



Department of Energy
National Nuclear Security Administration
Office of the General Counsel
P. O. Box 5400
Albuquerque, NM 87185



July 15, 2020

SENT VIA EMAIL

Mr. Jacob Applebaum
411A Highland Avenue
MR94797
Somerville, MA 02144

RECEIPT OF FREEDOM OF INFORMATION ACT REQUEST

Dear Mr. Applebaum:

This letter acknowledges the receipt of your Freedom of Information Act (FOIA) request, dated July 06, 2020 for a copy of the following:

“All records, documents, emails, and other correspondence regarding or related to the 1991 Bell 412 Helicopter as well as any additional equipment attached to the aircraft. This aircraft has holds registration N411DE. This aircraft uses the mode-s code of A4D827 in hexadecimal. I request records, documents, emails, privacy assessments, purchase orders, maintenance records, and other correspondence relating to the equipment. Additionally, I would like any manuals, procedures, communications protocols, and any communications related to inter-agency coordination. This should include pilot logs, flight plans, and surveillance plans. Specifically, I am looking for any and all data relating to flights over and near the city of Washington, DC.

The data should cover the last week, and for the months of May and June 2020 where the aircraft was documented flying over demonstrations. Any imaging or other surveillance data from onboard collection is additionally requested, as well as any policies which govern the collection, processing, use, and dissemination of this data. Any communication about this data or related data should be included, especially inter-agency communications, and metadata.”

Your request was received in this office on July 15, 2020.

It is the practice of the National Nuclear Security Administration, in accordance with Departmental policy, to process FOIA requests in the approximate order of the date received by this office. Your request is out for a search for responsive records. A number of requests received prior to yours are pending, and your request will be processed in turn. Please note that for fee purposes, “unusual circumstances” as defined in the Open Government Act of 2007 occur, as there is a need to search for or collect records from facilities geographically separated from this office. We will make every effort to respond to your request as quickly as possible. However, we estimate that we will not be able to provide a response in 20 working days, as we need more time to complete the search, review the record(s) for release, and prepare the response to you, as some

requests, depending on the volume of records, the complexity of the search, and/or the sensitivity of the subject matter, require additional time to complete.

Due to the current events surrounding COVID-19, the agency is working with an extremely limited staff. Field offices, laboratories, and other program offices are performing mission critical work on an extremely reduced workforce. Furthermore, many of our records are located off site and require in person handling. Therefore, our FOIA process will be severely delayed and you may experience a longer delay in the processing of your request. We thank you for your patience during these unprecedented times.

In your FOIA submission, you agreed to pay fees up to \$25.00 for processing your request. We will notify you if the cost will exceed your agreed amount and will hold your request pending agreement to pay.

If you have questions concerning the processing of your request, please contact me by email Kristen.Duran@nnsa.doe.gov, or write to the address above and reference Control Number FOIA 20-00187-KD

You may also contact NNSA's FOIA Public Liaison, Pamela Arias-Ortega, FOIA Officer, Office of the General Counsel, at 1-866-747-5994, or by mail at Department of Energy, National Nuclear Security Administration, Office of the General Counsel, PO Box 5400, Albuquerque, NM 87185 for further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA Mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20704, e-mail at ogis@nara.gov; telephone at (202) 741-5770; toll free at 1-877-684-6448; or facsimile at (202) 741-5769.

Sincerely,



Kristen Duran
FOIA/PA Specialist