# Exhibit A

From: foia\_hq@epa.gov

**Sent:** Tuesday, June 21, 2022 11:49 AM

**To:** Meredith Stevenson

**Subject:** FOIA Request EPA-2022-004963 Submitted

This message is to confirm your request submission to the FOIAonline application: <u>View Request</u>. Request information is as follows:

Tracking Number: EPA-2022-004963Requester Name: Meredith Stevenson

Date Submitted: 06/21/2022
 Request Status: Submitted
 Description: Please see attached.

**From:** foia\_hq@epa.gov

Sent: Wednesday, June 22, 2022 1:51 PM

To: Meredith Stevenson ingram.earl@epa.gov

**Subject:** FOIA Request Assignment 2022-004964 **Attachments:** FOIA Request Assignment Letter.pdf

06/22/2022

Meredith Stevenson 303 Sacramento Street San Francisco, CA, 94115

mstevenson@centerforfoodsafety.org

RE: Freedom of Information Act Request - EPA-2022-004964

Hello:

This letter concerns the above-mentioned Freedom of Information Act (FOIA) request, submitted to the U.S. Environmental Protection Agency (EPA), National FOIA Office (NFO) on 06/21/2022. You are seeking the following records: Please see attached..

Your FOIA request was assigned for processing. If you have any questions about your request, please contact the office mentioned below and reference your FOIA request tracking number EPA-2022-004964.

Office of Chemical Safety & Pollution Prevention FOIA Program: You may contact OCSPP's Earl Ingram at (703) 305-5456 or ingram.earl@epa.gov.

If you need any further assistance or would like to discuss any aspect of your request, you may seek assistance from EPA's FOIA Public Liaison at hq.foia@epa.gov or call (202) 566-1667. You may also seek assistance from the Office of Government Information Services (OGIS). You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001; email: ogis@nara.gov; telephone: (202) 741-5770 or (877) 684-6448; or fax: (202) 741-5769. For all media inquiries, please contact press@epa.gov.

Sincerely,

National FOIA Office
U.S. Environmental Protection Agency

**From:** foia\_hq@epa.gov

Sent: Wednesday, June 22, 2022 1:04 PM

**To:** Meredith Stevenson

**Subject:** EPA-2022-004963 - Assignment **Attachments:** FOIA Request Assignment Letter.pdf

06/22/2022

Meredith Stevenson 303 Sacramento Street San Francisco, CA, 94111

mstevenson@centerforfoodsafety.org

RE: Freedom of Information Act Request - EPA-2022-004963

Hello:

Please see the attached letter.

Sincerely,

National FOIA Office U.S. Environmental Protection Agency

From: Awoniyi, Oladele <Awoniyi.Oladele@epa.gov>

**Sent:** Monday, June 27, 2022 2:12 PM

**To:** Meredith Stevenson

Cc: Ingram, Earl

**Subject:** FW: Updates on EPA-2022-004889, EPA-2022-004890, EPA-2022-004963, and V=

EPA-2022-004964

Good afternoon, Ms. Stevenson,

Thank you for your email. We are conducting our initial analysis of your requests. Following this, we will provide you with any questions that we might have regarding the subjects of your requests and the estimated date of completion. Please expect to hear from us in the next two weeks.

Sincerely,

Dala Avvanivi |

Dele Awoniyi |

Lead Government Information Specialist (FOIA)

Public Information & Records Integrity Branch Communications Services and Information Division

U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Monday, June 27, 2022 1:29 PM
To: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: Updates on EPA-2022-004889, EPA-2022-004890, EPA-2022-004963, and V= EPA-2022-004964

Hello,

I saw last week that all the above FOIA requests have been assigned to you. When possible, please provide me with an estimated completion date for these requests.

Please don't hesitate to reach out regarding these requests if you think that narrowing any of them would be more efficient.

Best,

Meredith Stevenson

**From:** Meredith Stevenson

Sent: Monday, September 19, 2022 11:57 AM

To: Awoniyi, Oladele Cc: Ingram, Earl

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

## Good morning,

Thank you again for speaking with me about this request last week. On our call, you said you would need to first identify the federal partners before providing an initial determination. When do you anticipate you will have the determination and estimated completion date?

