

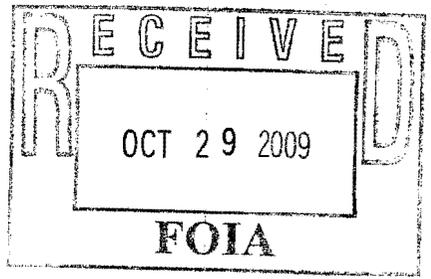
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10- 061



"Michael A. Budkie"
<saen@saenonline.org>
10/29/2009 10:33 AM

To <foia.officer@aphis.usda.gov>
cc
bcc
Subject FOIA Request



SAEN
1081-B St. Rt. 28 PMB 280
Milford, Ohio 45150
513-575-5517
www.saenonline.org

10/29/09 30 2009
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Dear FOIA Coordinator,

This request for records is made under the federal Freedom of Information Act, 5 U.S.C. sec. 552.

As a coordinator for SAEN, in Milford, Ohio, I am making this request. SAEN is a non-profit organization based in Milford, Ohio, dedicated to educating the public about issues concerning animal rights. SAEN may be hereafter be referred to as "the requester".

This request is directed at obtaining copies of al correspondence between the Virginia Commonwealth University 52-R-0007 and USDA. These communications will include all inspection reports, all annual reports, all photographs taken during inspections, all documentation relevant to the Virginia Commonwealth University of any kind whatsoever for the last two calendar years.

If any of the records or documents described above are considered to be exempt from release, please segregate and provide access to non-exempt portions, and justify deletions by reference to specific exemptions in the Freedom of Information Act.

The requester is prepared to pay all reasonable search and duplication fees up to an initial amount of one hundred dollars (100.00). However, the Freedom of Information Act provides that: "Documents shall be furnished without cost or at a reduced charge where the agency determines that waiver or reduction of the fee is in the public interest because furnishing the information can be considered as primarily benefiting the general public," (See 5 U.S.C., sec. 552 (a) (4) (9A).)

The requester believes that this request satisfies the criteria for fee waiver or reduction: 1. SAEN is a non-profit, public interest group whose tax-exempt number is 31-1481336; 2. The use of live animals in experimentation has historically been a matter of wide public interest; 3. The disclosure of the requested records would not be to the primary benefit of the requester, but

would be to the primary benefit of the general public. SAEN has demonstrated its ability to disseminate to the general public the information it acquires. This is achieved by reliable media contacts, and a nationally distributed activist base.

Therefore, the requester asks that any search or duplication fees in this case be waived or reduced. If the waiver or reduction is denied, and fees exceed one hundred dollars (100.00), please notify the requester by telephone before the request is processed so the requester may decide whether to pay the higher fee or to appeal the denial of the request for waiver reduction.

I may be reached during business hours at 513-575-5517. If you have any questions regarding any aspect of this request, please contact me by telephone rather than by mail in order to expedite timely disclosure.

Thank you for your assistance. I will look forward to receiving your reply within ten (10) business days as is required by law.

Sincerely,

Michael A. Budkie, A.H.T.,
Executive Director, SAEN