

VETLAW US

a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the National Personnel Records Center (NPRC), the National Archives (NARA), the Social Security Administration (SSA), and the Office of Personnel Management (OPM) and any other Federal Agency containing my Veterans claim records, my military service records and/or military medical records to disclose fully and promptly to VetlawUS, a Satisfied Mind, LLC d/b/a, and the law firm for whom they are making this request, any and all records contained in my file(s) which this company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

This authorization does not constitute a Power of Attorney or Retainer or any other form of agreement which would require this attorney to represent me.

Bradford Ira Brunson
VETERAN'S FULL NAME

November 21, 2013
DATE

[REDACTED]

VA Claim Number

[REDACTED]

Social Security Number

210-771-0951
Telephone Number

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, TX 75374
Email: legal1@attiglawfirm.com
Fax: 214-741-2337

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
6900 Almeda Road, Station 362
Houston, TX 77030
FAX: 713-383-2607

November 25, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran: Bradford I. Brunson
VA Claim No: [REDACTED]
Veteran SSN: [REDACTED]
Our Case Number:

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Enclosed please find a copy of a Privacy Act Waiver signed by Bradford I. Brunson (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Bradford I. Brunson's VA claims, to include all documents in the right flap, left flap and center flap, , and all electronic documents in any VBA file related to Veteran Bradford I. Brunson's Title 38 Claim(s), including but not limited to "Virtual VA".

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests require that the records be produced in the format sought by the requester, if the record is readily reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format:

- a) in one single PDF (Portable Document File) file;
- b) with **no** watermark, stamps, markings, writings, and/or any type of designation that is intended to identify the record as a "copy") that:
 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. § 1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Bradford I. Brunson / alf-ARV /file

From: VETLAW US <foia@vetlawus.com>
Subject: FOIA Request - Bradford Brunson
Date: November 25, 2013 3:13:25 PM CST
To: FOIA.VBAHOU@va.gov
Bcc: PLLC Legal Assistant | Attig Law Firm <legal1@attiglawfirm.com>
▶ 1 Attachment, 144 KB



FOIA Reques....pdf (144 KB)

To Whom It May Concern:

Attached please find the following FOIA Request for the specified Veteran or Surviving Spouse C-File.

Please produce the requested documentation within 20 business days as required by the Freedom of Information Act (FOIA).

Our company has retained Litigation Counsel who is prepared to file suit in Federal District Court should the requested information not be received in the specified office within 20 business days.

Please don't hesitate to email with any questions.

FOIA Officer (1)
VETLAW US, a Satisfied Mind, LLC d/b/a

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: foia@vetlawus.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT APPEAL

VIA CERTIFIED MAIL (RETURN RECEIPT REQUESTED)

General Counsel (024),
Department of Veterans Affairs,
810 Vermont Avenue, NW,
Washington, DC 20420
CMRRR Article Number 7196 9008 9111 0796 5911

VIA FACSIMILE

FOIA/Privacy Act Officer: LaRonda Jones
Houston VA Regional Office
6900 Almeda Road
Houston, TX 77030
FAX: (713)383-2607

December 27, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

<u>Veteran:</u>	Bradford Brunson
<u>VA Claim No:</u>	██████████
<u>Veteran SSN:</u>	██████████

To Whom it May Concern:

This is an appeal under the Freedom of Information Act.

On November 25, 2013, the undersigned requested, on behalf of Veteran Bradford Brunson , a complete copy of the Veteran's C-File under the Freedom of Information Act (FOIA). *See attached.* Veteran Bradford Brunson has waived Privacy Act protection so that the documents requested may be disclosed to the undersigned company. *See attached.* The FOIA Request was served on November 25, 2013, and received by the Houston VA Regional Office on November 25, 2013. *See attached.* The VA Regional Office FOIA Officer has not provided the requested documents in the time permitted by law.

Page 2

Brunson is seeking production of documents related to both her and her late husband's VA benefits. The Dept. of Veterans Affairs is the Agency last known to have particular documents requested that are relevant and material to his appeal.

The VA's 20 working days to respond to that request have passed on December 23, 2013.

This is an appeal of the VA's failure to respond to the November 25, 2013, FOIA request. The undersigned is aware of no legitimate reason for the VA to withhold production and/or for the VA to have failed to diligently search for the documents last known to be in the possession of and/or for the VA fail to respond to the production of the documents requested pursuant to the November 25, 2013, FOIA request.

An agency is required to make a "determination" on the merits of a FOIA appeal within 20 working days of receipt. 5 U.S.C. § 552(a)(6)(A)(ii).

Our company has retained FOIA Litigation Counsel, and is prepared to initiate a FOIA suit in the appropriate Federal District Court seeking disclosure of the documents, damages, and reasonable attorney fees and costs should the VA fail to respond or improperly deny this appeal as required by the Freedom of Information Act. The company intends to prove in that suit that the VA has a pattern and practice of ignoring and/or failing to comply with FOIA Law and Regulations.

Please feel free to contact the understated at the contact information below to discuss any aspect of my appeal.

Thank you for your prompt consideration of this appeal.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS
Email: FOIA@VetlawUS.com

Encl (1) Privacy Act Waiver signed by Bradford Brunson
Proof of Fax Receipt, FOIA Request
FOIA Request November 25, 2013

cc Bradford Brunson / alf-ARV /file
FOIA Litigation Counsel

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, Ste. 509
Dallas, TX 75206
Email: foia@vetlawus.com
Fax: 214-764-0168

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Houston, TX 77030
FAX: 713-383-2607

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VA Claim No: [REDACTED]
Veteran SSN: [REDACTED]

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 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
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- d) delivered either:
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Page 3

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4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Bradford I. Brunson / alf-ARV /file

From: VETLAW US <foia@vetlawus.com>
Subject: FOIA Request - Bradford Brunson
Date: November 25, 2013 3:13:25 PM CST
To: FOIA.VBAHOU@va.gov
Bcc: PLLC Legal Assistant | Attig Law Firm <legal1@attiglawfirm.com>
▶ 1 Attachment, 144 KB



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Please don't hesitate to email with any questions.

FOIA Officer (1)
VETLAW US, a Satisfied Mind, LLC d/b/a

Nov 21 13 03:17p

Bradford I. Brunson, Ph.D

210-647-5130

p.2

VETLAW US

a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

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If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

This authorization does not constitute a Power of Attorney or Retainer or any other form of agreement which would require this attorney to represent me.

Bradford Ira Brunson
VETERAN'S FULL NAME

November 21, 2013
DATE



VA Claim Number



Social Security Number

210-771-0951
Telephone Number

7196 9008 9111 0796 5850

TO:

US Department of Veterans Affairs
 Office of General Counsel
 810 Vermont Avenue, NW
 (026H) VACO
 Washington, DC 20420

SENDER:
 VetLaw/ARV/FOIAAppeal(Reece)

REFERENCE:

7196 9008 9111 0796 5850

PS Form 3800, January 2008

RETURN RECEIPT SERVICE	Postage	
	Postage	0.66
	Certified Fee	3.10
	Return Receipt Fee	2.55
	Postage & Fees	0.20
	Total Postage & Fees	6.51

POSTMARK OR DATE

1.51

RICHLAND STA.
 DALLAS, Texas
 752439998
 4822710243-0094
 01/03/2014 (800)275-8777 09:10:00 AM

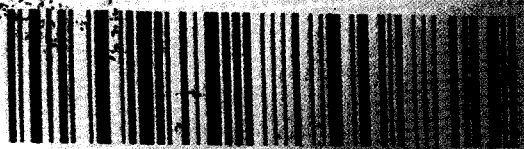
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Product Description	Sale Unit	Final Price
WASHINGTON DC 20420 Zone-6 First-Class Mail Letter		\$0.66
1.50 oz.		
Scheduled Delivery Day: Mon		
01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969006911107965874	
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Issue PVI:		\$6.51
=====		
WASHINGTON DC 20420 Zone-6 First-Class Mail Letter		\$0.66
1.50 oz.		
Scheduled Delivery Day: Mon		
01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969006911107965911	
=====		
Issue PVI:		\$6.51
=====		
WASHINGTON DC 20420 Zone-6 First-Class Mail Letter		\$0.66
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Scheduled Delivery Day: Mon		
01/06/14		
Nonmach First-Class		\$0.20
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## Certified		\$3.10
Label #:	71969006911107965850	
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Issue PVI:		\$6.51
=====		
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Scheduled Delivery Day: Mon		
01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969008911107965867	
=====		
Issue PVI:		\$6.51
=====		
		\$26.04
		\$26.04

XXXXXXXXXXXX4559
 08781C

For more information, please go to
 www.usps.com or call 1-800-275-8777.

