



United States
Department of
Agriculture

March 1, 2011

Marketing and
Regulatory
Programs

Animal and
Plant Health
Inspection
Service

Mr. Kirk Eilers

Legislative and
Public Affairs

Freedom of
Information

Dear Mr. Eilers:

4700 River Road
Unit 50
Riverdale, MD
20737-1232

This is in response to your January 27, 2011, Freedom of Information Act (FOIA) request for any and all communications from 2004 to present between the Animal and Plant Health Inspection Service or its representative and Mr. Don Peay, Sportsmen for Fish and Wildlife and any of its representatives and Big Game Forever and any of its representatives. Your request was received in this office January 31, 2011, and assigned case number FOIA 11-232. A modified request was received by this office on February 4, 2011.

Agency employees conducted a thorough search of their files and located 42 pages of responsive records which are contained on the enclosed CD-ROM. However, we have withheld names and e-mail addresses 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.

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

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

Please refer to FOIA 11-232 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, 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.



Safeguarding American Agriculture
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Mr. Kirk Eilers
FOIA 11-232

2

Fee Notification

This notification is sent to inform you of the fees incurred for processing your modified FOIA request. Under the enclosed 7 CFR, Part 1, Subpart A, Appendix A § 5, you fall under the "Commercial Requester" category. Your chargeable fees for this FOIA request are search and review.

The breakdown of your fees is as follows:

Search	\$100.00
Review	<u>\$ 40.00</u>
TOTAL	\$140.00

Pursuant to 7 CFR, Part 1, Subpart A, Appendix A, Section 8(a), payments should be billed for the fullest extent possible at the time the requested materials are furnished. Payments should be made by requester within **30 days** of the date of the billing.

Payments of all applicable fees may be paid by check, money order or credit card. Your check or money order should be made payable in the amount of \$140.00 to the "Treasury of the United States." Send your payment and a copy of this letter to the USDA, APHIS Freedom of Information Officer, 4700 River Road, Unit 50, Riverdale, Maryland, 20737. You also have the option to submit your payment via credit card through Pay.gov under the Form Name – "APHIS Customers" found at <https://www.Pay.gov>.

If you have any further questions, please contact Robbie Perry, FOIA Specialist, at (301) 734-8696.

Sincerely,



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

Enclosure

APHIS
Freedom of Information Act
Search, Review, Duplication Work Sheet
FOIA Request

Table 1. Estimated Labor Fees For Manual/Computer Search*

Anyone searching for responsive records should fill out Table 1:

Name	GS Grade	Hourly Rate Salary	Plus 16% Overhead	Number of Hours	Total
John Steuber	14	\$20.00		1	\$20.00
Rod Krischke	13	\$20.00		1	\$20.00
Rod Merrell	11	\$20.00		1	\$20.00
Mike Linnell	14	\$20.00		2	\$40.00
Total				5	\$100.00

Table 2. Estimated Labor Fees For Review

Only the FOIA Office fills out this Table 2.

Name	GS Grade	Hourly Rate Salary	Plus 16% Overhead	Number of Hours	Total
Robbie Perry	12	\$20.00		2	\$40.00
Total				2	\$40.00

Table 3. Estimated Duplication Costs**

Program Office – please estimate the number of pages

Estimate of the Number of Pages (or 250 pages per inch)	Total	Copy Rate	Total Cost
		.20	

Grand Total

\$140.00

*The time spent searching even if you do not locate responsive records.

**Includes the direct cost of making copies.