

# **EXHIBIT H**

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**LATHAM & WATKINS** LLP

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October 4, 2017

National Cancer Institute Freedom of Information Officer  
National Cancer Institute  
Building 31, Room 10A48  
31 Center Drive  
Bethesda, MD 20892

Re: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the Freedom of Information Act (FOIA), as amended, 5 U.S.C. §§ 552, *et seq.*, Bridget R. Reineking of Latham & Watkins, LLP hereby requests the following:

- All documents and records of communication of any kind, including but not limited to email communications, sent by Jess Rowland, Deputy Director, Health Effects Division, Office of Pesticide Programs (OPP), Environmental Protection Agency (EPA), to staff members of NCI's Office of the Director *or* NCI's Occupational and Environmental Epidemiology Branch of the Epidemiology and Biostatistics Program, dated January 1, 2013 through October 31, 2015, that include any of the following terms: "proposition 65"; "prop 65"; "labor code"; "LC"; "OEHHA"; "Zeise."
- All documents and records of communication of any kind, including but not limited to email communications, sent by Jess Rowland, Deputy Director, Health Effects Division, Office of Pesticide Programs (OPP), Environmental Protection Agency (EPA), to staff members of NCI's Office of the Director *or* NCI's Occupational and Environmental Epidemiology Branch of the Epidemiology and Biostatistics Program, dated on or after January 1, 2015, that include any of the following terms: "proposition 65"; "prop 65"; "Monograph 112"; "glyphosate"; "gly"; "Roundup"; "OEHHA"; "Zeise."
- All documents and records of communication of any kind, including but not limited to email communications, of staff members of NCI's Office of the Director *or* NCI's Occupational and Environmental Epidemiology Branch of the Epidemiology and Biostatistics Program, dated on or after January 1, 2013, that include the terms "prop 65" or "proposition 65" and also includes the term "Rowland."

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I request that you provide accurate copies of the documents requested, and I agree to pay reasonable search and production costs. However, please notify me if search and production costs are expected to exceed \$5,000. This is a commercial request.

I understand that the National Cancer Institute (NCI), as a division of the Department of Health and Human Services, is required to decide whether to respond to this request within 10 working days. 45 C.F.R. § 5.32(3). I prefer electronic copies of the documents, but if courier or overnight delivery is necessary, please contact me for delivery or pickup information.

Thank you for your prompt attention to this request.

Best regards,

/s/ Bridget R. Reineking  
Bridget R. Reineking  
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