2. Article Number



7196 9008 9111 0796 5911

3. Service Type CERTIFIED MAIL™

4. Restricted Delivery? (Extra Fee) Yes No

1. Article Addressed to:

US Department of Veterans Affairs
 Office of General Counsel
 810 Vermont Avenue, NW
 (02601) VA CP
 Washington, DC 20334

Reference Information

7196 9008 9111 0796 5911

VetLaw/AV/FOIAAppeal(Brunson)

A. Date of Mailing 1/10/14

B. Date of Delivery 1/10/14

Agent Addressed

Yes

No

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the Social Security Administration, the U.S. Department of Labor, the Office of Workers' Compensation, the Office of Personnel Management (OPM), the National Archives and Record Administration (NARA), the Department of Defense, the U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard, and any other Federal Agency containing the military service and/or military medical records and/or any records in or related to the VA benefits claims of the **Veteran Lanny D. Reece** to disclose fully and promptly to Satisfied Mind LLC, VetLaw U.S., and/or the Attig Law Firm, PLLC, any and all records contained in my file(s) which this Company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

Signature:



Date:

11/24/2013

Name (Veteran):

Lanny D. Reece

VA Claim Number:



Social Security Number:



Telephone Number:

(517)708-7117

VA Regional Office:

Phoenix, Arizona

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
5307 W. Mockingbird Ln.
Suite 509
Dallas, TX 75206
Email: FOIA@VetlawUS.com
Fax: 214-764-0168

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
Thomas Mengesha
Detroit Regional Office
Patrick V. McNamara Fed. Bldg.,
477 Michigan Ave.
Detroit, MI 48266-2591
FAX: (313) 471-3893

November 25, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

Lanny D. Reece

VA Claim No:

Veteran SSN:



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Cordially,

LeNora A. Allen

FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc: Lanny D. Reece / alf-LAA /file

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63284180
Date: November 25, 2013 3:18:58 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

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Maxemail Send Job Confirmation For Job ID 63284180
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Job Information

Maxemail Job ID : 63284180
Number of Pages : 0005
Recipient Count : 1
Total Charges : \$0.15
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) FOIA Request - Lanny Reece.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec	Fax Number	Pgs*	Duration	Calls	Status	Charge
0000	3134713893	0005	00:01:27	1	Delivered	\$0.15

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Individual Call Detail
=====

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Call Detail for Item 00000 ID 3547338 Sent To 3134713893 0005 Pages Delivered
Date/Time Duration Pgs* Status Charge
11/25-15:20 00:01:27 5 Transmission Successful n/a

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End Of Report

=====

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: foia@vetlawus.com
Fax: (214) 550-2544

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810 Vermont Avenue, NW,
Washington, DC 20420
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VIA FACSIMILE

FOIA/Privacy Act Officer: Thomas Mengesha
Detroit VA Regional Office
Patrick V. McNamara Federal Building 477
Michigan Avenue, Station 329
Detroit, MI 48266
FAX: (313)471-3893

December 27, 2013

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On November 25, 2013, the undersigned requested, on behalf of Veteran Lanny Reece, a complete copy of the Veteran's C-File under the Freedom of Information Act (FOIA). *See attached.* Veteran Lanny Reece has waived Privacy Act protection so that the documents requested may be disclosed to the undersigned company. *See attached.* The FOIA Request was served on November 25, 2013, and received by the Detroit VA Regional Office on November 25, 2013. *See attached.* The VA Regional Office FOIA Officer has not provided the requested documents in the time permitted by law.

Reece is seeking production of documents related to both her and her late husband's VA benefits. The Dept. of Veterans Affairs is the Agency last known to have particular documents requested that are relevant and material to his appeal.

The VA's 20 working days to respond to that request have passed on December 23, 2013.

This is an appeal of the VA's failure to respond to the November 25, 2013, FOIA request. The undersigned is aware of no legitimate reason for the VA to withhold production and/or for the VA to have failed to diligently search for the documents last known to be in the possession of and/or for the VA fail to respond to the production of the documents requested pursuant to the November 25, 2013, FOIA request.

An agency is required to make a "determination" on the merits of a FOIA appeal within 20 working days of receipt. 5 U.S.C. § 552(a)(6)(A)(ii).

Our company has retained FOIA Litigation Counsel, and is prepared to initiate a FOIA suit in the appropriate Federal District Court seeking disclosure of the documents, damages, and reasonable attorney fees and costs should the VA fail to respond or improperly deny this appeal as required by the Freedom of Information Act. The company intends to prove in that suit that the VA has a pattern and practice of ignoring and/or failing to comply with FOIA Law and Regulations.

Please feel free to contact the understated at the contact information below to discuss any aspect of my appeal.

Thank you for your prompt consideration of this appeal.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS
Email: FOIA@VetlawUS.com

Encl (1) Privacy Act Waiver signed by Lanny Reece
Proof of Fax Receipt, FOIA Request
FOIA Request November 25, 2013

cc Lanny Reece / alf-ARV /file
FOIA Litigation Counsel

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, TX 75374
Email: legal2@attiglawfirm.com
Fax: 214-741-2337

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
Thomas Mengesha
Detroit Regional Office
Patrick V. McNamara Fed. Bldg.,
477 Michigan Ave.
Detroit, MI 48266-2591
FAX: (313) 471-3893

November 25, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

Lanny D. Reece

VA Claim No:

Veteran SSN:

Our Case Number:

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Enclosed please find a copy of a Privacy Act Waiver signed by Lanny D. Reece (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Lanny D. Reece's VA claims, to include all documents in the right flap, left flap and center flap, , and all electronic documents in any VBA file related to Veteran Lanny D. Reece 's Title 38 Claim(s), including but not limited to "Virtual VA".

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests require that the records be produced in the format sought by the requester, if the record is readily

reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format:

- a) in one single PDF (Portable Document File) file;
- b) with **no** watermark, stamps, markings, writings, and/or any type of designation that is intended to identify the record as a "copy") that:
 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. § 1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in

this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,

LeNora A. Allen

FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc: Lanny D. Reece / alf-LAA /file

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the Social Security Administration, the U.S. Department of Labor, the Office of Workers' Compensation, the Office of Personnel Management (OPM), the National Archives and Record Administration (NARA), the Department of Defense, the U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard, and any other Federal Agency containing the military service and/or military medical records and/or any records in or related to the VA benefits claims of the **Veteran Lanny D. Reece** to disclose fully and promptly to Satisfied Mind LLC, VetLaw U.S., and/or the Attig Law Firm, PLLC, any and all records contained in my file(s) which this Company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

Signature: 

Date: 11/24/2013

Name (Veteran): Lanny D. Reece

VA Claim Number: 

Social Security Number: 

Telephone Number: (517)708-7117

VA Regional Office: Phoenix, Arizona

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63284180
Date: November 25, 2013 3:18:58 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
=====
Maxemail Send Job Confirmation For Job ID 63284180
=====

=====
Job Information

Maxemail Job ID : 63284180
Number of Pages : 0005
Recipient Count : 1
Total Charges : \$0.15
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) FOIA Request - Lanny Reece.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec	Fax Number	Pgs*	Duration	Calls	Status	Charge
0000	3134713893	0005	00:01:27	1	Delivered	\$0.15

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=====
Individual Call Detail
=====

=====
Call Detail for Item 00000 ID 3547338 Sent To 3134713893 0005 Pages Delivered
Date/Time Duration Pgs* Status Charge
11/25-15:20 00:01:27 5 Transmission Successful n/a

=====
=====
End Of Report

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63627772
Date: December 27, 2013 12:54:31 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
Maxemail Send Job Confirmation For Job ID 63627772
=====

Job Information

Maxemail Job ID : 63627772
Number of Pages : 0008
Recipient Count : 1
Total Charges : \$0.25
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Lanny Reece - FOIA Appeal Complete.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0


Rec Fax Number	Pgs*	Duration	Calls	Status	Charge
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=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3898436 Sent To 3134713893 0008 Pages Delivered

