

6/21/2021

Gmail - FOIA Request for Karen Mulcahy's copy of Attachment A that she submitted with the 10/4/16 Request for No. Engagement Mem...



carlton hooker <carltonhooker@gmail.com>

FOIA Request for Karen Mulcahy's copy of Attachment A that she submitted with the 10/4/16 Request for No. Engagement Memorandum on Carlton Hooker.

1 message

carlton hooker <carltonhooker@gmail.com>

Fri, Feb 26, 2021 at 11:01 AM

To: OGC FOIA Requests <ogcfoiarequests@va.gov>, deana.marakowski@va.gov, "Tierney, Brian (OGC)" <brian.tierney@va.gov>, "Karen L. Mulcahy" <karen.mulcahy@va.gov>, maria.chapa@usdoj.gov, SECVA <secva@va.gov>, denis.mcdonough@va.gov

To: OGC FOIA Request Mailbox

From: Mr. Carlton E. Hooker Jr.

Date: 02/26/2021

At this time, I am making a FOIA Request for OGC Regional Counsel Attorney's Karen Lynn Mulcahy's copy of the following attachment she submitted with the 10/4/16 Request for No Engagement Memorandum on me.

Attachment A: November 21, 2013 - Order of Dismissal from EEOC Administrative Judge, William Rodriguez in EEOC Case No. 2001-0516-2013101717, in which that judge described my behavior as "contumacious, antagonistic, and very aggressive."

It is clear that Ms. Deana Marakowski is assisting Ms. Mulcahy in concealing her copy of that record from me as evidenced by her fraudulent FOIA responses.

I did not submit Attachment A to that Memorandum to get myself banned, for which I found that Order in the Investigative File for EEOC Case No. 2001-0516-2013101717, that only myself and Ms. Mulcahy would have access to.

Therefore, Ms. Karen Mulcahy will have 20 days to turn over Attachment A, or I will take her to court, and she will risk going to prison for violating the following: 18 U.S. Code § 2071(b) - Concealment, removal, or mutilation generally where it states as follows: (b)Whoever, having the custody of any such record, proceeding, map, book, document, paper, or other thing, willfully and unlawfully conceals, removes, mutilates, obliterates, falsifies, or destroys the same, shall be fined under this title or imprisoned not more than three years, or both; and shall forfeit his office and be disqualified from holding any office under the United States.

In closing, I will attach United States Attorney, Maria Chapa Lopez and VA Secretary, Denis McDonough to this email to make sure Ms. Mulcahy complies and turns her copy of Attachment A over to me.

(1)



U.S. Department of Veterans Affairs
Office of General Counsel
Information and Administrative Law Group

810 Vermont Avenue NW
Washington DC 20420
www.va.gov/ogc

In Reply Refer To:

FOIA No.: 21-03853-F

March 26, 2021

Mr. Carlton Hooker
Email: carltonhooker@gmail.com

Dear Mr. Hooker:

This letter is the Initial Agency Decision to your February 26, 2021, Freedom of Information Act (FOIA), 5 U.S.C. § 552 request. You submitted your request to the United States Department of Veterans Affairs, Office of General Counsel.

On February 26, 2021, you submitted a FOIA request to the Office of General Counsel where you requested a copy of *“OGC Regional Counsel Attorney’s Karen Lynn Mulcahy’s copy of the following attachment she submitted with the 10/4/16 Request for No Engagement Memorandum on me. Attachment A: November 21, 2013 – Order of Dismissal from EEOC Administrative Judge, William Rodriguez in EEOC Case No. 2001-0516-2013101717, that only myself and Ms. Mulcahy would have access to.”*

In conducting a search for information possibly responsive to your very specific request, which included a search of the Office of General Counsel’s internal database, your name was utilized as the key term for the search. Upon conducting the search of the internal database, I was unable to locate *“No Engagement Letter Attachment A”*. Therefore, I am providing a “no records” response.

After conducting a reasonable search for records, I have concluded that the Office of General Counsel does not have records responsive to your request. Courts have determined that reasonableness of an agency’s search can depend on whether the agency properly determined where responsive records were likely to be found and searched those locations. [See *Iacoe v. IRS*, No. 98-C-0466, 1999 WL 675322, at *4 (E.D. Wis. July 23, 1999) (recognizing that agency “diligently searched for the records requested in those places where [agency] expected they could be located”)]. Record search inquiries were made to the appropriate office. This search was conducted by utilizing the search criteria as defined in your request. At the conclusion of the search, a “no records” response was provided for responsive records to your request.

