



July 11, 2019

Dear Amy Mischler:

The following is in response to your request for proof of delivery on your item with the tracking number:
9510 8132 5051 9158 4679 09.

Item Details

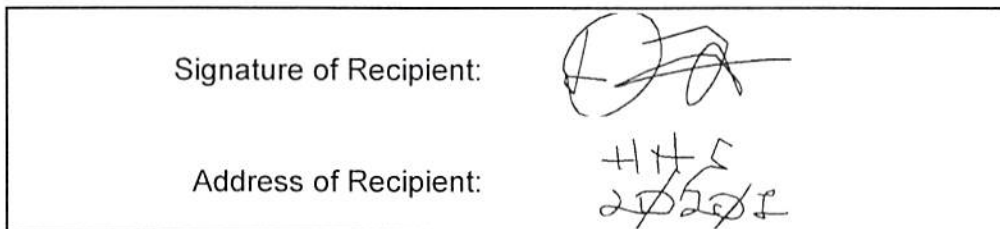
Status: Delivered
Status Date / Time: June 10, 2019, 11:38 am
Location: WASHINGTON, DC 20201
Postal Product: Priority Mail®
Extra Services: Insured
Signature Confirmation™
Actual Recipient Name: D FRANKLIN

Note: Actual Recipient Name may vary if the intended recipient is not available at the time of delivery.

Shipment Details

Weight: 4.0oz

Recipient Signature



Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
United States Postal Service®
475 L'Enfant Plaza SW
Washington, D.C. 20260-0004



ATTACHMENT 1



DEPARTMENT OF HEALTH & HUMAN SERVICES

Office of the Secretary

Assistant Secretary for Public Affairs
Washington, D.C. 20201

RE: 2019-00051-A-OS

July 18, 2019

Ms. Amy Mischler

**1120 Palm Court
Okeechobee, FL 34974**

Dear Ms. Mischler:

This is in response to your Freedom of Information Act (FOIA) appeal, dated: **June 10, 2019**, concerning **"Appealing the FOIA [request 2019-F-0091]..filed with ACF HHS in December of 2018"**. We received your appeal on **July 18, 2019**.

If you are not satisfied with any aspect of the processing and handling of this appeal, you have the right to seek dispute resolution services from:

HHS FOIA/PA Public Liaison
FOI/Privacy Acts Division
Assistant Secretary for Public Affairs (ASPA)
Office of the Secretary (OS)
U.S. Department of Health and Human Services (HHS)
200 Independence Avenue, SW, Suite 729H
Washington, DC 20201

Telephone: (202) 690-7453
Fax: (202) 690-8320
E-mail: HHS_FOIA_Public_Liaison@hhs.gov

and/or:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road – OGIS
College Park, MD 20740-6001
Telephone: 202-741-5770
Toll-Free: 1-877-684-6448
E-mail: ogis@nara.gov
Fax: 202-741-5769

Sincerely yours,

Brandon J. Gaylord

ATTACHMENT 2

RE: FOIA Request # 2019-00051-A-OS

From: OS FOIA Request (HHS/ASPA) (FOIARequest@hhs.gov)

To: ajmischler@yahoo.com; FOIARequest@hhs.gov

Date: Friday, July 19, 2019, 1:11 PM EDT

Good afternoon Ms. Mischler,

Our apologies for the confusion and delays surrounding your FOIA appeal. The received date information has been updated in our system to reflect **June 10, 2019**. An updated acknowledgement letter is attached for your review and records.

We understand that appeals, along with all other requests, are timely and should be handled in an efficient manner, so again we apologize for the delayed processing and assure you that this will not occur in the future.

For additional status updates, please feel free to contact the information outlined at the bottom of your acknowledgement letter.

Thank you and have a great day!