Date/Time	Duration	Pgs*	Status	Charge
12/27-12:56	00:02:07	8	Transmission Successful	n/a

=====
End Of Report
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2. Article Number  7196 9008 9111 0796 5850		COMPLETE THIS SECTION ON DELIVERY	
3. Service Type CERTIFIED MAIL™		A. Received by (Please Print Clearly) <i>TK Knight</i>	B. Date of Delivery 1/10/14
4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes		C. Signature <i>TK</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
1. Article Addressed to: US Department of Veterans Affairs Office of General Counsel 810 Vermont Avenue, NW (026H) VAGO Washington, DC 20420		<input checked="" type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
		D. Is delivery address different from item 1? If YES, enter delivery address below:	
		Reference Information 7196 9008 9111 0796 5850 VetLaw/ARV/FOIAAppeal(Reece)	
PS Form 3811, January 2008		Domestic Return Receipt	

VETLAW US

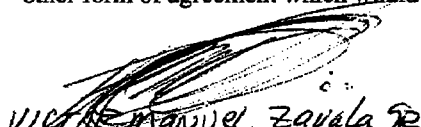
a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the National Personnel Records Center (NPRC), the National Archives (NARA), the Social Security Administration (SSA), and the Office of Personnel Management (OPM) and any other Federal Agency containing my Veterans claim records, my military service records and/or military medical records to disclose fully and promptly to VetlawUS, a Satisfied Mind, LLC d/b/a, and the law firm for whom they are making this request, any and all records contained in my file(s) which this company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

This authorization does not constitute a Power of Attorney or Retainer or any other form of agreement which would require this attorney to represent me.


VICTOR MANUEL ZAVALA JR.
VETERAN'S FULL NAME

21 NOV 2013
DATE

462-31-3940
VA Claim Number



Social Security Number

956-467-9810
Telephone Number

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: FOIA@VetlawUS.com
FAX: (214) 550-2544

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
Phillip Wilson
Waco Regional Office
One Veterans Plaza
701 Clay Ave.
Waco, Texas 76799
FAX: (254) 299-9541

November 27, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran: Victor M. Zavala
VA Claim No: C/CSS
Veteran SSN: [REDACTED]

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To Whom it May Concern:

This is a request for documents under 38th C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Enclosed please find a copy of a Privacy Act Waiver signed by Victor M. Zavala (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Victor M. Zavala's VA claims, to include all documents in the right flap, left flap and center flap, , and all electronic documents in any VBA file related to Veteran Victor M. Zavala's Title 38 Claim(s), including but not limited to "Virtual VA".

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests require that the records be produced in the format sought by the requester, if the record is readily

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 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. § 1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in

Page 3

this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,

LeNora A. Allen

FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Victor M. Zavala, Sr. / alf-LAA /file

Begin forwarded message:

From: MaxEmail Send<SendAdmin@maxemail.com>
Date: November 27, 2013 11:16:04 AM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com
Subject: MaxEmail Send Delivery Report Job 63307980

=====
Maxemail Send Job Confirmation For Job ID 63307980
=====

Job Information

Maxemail Job ID : 63307980
Number of Pages : 0005
Recipient Count : 1
Total Charges : \$0.15
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) FOIA Request - Victor Zavala.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec Fax Number	Pgs*Duration	Calls	Status	Charge
0000 2542999541	0005	00:01:24	1 Delivered	\$0.15

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3573415 Sent To 2542999541 0005 Pages Delivered

Date/Time	Duration	Pgs*Status	Charge
11/27-11:17	00:01:24	5 Transmission Successful	n/a

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End Of Report
=====

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: FOIA@VetlawUS.com
FAX: (214) 550-2544

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
LaRonda Jones
Houston Regional Office
6900 Almeda Road
Station 362
Houston, Texas 77030
FAX: (713) 383-2607

December 19, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

Victor M. Zavala

VA Claim No:

C/CSS

Veteran SSN:

██████████

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Enclosed please find a copy of a Privacy Act Waiver signed by Victor M. Zavala (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

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 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. § 1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in

Page 3

this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,

Amy Vazquez

FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Victor M. Zavala, Sr. / alf-ARV /file

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63628144
Date: December 27, 2013 1:17:27 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
Maxemail Send Job Confirmation For Job ID 63628144
=====

Job Information

Maxemail Job ID : 63628144
Number of Pages : 0008
Recipient Count : 1
Total Charges : \$0.25
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Victor Zavala - FOIA Appeal Complete.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec Fax Number	Pgs*Duration	Calls	Status	Charge
0000 2542999541	0008	00:02:08	1 Delivered	\$0.25

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3898805 Sent To 2542999541 0008 Pages Delivered

Date/Time	Duration	Pgs*Status	Charge
12/27-13:19	00:02:08	8 Transmission Successful	n/a

=====
End Of Report
=====

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: foia@vetlawus.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT APPEAL

VIA CERTIFIED MAIL (RETURN RECEIPT REQUESTED)

General Counsel (024),
Department of Veterans Affairs,
810 Vermont Avenue, NW,
Washington, DC 20420
CMRRR Article Number **7196 9008 9111 0796 5867**

VIA FACSIMILE

FOIA/Privacy Act Officer: Phillip Wilson
VA Regional Office, Waco
One Veterans Plaza
701 Clay Avenue
Waco, TX 76799-0001
FAX: (254)299-9541

December 27, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST
Veteran: Victor Zavala
VA Claim No: C/CSS
Veteran SSN: 4 [REDACTED]

To Whom it May Concern:

This is an appeal under the Freedom of Information Act.

On November 27, 2013, the undersigned requested, on behalf of Veteran Victor Zavala , a complete copy of the Veteran's C-File under the Freedom of Information Act (FOIA). *See attached.* Veteran Victor Zavala has waived Privacy Act protection so that the documents requested may be disclosed to the undersigned company. *See attached.* The FOIA Request was served on November 27, 2013, and received by the VA Regional Office, Waco on November 27, 2013. *See attached.* The VA Regional Office FOIA Officer has not provided the requested documents in the time permitted by law.

Page 2

Zavala is seeking production of documents related to both her and her late husband's VA benefits. The Dept. of Veterans Affairs is the Agency last known to have particular documents requested that are relevant and material to his appeal.

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Please feel free to contact the understated at the contact information below to discuss any aspect of my appeal.

Thank you for your prompt consideration of this appeal.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS
Email: FOIA@VetlawUS.com

Encl (1) Privacy Act Waiver signed by Victor Zavala
Proof of Fax Receipt, FOIA Request
FOIA Request November 27, 2013

cc Victor Zavala / alf-ARV /file
FOIA Litigation Counsel

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: FOIA@VetlawUS.com
FAX: (214) 550-2544

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
Phillip Wilson
Waco Regional Office
One Veterans Plaza
701 Clay Ave.
Waco, Texas 76799
FAX: (254) 299-9541

November 27, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

Victor M. Zavala

VA Claim No:

C/CSS

Veteran SSN:

██████████

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Enclosed please find a copy of a Privacy Act Waiver signed by Victor M. Zavala (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Victor M. Zavala's VA claims, to include all documents in the right flap, left flap and center flap, , and all electronic documents in any VBA file related to Veteran Victor M. Zavala's Title 38 Claim(s), including but not limited to "Virtual VA".

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests require that the records be produced in the format sought by the requester, if the record is readily

reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format:

- a) in one single PDF (Portable Document File) file;
- b) with **no** watermark, stamps, markings, writings, and/or any type of designation that is intended to identify the record as a "copy") that:
 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. § 1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in

Page 3

this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,

LeNora A. Allen

FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Victor M. Zavala, Sr. / alf-LAA /file

VETLAW US

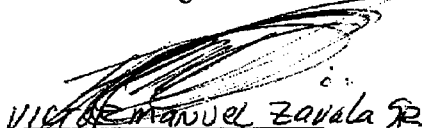
a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the National Personnel Records Center (NPRC), the National Archives (NARA), the Social Security Administration (SSA), and the Office of Personnel Management (OPM) and any other Federal Agency containing my Veterans claim records, my military service records and/or military medical records to disclose fully and promptly to VetlawUS, a Satisfied Mind, LLC d/b/a, and the law firm for whom they are making this request, any and all records contained in my file(s) which this company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

This authorization does not constitute a Power of Attorney or Retainer or any other form of agreement which would require this attorney to represent me.


