

EXHIBIT 5



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

Timothy A. McKeever, Esq.
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701 West Eighth Avenue
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Re: Appeal No. DOJ-AP-2017-004159
Request No. 145-FOI-14705
MWH:JMB

VIA: Email

Dear Mr. McKeever:

You appealed from the action of the Civil Division of the United States Department of Justice on records referred to it by the United States Environmental Protection Agency pursuant to your Freedom of Information Act request for access to various records concerning Pebble Limited Partnership, and/or its parent company, Northern Dynasty Minerals Ltd.

After carefully considering your appeal, and as a result of discussions between Civil Division personnel and this Office, I am remanding your request to the Civil Division for further review and processing of the responsive records. If the Civil Division determines that records are releasable, it will send them to you directly, subject to any applicable fees. You may appeal any future adverse determination made by the Civil Division. If you would like to inquire about the status of this remand, please contact the Civil Division directly.

If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

9/25/2017

X 

Matthew Hurd, Associate Chief, for
Sean O'Neill, Chief, Administrative Appeals ...
Signed by: MATTHEW HURD