Meredith

From: Meredith Stevenson

**Sent:** Monday, September 12, 2022 10:31 AM **To:** Awoniyi, Oladele <a href="mailto:Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Good morning,

Please provide us with the initial determination and estimated completion date for this request as soon as possible.

Thank you,

Meredith

From: Meredith Stevenson

Sent: Tuesday, September 6, 2022 3:32 PM

To: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Good evening,

We still have not received an estimated completion date or initial determination for this request. Please provide both as soon as possible, as required by FOIA.

Thank you,

Meredith

From: Meredith Stevenson

Sent: Thursday, August 18, 2022 9:16 PM

To: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >

# Case 1:23-cv-00209-ABJ Document 1-1 Filed 01/25/23 Page 7 of 27

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Good evening,

Will you still be able to provide an update tomorrow? These documents are important to our work, and we need an initial determination and estimated completion date.

Best,

Meredith

From: Meredith Stevenson

Sent: Monday, August 8, 2022 11:09 AM

To: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >; no-reply@foiaonline.gov

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Good morning,

Thank you for this update. However, we still need the initial determination and estimated date of completion, as required by FOIA. Please send this over as soon as possible.

Best,

Meredith

From: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >

Sent: Friday, August 5, 2022 3:45 PM

**To:** Meredith Stevenson < <u>MStevenson@CenterforFoodSafety.org</u>>; <u>no-reply@foiaonline.gov</u>

Cc: Ingram, Earl < Ingram. Earl@epa.gov >

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Good evening, Ms. Stevenson

Please be advised that we are in the process of generating a list of custodians and conducting an initial search for records responsive to your request.

We hope to provide you with an update by August 19, 2022.

Please do not hesitate to contact me if you have any questions.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

# Case 1:23-cv-00209-ABJ Document 1-1 Filed 01/25/23 Page 8 of 27

From: Awoniyi, Oladele

Sent: Wednesday, July 27, 2022 5:49 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>; no-reply@foiaonline.gov

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Dear Ms. Stevenson,

Thank you for your response. We are consulting with our subject matter experts to properly evaluate an estimated date of completion of your request based on your modifications.

We hope to provide you with an update by August 5, 2022.

Sincerely,

\_\_\_\_\_

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division

U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Sent: Monday, July 25, 2022 7:49 PM

To: no-reply@foiaonline.gov

**Cc:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>; Ingram, Earl < <u>Ingram.Earl@epa.gov</u>> **Subject:** RE: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Good evening,

Thank you for sending over this letter. To speed up production, we can narrow this request to:

Any and all communications between the United States Environmental Protection Agency (EPA) and federal partners mentioned on page ten of the March 2022 Difenoconazole Interim Registration Decision regarding difenoconazole's potential contribution to the development of triazole resistance in medical settings from January 2020 to the time the agency begins its search.

This narrows down the time period by an additional four years. Under these parameters, please make an initial determination as soon as possible. Also please let us know the estimated date of completion for this narrower request.

Thank you,

Meredith

Meredith Stevenson Staff Attorney Center for Food Safety

303 Sacramento Street, 2F, San Francisco, CA 94111

Cell: (574) 309-5620 | Tel: (415) 826-2770 | Fax: (415) 826-0507

E-mail: mstevenson@centerforfoodsafety.org

From: no-reply@foiaonline.gov <no-reply@foiaonline.gov>

Sent: Thursday, July 21, 2022 2:02 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

**Cc:** <u>awoniyi.oladele@epa.gov</u>; <u>ingram.earl@epa.gov</u>

Subject: Re: EPA-2022-004963 - Unusual Circumstances Letter and Time Extension Letter

Dear Ms. Stevenson,

Please see attached.

