



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

National Institutes of Health
Freedom of Information Office
Building 31, Room 5B-35
31 Center Drive, MSC 2107
Bethesda, Maryland 20892-2107
phone: (301) 496-5633
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Via email: 142636-29670165@requests.muckrock.com

June 8, 2023

Mr. Robert Skvarla, Jr.
263 Huntington Ave.
Boston, MA 02115

Re: FOIA Case No. 59861

Dear Mr. Skvarla:

This is the final response to your Freedom of Information Act (FOIA) request addressed to the National Institute of Health Clinical Center (CC) FOIA Office dated March 15, 2023 and received on March 16, 2023. Your request was referred to the NIH FOIA Office because of our responsibilities under FOIA. You requested records for award ID 5N90022C00018, for a contract given to the Henry M. Jackson Foundation for the Advancement of Military Medicine, Inc. in the research area of "TRAUMATIC BRAIN INJURIES (TBI) AND ANOMALOUS HEALTH INCIDENCES (AHI)".

This request includes, but is not limited to:

1. Requests for Proposals
2. Requests for Information
3. Statements of Work
4. Memorandum(s) of Understanding
5. Letters of Interest
6. Award Letters
7. Task Letters
8. Privacy Impact Assessments
9. Invoices
10. Purchase and/or Change Orders
11. Project Budgets and/or Budget Proposals
12. Evaluation Reports
13. Presentations by the Henry M. Jackson Foundation for the Advancement of Military Medicine, Inc.

A search for records was conducted and no responsive records were located pertaining to items 2,4,5,7,8,12 or 13. The Clinical Center located 187 pages responsive to your request. Of these, 89 pages were withheld in their entirety, and 3 pages of slip-sheets were added to mark where pages were withheld, totaling 101 pages enclosed. I have determined to withhold portions of the released pages pursuant to exemptions 4 and 6 of the FOIA, 5 U.S.C. § 552 (b)(4) and (b)(6); and

sections 5.31 (d) and (f) of the HHS FOIA Regulations, 45 CFR Part 5. Exemption 4 protects from disclosure trade secrets and commercial or financial information that is privileged and confidential. Exemption 6 permits the withholding of privacy information, the release of which would constitute a clearly unwarranted invasion of personal privacy.

You have the right to appeal this determination to deny you access to information in the Agency’s possession. Should you wish to do so, your appeal must be sent within ninety (90) days of the date of this letter, following the procedures outlined in Subpart F of the HHS FOIA Regulations (<https://www.federalregister.gov/documents/2016/10/28/2016-25684/freedom-of-information-regulations>) to the Assistant Secretary for Public Affairs at <https://requests.publiclink.hhs.gov/App/Index.aspx>. Clearly mark the communication “Freedom of Information Act Appeal.”

If you are not satisfied with the processing and handling of this request, you may contact the NIH FOIA Public Liaison and/or the Office of Government Information Services (OGIS):

NIH FOIA Public Liaison
Denean Standing-Ojo
Office of Communications and
Public Liaison
Building 31, 5B52S
31 Center Drive
Bethesda, MD 20892
301-496-5077 (phone)
nihfoia@mail.nih.gov (email)

OGIS
National Archives and Records Admin.
8601 Adelphi Rd – OGIS
College Park, MD 20740-6001
202-741-5770 (phone)
1-877-684-6448 (toll-free)
202-741-5769 (fax)
ogis@nara.gov (email)

In certain circumstances provisions of the FOIA and HHS FOIA Regulations allow us to recover part of the cost of responding to your request. Because no unusual circumstances apply to the processing of your request, there is no charge associated with our response.

If you have any questions about this response, please call me at 301-496-5633.

Sincerely,

Gorka Garcia-Malene
Freedom of Information Act Officer, NIH

Enclosed: 101 pages (one PDF file)