



United States
Department of
Agriculture

February 15, 2011

Marketing and
Regulatory
Programs

Dr. James G. Gomez

Animal and
Plant Health
Inspection
Service

Legislative and
Public Affairs

Dear Dr. Gomez:

Freedom of
Information

This is in response to your December 29, 2010, Freedom of Information Act (FOIA) request. You requested information on contracts between United States Department of Agriculture and David Sands, PhD Professor of the University of Montana and CEO of AGBio-Con-Inc. for the past ten years regarding Virulence enhancement of bioherbicides – Patent # 6673746. Your request was received in this office on December 29, 2010, and assigned case number FOIA 11-159. Please forgive the delay of this response.

4700 River Road
Unit 50
Riverdale, MD
20737-1232

Agency employees conducted a thorough search of their files and did not locate any contracts pertaining to David Sands or AGBi0-Con, Inc. Therefore, we have no records responsive to your request.

You may appeal the no records determination. If you choose to appeal, your appeal must be in writing and received within 45 days of the date of this letter to the following address:

Administrator
Animal and Plant Health Inspection Service
Ag Box 3401
Washington, DC 20250-3401

If you choose to appeal, please refer to FOIA 11-159 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.

Due to the delay in processing your request all processing fees have been waived. If you have any questions, please do not hesitate to contact Melinda Hill of my staff at (301) 734-5974.

Sincerely,



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



Safeguarding American Agriculture
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