Consequently, I am denying your request due to the Office of General Counsel not having documents that are responsive to your request.

(2)

Appeal Rights

If you disagree with the “no records” response, or wish to appeal, please be advised you may appeal to:

Office of General Counsel (024)
Department of Veterans Affairs
810 Vermont Avenue, N.W.
Washington, D.C. 20420
E-mail: ogcfoiaappeals@va.gov

Public Liaison and OGIS Options

For any questions regarding the processing of this request, you have the right to seek assistance from the VA FOIA Public Liaison or the Office of Government Information Services (OGIS). As part of the 2007 FOIA amendments, the Office of Government Information Services (OGIS) was created to offer mediation services. Similarly, as part of the FOIA Improvement Act of 2016, VA established a FOIA Public Liaison to offer mediation services. You may contact OGIS and the VA Public Liaison in any of the following ways:

Office of Government Information Services
National Archives and Records Administration
Room 2510
8601 Adelphi Road
College Park, MD 20740-6001

E-mail: ogis@nara.gov
Telephone: 202-741-5770
Facsimile: 202-741-5769
Toll-free: 1-877-684-6448

VA FOIA Public Liaison:
Doloras Johnson
VA FOIA Service
810 Vermont Avenue, NW (005R1C)
Washington, DC 20420

E-mail: vacofoiaservice@va.gov
Telephone: 1-877-750-3642
Facsimile: 202-632-7581

Sincerely yours,



Greg Draves
FOIA/Privacy Officer
Office of General Counsel

6/21/2021

Gmail - Fwd: Appeal of OGC Response to 21-03853-F and demand for Administrative Investigation of Karen Lynn Mulcahy.



carlton hooker <carltonhooker@gmail.com>

Fwd: Appeal of OGC Response to 21-03853-F and demand for Administrative Investigation of Karen Lynn Mulcahy.

4 messages

carlton hooker <carltonhooker@gmail.com>

Fri, Mar 26, 2021 at 12:19 PM

To: OGC FOIA Appeals <ogcfoiaappeals@va.gov>, SECVA <secva@va.gov>, "Tierney, Brian (OGC)" <brian.tierney@va.gov>, "denis.mcdonough@va.gov" <denis.mcdonough@va.gov>

To: OGC FOIA Appeals

From: Carlton E. Hooker Jr.

Date: March 26, 2021

At this time, I am appealing the VA's fraudulent response as it pertains to Attachment A, that is in the possession of OGC thru Bay Pines Regional Counsel Attorney Karen Mulcahy.

In the request for No Engagement Memorandum, the VA used an EEOC Order which accused me of specific bad behaviors.

Only two people had copies of that order from Judge Rodriguez, which was used in the 10/4/16 Request to place me on a No Engagement with the Bay Pines VAHCS, and that would be myself and Karen Mulcahy.

I have my copy, which I would have not submitted to get myself banned, which means if Karen Mulcahy doesn't have it, then I demand that she is charged with Concealment/Destruction of a Government Record in accordance with 18 USC 2071(b).

I'm giving her 20 days to make her copy of that document materialize, and if she doesn't turn it over, I'm demanding an Administrative Investigation against her by the VA Secretary in accordance with Administrative Handbook 0700.

Please acknowledge receipt of my appeal in conjunction with my request to the VA Secretary. Denis McDonough for an administrative investigation into concealment/destruction of a government record by Karen Mulcahy.

Carlton E. Hooker Jr. - Appellant

----- Forwarded message -----

From: Wood, Darrick <noreply@ains.com>

Date: Fri, Mar 26, 2021 at 12:00 PM

Subject: OGC Response to 21-03853-F

To: <carltonhooker@gmail.com>

CC: <OGCFOIARequests@va.gov>

Hooker:

Please review the attached letter which is in response to your February 26, 2021, FOIA/PA request to the Office of General Counsel.

Thank you for your interest in the VA.

Hooker - 21-03853-F IAD.pdf
281K

OGC FOIA Appeals <ogcfoiaappeals@va.gov>

Fri, Mar 26, 2021 at 12:35 PM

To: "carltonhooker@gmail.com" <carltonhooker@gmail.com>

(3)

6/21/2021

Gmail - Fwd: Appeal of OGC Response to 21-03853-F and demand for Administrative Investigation of Karen Lynn Mulcahy.

