EXHIBIT

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From: Cynthia Weisman <cw@bdsfirm.com> Sent: Wednesday, May 31, 2023 11:00 AM

To: 'Melissa.darr@usda.gov' <Melissa.darr@usda.gov>

Cc: Christopher Bauman <cpb@bdsfirm.com> **Subject:** case no. 2023-FS-WO-00059-A

Hi Ms. Darr, per the instructions below we are checking on the status of our appeal on 4/18/23 of case number 2023-FS-WO-00059-A. (See emails below and attached.)

Thank you.

Sincerely,

Cynthia L. Weisman, Esq. Attorney

B & D Law Offices, P.C.

6605 Uptown Blvd. NE, Suite 280 Albuquerque, New Mexico 87110 P.O. Box 30684, Alb. NM 87190

Phone: <u>505.883.3191</u> Fax 505-883-3194

We moved! Effective 1/1/2022:

6605 Uptown Blvd. NE, Suite 280, Albuquerque, NM 87110

If you're a client, the attorney-client privilege protects this email. If you're a lawyer working with us under a joint-representation arrangement, this email is privileged under that arrangement. If you've received this email by mistake, we'd appreciate it if you would reply to let us know, and then delete the email. We don't waive any client's privilege by misdelivered email. Also, we never give tax advice.

From: <SM.FS.WOFOIA@usda.gov> Date: Tue, Apr 18, 2023 at 4:27 PM

Subject: FOIA Acknowledgement 2023-FS-WO-00059-A

To: <cpb@bdsfirm.com>

Cc: <melissa.darr@usda.gov>, <sm.fs.wofoia@usda.gov>

Dear Bauman:

This email acknowledges receipt of your Freedom of Information Act (FOIA) appeal, dated April 18, 2023, which was received in the United States Forest Service (USFS) Washington Office (WO) FOIA Service Center on April 18, 2023. You requested certain specific information relating to the Cerro Pelado Fire in New Mexico that started on April 22, 2022, and was fully contained on June 15, 2022.

Please be advised that the WO FOIA Service Center has a backlog of pending FOIA requests and appeals. We are diligently working to process each request and appeal in the order in which it was received. Your patience is greatly appreciated.

To check on the status of your appeal please contact Melissa Darr via e-mail to Melissa.darr@usda.gov. Please reference your assigned case number, 2023-FS-WO-00059-A.

Thank you,

FOIA Service Center Team Forest Service