VICTOR MANUEL ZAVALA JR.
VETERAN'S FULL NAME

21 NOV 2013
DATE

462-31-3940
VA Claim Number


Social Security Number

956-463-9810
Telephone Number

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63307980
Date: November 27, 2013 11:16:04 AM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
Maxemail Send Job Confirmation For Job ID 63307980
=====

Job Information

Maxemail Job ID : 63307980
Number of Pages : 0005
Recipient Count : 1
Total Charges : \$0.15
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) FOIA Request - Victor Zavala.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec Fax Number	Pgs*Duration	Calls	Status	Charge
0000 2542999541	0005	00:01:24	1 Delivered	\$0.15

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3573415 Sent To 2542999541 0005 Pages Delivered

Date/Time	Duration	Pgs*Status	Charge
11/27-11:17	00:01:24	5 Transmission Successful	n/a

=====
End Of Report
=====

Begin forwarded message:

From: MaxEmail Send<SendAdmin@maxemail.com>
Date: December 19, 2013 1:07:18 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com
Subject: MaxEmail Send Delivery Report Job 63553011

=====
Maxemail Send Job Confirmation For Job ID 63553011
=====

Job Information

Maxemail Job ID : 63553011
Number of Pages : 0005
Recipient Count : 1
Total Charges : \$0.20
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Victor Zavala - FOIA Request_PAW.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec Fax Number	Pgs*Duration	Calls	Status	Charge
0000 7133832607	0005	00:01:48	4 Delivered	\$0.20

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3822969 Sent To 7133832607 0005 Pages Delivered

Date/Time	Duration	Pgs*	Status	Charge
12/19-12:48	00:00:00	0	Ringin - No Answer	n/a
12/19-12:54	00:00:00	0	Ringin - No Answer	n/a
12/19-13:00	00:00:00	0	Signal Level Out Of Rang	n/a
12/19-13:09	00:01:48	5	Transmission Successful	n/a

=====
End Of Report
=====

7196 9008 9111 0796 5867

TO:
 US Department of Veterans Affairs
 Office of General Counsel
 810 Vermont Avenue, NW
 (026H) VACO
 Washington, DC 20420

SENDER:
 VetLaw/ARV/FOIAAppeal(Zavala)

REFERENCE:
 7196 9008 9111 0796 5867

PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	0.46	0.66
	Certified Fee	3.10	3.10
	Return Receipt Fee	0.00	2.53
	Restricted Delivery	0.00	0.20
	Total Postage & Fees	3.56	6.51

US Postal Service
Receipt for Certified Mail
 POSTMARK OR DATE
 6.51
 ARV
 December 27, 2013

RICHLAND STA.
 DALLAS, Texas
 752439998
 4822710243-0094
 01/03/2014 (800)275-8777 09:10:00 AM

Sales Receipt

Product Description	Sale Unit Qty	Final Price
WASHINGTON DC 20420 Zone-6 First-Class Mail Letter	1.50 oz.	\$0.66
Scheduled Delivery Day: Mon 01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969008911107965874	

Issue PVI: \$6.51

WASHINGTON DC 20420 Zone-6 First-Class Mail Letter	1.50 oz.	\$0.66
Scheduled Delivery Day: Mon 01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969008911107965911	

Issue PVI: \$6.51

WASHINGTON DC 20420 Zone-6 First-Class Mail Letter	1.50 oz.	\$0.66
Scheduled Delivery Day: Mon 01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969008911107965850	

Issue PVI: \$6.51

WASHINGTON DC 20420 Zone-6 First-Class Mail Letter	1.50 oz.	\$0.66
Scheduled Delivery Day: Mon 01/06/14		
Nonmach First-Class		\$0.20
Return Rcpt (Green Card)		\$2.55
## Certified		\$3.10
Label #:	71969008911107965887	

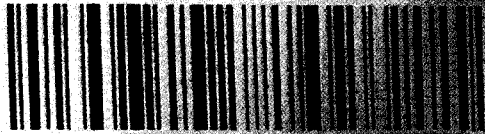
Issue PVI: \$6.51

=====
 \$28.04

PAID BY
 Account Card
 \$28.04
 XXXXXXXXXXXX4559
 08781C

For tracking or inquiries go to
 www.usps.com or call 1-800-222-1811.

2. Article Number



7196 9008 9111 0796 5867

3. Service Type CERTIFIED MAIL

4. Restricted Delivery (Circle one)

1. Article Addressed to

U.S. Department of Veterans Affairs
1100 Blue Bell Road, 11th Floor
Washington, DC 20330-0001
Washington, DC 20330

SECTION OF THE SECTION OF DELIVERY

A. Recipient (Name, Street, City, State, Zip, Country)	B. Date of Delivery
<i>J. Zavala</i>	<i>1/10/14</i>
C. Signature	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
<i>J. Zavala</i>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
D. Is delivery address different from item 1? (If "Yes," enter delivery address below)	

Reference Information

7196 9008 9111 0796 5867

VetLaw/ARV/FOIAAppeal(Zavala)

VETLAW US

a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the the Department of Veterans' Affairs, the Social Security Administration, the U.S. Department of Labor, the Office of Workers' Compensation, the Office of Personnel Management (OPM), the National Archives and Record Administration (NARA), the Department of Defense, the U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard, and any other Federal Agency containing any records related to my late husband's military and/or civil service, military and/or civil service retirement, and/or records related to any of my and my late husband's Title 38 Claims to disclose fully and promptly to VetlawUS (a Satisfied Mind, LLC, d/b/a) and the law firm for whom they are making this request, any and all records contained in my file(s) which this Firm may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

Signature: Paula Jones Date 12/11/2013

Name of Veteran's Surviving Spouse: PAULA JONES

Individually, &/or as Representative of Estate of CHARLES JONES (Veteran's name)

[Redacted]

Social Security Number (Surviving Spouse)

[Redacted]

Social Security Number (Deceased Veteran Name: CHARLES EDWARD JONES)

HOUSTON, TEXAS
City/State of VA Regional Office handling claim

972-832-1439 (PAULA JONES: CELL)
Telephone Number

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: FOIA@vetlawus.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
Houston VA Regional Office
6900 Almeda Road
Houston, TX 77030
FAX: (713)383-2607

December 11, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

<u>Veteran:</u>	Charles Edward Jones
<u>Veteran's Surviving Spouse:</u>	Paula Jones
<u>VA Claim No:</u>	[REDACTED]
<u>Veteran SSN:</u>	[REDACTED]
<u>Veteran's Surviving Spouse SSN:</u>	[REDACTED]

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a, on behalf of Paula Jones, representative of the Estate of Charles Edward Jones (Veteran). Enclosed please find a copy of a Privacy Act Waiver signed by Paula Jones, individually and/or on behalf of the Estate of Charles Edward Jones (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Charles Edward Jones's VA claims (and/or any claims of Paula Jones, for DIC, Death Pension, and/or accrued benefits), to include all documents in the right flap, left flap and center flap, and all electronic documents in any VBA file related to Veteran Charles Edward Jones or Paula Jones's Title 38 Claim(s), including but not limited to "Virtual VA".

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests require that the records be produced in the format sought by the requester, if the record is readily reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format:

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- b) with **no** watermark, stamps, markings, writings, and/or any type of designation that is intended to identify the record as a "copy" that:
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 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

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3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. §1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

FOIA REQUEST to VA Regional Office

Page 3

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,
Amy Vazquez
FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Paula Jones/ alf-AV /file

Begin forwarded message:

From: VETLAW US <foia@vetlawus.com>
Date: December 11, 2013 3:37:59 PM CST
To: FOIA.VBAHQOU@va.gov
Bcc: PLLC Legal Assistant | Attig Law Firm <legal1@attiglawnfirm.com>
Subject: FOIA Request - Paula Jones

Dear LaRonda Jones:

Attached please find the following FOIA Request for the specified Veteran or Surviving Spouse C-File.

Please produce the requested documentation within 20 business days as required by the Freedom of Information Act (FOIA).

Our company has retained Litigation Counsel who is prepared to file suit in Federal District Court should the requested information not be received in the specified office within 20 business days.

Please don't hesitate to email with any questions.