Good afternoon. Your FOIA Appeal for 21-03853-F has been received. Attached is our acknowledgment letter for your appeal.

Respectfully,

OGCFOIAAppeals@va.gov

Office of General Counsel (024)

Information & Administrative Law Group

Department of Veteran Affairs

810 Vermont Avenue

Washington DC 20420

[Quoted text hidden]

 **Hooker 154009.pdf**
123K

carlton hooker <carltonhooker@gmail.com>

Fri, Mar 26, 2021 at 12:58 PM

To: "Knight, Tracy" <tracy.knight@va.gov>, OGC FOIA Appeals <ogcfoiaappeals@va.gov>, SECVA <secva@va.gov>, "Tierney, Brian (OGC)" <brian.tierney@va.gov>, "darrick.wood@va.gov" <darrick.wood@va.gov>, "denis.mcdonough@va.gov" <denis.mcdonough@va.gov>

Received, thank you. You got 20 days to go get it from her! It's clear that Karen Mulcahy is not a Veteran, but I am. Hence the name Department of Veterans Affairs.

The VA should be handling this matter on my behalf instead of covering up the actions of a non-veteran named Karen Mulcahy who used her position as a VA employee to get this veteran illegally banned from the Bay Pines VAHCS for life.

She has filed a false police report against me. She is withholding an EEOC order she submitted along with that false report to get me banned. I will not rest until she is fired for her malicious actions against me.

Carlton E. Hooker Jr. - Veteran

[Quoted text hidden]

carlton hooker <carltonhooker@gmail.com>

Fri, Jun 18, 2021 at 12:18 PM

To: "Karen L. Mulcahy" <karen.mulcahy@va.gov>, "Knight, Tracy" <tracy.knight@va.gov>, OGC FOIA Appeals <ogcfoiaappeals@va.gov>, SECVA <secva@va.gov>, "Tierney, Brian (OGC)" <brian.tierney@va.gov>, "darrick.wood@va.gov" <darrick.wood@va.gov>, "denis.mcdonough@va.gov" <denis.mcdonough@va.gov>, "gregory.draves@va.gov" <gregory.draves@va.gov>

To: OGC FOIA Appeals

From: Mr. Carlton E. Hooker Jr.

Date: June 18, 2021

I guess I can now file my FOIA Lawsuit in Washington DC since Ms. Karen Mulcahy refuses to turn over Attachment A that she provided to Central Office as part of the evidence submitted in the 10/4/16 Request for No Engagement Memo.

I have my copy of Attachment A, which I would have not submitted as evidence to get myself banned from Bay Pines.

Either she turns over Attachment A from Judge Rodriguez, or I'm going to expose her for the fraud she is.

Respectfully submitted by,

6/21/2021

Gmail - Fwd: Appeal of OGC Response to 21-03853-F and demand for Administrative Investigation of Karen Lynn Mulcahy.

Mr. Carlton E. Hooker Jr.

[Quoted text hidden]

VA



U.S. Department of Veterans Affairs
Office of General Counsel
Information and Administrative Law Group

810 Vermont Avenue NW
Washington DC 20420
www.va.gov/ogc

In Reply Refer To: 024T
OGC Case #: 154009

March 26, 2021

Carlton Hooker
carltonhooker@gmail.com

Re: FOIA # 21-03853-F

Dear Mr. Hooker:

This is to acknowledge receipt of your March 26, 2021, Freedom of Information Act (FOIA) Appeal. You are appealing the March 26, 2021, decision by the VA Office of General Counsel FOIA Office.

We are in the process of obtaining relevant records and/or information concerning your appeal. Once that information is received from the facility that denied your initial request, your appeal will be assigned to a FOIA attorney within our office. Please be aware that all appeals to our office are processed in the order in which they are received (i.e., on a first-in/first-out basis.) Given the variant circumstances that affect the length of time required to respond to each appeal, including the number and size of documents requested, the need to retrieve those records, the complexity of the legal issues involved, and the current workload of the responsible attorney, it is difficult to determine precisely when a decision will be rendered in a particular case. Currently, we are unable to offer an estimate as to when your appeal will be completed.

We will issue you a final determination in writing once a decision is made on your appeal. While we process your appeal, if you have any questions about this matter, you can contact us at (202) 461-7684 or OGCFOIAAppeals@va.gov.

We appreciate your patience while we process your appeal.

Sincerely,

Tracy Knight

Tracy Knight
Government Information Specialist

(4)