Sincerely,

Oladele Awoniyi
Public Information & Records Integrity Branch
Communications Services and Information Division
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency

From: admin@foiaonline.gov

**Sent:** Thursday, June 30, 2022 10:46 AM

**To:** Meredith Stevenson

**Subject:** FOIA Fee Waiver Disposition Reached for EPA-2022-004964

Your request for Fee Waiver for the FOIA request EPA-2022-004964 has been fully granted. Additional details for this request are as follows:

Request Created on: 06/21/2022

Request Description: Please see attached.

• Fee Waiver Original Justification: Please see attached.

• Fee Waiver Disposition Reason: N/A

From: Meredith Stevenson

**Sent:** Wednesday, July 20, 2022 4:29 PM

To: Ingram, Earl
Cc: Awoniyi, Oladele

**Subject:** EPA-2022-004964, EPA-2022-004963

Good evening,

My records indicate that the initial determination deadline for these two requests was yesterday, July 19, 2022. However, I have no yet heard from you. Please provide me with the initial determination and estimated date of completion as soon as possible.

Thank you,

Meredith

**From:** Meredith Stevenson

Sent: Monday, September 19, 2022 11:54 AM

To: Awoniyi, Oladele Cc: Ingram, Earl

**Subject:** RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Good morning,

Thank you again for speaking with me last week about this request. During our call, you said the second part of the modified request, the incident reports, should be easier to produce. When do you anticipate sending over those reports? And, overall we still need an initial determination and estimated completion date for this request as soon as possible.

Thank you,

Meredith

From: Meredith Stevenson

**Sent:** Tuesday, September 13, 2022 3:33 PM **To:** Awoniyi, Oladele <a href="mailto:Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Excellent, I look forward to discussing this with you tomorrow.

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Sent: Tuesday, September 13, 2022 3:08 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Great. I have sent you a TEAMS invite for 2 pm tomorrow,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

**Sent:** Tuesday, September 13, 2022 5:53 PM **To:** Awoniyi, Oladele <a href="mailto:Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a>

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Excellent, I am available at 2 tomorrow.

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Sent: Tuesday, September 13, 2022 2:51 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Good afternoon Ms. Stevenson,

We are available to meet with you anytime from 2 pm to 4 pm (Eastern time) on September 14, 2022.

Please let us know what time works for you.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)

Public Information & Records Integrity Branch

Communications Services and Information Division

U.S. Environmental Protection Agency (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Tuesday, September 6, 2022 6:29 PM

To: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Good evening,

We are uncertain as to how to narrow this request further, so I think a phone call would be helpful. I am available anytime next Tuesday September 13 or next Wednesday September 14. Do either of those days work for you?

Best,

Meredith

From: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov>

Sent: Friday, August 5, 2022 3:31 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>; no-reply@foiaonline.gov

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Good evening, Ms. Stevenson

Please be advised that this request is still broad. To reduce the estimated processing time, you may amend the search parameters by narrowing the custodians to managers and senior management.

Please do not hesitate to contact me if you have any questions.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Awoniyi, Oladele

Sent: Wednesday, July 27, 2022 5:49 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>; no-reply@foiaonline.gov

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Dear Ms. Stevenson,

Thank you for your response. We are consulting with our subject matter experts to properly evaluate an estimated date of completion of your request based on your modifications.

We hope to provide you with an update by August 5, 2022.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Monday, July 25, 2022 7:30 PM

To: no-reply@foiaonline.gov

**Cc:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>; Ingram, Earl < <u>Ingram.Earl@epa.gov</u>> **Subject:** RE: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Good evening,

Thank you for sending this over. We understand this is a broad request. We can narrow it to:

(1) All records, from April 2021 to the date of the agency's search, regarding EPA's review of the registration of the fungicide, difenoconazole; and (2) All incident reports filed pursuant to 7 U.S.C.A. § 136d(a)(2) concerning difenoconazole use, which were filed between April 2020 and the date of the agency's search.

Under these parameters, please make an initial determination as soon as possible. Also please let us know the estimated date of completion for this more narrow request.

