



United States
Department of
Agriculture

September 23, 2011

Animal and
Plant Health
Inspection
Service

Daniel Kopf

Legislative and
Public Affairs

Dear Mr. Kopf:

Freedom of
Information

This is a subsequent response to your June 22, 2011, Freedom of Information Act (FOIA) request for documents that show how repair orders were resolved by Ringling Brothers (52-C-0137) regarding Inspection Report (IR) dated March 19, 2009, (routine inspection) by Kimberly Duffiney. You also sought any other IR, violations, repair orders, etc. written by Kimberly Duffiney for Brian Staples (91-C-0060) as well as any other company or individual with regard to exotic cats dating from June 1, 2010 through June 21, 2011. Your request was received in this office on June 22, 2011, and assigned case number FOIA 11-587.

4700 River Road
Unit 50
Riverdale, MD
20737-1232

Since our initial August 18, 2011, response to your FOIA request, we discovered we made an error in our release determination. The information you requested is indeed involved in a pending investigation; however, please find enclosed six pages consisting of inspection reports, applications for license, and certificates, which are responsive and releasable to you at this time. 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. In addition, we withheld the same information 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.

You may appeal our partial denial of this information. 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

If you should appeal, please refer to FOIA 11-587 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.



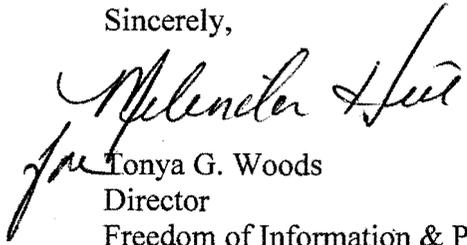
Safeguarding American Agriculture
APHIS is an agency of USDA's Marketing and Regulatory Programs
An Equal Opportunity Provider and Employer

Daniel Kopf
FOIA 11-587

2

Because the cost to process your request is less than \$25.00, the fee has been waived.
If you have any questions, please contact Ms. Deborah L. Leilich of my staff at (301)
734-3623.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tonya G. Woods".

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

Enclosure