



**Department of Veterans Affairs  
Office of Inspector General  
Washington, DC 20420**

August 8, 2019

Teresa C Toriseva  
1446 National Road  
Wheeling, WV 26003

Dear Ms. Toriseva:

This is in response to your Freedom of Information Act (FOIA) request dated July 18, 2019 in which you asked for 2019 in which you asked for copies of the following records on behalf of your client Richard Ojeda.

1. "Any and all records relating to the investigation of the unauthorized access of Richard Ojeda's medical and mental health records by Jeffrey S. Miller.... currently being prosecuted in the United States District Court....as criminal case no. 3:19-cr-00185.
2. Any and all emails Jeffrey S. Miller sent to anyone that contained reference to or included any part of Richard Ojeda's.... medical and mental health information.
3. Any and all emails forward, received, and replied to by Jeffrey S. Miller.... included any part of Richard Ojeda's protected and confidential medical and mental health information.
4. Any and all records relating to the identity of any person, organizations or entities solicited by Jeffrey Miller....to disclose or a completed disclosure.... Richard Ojeda's protected and confidential medical and mental health information"

Your request was received in this office on August 7, 2019 and we assigned it FOIA Tracking Number 19-00493-FOIA. Please refer to this number whenever communicating with OIG about your request.

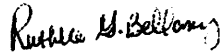
The DOJ form you provided will not suffice as written authorization from your client, you will need your client to provide a written statement stating he gives you access to records pertaining to himself as well as proof of his identification. FOIA requests for records that involve a personal privacy interest must contain an image of the requester's handwritten signature, such as an attachment that bears the signature. That requirement is found at 38 C.F.R. 1.554.



Therefore, we are closing your request as it does not meet the requirements of a proper FOIA request. If you choose to file a new request, please include a signature and a copy of your client driver's license, or a similar proof of identity.

You may appeal the determination made in this response to: Department of Veterans Affairs, Office of Inspector General, Office of Counselor (50C), 810 Vermont Avenue NW, Washington, DC 20420, or by email to: VAOIGFOIA-Appeals@va.gov, or by fax to: (202) 495-5859. If you should choose to make an appeal, your appeal must be sent no later than ninety (90) calendar days after the date of this letter. Your appeal must include the assigned FOIA Tracking Number and any reason(s) why you believe the response was in error. If you choose to appeal only a portion of the determination, you must specify which part of the determination you are appealing. The appeal should include a copy of the request and VA's response. The appeal should be marked, or subject-titled, "Freedom of Information Act Appeal."

Sincerely,



Ruthlee G. Bellamy  
Supervisory Government Information Specialist  
VA OIG Release of Information Office