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Ind.

*AA
Kewanda*



"Michael Budkie"
<saen@saenonline.org>
12/14/2010 11:29 PM

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

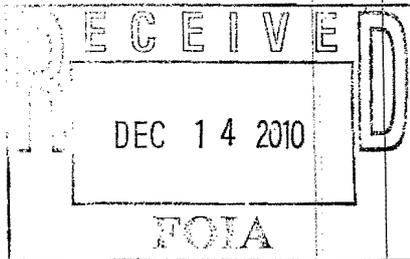
SAEN

1081-B St. Rt. 28 PMB 280

Milford, Ohio 45150

513-575-5517

www.saenonline.org



12/14/10

JAN 13 2011

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: all documents discussed in the 11-16-10 inspection report for the Southwest Foundation for Biomedical Research (attached). Specifically, this inspection report states that "Records involving non-human primates are under review." Therefore, I request copies of all documents relevant to non-human primates at the Southwest Foundation for Biomedical Research that are in the possession of the USDA. Included in these documents would be photos, records, correspondence, etc.

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 . 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,

Sincerely,

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



Inspection Report

SOUTHWEST FOUNDATION FOR BIOMEDICAL RESEARCH

Customer ID: 1512

Certificate: 74-R-0003

Site: 001

SOUTHWEST FOUNDATION FOR BIOMEDICAL RESEARCH

P. O. BOX 760549

Type: ROUTINE INSPECTION

SAN ANTONIO, TX 78245

Date: Nov-16-2010

3.75 (e)

HOUSING FACILITIES, GENERAL.

(e) Storage. Supplies of food and bedding must be stored in a manner that protects the supplies from spoilage, contamination, and vermin infestation. The supplies must be stored off the floor and away from the walls, to allow cleaning underneath and around the supplies. Food requiring refrigeration must be stored accordingly, and all food must be stored in a manner that prevents contamination and deterioration of its nutritive value.

Produce Room (condo area) : There is a food bowl which is caked with a pink material sitting on a plastic storage box with a dirty lid. A box of oranges that contains several which are moldy is on the table with other produce . A pool of brown liquid is on a lower shelf and under a sack of onions . This is coming from several onions which have deteriorated. A box of wilted celery is present on the shelf below the onions. Non food items such as dirty food bowls must be removed from the food storage area to prevent contamination of food supplies. Spoiled food must be immediately discarded and all supplies stored in a manner to protect them from spoilage. Correct By : 11-18-10

3.84 (c)

CLEANING, SANITIZATION, HOUSEKEEPING, AND PEST CONTROL.

Housekeeping for premises. Premises where housing facilities are located, including buildings and surrounding grounds, must be kept clean and in good repair in order to protect the nonhuman primates from injury, to facilitate the husbandry practices required in this subpart, and to reduce or eliminate breeding and living areas for rodents, pests, and vermin.

Produce Room (condo area) : The cutting board and knife used for preparing produce is dirty and sitting on the counter under a box of produce . There are scattered vegetable peelings on the floor . The knife and cutting board must be placed in a dedicated area and kept clean. The room must be kept clean to avoid a pest problem and to provide proper husbandry (diet prep) practices. Correct By : 11-18-10

Note : Records involving non human primates are under review.

Inspection and exit interview was conducted on 11/16-17/10 with facility employees and Drs. Pannill , Kjos , Jones and Cherry - USDA

Prepared By:

ELIZABETH PANNILL, D.V.M. USDA, APHIS, Animal Care

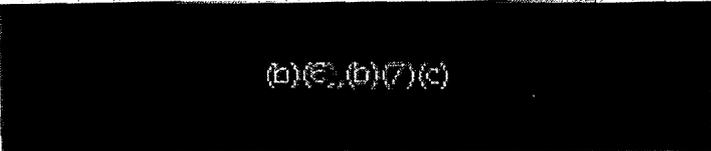
Date:

Title:

VETERINARY MEDICAL OFFICER Inspector 4018

Nov-18-2010

Received By:



Date:

Title:

Nov-18-2010