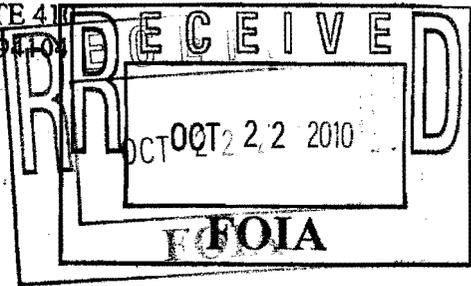


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LAW OFFICES OF  
**MARK J. ROMEO**

235 MONTGOMERY STREET, SUITE 410  
SAN FRANCISCO, CALIFORNIA 94104  
TELEPHONE: (415) 395 9315  
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October 21, 2010

*5991*  
**By Fax 301 734 5974 and US Mail**

Tonya Woods, FOIA Director  
APHIS Foia  
4700 River Road, unit 50  
Riverdale, MD 20737

Re: Valley Orchids and South Pacific Orchids v. Evergreen, et al.  
U.S.D.C, N. D. Cal. Nos 10-2378; and 10-3287  
Our File No. 8014-20

NOV 22 2010

Dear Ms. Woods:

This is a FOIA request concerning the following matters. I represent Benz Transportation, Inc. in the above noted cases pending in United States District Court, Northern District of California. The cases involve a casualty to two separate containers of live orchids being shipped from Taiwan to California in July 2009, through the Port of Oakland. Upon pick up from the Port, both containers were taken immediately to the USDA Plant Quarantine Inspection facility at:

USDA Plant Protection and Quarantine  
389 Oyster Point Blvd., Unit # 3  
So. San Francisco, CA 94080

It is out understanding that at the facility, the USDA broke seal on the containers and inspected the cargos. Therefore, we are looking for records pertaining to the delivery and inspection of these cargos.

**Requested Documents**

Our request is for any and all documents in any media, including electronic, pertaining to the delivery and inspection of:

Evergreen Container EISU 5701528 delivered to USDA Plant Protection and Quarantine 389 Oyster Point Blvd., Unit # 3, So. San Francisco, CA 94080 on or about 7/2/09, shipment of live orchids, per attached bill of lading

Evergreen Container EISU 5678897 delivered to USDA Plant Protection and Quarantine 389 Oyster Point Blvd., Unit # 3 So. San Francisco, CA 94080 on or about 7/2/09 shipment of

Tonya Woods, FOIA Director  
APHIS Foia  
Page 2

live orchids, per attached bill of lading

Thank you for your attention to this request. Please call, write or email  
you have any questions or need further information.

) if

Very truly yours.

LAW OFFICES OF MARK J. ROMEO

~~/MARK J. ROMEO~~

Enclosure  
8014-20USDA.001