Thank you,

Meredith

Meredith Stevenson Staff Attorney Center for Food Safety

303 Sacramento Street, 2F, San Francisco, CA 94111

Cell: (574) 309-5620 | Tel: (415) 826-2770 | Fax: (415) 826-0507

E-mail: mstevenson@centerforfoodsafety.org

From: no-reply@foiaonline.gov <no-reply@foiaonline.gov>

Sent: Thursday, July 21, 2022 2:14 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: awoniyi.oladele@epa.gov; ingram.earl@epa.gov

Subject: Re: EPA-2022-004964 - Unusual Circumstances and Time Extension Letter

Dear Ms. Stevenson,

Please see attached.

Sincerely,

Oladele Awoniyi
Public Information & Records Integrity Branch
Communications Services and Information Division
Office of Chemical Safety & Pollution Prevention
U.S. Environmental Protection Agency

From: Awoniyi, Oladele <Awoniyi.Oladele@epa.gov>

Sent: Thursday, January 12, 2023 3:57 PM

**To:** Meredith Stevenson

Cc: Ingram, Earl

**Subject:** Updates on EPA-2022-004889, PA-2022-003739, EPA-2022-004963, and

EPA-2022-004964.

Good afternoon Ms. Stevenson,

Please see our updates on your FOIA requests below:

# EPA-2022-004889

The records potentially responsive to the request are being collated.

## PA-2022-003739

The request is undergoing responsive records review.

# EPA-2022-004963

The request is undergoing a records search and review process.

## EPA-2022-004964

The request is undergoing a records search and review process.

Please let me know if you have additional questions.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)

Public Information & Records Integrity Branch

**Communications Services and Information Division** 

U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Tuesday, January 10, 2023 2:20 AM

To: Awoniyi, Oladele <Awoniyi.Oladele@epa.gov>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Excellent, I look forward to the update!

From: Awoniyi, Oladele < Awoniyi.Oladele@epa.gov>

Sent: Monday, January 9, 2023 8:28 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Hello Ms. Stevenson,

I'm sending you a quick note to let you know that we are reviewing the status of your requests and hope to provide an update by Friday, January 13, 2023.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Awoniyi, Oladele

Sent: Wednesday, January 4, 2023 5:51 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon Ms. Stevenson,

Happy New Year. Thank you for your email. I got back to the office today, so I will look through your cases and provide an update on Friday.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Monday, January 2, 2023 2:10 PM

To: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning,

I hope you had an excellent holiday break. I didn't hear back from you regarding the updates on <u>EPA-2022-004889</u>, <u>EPA-2022-004964</u>, and <u>EPA-2022-004963</u> that you hoped to provide during the week of December 12-16. Please send over those updates as soon as possible.

As for EPA-2022-003739, I look forward to an update next week as you indicated.

Best.

Meredith

From: Meredith Stevenson

**Sent:** Wednesday, December 14, 2022 12:23 PM **To:** Awoniyi, Oladele <a href="mailto:Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

Thank you for your update on 003739. I will check in again the second week of the new year.

As for <u>EPA-2022-004963</u> and <u>EPA-2022-004964</u> we narrowed the date range for these requests on our phone call about six weeks ago on November 2, 2022, and I asked about an updated estimated completion date on November 8, about five weeks ago. We need this information as soon as possible, as required by FOIA.

For <u>EPA-2022-004889</u> similarly you let me know about the similar request about six weeks ago on our phone call, and I have asked several times since then. This information is important to CFS, and we need an estimated completion date and initial determination as soon as possible.

Thanks,

Meredith

From: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >

Sent: Thursday, December 8, 2022 8:35 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: Ingram, Earl < <a href="mailto:lngram.Earl@epa.gov">lngram, Earl@epa.gov</a>>

**Subject:** RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good evening Ms. Stevenson,

Please see our updates on your FOIA requests below:

# PA-2022-003739

"Any and all documents concerning EPA's communications with the Centers for Disease Control and Prevention regarding fungal resistance as a result of fungicides registered under the Federal Insecticide, Fungicide, and Rodenticide Act from 2015 until now."