FOIA Officer (1)
VETLAW US, a Satisfied Mind, LLC d/b/a
Email: foia@vetlawus.com
Fax: (214) 550-2544

DEPARTMENT OF VETERANS AFFAIRS
REGIONAL OFFICE
6900 ALMEDA ROAD
HOUSTON, TX 77030



December 26, 2013

In Reply Refer To: 362/21PA/SD
C/SS/XC#: [REDACTED]
RE: CHARLES E. JONES

VETLAW, US
A Satisfied Mind, LLC D/B/A
5307 E. Mockingbird Ln, 5th flr
Dallas, TX 75206

Dear Sir or Madam:

This acknowledges receipt of your recent Freedom of Information Act (FOIA) - Privacy Act request, and to inform you of the decision to grant to you access to the requested records if found and not exempted from disclosure by law. Any releasable sections of the requested records shall be provided to you after deletion of the parts that are exempt.

Requests under the Freedom of Information and Privacy Act (FOIA/PA) are typically processed in the order in which they are received. Therefore, the production of your records may be delayed because numerous requests are pending.

Should you have further questions or concerns, please call our toll free number listed at the bottom of this page, and a Veterans Service Representative will gladly assist you.

Sincerely yours,

Emile Dufrene
Emile Dufrene
Chief, Veterans Service Center

VA Assistance: 1-800-827-1000

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: foia@vetlawus.com
FAX: (214) 550-2544

FREEDOM OF INFORMATION ACT APPEAL

VIA CERTIFIED MAIL (RETURN RECEIPT REQUESTED)



General Counsel (024),
Department of Veterans Affairs,
810 Vermont Avenue, NW,
Washington, DC 20420
CMRRR Article Number 7196 9008 9111 0796 5898

VIA FACSIMILE

FOIA/Privacy Act Officer: LaRonda Jones
Houston VA Regional Office
6900 Almeda Road
Houston, TX 77030
FAX: (713)383-2607

January 7, 2014

RE: FREEDOM OF INFORMATION ACT REQUEST

<u>Veteran:</u>	Charles Jones
<u>Veteran's Surviving Spouse:</u>	Paula Jones
<u>VA Claim No:</u>	C/CSS
<u>Veteran SSN:</u>	
<u>Veteran's Surviving Spouse SSN:</u>	

To Whom it May Concern:

This is an appeal under the Freedom of Information Act.

On December 11, 2013, the undersigned requested, on behalf of Paula Jones (Surviving Spouse of Veteran and representative of the Estate of Veteran Charles Jones), a complete copy of the Veteran's and Survivors C-Files under the Freedom of Information Act (FOIA). *See attached.* Jones has waived his rights under the Privacy Act so that the documents requested may be disclosed to the undersigned company. *See attached.* The FOIA Request was served on December 11, 2013, and received by the Houston VA Regional

Page 2

Office on December 11, 2013. *See attached.* The VA Regional Office FOIA Officer has not provided the requested documents in the time permitted by law.

Jones is seeking production of documents related to both her and her late husband's VA benefits. The Dept. of Veterans Affairs is the Agency last known to have particular documents requested that are relevant and material to his appeal.

The VA's 20 working days to respond to that request have passed on January 10, 2014.

This is an appeal of the VA's failure to respond to the December 11, 2013, FOIA request. The undersigned is aware of no legitimate reason for the VA to withhold production and/or for the VA to have failed to diligently search for the documents last known to be in the possession of and/or for the VA fail to respond to the production of the documents requested pursuant to the December 11, 2013, FOIA request.

An agency is required to make a "determination" on the merits of a FOIA appeal within 20 working days of receipt. 5 U.S.C. § 552(a)(6)(A)(ii).

Our company has retained FOIA Litigation Counsel, and is prepared to initiate a FOIA suit in the appropriate Federal District Court seeking disclosure of the documents, damages, and reasonable attorney fees and costs should the VA fail to respond or improperly deny this appeal as required by the Freedom of Information Act. The company intends to prove in that suit that the VA has a pattern and practice of ignoring and/or failing to comply with FOIA Law and Regulations.

Please feel free to contact the understated at the contact information below to discuss any aspect of my appeal.

Thank you for your prompt consideration of this appeal.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS
Email: FOIA@VetlawUS.com

Encl (1) Privacy Act Waiver signed by Paula Jones
Proof of Fax Receipt, FOIA Request
FOIA Request December 11, 2013

cc Paula Jones/ alf-ARV /file
FOIA Litigation Counsel

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: FOIA@vetlawus.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
Houston VA Regional Office
6900 Almeda Road
Houston, TX 77030
FAX: (713)383-2607

December 11, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

<u>Veteran:</u>	Charles Edward Jones
<u>Veteran's Surviving Spouse:</u>	Paula Jones
<u>VA Claim No:</u>	[REDACTED]
<u>Veteran SSN:</u>	[REDACTED]
<u>Veteran's Surviving Spouse SSN:</u>	[REDACTED]

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 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
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 - ii) by electronic mail to FOIA@VetlawUS.com

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FOIA REQUEST to VA Regional Office

Page 3

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Cordially,
Amy Vazquez
FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc Paula Jones/ alf-AV /file

VETLAW US

a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the the Department of Veterans' Affairs, the Social Security Administration, the U.S. Department of Labor, the Office of Workers' Compensation, the Office of Personnel Management (OPM), the National Archives and Record Administration (NARA), the Department of Defense, the U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard, and any other Federal Agency containing any records related to my late husband's military and/or civil service, military and/or civil service retirement, and/or records related to any of my and my late husband's Title 38 Claims to disclose fully and promptly to VetlawUS (a Satisfied Mind, LLC, d/b/a) and the law firm for whom they are making this request, any and all records contained in my file(s) which this Firm may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

Signature: Paula Jones Date 12/11/2013

Name of Veteran's Surviving Spouse: PAULA JONES

Individually, &/or as Representative of Estate of CHARLES JONES (Veteran's name)

[Redacted]

Social Security Number (Surviving Spouse)

[Redacted]

Social Security Number (Deceased Veteran Name: CHARLES EDWARD JONES)

HOUSTON, TEXAS
City/State of VA Regional Office handling claim

972-832-1439 (PAULA JONES: CELL)
Telephone Number

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63461536
Date: December 11, 2013 3:55:50 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
Maxemail Send Job Confirmation For Job ID 63461536
=====

Job Information

Maxemail Job ID : 63461536
Number of Pages : 0005
Recipient Count : 1
Total Charges : \$0.25
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Paula Jones - FOIA Request_PAW.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec Fax Number	Pgs*	Duration	Calls	Status	Charge
0000 7133832607	0005	00:02:06	9	Delivered	\$0.25

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3729693 Sent To 7133832607 0005 Pages Delivered

Date/Time	Duration	Pgs*	Status	Charge
12/11-15:11	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:16	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:21	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:26	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:32	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:37	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:42	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:48	00:00:00	0	Normal Busy Signal Encou	n/a
12/11-15:57	00:02:06	5	Transmission Successful	n/a

=====
End Of Report
=====

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63771178
Date: January 8, 2014 9:18:24 AM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
Maxemail Send Job Confirmation For Job ID 63771178
=====

Job Information

Maxemail Job ID : 63771178
Number of Pages : 0008
Recipient Count : 1
Total Charges : \$0.25
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Charles Jones (Paula Jones) - FOIA Appeal.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec	Fax Number	Pgs*	Duration	Calls	Status	Charge
0000	7133832607	0008	00:02:25	1	Delivered	\$0.25

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 4028301 Sent To 7133832607 0008 Pages Delivered

Date/Time	Duration	Pgs*	Status	Charge
01/08-09:20	00:02:25	8	Transmission Successful	n/a

=====
End Of Report
=====

VetLaw U.S.

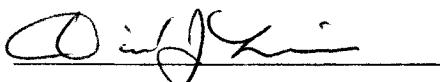
A Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374
Email: FOIA@VetlawUS.com
FAX: (214) 550-2544

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the Social Security Administration, the U.S. Department of Labor, the Office of Workers' Compensation, the Office of Personnel Management (OPM), the National Archives and Record Administration (NARA), the Department of Defense, the U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard, and any other Federal Agency containing the military service and/or military medical records and/or any records in or related to the VA benefits claims of the **Veteran David Lewis** to disclose fully and promptly to Satisfied Mind LLC, VetLaw U.S., and/or the Attig Law Firm, PLLC, any and all records contained in my file(s) which this Company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

Signature:



Date:

2013/2/26

Name (Veteran):

David Lewis

VA Claim Number:

[REDACTED]

Social Security Number:

[REDACTED]

Telephone Number:

(919)491-5185

VA Regional Office:

Winston-Salem, NC

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: FOIA@VetlawUS.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer: Tammella Fletcher
VA Regional Office - Winston Salem, NC
251 North Main St.
Winston Salem, NC 27155
FAX: (336)251-0651

January 2, 2014

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

David Lewis

VA Claim No:

Veteran SSN:

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a. Enclosed please find a copy of a Privacy Act Waiver signed by David Lewis (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of David Lewis's VA claims, to include all documents in the right flap, left flap and center flap, and all electronic documents in any VBA file related to Veteran David Lewis's Title 38 Claim(s), including but not limited to "Virtual VA".

