



Tony Schick <schick.anthony@gmail.com>

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## FOIA Request

1 message

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**Tony Schick** <schick.anthony@gmail.com>

Tue, Jul 24, 2012 at 2:08 PM

To: foiarequest@dol.gov

Cc: aschick@oregonian.com

The following request is attached:

Dear FOI Officer,

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I am requesting records of communications between OIRA staff, including Mr. Cass Sunstein and Mr. John Kraemer, and officials with the U.S. Department of Labor's (DOL) Office of the Solicitor of Labor, the Office of the Assistant Secretary for Policy, the Wage and Hour Division, or other DOL staff. I am also requesting any records of meetings or communications between OIRA officials and representatives of the U.S. Department of Agriculture and the Small Business Administration regarding RIN 1235-AA06, which according to protocol OIRA would have shared with the U.S. Department of Labor.

My request for this information based on the disclosure provisions contained in Executive Order 12866 "Regulatory Planning and Review." Although this Executive Order dates back to 1993, President Obama embraced it and it remains in place. Section 6(B)(4)(D) reads:

"After the regulatory action has been published in the Federal Register or otherwise issued to the public, or after the agency has announced its decision not to publish or issue the regulatory action, OIRA shall make available to the public all documents exchanged between OIRA and the agency during the review by OIRA under this section."

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information that is of current interest to the public. The Department of Labor said of the proposed rule: "The decision to withdraw this rule — including provisions to define the 'parental exemption' — was made in response to thousands of comments expressing concerns about the effect of the proposed rules on small family-owned farms. To be clear, this regulation will not be pursued for the duration of the Obama administration." I want to know who expressed those concerns and what were their specific concerns, as they had a significant effect on public rule making. I am a journalist working for The Oregonian daily newspaper on a fellowship from the not-for-profit Investigative Reporters and Editors, and this information is being sought for dissemination to the general public.

I agree to pay reasonable duplication fees for the processing of this request up to \$50. If the fees will exceed that amount, please contact me at [REDACTED] or [schick.anthony@gmail.com](mailto:schick.anthony@gmail.com)

As required by FOIA, segregable portions of otherwise exempt material must be released. If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of FOIA.

As I am making this request as a journalist and this information is time-sensitive, I would appreciate your communicating with me by e-mail, rather than by telephone or mail, if you have questions regarding this request.

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Sincerely,

Anthony Schick

[REDACTED]

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[aschick@oregonian.com](mailto:aschick@oregonian.com)



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