



United States Department of the Interior

OFFICE OF THE SECRETARY

Washington, DC 20240

IN REPLY REFER TO:
7202.4-OS-2020-00353

March 12, 2020

Via email: 89124-61417337@requests.muckrock.com

Jimmy Tobias
The Guardian and The Nation
411A Highland Ave
Somerville, MA 02144

Dear Mr. Tobias:

On March 2, 2020, you filed a Freedom of Information Act (FOIA) seeking the following:

Any and all written or electronic communications, including email attachments, sent or received by David Bernhardt that contain one or more of the following words or phrases: "ECPO", "ECMSHCP", "Collier", "Colliers", "Spilker", "Hunton", and/or "panther".
This request seeks records produced since January 1, 2018.

Your request was received by the Office of the Secretary FOIA office on March 2, 2020 and assigned control number OS-2020-00353. Please cite this number in any future communications with our office regarding your request.

Fee Category

We have classified you as an "News media" requester. As such, we may charge you for some of our search and duplication costs, but we will not charge you for our review costs; you are also entitled to up to 2 hours of search time and 100 pages of photocopies (or an equivalent volume) for free. See 43 C.F.R. § 2.39. If, after taking into consideration your fee category entitlements, our processing costs are less than \$50.00, we will not bill you because the cost of collection would be greater than the fee collected. See 43 C.F.R. § 2.37(g).

Fee Waiver

You have requested a fee waiver for this request. As an "news media" requester, we believe that your fee category entitlements will result in a fee less than \$50. We do not bill requesters for FOIA processing fees when their fees are less than \$50.00, because the cost of collection would be greater than the fee collected. See 43 C.F.R. § 2.37(g). Because of this, we believe your request for a fee waiver may be moot. Therefore, we do not anticipate that there will be a billable fee for the processing of this request. Should this change during the course of processing your request, and anticipate a fee being charged, we will provide a formal determination of your fee waiver request.

Mr. Tobias

Agreement to Pay

You have agreed to pay up to \$25 for the processing of your request. If we find that this will not cover the cost of processing your request, we will stop processing your request at the point this amount has been reached and will let you know before we incur additional charges. You can then either agree to pay the additional amount needed or narrow the scope of your request.

Processing Track

Your request falls into the “Normal” processing track. See 43 C.F.R. § 2.15.

You have asked for copies of agency records. According to our regulations, you may choose the format of disclosure for such records. Unless you specify otherwise, the Office of the Secretary will provide copies of responsive records electronically via email or CD-ROM as scanned PDF images when the responsive records exceed 50 pages.

If you have any questions regarding the status of your request, or any of the issues discussed in this letter, you may contact Cynthia Sweeney by phone at (202) 513-0765, by fax at (202) 219-2374, by e-mail at os_foia@ios.doi.gov or by mail at U.S. Department of the Interior, 1849 C St, N.W., MS-7328 MIB, Washington, D.C. 20240. Contact information for the Department’s FOIA Public Liaison, who you may also seek dispute resolution services from, is available at <https://www.doi.gov/foia/foiacenters>.

Sincerely,

Cynthia Sweeney
Office of the Secretary
FOIA Office