract data.	Fact finding	Customer agreed to file an appeal. OGIS will contact agency to discuss the issues.
2011-0055	11/4/2010	DOJ	Denial	Customer disputes the withholding of information.	Fact finding	
2011-0056	11/4/2010	VA	Denial	Privacy Act.	Fact finding	Advised customer (11/9/10) that we do not handle PA but asked for them to return a signed consent form within 30 days if they wanted OGIS to inquire with the Agency as to the status of the request.
2011-0057	11/4/2010	HHS	Denial	Agency released name and salary information for agency employees but withheld the same for contract employees. Customer disputes the withholding.	Fact finding	Agency is reviewing the matter and will contact OGIS to discuss suggested resolutions.

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2011-0060	11/5/2010	DOJ	Denial	Customer disputes the response given by the Agency.	Fact finding	OGIS is reviewing the materials provided prior to contacting the customer and agency.
2011-0062	11/8/2010	USPS	Denial	Customer disputes the withholding of information.	Assigned to analyst	
2011-0068	11/12/2010	DOJ	Delay	Customer has been unable to get the status of a request that was remanded on appeal.	Fact finding	
2011-0069	11/15/2010	DOJ	Delay	Customer is looking for the status of request.	Fact finding	Received the consent from customer Dec 8.

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2011-0070	11/15/2010	DOJ	Denial	Customer disputes the withholding of information related to an FBI confidential informant.	Fact finding	Discussed the matter with the customer and will call the agency to discuss on 11/30.
2011-0075	11/8/2010	DOD	Delay	Customer is looking for the status of request.	Assigned to analyst	
2011-0076	11/8/2010	BOP	Delay	Customer is looking for the status of request.	Assigned to analyst	
2011-0077	11/8/2010	USPS	Delay	Customer is looking for the status of request.	Assigned to analyst	



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2011-0078	11/17/2010	DHS, NSA, DOD	Fees	Customer disputes agency's denial of news media status.	Fact finding	Waiting for the customer to return the signed consent before contacting the agencies at issue.
2011-0079	11/18/2010	DOJ	Delay	Customer is looking for the status of an appeal.	Assigned to analyst	
2011-0080	11/18/2010	OPM	Delay	Customer is looking for the status of request.	Fact finding	
2011-0081	11/18/2010		Delay	Customer is looking for the status of request.	Assigned to analyst	

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2011-0082	11/19/2010	HHS	Delay	Customer is looking for the status of request.	Assigned to analyst	
2011-0083	11/21/2010		Delay	Customer is looking for the status of requests with FBI, CIA and DIA.	Assigned to analyst	
2011-0084	11/22/2010	DOJ	Denial	Customer disputes the withholding of information.	Assigned to analyst	
2011-0085	11/22/2010	DHS	Delay	Customer is looking for the status of request.	Assigned to analyst	

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2011-0086	11/22/2010	DOJ	Delay	Customer is looking for the status of request.	Fact finding	
2011-0087	11/22/2010	HUD	Delay	Customer is looking for the status of request.	Assigned to analyst	
2011-0088	11/22/2010	HHS	Denial	Customer disputes the withholding of information.	Assigned to analyst	
2011-0090	11/23/2010	DOD	Delay	Customer is looking for the status of request.	Fact finding	Spoken with customer about details or request. Will reach out to Coast Guard shortly (9Dec2010)

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2011-0091	11/24/2010	DOD	Agency practices	Customer disputes DOD's practices and policies regarding Agency withdrawal of FOIA requests	Assigned to analyst	
2011-0095	11/30/2010	VA	Ombuds issues	Misdirected request.	Assigned to analyst	
2011-0096	11/30/2010	DOJ	Ombuds issues	Customer appears to be disputing a denial, but letter is unclear	Fact finding	
2011-0097	12/1/2010	State	Delay	Customer is looking for the status of request.	Fact finding	

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2011-0099	12/1/2010	DOJ	Delay	Customer is looking for the status of request.	Assigned to analyst	
2011-0101	12/2/2010	DOD	Fees	Customer disputes the fee category assigned by the Agency	Assigned to analyst	
2011-0102	11/8/2010	DOJ	Agency practices	Customer wants OGIS assistance on perfecting their request	Fact finding	
2011-0104	12/5/2010	VA	Ombuds issues	Customer disputes the withholding of information.	Fact finding	

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2011-0105	12/6/2010	DOJ	Denial	Customer not satisfied with the "Glomar" response from the Agency	Assigned to analyst	
2011-0106	12/6/2010		Ombuds issues	Misdirected request.	Fact finding	
2011-0107	12/6/2010		Denial	Customer disputes the withholding of information.	Fact finding	
2011-0108	12/6/2010		Ombuds issues	Customer looking for fee waiver information	Assigned to analyst	

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2011-0109	12/6/2010		Ombuds issues	Misdirected request.	Pending assignment	
2011-0110	12/8/2010	EEOC	Delay	Customer has not received acknowledgment of a submitted request.	Pending assignment	
2011-0111	12/9/2010	DOJ	Denial	Customer disputes the "no records" response from the Agency.	Pending assignment	
2011-0112	12/9/2010	DHS	Denial	Customer disputes the "no records" response from the Agency.	Pending assignment	