Unfortunately, we will be unable to complete the request next week due to limited resources compounded by the holiday season and employee leave. The first-level review of the potentially responsive records has been completed. We are working on the second-level review. We hope to finish our response by the second week of the New Year or earlier.

#### EPA-2022-004963

We are working on the initial search process. We hope to give you an additional update by next week.

## EPA-2022-004964

We are working on the initial search process. We hope to give you an additional update by next week.

## EPA-2022-004889

This request was reassigned to a caseworker working on a similar subject. We hope to give you an additional status update next week.

Please let me know if you have additional questions.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division

U.S. Environmental Protection Agency (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Friday, December 2, 2022 8:03 PM

To: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov>

Cc: Ingram, Earl < <a href="mailto:lngram.Earl@epa.gov">lngram, Earl@epa.gov</a>>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good evening,

I just wanted to check in about these three requests. Please provide updated estimated completion dates and an update on all three as soon as possible.

Thank you,

Meredith

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Sent: Thursday, November 17, 2022 4:07 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: Ingram, Earl < Ingram. Earl@epa.gov >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good evening Ms. Stevenson,

Please see our updates on the three referenced requests below:

# EPA-2022-004963

– Custodian list is being finalized. Once it is completed, we will conduct a soft search to give us an Idea of the potential volume of records for processing. We will provide an updated estimated completion date when that search result analysis is completed.

# EPA-2022-004964

Custodian list is being finalized. Once it is completed, we will conduct a soft search to give us an Idea of the potential volume of records for processing. We will provide an updated estimated completion date when that search result analysis is completed.

## EPA-2022-004889

# Case 1:23-cv-00209-ABJ Document 1-1 Filed 01/25/23 Page 20 of 27

The colleague we need to contact has been out of the office; I will follow up with her next week and get back to you as soon as I can.

Please do not hesitate to contact me if you have any more questions.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < <a href="MStevenson@CenterforFoodSafety.org">MStevenson@CenterforFoodSafety.org</a>>

**Sent:** Thursday, November 17, 2022 5:16 PM **To:** Awoniyi, Oladele <a href="mailto:Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a>

Cc: Ingram, Earl < Ingram. Earl@epa.gov >

**Subject:** RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

I didn't hear back from you about my questions below. Please provide us with an updated completion date for these three requests based on what we discussed during the call as soon as possible.

Thank you,

Meredith

From: Meredith Stevenson

**Sent:** Tuesday, November 8, 2022 11:59 AM **To:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

Following up on last week's call, I'm curious if you heard anything else about the similar request to EPA-2022-004889? If so, what is the estimated completion date?

As for the other two, with the revised date range and limited custodians, what are the new estimated completion dates?

Please let me know when you can.

Thank you,

Meredith

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>> Sent: Wednesday, November 2, 2022 3:18 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

# Case 1:23-cv-00209-ABJ Document 1-1 Filed 01/25/23 Page 21 of 27

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Great. No worries. Will do.

Thank you.

Dele Awoniyi |

Lead Government Information Specialist (FOIA)

Public Information & Records Integrity Branch

Communications Services and Information Division

U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

**Sent:** Wednesday, November 2, 2022 6:02 PM **To:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Oh, I apologize for my error. Let's keep it as April 2021.

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Sent: Wednesday, November 2, 2022 2:46 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

It was nice meeting with you again. Yes, I think that pretty much sums up what we discussed. The only part I would like to clarify is the search time period for EPA-2022-004964, the search period was from April 2021 to the date of search, would like to modify that to January 2018 to the date of search?

Kind regards

Dele Awoniyi |

Lead Government Information Specialist (FOIA)

Public Information & Records Integrity Branch

Communications Services and Information Division

U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Wednesday, November 2, 2022 4:31 PM

To: Ingram, Earl < <a href="mailto:lngram.Earl@epa.gov">!ngram, Earl@epa.gov</a> ; Awoniyi, Oladele < <a href="mailto:Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a> >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

Thank you so much for speaking with me today. Just to ensure we're on the same page, here's what I took from our call:

## EPA-2022-004963

We are now going to limit this to CDC only from January 2018-date of search, and we are going to limit custodians to the main decision makers if necessary.