From: A Mischler <ajmischler@yahoo.com>
Sent: Thursday, July 18, 2019 4:46 PM
To: OS FOIA Request (HHS/ASPA) <FOIARequest@hhs.gov>
Subject: Re: FOIA Request # 2019-00051-A-OS

Ms. Wells,

ATTACHMENT 3 Page 1/2

It wasn't July 18, 2019 or even July 10, 2018. The appeal was received by HHS on June 10, 2018. Here is the tracking number.

9510813250519158467909 for the United States Postal Service.

Look it up for yourself.

The appeal is overdue. I request that you retract the acknowledgement letter that has falsified information.

If you do not retract the falsified acknowledgement letter I will contact the White House, my representative and my senators over this by 9 a.m.

I also expect my documents tomorrow.

Sincerely yours,

Amy Mischler

On Thursday, July 18, 2019, 2:41:59 PM EST, Wells, Kaira <FOIAREQUEST@HHS.GOV> wrote:

RE: FOIA Request # 2019-00051-A-OS

July 18, 2019

Greetings Ms. Amy Mischler,

Attached is the acknowledgement letter received July 18, 2019.

Sincerely,

Kaira Wells



HHS FOIA Appeal - Acknowledgement Letter 20190719.pdf
386.8kB

ATTACHMENT 3 Page 2/2



DEPARTMENT OF HEALTH & HUMAN SERVICES
Secretary

Office of the

Assistant Secretary for Public Affairs
Washington, D.C. 20201

RE: 2019-00051-A-OS

July 19, 2019

Ms. Amy Mischler

1120 Palm Court
Okeechobee, FL 34974

Dear Ms. Mischler:

This is in response to your Freedom of Information Act (FOIA) appeal, dated: **June 10, 2019**, concerning **“Appealing the no records response FOIA [request 2019-F-0091]..filed with ACF HHS in December of 2018”**. We received your appeal on **June 10, 2019**.

If you are not satisfied with any aspect of the processing and handling of this appeal, you have the right to seek dispute resolution services from:

HHS FOIA/PA Public Liaison
FOI/Privacy Acts Division
Assistant Secretary for Public Affairs (ASPA)
Office of the Secretary (OS)
U.S. Department of Health and Human Services (HHS)
200 Independence Avenue, SW, Suite 729H
Washington, DC 20201

Telephone: (202) 690-7453
Fax: (202) 690-8320
E-mail: HHS_FOIA_Public_Liaison@hhs.gov

and/or:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road – OGIS
College Park, MD 20740-6001
Telephone: 202-741-5770
Toll-Free: 1-877-684-6448
E-mail: ogis@nara.gov
Fax: 202-741-5769

Sincerely yours,

ATTACHMENT 4

RE: Bad Faith FOIA Appeal process

From: HHS FOIA Public Liaison (OS/ASPA) (HHS_FOIA_Public_Liaison@hhs.gov)

To: ajmischler@yahoo.com

Date: Monday, July 29, 2019, 2:13 PM EDT

Good afternoon Ms. Mischler,

The HHS response to your appeal is expected to be finalized by August 31, 2019.

Thanks,

Brandon

From: A Mischler <ajmischler@yahoo.com>
Sent: Friday, July 26, 2019 10:08 AM
To: HHS FOIA Public Liaison (OS/ASPA) <HHS_FOIA_Public_Liaison@hhs.gov>
Cc: HHS Secretary (HHS/IOS) <secretary@hhs.gov>; Hutchinson, Kim (HHS/ASPA) <Kim.Hutchinson@hhs.gov>; Marquis, Michael (OS/ASPA) <Michael.Marquis@hhs.gov>; OGIS <ogis@nara.gov>
Subject: Re: Bad Faith FOIA Appeal process

ATTACHMENT 5 Page 1/2

Mr. Gaylord,

The issue is whether your office is going to expedite the appeal because of the gross mishandling of it by HHS.

When can I expect it to be completed? It is "not good enough" that you finally found it and gave it an official number.