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests require that the records be produced in the format sought by the requester, if the record is readily reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format:

- a) in one single PDF (Portable Document File) file;
- b) with **no** watermark, stamps, markings, writings, and/or any type of designation that is intended to identify the record as a "copy" that:
 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to FOIA@VetlawUS.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.C. § 552a, as well as 38 C.F.R. § 1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at FOIA@VetLawUS.com. Thank you very much in advance for your assistance.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS

Encl (1) Privacy Act Waiver

cc David J Lewis / alf-ARV /file

VetLaw U.S.

A Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374
Email: FOIA@VetlawUS.com
FAX: (214) 550-2544

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the Social Security Administration, the U.S. Department of Labor, the Office of Workers' Compensation, the Office of Personnel Management (OPM), the National Archives and Record Administration (NARA), the Department of Defense, the U.S. Army, Navy, Air Force, Marine Corps, and Coast Guard, and any other Federal Agency containing the military service and/or military medical records and/or any records in or related to the VA benefits claims of the Veteran David Lewis to disclose fully and promptly to Satisfied Mind LLC, VetLaw U.S., and/or the Attig Law Firm, PLLC, any and all records contained in my file(s) which this Company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

Signature:



Date:

2013/2/26

Name (Veteran):

David Lewis

VA Claim Number:

[REDACTED]

Social Security Number:

[REDACTED]

Telephone Number:

(919)491-5185

VA Regional Office:

Winston-Salem, NC

From: "Fletcher, Tammella L., VBAWSAL" <tammella.l.fletcher@va.gov>
Subject: RE: [EXTERNAL] Re: FOIA Request - David Lewis
Date: January 3, 2014 11:59:51 AM CST
To: VETLAW US <foia@vetlawus.com>
Cc: "McDaniel, Vie D., VBAWSAL" <Vie.McDaniel@va.gov>, "Voletto, Jeffrey W., VBAWSAL" <Jeffrey.Voletto@va.gov>

Ms. Vazquez,

The request was forwarded to the new FOIA officer yesterday January 2, 2014. Please refer all future correspondence to Vie McDaniel. Thank you.

Tammy Fletcher
Assistant Coach
Public Contact Team
Winston-Salem Regional Office

From: VETLAW US [mailto:foia@vetlawus.com]
Sent: Friday, January 03, 2014 12:46 PM
To: Fletcher, Tammella L., VBAWSAL
Subject: [EXTERNAL] Re: FOIA Request - David Lewis

Hi Tammella,

I hope that all is well. Thank you again for your help in redirecting my cfile request yesterday. If you can please confirm that my request was forwarded to the FOIA Officer and contact information for cfile requests to Winston Salem going forward.

Kind regards,

Amy Vazquez
VETLAW US

On Jan 2, 2014, at 2:25 PM, VETLAW US wrote:

Hi Tammella,

Thanks for your help. Attached please find the following FOIA Request for the specified Veteran C-File: David Lewis

Please produce the requested documentation within 20 business days as required by the Freedom of Information Act (FOIA).

Our company has retained Litigation Counsel who is prepared to file suit in Federal District Court should the requested information not be received in the specified office within 20 business days.

Please don't hesitate to email with any questions.

<David Lewis - FOIA Request.pdf>

FOIA Officer (Amy Vazquez)
VETLAW US, a Satisfied Mind, LLC d/b/a
Email: foia@vetlawus.com
Fax: 214-550-2544



DEPARTMENT OF VETERANS AFFAIRS
Regional Office
251 North Main Street
Winston-Salem, NC 27155

January 6, 2014

A Satisfied Mind, LLC
PO Box 743485
Dallas, TX 75974

In Reply Refer To: 318/271PA/DJ
[REDACTED]
REF: Lewis, David Junior

Dear Sir or Madam

This acknowledges receipt of your recent Privacy Act / FOIA request, and to inform you of the decision to grant to you access to the requested records if found, and not exempted from disclosure by law. Any releasable sections of the requested records shall be provided to you after deletion of the parts that are exempt. We are experiencing a heavy volume of requests at this time. You may expect to receive a response as promptly as possible

The enclosed records are sent in response to your request for information made under the Privacy Act.

We received your request for information under the Privacy Act. A search of our files shows that records needed to fulfill your request are not located at this Regional Office. We have requested that the Veteran's VA Claim file be returned. Your request may be delayed pending its return.

This letter is being sent in response to your recent Freedom of Information Act (FOIA) - Privacy Act (PA) request. All Privacy Act requests must be in writing, signed by the Veteran (or other identified 3rd party) and dated.

Please complete the enclosed 21-4138, and return in envelope provided.

We received your request for information under the Privacy Act. We do not have your service medical or military personnel records at this location. You may request these files from the National Personnel Records Center online by going to <http://www.archives.gov/veterans/military-service-records/>. You can also request these files by mailing your request to the National Personnel Records Center, 1 Archives Drive, St. Louis, MO 63138-1002.

We received your request for information under the Privacy Act. We wish to act promptly on your request; however, we do not have enough information to identify the proper record. Please provide as many of the following as possible: Social Security Number, Date of Birth, Service Department, Service Number, Date of Enlistment, Date of Discharge, and Date of Death

- This veteran has never filed a claim with the department of Veteran's Affairs; therefore, we have no records.
- Enclosed, please find a copy of the available information you requested under the Privacy Act. We do not have all of the records you requested. If you need further records, we suggest you contact the facility where treatment was received.
- We received your request for a copy of under the Privacy Act. Either you or your attorney has previously requested and received a copy of this information. Federal regulations allow for only one free copy of this information. If you would like an additional copy, please send a signed request and check or money order in the amount \$ within 14 days from the date of this letter. If no fee is received in the specified timeframe, your request will be cancelled.
- We notified you on that we were unable to process your request due to a Fee Assessment. At that time you were also notified that your request was on Hold until the fee was received and that if we did not receive the fee within 14 days we would conclude that you did not wish for us to proceed with processing your request. Accordingly, we have closed your request.
- We received your request for information under the Privacy Act. Under the provisions of 38CFR 1.503, exemption 1.554(a)(7)(vi), we have denied your request for release of records. We regret that a more favorable response canoe be given. If you disagree with our decision and wish to appeal, you may send your written notice within 10 days from the date of this letter to the Office of general Counsel, 810 Vermont Avenue NW, Washington, DC 20420
- We received your request for information under the Privacy Act. Your claim file was retired at one of the National Archives and they are unable to locate it at this time. Your file number has been put on a continuing search list and if it is located in the future we will get in contact with you.
- We received your request for information under the Privacy Act. Please see below for further details.

If you have any questions, please call 1 800-827-1000, Monday-Friday between 7:00am and 7:00pm Eastern Daylight time. One of our Service Representatives will be happy to assist you.

Sincerely,

E.J. McQuade

E.J. McQuade
Veterans Service Center Manager

VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: foia@vetlawus.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT APPEAL

VIA FACSIMILE:

General Counsel (024),
Department of Veterans Affairs,
810 Vermont Avenue, NW,
Washington, DC 20420
FAX: 202-273-6388 / 202-273-9037

VIA FACSIMILE COPY:

FOIA/Privacy Act Officer: Tammella Fletcher
VA Regional Office - Winston Salem, NC
251 North Main St.
Winston Salem, NC 27155
FAX: (336)251-0651

January 30, 2014

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

David Lewis

VA Claim No:

Veteran SSN:

To Whom it May Concern:

This is an appeal under the Freedom of Information Act.

