



United States
Department of
Agriculture

March 11, 2011

Animal and
Plant Health
Inspection
Service

Mr. William J. Cook
Barker, Rodems & Cook, P.A.
400 North Ashley Drive, Suite 2100
Tampa, Florida 33602

Legislative and
Public Affairs

Freedom of
Information

Dear Mr. Cook:

4700 River Road
Unit 50
Riverdale, MD
20737-1232

This is in response to your January 13, 2011, Freedom of Information Act (FOIA) request for copies of all records and inspection reports of Lancelot Kollman from January 2008 to October 2010, and all documents related to the health and medical condition of Ned the elephant in the Elephant Sanctuary in Tennessee that related to Lancelot Kollman. Your request was received in this office on January 13, 2011, and assigned case number FOIA 11-188.

Please be advised, the information you have requested is currently involved in an ongoing investigation. Agency employees conducted a thorough search of their files and located numerous pages of records and numerous pictures that are responsive to your request. However, these records are compiled for law enforcement purposes in connection with ongoing enforcement proceedings. Subsection (B)(7)(A) of the FOIA protects records or information compiled for law enforcement purposes in criminal, civil, administrative, and regulatory proceedings, if their release could interfere with ongoing enforcement proceedings.

Moreover, we are unable to determine when the proceedings will be completed. If you wish, you may request the records at a later date. Please reference the investigation number **FL09122-AC** in your request. Please also note that the FOIA does not require an agency to provide records as they are created.

Please note that copies of inspection reports are now available on our Animal Care web site. To access all available APHIS inspection reports, please visit the APHIS homepage at <http://www.aphis.usda.gov> and click on **FOIA Reading Room** (a bullet item located in the light blue box on the right-hand portion of the screen). Then, click on **Lists of active licensed and registered facilities**, a bullet item located under a Frequently Requested Documents heading. Then, about halfway down that next page, click **Inspection Reports and License and Registration List**. There, you will be able to access a searchable database.

Mr. William J. Cook
FOIA 11-188

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

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

If you choose to appeal, please refer to FOIA 11-188 in your appeal letter and add the words "FOIA Appeal" to the front of the envelope. To assist the Administrator in reviewing your appeal, please provide specific reasons why you believe modification of the determination is warranted.

Because the cost to process your request is less than \$25.00, all fees have been waived. Should you have questions, please contact Sophie Lau-Lopez of this staff at (301) 734-5360.

Sincerely,

TG


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