

EXHIBIT B



U.S. Department of Justice

Bureau of Alcohol, Tobacco,
Firearms and Explosives

www.atf.gov

August 24, 2021

REFER TO: 2021-0818

Mr. Robert J. Olson, Esquire
William J. Olson, PC
Attorneys-at-Law
370 Maple Avenue West, Suite 4
Vienna, Virginia 22180-5615
wjo@mindspring.com

Dear Mr. Olson:

This is to acknowledge receipt of your Freedom of Information Act (FOIA)/Privacy Act request dated April 28, 2021, and received by the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) on April 28, 2021, in which you requested records concerning the NICS audit log. Your request has been assigned number 2021-0818. Please refer to this number on any future correspondence.

You requested a fee waiver. On the basis of all of the information available to me, I have concluded that your request for a waiver of fees should be granted. The statutory standard for evaluating fee waiver requests provides that fees shall be waived or reduced "if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester." 5 U.S.C. § 552(a)(4)(A)(iii). In determining whether you have satisfied this statutory standard, I considered the six factors set forth in the Department of Justice regulation that puts this statutory standard into effect. See 28 C.F.R. § 16.10(k). The first four of these factors concern the "public interest" test; the fifth and six factors concern whether your interest in the records is primarily commercial.

Since the records you seek concern the operations or activities of ATF, are of public interest, and you do not appear to have an overriding commercial interest in the records, we have determined that you have satisfied the factors of the public interest requirement. Therefore, you will not be charged for any portion of FOIA processing fees that would otherwise be applicable in the processing of this request.

Mr. Robert J. Olson, Esquire

If you have any questions or wish to discuss any aspect of your request, you may contact our FOIA Public Liaisons, Darryl Webb or Zina Kornegay, at (202) 648-7390.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Siple".

Adam C. Siple
Chief
Information and Privacy Governance Division