



United States
Department of
Agriculture

January 20, 2011

Animal and
Plant Health
Inspection
Service

Mr. Richard A. Yun
People for the Ethical Treatment of Animals
1536 16th Street, NW
Washington, DC 20036

Legislative and
Public Affairs

Freedom of
Information

Dear Mr. Yun:

4700 River Road
Unit 50
Riverdale, MD
20737-1232

This is the first partial response to your October 25, 2010, Freedom of Information Act (FOIA) request for copies of all agency records dated from January 1, 2005, to present concerning Auburn University. Your request was received in this office on October 25, 2010, and assigned case number FOIA 11-054. We apologize for the delay of this response.

Agency employees conducted a thorough search of their files and located 198 pages of documents responsive to your request, which are on the enclosed CD-ROM. However, information is being withheld under Exemptions 2 and 7(F) of the FOIA, 5 U.S.C. § 552 (b)(2) and 5 U.S.C. § 552 (b)(7)(F) respectively. Exemption 2 (high) protects from disclosure information concerning internal matters of a substantial nature, which if disclosed would risk the circumvention of a statute or agency regulation. Exemption 7(F) protects from disclosure law enforcement – related information, which if disclosed could reasonably be expected to endanger the life or physical safety of an individual. Specifically, we have withheld alternate off-sites locations pursuant to these exemptions.

In addition, we withheld the identities of third parties and law enforcement personnel 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. The same information has been withheld under FOIA Exemption 7, 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 information or you may hold your appeal in abeyance until your final response is received. However, if you choose to appeal, your appeal must be made in writing and must be sent within 45 days of the date of this letter to the following address:

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

Mr. Richard A. Yun
FOIA 11-054

2

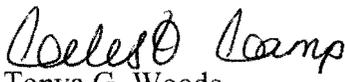
Please refer to FOIA 11-054 in your appeal letter and add the words "FOIA Appeal" to the front of the envelope. To assist the Administrator in reviewing your appeal, provide specific reasons why you believe modification of the determination is warranted.

Also contained on the CD-ROM are copies of your FOIA request 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.

Please note, the remainder of your request is still under review. We will continue to make partial releases of any responsive information.

Because of our delay in processing your request, all fees have been waived. If you have any questions, please do not hesitate to contact Ms. Sophie Lau-Lopez of my staff at (301) 734-5360.

Sincerely,

for 
Tonya G. Woods
Director

Freedom of Information & Privacy Act
Legislative and Public Affairs

Enclosure