



United States
Department of
Agriculture

October 25, 2010

Marketing and
Regulatory
Programs

Richard Tansey

Animal and
Plant Health
Inspection
Service

Dear Mr. Tansey:

Legislative and
Public Affairs

This is the response to your February 1, 2010, Freedom of Information Act (FOIA) request for records regarding the February 16, 2004, reported outbreak of HPAI H5N2 Avian Influenza in Gonzalez County Texas poultry farm. Your request was received in this office on February 1, 2010, and assigned case number FOIA 10-229. We apologize for the delay of this response.

Freedom of
Information

4700 River Road
Unit 50
Riverdale, MD
20737-1232

Agency employees conducted a thorough search of their files and enclosed on a CD-ROM is 148 pages of responsive records. However, this information is being 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. Specifically, we withheld third party names, addresses and telephone numbers.

You may appeal our partial denial of this information. If you choose to appeal, your appeal must be in writing and must be received at the following office within 45 days of the date of this letter.

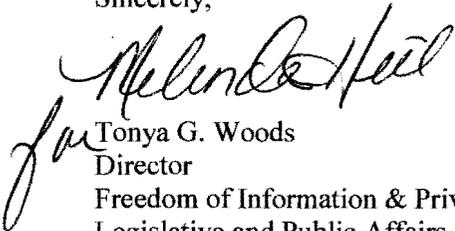
Administrator
Animal and Plant Health Inspection Service
Ag Box 3401
Washington, D.C. 20250-3401

Please refer to FOIA 10-229 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 is a copy of this letter, your request, and rp505enu.exe, which is a free copy of Adobe® Acrobat® Reader™ that is required to view the responsive records. By opening rp505enu.exe and following the on-screen instructions, you will install Adobe Reader. After installation, the Adobe Reader should render the PDF files correctly.

Due to the delayed processing of your request, all fees have been waived. Should you have questions, please contact Janice Shipman of my staff at (301) 734-0490.

Sincerely,


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

Enclosure



Safeguarding American Agriculture

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