#### EPA-2022-004964

We are limiting the custodians to high level decision makers from January 2018-date of search because the request is so broad.

#### EPA-2022-004889

You are reaching out to a colleague about a similar request and will let me know.

I will discuss having a call with you two and our CFS legal team every couple of months as well.

Best,

Meredith

From: Ingram, Earl < <a href="mailto:lngram.Earl@epa.gov">lngram.Earl@epa.gov</a>>
Sent: Wednesday, November 2, 2022 1:00 PM

To: Meredith Stevenson < <a href="MStevenson@CenterforFoodSafety.org">MStevenson@CenterforFoodSafety.org</a>; Awoniyi, Oladele < <a href="Awoniyi.Oladele@epa.gov">Awoniyi.Oladele@epa.gov</a>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Its at 4:00. We can move it back if you need us to.

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

**Sent:** Wednesday, November 2, 2022 3:58 PM **To:** Awoniyi, Oladele < Awoniyi. Oladele@epa.gov>

Cc: Ingram, Earl < Ingram. Earl@epa.gov >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

Is our call at 4 or 4:30? The invite is for 4, but your email says 4:30. Either is fine with me.

Meredith

From: Awoniyi, Oladele < Awoniyi.Oladele@epa.gov>

Sent: Monday, October 31, 2022 3:30 PM

**To:** Meredith Stevenson < <u>MStevenson@CenterforFoodSafety.org</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good evening, Ms. Stevenson,

Thank you for your response. I will be sending you a TEAMS invite for Wednesday at 4.30 pm (Eastern).

Sincerely,

Dala Arranivi |

Dele Awoniyi |

Lead Government Information Specialist (FOIA)

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Public Information & Records Integrity Branch Communications Services and Information Division U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Sent: Thursday, October 27, 2022 7:19 PM

To: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

I am available anytime after noon Pacific Time next Tuesday and anytime next Wednesday.

Meredith

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Sent: Thursday, October 27, 2022 4:15 PM

To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org >

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon Ms. Stevenson,

Thank you for your email. We want to work with you to narrow these requests. Please let us know your availability between Tuesday and Thursday next week.

Sincerely,

\_\_\_\_\_

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division

U.S. Environmental Protection Agency (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

**Sent:** Wednesday, October 26, 2022 1:36 PM **To:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning,

I still haven't heard back from you about these requests. We would like to work with you to narrow these requests further to have sooner estimated completion dates.

Meredith

From: Meredith Stevenson

Sent: Monday, October 17, 2022 1:47 PM

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To: Awoniyi, Oladele < Awoniyi. Oladele@epa.gov >

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good afternoon,

I didn't hear back from you about this. You provided an estimated completion date for 004964 which is later now than it was before we narrowed it. Originally, the estimated completion date was February 24, 2023.

Please let me know the reason for this, and please let me know if there is any way to further narrow EPA-2022-004963 or EPA-2022-004889 to receive the documents sooner.

Thank you,

Meredith

From: Meredith Stevenson

Sent: Monday, October 3, 2022 10:01 AM

To: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning,

I just want to keep this at the top of your inbox. Please let me know when you can.

Thank you,

Meredith

From: Meredith Stevenson

**Sent:** Tuesday, September 27, 2022 10:32 AM **To:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning,

Thank you for your prompt response. However, I am confused as to why the estimated completion date for 004964 is later now than it was before we narrowed it. Originally, the estimated completion date was February 24, 2023.

As for the other two, why will they take over a year for production? Is there any way we can further narrow them to receive the documents sooner? Please let me know when you can.

Best,

Meredith

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>> Sent: Thursday, September 22, 2022 11:00 PM

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To: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning Ms. Stevenson.

