



United States
Department of
Agriculture

June 28, 2011

Animal and
Plant Health
Inspection
Service

Legislative and
Public Affairs

Freedom of
Information

4700 River Road
Unit 50
Riverdale, MD
20737-1232

Dear :

This is in response to your May 23, 2011 FOIA request for information (if any) on the outcome regarding our investigation of Gloria Wippler in Emerada, North Dakota, complaint # W10-067. Your request was received in this office on May 23, 2011 and assigned number FOIA 11-514.

Agency employees conducted a thorough search of their files and located 332 pages of responsive records. However, we are withholding all 332 pages of records under FOIA Exemption 7(A), 5 U.S.C. § 552(b7)(A). This exemption protects from disclosure records compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement activities. Since Exemption 7(A) protects the records from disclosure, we have not determined if other exemptions apply. Therefore, we reserve the right to assert other exemptions when Exemption 7(A) no longer applies. 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 case number W11-607.

Materials gathered during the course of an investigation are not publically available since they are part of the agency's deliberative process and/or are protected by attorney-client communications. Therefore these records will not be released while an administrative action is pending because such a release could harm the integrity of the agency's investigative and enforcement process.

You may appeal our denial of these records and/or findings of no additional records. If you choose to appeal, your appeal must be in writing and must be 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, D.C. 20250-3401

Please refer to FOIA 11-514 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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Janet Meyer
FOIA 11-514

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Because the cost to process your request was less than \$25.00, all fees have been waived.
If you have any questions, please contact Ms. Ellery Gumbs of my staff at
(301) 734-5465.

Sincerely,

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