On January 2, 2014, the undersigned requested, on behalf of Veteran David Lewis, a complete copy of the Veteran's C-File under the Freedom of Information Act (FOIA). *See attached.* Veteran David Lewis has waived Privacy Act protection so that the documents requested may be disclosed to the undersigned company. *See attached.* The FOIA Request was served on January 2, 2014, and received by the VA Regional Office - Winston Salem, NC on January 2, 2014. *See attached.* The VA Regional Office FOIA Officer has not provided the requested documents in the time permitted by law.

Lewis is seeking production of documents related to both her and her late husband's VA benefits. The Dept. of Veterans Affairs is the Agency last known to have particular documents requested that are relevant and material to his appeal.

The VA's 20 working days to respond to that request have passed on January 23, 2014.

This is an appeal of the VA's failure to respond to the January 2, 2014, FOIA request. The undersigned is aware of no legitimate reason for the VA to withhold production and/or for the VA to have failed to diligently search for the documents last known to be in the possession of and/or for the VA fail to respond to the production of the documents requested pursuant to the January 2, 2014, FOIA request.

An agency is required to make a "determination" on the merits of a FOIA appeal within 20 working days of receipt. 5 U.S.C. § 552(a)(6)(A)(ii).

Our company has retained FOIA Litigation Counsel, and is prepared to initiate a FOIA suit in the appropriate Federal District Court seeking disclosure of the documents, damages, and reasonable attorney fees and costs should the VA fail to respond or improperly deny this appeal as required by the Freedom of Information Act. The company intends to prove in that suit that the VA has a pattern and practice of ignoring and/or failing to comply with FOIA Law and Regulations.

Please feel free to contact the understated at the contact information below to discuss any aspect of my appeal.

Thank you for your prompt consideration of this appeal.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS
Email: FOIA@VetlawUS.com

Encl (1) Privacy Act Waiver signed by David Lewis
Proof of Fax Receipt, FOIA Request
FOIA Request January 2, 2014

cc David Lewis / alf-ARV /file
FOIA Litigation Counsel

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 64044274
Date: January 30, 2014 11:36:19 AM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

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Maxemail Send Job Confirmation For Job ID 64044274

=====

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Job Information

Maxemail Job ID: 64044274
Number of Pages : 0011
Recipient Count : 3
Total Charges : \$0.70
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) David Lewis - FOIA Appeal Packet.pdf

Recipient Delivery Summary

Delivered : 2
Errored : 1

Rec Fax Number	Pgs*	Duration	Calls	Status	Charge
0000 2022739037	0011	00:03:35	2	Delivered	\$0.35
0001 2022736388	0011	00:03:08	1	Delivered	\$0.35
0002 3362510651	0000	00:00:00	2	Failed	\$0.00

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Individual Call Detail

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Call Detail for Item 00000 ID 4311498 Sent To 2022739037 0011 Pages Delivered

Date/Time	Duration	Pgs*	Status	Charge
01/30-11:23	00:00:29	0	Destination Ran Out of P	n/a
01/30-11:39	00:03:06	11	Transmission Successful	n/a

Call Detail for Item 00001 ID 4311499 Sent To 2022736388 0011 Pages Delivered

Date/Time	Duration	Pgs*	Status	Charge
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01/30-11:28 00:03:08 11 Transmission Successful n/a
Call Detail for Item 00002 ID 4311500 Sent To 3362510651 0000 Pages Delivered
Date/Time Duration Pgs* Status Charge
01/30-11:22 00:00:00 0 Reorder or Circuit Busy n/a
01/30-11:29 00:00:00 0 Voice Answered Fax Numbe n/a

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End Of Report
=====
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VETLAW US

a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the National Personnel Records Center (NPRC), the National Archives (NARA), the Social Security Administration (SSA), and the Office of Personnel Management (OPM) and any other Federal Agency containing my Veterans claim records, my military service records and/or military medical records to disclose fully and promptly to VetlawUS, a Satisfied Mind, LLC d/b/a, any and all records contained in my file(s) which this company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.

This authorization does not constitute a Power of Attorney or Retainer or any other form of agreement which would require this attorney to represent me.

Thomas Edward Bylund

THOMAS EDWARD BYLUND

11-2-2015

DATE


VA Claim Number


Social Security Number

(210) 243-1927

Telephone Number

VETLAW US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
email: foia@vetlawus.com

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
VA Regional Office, Houston
6900 Almeda Road 362
FAX: (713) 383-2607
Email: FOIA.VBAHOU@va.gov

November 11, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran: Thomas Bylund
Claim No: 

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a, on behalf of Thomas Bylund (Veteran). Enclosed please find a copy of a Privacy Act Waiver signed by Thomas Bylund (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Thomas Bylund's (Veteran) VA claims, to include all documents in the right flap, left flap and center flap, and all electronic documents in any VBA file related to Veteran Thomas Bylund's Title 38 Claim(s), including but not limited to "Virtual VA", VBMS-A, VBMS-R, and VBMS-D.

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests, require that the records be produced in the format sought by the requester, if the record is readily reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format:

FOIA REQUEST to VA Regional Office (Houston)
November 11, 2013

Page 2

- a) in one single PDF (Portable Document File) file;
- b) with **no** watermark, stamps, markings, writings, and/or any type of designation that is intended to identify the record as a "copy" that:
 - i) do not appear on the original records;
 - ii) appear on/in/over all or part of the body or substance of any page(s) or portion(s) of pages of the document; and/or,
 - iii) could in any way interfere with the ability of the requester to use/apply optical character recognition tools to make the PDF file text searchable;
- c) with each individual page bates-stamped; and,
- d) delivered either:
 - i) on one of the following types of media: DVD-R, CD-R, thumb drive, and/or flash drive using in sufficiently padded packaging material to prevent damage to that CD-R, thumb and/or flash drive;
 - or,
 - ii) by electronic mail to foia@vetlawus.com

Please take special care to ensure that both sides of any two-sided documents produced in response to this request are included in the response, and are scanned into a PDF in such a way that "bleed-through" from one side of the document to the other does not occur.

3. TIME FOR RESPONSE. Please note that this request for documents is being made pursuant to the Privacy Act, 5 U.S.C. § 552, and the Freedom of Information Act (FOIA), 5 U.S.c. § 552a, as well as 38 C.F.R. §1.550 and 38 C.F.R. § 1.577. Your agency has a duty to respond to this request within **TWENTY (20) BUSINESS DAYS** of the date of this request pursuant to 5 U.S.C. § 552 (a)(6)(A)(2)(i).

FOIA REQUEST to VA Regional Office (Houston)
November 11, 2013

Page 3

Additionally, although an extension of time to respond may be requested, it may only be granted for "unusual circumstances." "Predictable agency workload" is not typically considered an unusual circumstance as stated in 5 U.S.C. § 552(a)(6)(C)(ii). Moreover, even to the extent that unusual circumstances could be demonstrated in this instance, the time limit for the extension is limited to "10 working days" pursuant to 38 C.F.R. § 1.553(d).

Please also be aware that your agency's failure to respond to this request within twenty business (20) days can result in the filing of an administrative appeal with the office of the Secretary of the Department of Veterans Affairs pursuant to 38 C.F.R. § 1.557 and 5 U.S.C. § 552(a)(6)(A)(2)(ii), and/or, the filing of a federal lawsuit to compel the production of the information. In any such appeal or lawsuit, the undersigned intends to seek not only injunctive and/or monetary relief related to this request, but to the extent permitted by law, injunctive and/or monetary relief based on the Department of Veteran's Affairs patterns and/or practices of responding to FOIA requests in a manner violative of the FOIA, as well as attorney fees and litigation expenses, and any other remedy/relief available at law.

4.) Point of Contact. As discussed above, please respond to this request within twenty (20) business days. I may be contacted at foia@vetlawus.com. Thank you very much in advance for your assistance.

Cordially,

LeNora A.

FOIA Officer | VetlawUS

Encl (1) Privacy Act Waiver

cc tb/db/file

VETLAW US

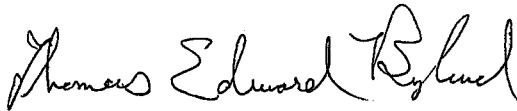
a Satisfied Mind, LLC d/b/a
P.O. Box 743485
Dallas, Texas 75374

PRIVACY ACT WAIVER

In order to waive my rights under the Privacy Act, 5 U.S.C. § 552a(b), and under any other federal or state law or regulation which controls access to my records, I give my prior written consent to the Department of Veterans' Affairs, the National Personnel Records Center (NPRC), the National Archives (NARA), the Social Security Administration (SSA), and the Office of Personnel Management (OPM) and any other Federal Agency containing my Veterans claim records, my military service records and/or military medical records to disclose fully and promptly to VetlawUS, a Satisfied Mind, LLC d/b/a, any and all records contained in my file(s) which this company may request.