Per statute 42 USC 5106a the documents I am asking for must exist. This is the certification by the Kentucky Governor which can only be signed by the Kentucky Governor.

ACF FOIA has already committed bad faith stating these documents don't exist.

Then my appeal of ACF FOIA denying the documents existed was mishandled by the HHS FOIA Public Liaison office who is blaming the mailroom. From June 10, 2019 until July 18, 2019 it went missing and

was only looked for because I had to contact my Congressional Representative to investigate.

NO ONE RESPONDED TO MY EMAILS FROM HHS.

Then my appeal was given the incorrect date of receipt without an admission that it was already past due.

Now you won't tell me if your office is going to expedite this matter or not.

Yes or no? Are you going to expedite?

Sincerely yours,

Amy Mischler

On Friday, July 26, 2019, 8:12:51 AM EST, HHS FOIA Public Liaison (OS/ASPA)
<HHS_FOIA_Public_Liaison@hhs.gov> wrote:

Good morning Ms. Mischler,

Your FOIA appeal has been given a received date of June 10, 2019. The tracking number for this action is 2019-00051-A-OS

Thanks,

Brandon

ATTACHMENT 5 Page 2/2

Brandon J. Gaylord

Supervisory Government Information Specialist

and HHS FOIA Public Liaison

FOI / Privacy Acts Division

Assistant Secretary for Public Affairs (ASPA)

Office of Secretary (OS)

Re: Congressional Inquiry Final Response (Intranet Quorum IMA00100967)

From: A Mischler (ajmischler@yahoo.com)
To: FL17GS.DistrictServices@mail.house.gov; fl17gsima@mail.house.gov
Date: Thursday, August 8, 2019, 12:49 PM EDT

Dear Representative Steube,

First I am very offended that the Department of Health and Human Services has outright lied to you.

Second, my appeal was received on June 10, 2019. It was not handled appropriately. It sat there for weeks. If I had not paid extra to the Post Office then HHS would have claimed that it was never mailed.

Third, it was "found" July 18, 2019.

Fourth, the rules are that my appeal is supposed to be ruled in in twenty business days from receipt. Twenty business days had already passed from June 10, 2019 by the time it was found July 18, 2019.

Fifth, HHS did nothing to expedite the appeal after it was found.

Sixth, HHS can get ten additional days to answer the appeal ONLY IF it gives a reason to me in writing. No such reason was given to me in writing.

Seventh, HHS says the appeal is going to be ready by August 31, 2019. This exceeds thirty business days from July 18, 2019.

Last, I expect you to address this. You want to be reelected correct? Then demand a response by HHS for lying to you about a constituents concerns.

Doesn't the rule of law matter??

I reserve the right to file in court this document that HHS lied to Representative Steube.

Sincerely yours,
Amy Mischler

ATTACHMENT 6 Page 1/2

On Thursday, August 8, 2019, 10:14:06 AM EST, Office of Representative Greg Steube (imailagent)
<FL17GS.DistrictServices@mail.house.gov> wrote:

W. GREGORY STEUBE
17TH DISTRICT, FLORIDA
BUREAU, OVERTIGHT & REFORM
VETERANS' AFFAIRS



WASHINGTON OFFICE
521 CANNON BLDG 4TH FLOOR
WASHINGTON, DC 20515
(202) 224-5592

PUNTA GORDA OFFICE
228 TAYLOR ST. #210
PUNTA GORDA, FL 33950

Congress of the United States
House of Representatives
Washington, DC 20515

August 8, 2019

Dear Ms. Mischler,

This is in reference to the inquiry I made, on your behalf, regarding the problems you are having with obtaining your requested information from the Department of Health and Human Services.


According to the final response I received from the Department of Health and Human Services, your Freedom of Information Act request is being given appropriate attention and being worked according to their guidelines. They have asked for your patience and assured me that your claim is being worked.

Sincerely,



W. Gregory Steube
Member of Congress

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