Please see the status and estimated completion dates for EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889 below:

## EPA-2022-004963

Status: The request is in undergoing the responsive records search process. We will provide you with an update when the search is complete. The estimated completion date of the request is July 28, 2023

## EPA-2022-004964

Status: We have released the incident reports as an interim release to you. The remaining part of the request is undergoing the responsive records search process. The estimated completion date of the request is April 24, 2023

# EPA-2022-004889

Status: The request is in undergoing the responsive records search process. The estimated completion date of the request is May 26, 2023

Please do not hesitate to contact me if you have any additional questions.

Sincerely,

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740

From: Meredith Stevenson < MStevenson@CenterforFoodSafety.org>

**Sent:** Tuesday, September 20, 2022 1:19 PM **To:** Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Cc: Ingram, Earl < Ingram. Earl@epa.gov>

Subject: RE: Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning,

Thank you so much for these updates. I look forward to hearing from you on Thursday.

Best,

Meredith

From: Awoniyi, Oladele < <u>Awoniyi.Oladele@epa.gov</u>>

Sent: Monday, September 19, 2022 6:08 PM

**To:** Meredith Stevenson < <u>MStevenson@CenterforFoodSafe</u>ty.org>

Cc: Ingram, Earl < Ingram.Earl@epa.gov >

**Subject:** Updates on EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889.

Good morning Ms. Stevenson.

It was nice speaking with you last week about your requests, EPA-2022-004963 and EPA-2022-004964. Please see the status of EPA-2022-004963, EPA-2022-004964, and EPA-2022-004889 below:

## EPA-2022-004963

Original subject: June 22, 2022

"Any and all communications between the United States Environmental Protection Agency (EPA) and federal partners mentioned on page ten of the March 2022 Difenoconazole Interim Registration Decision regarding difenoconazole's potential contribution to the development of triazole resistance in medical settings from January 11, 2016 to the present."

Modified: July 25, 2022

"Any and all communications between the United States Environmental Protection Agency (EPA) and federal partners mentioned on page ten of the March 2022 Difenoconazole Interim Registration Decision regarding difenoconazole's potential contribution to the development of triazole resistance in medical settings from January 2020 to the time the agency begins its search."

**Status:** As stated during our meeting last week, we are in the process of identifying the federal partners before providing an initial determination. We anticipate we will have an update on the determination and estimated completion date for you by COB Thursday, September 22, 2022

## EPA-2022-004964

Original subject: June 22, 2022

"Any and all documents related to the data on which EPA based its decision to issue an Interim Registration Review Decision (IRRD) for difenoconazole."

Modified: July 25, 2022

"All records, from April 2021 to the date of the agency's search, regarding EPA's review of the registration of the fungicide, difenoconazole; and (2) All incident reports filed pursuant to 7 U.S.C.A. § 136d(a)(2) concerning difenoconazole use, which were filed between April 2020 and the date of the agency's search."

**Status:** As stated during our meeting last week, the second part of the modified request, the incident reports, should be easier to produce. We will release the incident reports as an interim response by COB Thursday, September 22, 2022. And we hope to provide you with an initial determination and estimated completion date for the remainder of the request on the same date.

## EPA-2022-004889

Original subject: On June 22, 2022

"Any and all documents related to EPA's consideration of adjusting the definition of PFAS to include fluorinated pesticides and the application of EPA's PFAS Strategic Roadmap to review of fluorinated pesticides from January 2020 until now."

Modified: On July 25, 2022

"Any and all documents related to EPA's application of its PFAS Strategic Roadmap to review of fluorinated pesticides from January 2020 until now."

Additional Modification: On August 8, 2022

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"We can limit it to the following chemicals: bifenthrin, broflanilide, pyrifluquinazon, and noviflumuron."

**Status:** We are consulting with the SMEs and hope to provide an update on the initial determination and estimated completion date by COB Thursday, September 22, 2022.

Please do not hesitate to contact me if you have any additional questions.

Sincerely,

\_\_\_\_\_

Dele Awoniyi |

Lead Government Information Specialist (FOIA)
Public Information & Records Integrity Branch
Communications Services and Information Division
U.S. Environmental Protection Agency | (202) 564-0740