



FEB 12 2010

United States
Department of
Agriculture

Animal and
Plant Health
Inspection
Service

Legislative and
Public Affairs

Freedom of
Information

4700 River Road
Unit 50
Riverdale, MD
20737-1232

Jim Howard
Ncda&Cs
1035 Msc
Raleigh, North Carolina 27699-1035

Dear Mr. Howard:

This is in response to your October 22, 2009, Freedom of Information Act (FOIA) request for copies of all grants, memoranda of understanding, and financial awards for evaluation, development, testing, equipment or supply purchase, and/or research activity related to the use or application of foam on birds or other livestock for the purpose of causing death awarded to the University of Delaware, the University of Maryland, and/or employees thereof. Your request was received in this office on October 22, 2009, and assigned FOIA 10-043. We apologize for the delay of this response.

Your request is granted in part. Enclosed is a CD-ROM that contains grant records for the University of Delaware, total 63 pages. Pursuant to Exemption 6, 5 U.S.C. § 552 (b)(6), we have withheld the names and titles of all non-governmental employees from the enclosures. This exemption protects information from disclosure when its release would cause a clearly unwarranted invasion of personal privacy. Also, this exemption provides personal privacy protection to third party individuals as well as those who are involved in conducting research. Also, the release of their names will not shed any light on the USDA activities or functions.

No records were found for the University of Maryland.

You may appeal our partial denial and the adequacy of our search. If you choose to appeal, your appeal must be in writing and must be received within 45 days of the date of the final letter. Send to:

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

Please refer to FOIA 10-043 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.



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Jim Howard
FOIA 010-043

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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.

Because the cost to process your request is less than \$25.00, the fee has been waived. Should you have questions, please contact the FOIA Staff at (301) 734-3257.

Thank you for patience.

Sincerely,

Celeste Camp
Acting Director
Freedom of Information & Privacy Act
Legislative and Public Affairs

Enclosure