



United States
Department of
Agriculture

Marketing and
Regulatory Programs

Animal and
Plant Health
Inspection
Service

Legislative and Public
Affairs

Freedom of Information

4700 River Road
Unit 50
Riverdale, MD 20737-
1232

March 28, 2011

Ms. Lucy Enniss
Executive Assistant
Animal Welfare Institute
900 Pennsylvania Avenue, SE
Washington, D.C. 20003

Dear Ms. Enniss:

This is a second partial response to your November 6, 2009, Freedom of Information Act request for all documents related to Class B random source dealers supplying live dogs and cats for research, teaching, and testing who have been or are currently under investigation for apparent violations of the federal Animal Welfare Act. This request includes investigation of problems identified during trace backs conducted on dealers' records pertaining to Mark and Penny Lynch, dba LBL Kennels (32-B-0045), *et al.* Your request was received in this office on November 9, 2009, and assigned case number FOIA 10-077. We apologize for the delay of this response.

Agency employees conducted a thorough search of their files and enclosed on a CD-ROM are 250 pages of responsive records. However, information has been withheld under FOIA Exemption 6, 5 U.S.C. § 552(b)(6). This exemption protects information from disclosure when its release would cause a clearly unwarranted invasion of personal privacy. This same information has been withheld under FOIA Exemption 7(C), 5 U.S.C. § 552(b)(7)(C). This exemption protects from disclosure records or information collected for law enforcement purposes when its release could reasonably be expected to constitute an unwarranted invasion of personal privacy. Specifically, we withheld third party names and personal identifiers such as addresses, phone numbers, social security numbers, and license plate numbers.

You may appeal our partial denial of this information, or you may hold your appeal in abeyance until your final response is received. If you choose to appeal, your appeal must be in writing and must be received within 45 days of the date of this letter. Send to:

Administrator
Animal and Plant Health Inspection Service
Ag Box 3401
Washington, D.C. 20250-3401

Please refer to FOIA 10-077 in your appeal letter and add the words "FOIA Appeal" to the front of the envelope. To assist the Administrator in reviewing your appeal, provide specific reasons why you believe modification of the determination is warranted.

Also contained on the CD-ROM are copies of your FOIA request, this response letter, and Adobe® Acrobat® Reader™, which is needed to view the responsive records. By opening rp505enu.exe and following the on-screen instructions, you will install Adobe Reader. After the installation, the Adobe Reader should render the PDF files correctly.



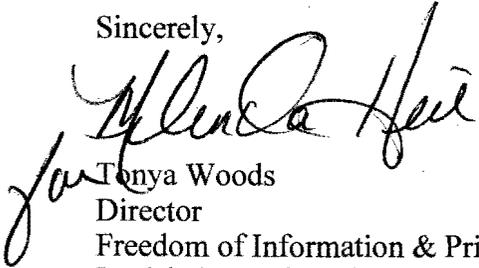
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Ms. Lucy Enniss
FOIA 10-077

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Due to the delayed processing of your request, all fees have been waived. Please note that the remainder of your request is still under review. We will continue to make partial releases of the information you requested. In the interim, if you have questions, please contact Janice Shipman of my staff at (301) 734-0490.

Sincerely,

A handwritten signature in black ink, appearing to read "Tonya Woods". The signature is written in a cursive style and is positioned above the printed name and title.

Tonya Woods
Director
Freedom of Information & Privacy Act
Legislative and Public Affairs

Enclosure