If these records include information protected under 38 U.S.C. § 7332 about drug abuse, infection with human immunodeficiency virus (HIV), alcoholism or alcohol abuse or sickle sick anemia, I specifically consent to that disclosure as well.


This authorization does not constitute a Power of Attorney or Retainer or any other form of agreement which would require this attorney to represent me.



THOMAS EDWARD BYLUND

11-2-2015

DATE


VA Claim Number


Social Security Number

(210) 243-1927
Telephone Number

Begin forwarded message:

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63093936
Date: November 11, 2013 9:24:12 AM CST
To: Satisfiedmindllc@gmail.com

=====
Maxemail Send Job Confirmation For Job ID 63093936
=====

Job Information

Maxemail Job ID : 63093936
Number of Pages : 0018
Recipient Count : 1
Total Charges : \$0.65
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Bylund-Thomas.FOIA Request CFile (VETLAWUS VETERAN)(PDF).pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec	Fax Number	Pgs*Duration	Calls	Status	Charge
0000	7133832607	0018	00:06:25	1	Delivered \$0.65

=====
Individual Call Detail
=====

Call Detail for Item 00000 ID 3353582 Sent To 7133832607 0018 Pages Delivered

Date/Time	Duration	Pgs*Status	Charge
11/11-09:30	00:06:25	18 Transmission Successful	n/a

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End Of Report
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DEPARTMENT OF VETERANS AFFAIRS
REGIONAL OFFICE
6900 ALMEDA ROAD
HOUSTON, TX 77030



December 02, 2013

In Reply Refer To: 362/21PA/SD

RE: THOMAS E. BYLUND

VETLAW US
A Satisfied Mind, LLC D/B/A
PO BOX 743485
DALLAS, TX 75374

Dear Sir or Madam:

This acknowledges receipt of your recent Freedom of Information Act (FOIA) - Privacy Act request, and to inform you of the decision to grant to you access to the requested records if found and not exempted from disclosure by law. Any releasable sections of the requested records shall be provided to you after deletion of the parts that are exempt.

Requests under the Freedom of Information and Privacy Act (FOIA/PA) are typically processed in the order in which they are received. Therefore, the production of your records may be delayed because numerous requests are pending.

Should you have further questions or concerns, please call our toll free number listed at the bottom of this page, and a Veterans Service Representative will gladly assist you.

Sincerely yours,

Emile Dufrene
Emile Dufrene
Chief, Veterans Service Center

VA Assistance: 1-800-827-1000

From: MaxEmail Send<SendAdmin@maxemail.com>
Subject: MaxEmail Send Delivery Report Job 63790291
Date: January 9, 2014 1:36:37 PM CST
To: Chris@attiglawfirm.com
Cc: foia@vetlawus.com

=====
Maxemail Send Job Confirmation For Job ID 63790291
=====

Job Information

Maxemail Job ID : 63790291
Number of Pages : 0009
Recipient Count : 1
Total Charges : \$0.30
Report Time Zone: America/Chicago (GMT-0600)

File Summary

- 1) Fax cover page
- 2) Thomas Bylund - FOIA Appeal.pdf

Recipient Delivery Summary

Delivered : 1
Errored : 0

Rec Fax Number	Pgs*Duration	Calls	Status	Charge
0000 7133832607	0009	00:02:37	1	Delivered \$0.30

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Individual Call Detail
=====

Call Detail for Item 00000 ID 4047646 Sent To 7133832607 0009 Pages Delivered

Date/Time	Duration	Pgs*Status	Charge
01/09-13:38	00:02:37	9 Transmission Successful	n/a

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End Of Report
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VetLaw US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
Email: foia@vetlawus.com
Fax: (214) 550-2544

FREEDOM OF INFORMATION ACT APPEAL

VIA CERTIFIED MAIL (RETURN RECEIPT REQUESTED)

General Counsel (024),
Department of Veterans Affairs,
810 Vermont Avenue, NW,
Washington, DC 20420
CMRRR Article Number 7196 9008 9111 0796 5942

VIA FACSIMILE

FOIA/Privacy Act Officer: LaRonda Jones
Houston VA Regional Office
6900 Almeda Road
Houston, TX 77030
FAX: (713)383-2607

January 9, 2014

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran: Thomas Bylund

VA Claim No: [REDACTED]

Veteran SSN: [REDACTED]

To Whom it May Concern:

This is an appeal under the Freedom of Information Act.

On November 11, 2013, the undersigned requested, on behalf of Veteran Thomas Bylund, a complete copy of the Veteran's C-File under the Freedom of Information Act (FOIA). *See attached.* Veteran Thomas Bylund has waived Privacy Act protection so that the documents requested may be disclosed to the undersigned company. *See attached.* The FOIA Request was served on November 11, 2013, and received by the Houston VA Regional Office on November 11, 2013. *See attached.* The VA Regional Office FOIA Officer has not provided the requested documents in the time permitted by law.

Page 2

The Dept. of Veterans Affairs is the Agency last known to have particular documents requested that are relevant and material to his appeal.

The VA's 20 working days to respond to that request have passed on December 10, 2013.

This is an appeal of the VA's failure to respond to the November 11, 2013, FOIA request. The undersigned is aware of no legitimate reason for the VA to withhold production and/or for the VA to have failed to diligently search for the documents last known to be in the possession of and/or for the VA fail to respond to the production of the documents requested pursuant to the November 11, 2013, FOIA request.

An agency is required to make a "determination" on the merits of a FOIA appeal within 20 working days of receipt. 5 U.S.C. § 552(a)(6)(A)(ii).

Our company has retained FOIA Litigation Counsel, and is prepared to initiate a FOIA suit in the appropriate Federal District Court seeking disclosure of the documents, damages, and reasonable attorney fees and costs should the VA fail to respond or improperly deny this appeal as required by the Freedom of Information Act. The company intends to prove in that suit that the VA has a pattern and practice of ignoring and/or failing to comply with FOIA Law and Regulations.

Please feel free to contact the understated at the contact information below to discuss any aspect of my appeal.

Thank you for your prompt consideration of this appeal.

Cordially,
Amy R. Vazquez
FOIA Officer, VetLawUS
Email: FOIA@VetlawUS.com

Encl (1) Privacy Act Waiver signed by Thomas Bylund
Proof of Fax Receipt, FOIA Request
FOIA Request November 11, 2013

cc Thomas Bylund / alf-ARV /file
FOIA Litigation Counsel

VETLAW US

a Satisfied Mind, LLC d/b/a
5307 E. Mockingbird Lane, 5th Floor
Dallas, Texas 75206
email: foia@vetlawus.com

FREEDOM OF INFORMATION ACT REQUEST

VIA FACSIMILE

FOIA/Privacy Act Officer
VA Regional Office, Houston
6900 Almeda Road 362
FAX: (713) 383-2607
Email: FOIA.VBAHOU@va.gov

November 11, 2013

RE: FREEDOM OF INFORMATION ACT REQUEST

Veteran:

Thomas Bylund

Claim No:

To Whom it May Concern:

This is a request for documents under 38 C.F.R. §1.577, the Freedom of Information Act (FOIA), 5 U.S.C. § 552, and the Privacy Act, 5 U.S.C. § 552a, on behalf of Thomas Bylund (Veteran). Enclosed please find a copy of a Privacy Act Waiver signed by Thomas Bylund (Veteran). This request is properly made via facsimile as it contains the signature of the requester.

1. IDENTIFICATION OF DOCUMENTS. I hereby request a copy of all documents contained in any VA claims folder for any of Thomas Bylund's (Veteran) VA claims, to include all documents in the right flap, left flap and center flap, and all electronic documents in any VBA file related to Veteran Thomas Bylund's Title 38 Claim(s), including but not limited to "Virtual VA", VBMS-A, VBMS-R, and VBMS-D.

2. FORM/FORMAT IN WHICH TO PRODUCE INFORMATION. The FOIA and the VA's own internal policies related to FOIA requests, require that the records be produced in the format sought by the requester, if the record is readily reproducible in that form or format. As such, the undersigned requests that the above-identified documents be produced in the following format: