



# Office of Government Information Services Open Cases

as of May 27, 2011

Case #	Received	Dept/Agency	Category	Description	Status	Notes
10-0071	3/3/2010	NASA	Ombuds issues	Customer asked for OGIS assistance with a voluminous request that has been filed with 60+ other agencies. Asked if OGIS could help facilitate communication for responses.	Facilitating resolution	OGIS worked with the requester to narrow the scope; met with representatives from several agencies to discuss the requests and share the narrowed fields. Many agencies have responded and OGIS continues to assist other agencies.
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 DOJ's OIP in 05/10 to try to reach a resolution. Agency updated customer on progress on 11/12/10 but customer still requesting OGIS assistance. OGIS, customer and agency met to discuss on 2/22/11.
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.
10-0153	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.

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10-0202	5/17/2010	State and DHS	Delay	Customer seeks information on the status of 28 delayed requests	Facilitating resolution	Department of State forwarded an updated status of all cases (28). Analyst has followed up with the customer and attorney. Also received USCIS statuses. Sent email to customer 5/27/2011.
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. In 12/10, agency began sampling some records to provide an estimate but has not been able to update OGIS on progress.
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 spoke with the person working on the appeal who was looking into whether fees might be different if the records were provided electronically.
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.	Facilitating resolution	OGIS, OMB and OIP held a meeting and call with agencies to gather information on 09/16/10. OGIS held a second meeting on 11/29/10 and has continued to work with agencies and customer. Customer has now requested formal mediation with 6 agencies.

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10-0284	7/20/2010	DOJ	Delay	Customer is looking for the status of request.	Fact finding	Customer also seeking information on agency practices.
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.
10-0321	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).
10-0343	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. Customer received the appeal response in early May and plans to discuss further with OGIS.

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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 of the appeal.
10-0351	9/22/2010	DOD	Agency practices	Customer is not satisfied with response given by the agency	Fact finding	Left message with USCG 4/1/2011 and 4/6/2011.
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	Customer clarified the items and issues of the greatest interest. Agency agreed to review those items and its own position on the response. Customer received re-review response and would like to discuss internally before discussing with OGIS.
2011-0040	10/22/2010	DOEd	Fees	Customer disputes Agency denial of fee waiver	Assigned to analyst	

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2011-0049	11/2/2010	SSA	Denial	Customer disputes the withholding of information, particularly under Exemption 5.	Fact finding	Discussed the case with the customer. Agency had moved to a new location and took some time to find the file but offered to re-review its release in early March and will get back to OGIS.
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	
2011-0053	11/3/2010	USDA	Ombuds issues	Customer disputes the redactions on contract data.	Fact finding	Customer agreed to file an appeal. OGIS had scheduled a tel-con with agency to discuss on 12/15 but agency has not responded to several messages to try to discuss this.

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2011-0062	11/8/2010	USPS	Denial	Customer disputes the withholding of information.	Assigned to analyst	
2011-0078	11/17/2010	DHS, NSA, DOD	Fees	Customer disputes agency's denial of news media status.	Fact finding	OGIS is awaiting additional correspondence from the requester to better understand the various agencies' positions and will then review that alongside the agency regulations to determine whether there is a dispute that OGIS can assist with.
2011-0079	11/18/2010	DOJ	Delay	Customer is looking for the status of an appeal.	Assigned to analyst	
2011-0082	11/19/2010	HHS	Delay	Customer is looking for the status of request.	Assigned to analyst	

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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.	Fact finding	Consulted with HHS appeals personnel as well as have spoken to the requester.
2011-0092	11/28/2010	DOJ	Delay	Customer is looking for the status of request, which had been remanded on appeal.	Fact finding	Case originally closed 12/13/2010, but customer contacted OGIS to say that as of 5/6/2011, he has not gotten a response.
2011-0095	11/30/2010	VA	Ombuds issues	Misdirected request.	Assigned to analyst	

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2011-0101	12/2/2010	DOD	Fees	Customer disputes the fee category assigned by the Agency	Fact finding	OGIS re-opened case, originally closed on 12/17/2010, on 1/3/2011 after agency did not re-categorize as it said it would. After discussion with agency FOIA official, agency agreed to re-categorize the requester's fee category.
2011-0102	11/8/2010	DHS	Agency practices	Customer wants OGIS assistance on perfecting request and getting agency to respond.	Fact finding	
2011-0149	1/5/2011	Treasury	Denial	Customer disputes the denial of a request, particularly in light of a separate recent disclosure law.	Fact finding	Agency provided additional information about the progress of creating a public version of the electronic record requested that would be stripped of the proprietary data that is requiring the agency to withhold. Customer shared other concerns with OGIS
2011-0156	1/6/2011	DOL	Delay	Customer is looking for the status of an appeal	Assigned to analyst	



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2011-0159	1/10/2011	DOI	Denial	Customer did not receive records responsive to the request.	Assigned to analyst	
2011-0165	1/13/2011		Ombuds issues	Agency is seeking OGIS assistance in a matter involving a repeat requester	Assigned to analyst	
2011-0166	1/15/2011	DHS	Ombuds issues	Customer is looking for clarification regarding a FOIA response she received from DHS	Assigned to analyst	
2011-0170	1/21/2011	DOE	Delay	Customer has received some records in response to request, but agency says other records are currently with a different agency and will not elaborate or give an estimated date of completion.	Facilitating resolution	Agency provided additional information about the response and the reasons for the delay and kept OGIS updated on the status, including the date the request was returned from consultation and when it would go out to the customer. OGIS relayed to customer.

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2011-0172	1/24/2011	DOD	Fees	Customer disputes the fees being charged by the agency.	Fact finding	
2011-0177	2/2/2011	HHS	Denial	Customer disputes the denial of request.	Fact finding	Left a message for customer 2/16/2011. Need actual responses from agency. Contact with FDA will be attempted the week of 4/18.
2011-0179	2/7/2011	DOJ	Delay	Customer is looking for the status of two requests.	Fact finding	Left messages at OIG and OPR for the status of the requests 2/16/2011.
2011-0180	2/7/2011	DOD	Denial	Customer disputes the withholding of information.	Fact finding	OGIS has discussed the case with the customer and with the DoD OGIS Liaison. Left a message with Army counsel on 05/17/11.

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2011-0181	2/14/2011	DOJ	Ombuds issues	Misdirected request.	Fact finding	Customer seeking assistance with a Privacy Act request.
2011-0182	2/14/2011	SSA	Ombuds issues	Misdirected request.	Assigned to analyst	
2011-0184	2/11/2011	HHS	Fees	Customer disputes fees and is looking for status of request	Assigned to analyst	
2011-0185	2/12/2011	OPM	Delay	Customer seeks status of two requests that were acknowledged with an automatic e-mail in the fall of 2010	Fact finding, Ombuds service provided	

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2011-0187	2/23/2011	DOJ	Denial	Customer disputes the withholding of information.	Assigned to analyst	
2011-0193	3/2/2011	DOD	Denial	Customer disputes the withholding of records requested.	Assigned to analyst	
2011-0194	3/2/2011	HHS	Delay	Customer has two FOIA requests with the agency and is unable to get a status on their progress.	Facilitating resolution	The agency FOIA Public Liaison gave some general information about the requests including general estimates for completion on both parts of the rolling release. Relayed information to customer who wanted to discuss further.
2011-0197	3/4/2011	OPM	Delay	Customer is looking for the status of request.	Assigned to analyst	

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2011-0200	3/7/2011	DOJ	Denial	Customer disputes the partial withholding of information requested.	Fact finding	
2011-0203	3/7/2011	HHS	Delay	Customer disputes response given by the agency and seeks status of appeal.	Fact finding	Communications with CDC and HHA Appeals office. Pending a conference call for the week of May 10th.
2011-0204	3/7/2011	State	Delay	Customer seeks status of pending request and disputes the agency's practices regarding electronic format requests.	Fact finding	
2011-0208	3/21/2011	DHS	Delay	Customer seeks the status of a referred request.	Fact finding	Left a follow-up voicemail for DHS FPL 4/13/11.

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2011-0212	3/16/2011	State	Delay	Customer seeks assistance with a FOIA request with the State Department that has been pending for 19 months.	Fact finding	
2011-0216	3/10/2011	HHS	Delay	Customer seeks assistance with a 3-year-old request.	Fact finding	Spoke with HHS appeals office, pending a conference call for the week of May 10th.
2011-0219	3/29/2011	DOT	Delay	Customer has two outstanding FOIA requests with the agency from February 2010 and has been unable to get a status update.	Fact finding	Agency is still processing the request. OGIS will check again on the status at the end of May and contact the customer.
2011-0223	3/31/2011	Treasury	Delay	Customer has two requests, which he has checked on weekly, and wants to know prospect for release	Fact finding	Discussed the dispute with the requester and agency. Agency expected a response to go out in early May but it was delayed and is now expected closer to the end of the month.

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2011-0224	3/30/2011	DOJ	Delay	Customer would like OGIS to assist with a delayed request.	Fact finding	
2011-0229	4/5/2011	DHS	Agency practices	Customer disputes closing of request as duplicative when request was renewed subsequent to Supreme Court decision on Exemption 2 (high).	Fact finding	
2011-0231	4/6/2011	DHS	Info	Customer seeks information about records that were referred.	Fact finding	
2011-0232	4/8/2011	CIA	Denial	Customer disputes the denial of information about a formerly covert employee from the 1950s.	Facilitating resolution	Agency provided more information which was passed along to the customer. Customer had a follow-up question that is pending agency response.

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2011-0233	4/11/2011	DOL		Customer has not received responses to an October 2010 FOIA request and to two September 2010 FOIA appeals	Fact finding	
2011-0235	4/14/2011	DOD	Denial	Customer seeks assistance with requests made to the Air Force Space Command.	Fact finding	
2011-0237	4/25/2011	Treasury	Denial	Customer requested Freddie Mac records; agency states that these are not agency records subject to release.	Fact finding	Spoke with customer to learn more details. Will contact agency as soon as signed consent is returned.
2011-0238	4/25/2011	DOJ	Ombuds issues	Customer sent payment for fees but has not received any acknowledgement from the agency.		



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2011-0239	4/25/2011	CIA		Customer disputes denial of records.	Fact finding	
2011-0240	4/27/2011	HUD	Privacy Act	Customer would like assistance with a request in which records were not received, possibly due to a dispute revolving around fees.	Pending assignment	
2011-0242	4/27/2011	DOD	Ombuds issues	Customer seeks assistance with determining the status of the request as well as complaint about the fees.	Fact finding	
2011-0243	4/27/2011	DOI	Delay	Appeal was filed 10 months ago and customer is unable to get estimated date for completion or his place in the appeal queue from the agency.	Fact finding	Contacted DOI 5/4 and 5/17, awaiting response.

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2011-0244	4/27/2011	DOJ	Denial	Agency's system is not configured to provide the requested information, but because the agency does have the information, customer seeks assistance obtaining it.	Fact finding	Customer is traveling but will call to discuss the matter on 05/25/11.
2011-0245	5/2/2011	USDA	Denial	Customer does not believe that agency has conducted a thorough search for records he seeks; also thinks agency is misapplying FOIA to PA request	Fact finding	
2011-0246	5/2/2011	SEC	Denial	Customer disputes full denial; hopes segregable information could possibly be released.	Fact finding	Spoke with customer on 05/19. Will contact agency to discuss further.
2011-0247	4/29/2011	FBI, CIA	Denial	Customer seeks assistance with requests, some of which involve MDR		

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2011-0248	4/28/2011	DOD			Fact finding	
2011-0249	4/30/2011	DOJ	Denial	Customer believes that exemption was incorrectly applied.	Pending assignment	
2011-0250	5/3/2011	DHS		Customer is requesting mediation for a FOIA request.	Fact finding	Sent an email to customer asking for additional information in order to assist with requests, as well as consent pending.
2011-0253	5/6/2011	DOD	Fees	Customer disputes the fees assessed (or charged?) for four different requests. Additional information is needed.	Pending assignment	

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2011-0255	5/12/2011	USPS	Delay	Customer seeks status of request and appeals.	Assigned to analyst	
2011-0256	5/12/2011	DOI		Customer recently filed an appeal.		
2011-0257	5/10/2011	DHS		Customer is seeking assistance with a FOIA request possibly due to a delay.	Assigned to analyst	
2011-0258	5/16/2011	DOJ	Ombuds issues	Customer is seeking assistance with a FOIA request mailed to ATF, Pittsburgh, PA, which was returned to him as undeliverable.	Assigned to analyst	

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2011-0259	5/24/2011	VA	Delay	Customer seeks assistance with a delayed FOIA response.	Pending assignment	
2011-0260	5/20/2011	USDA	Denial	Customer is seeking assistance in obtaining records pertaining to client which USDA charged with violations of relevant regulations.	Pending assignment	
2011-0261	5/23/2011	DOJ	Denial	Customer did not receive records requested.		
2011-0263	5/23/2011	USPS	Denial	Customer disputes that document released on appeal is the document he requested.	Assigned to analyst	

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2011-0264	5/23/2011	DOJ	Delay	Customer seeks assistance with determining status of appeal.	Assigned to analyst	
2011-0265	5/16/2011	DOD	Ombuds issues	Customer seeks assistance with NPRC which is not responsive to requests for records of National Guard.	Pending assignment	
2011-0266	5/26/2011	NARA	Ombuds issues	Customer disputes correspondence she received from the agency stating that no records were found.	Fact finding	
2011-0267	5/26/2011	DOD	Denial	Customer seeks OGIS assistance with a Glomar response.	Pending assignment	

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2011-0268	5/26/2011	multiple	Privacy Act	Customer is seeking assistance from OGIS in getting documents released to her about herself.		