FORM CD-244
(REV. 7-89)
DAO 205-14

U.S. DEPARTMENT OF COMMERCE

FOIA REQUEST AND ACTION RECORD

(Pursuant to 5 U.S.C. 552 and 15 CFR 4)

1. DOC/FOI facility

2. Request No. 2010-00542

PART I

3. Name, address, (phone) of requester

Ian Urbina
The New York Times
6010 Broad Branch Rd. NW
Washington DC 20015

4. Description of records requested

Request all documents that have been provided in response to the request of Allison Fitzgerald request # 2010-00398, Vivian Kuo request # 2010-00423 and David Kerley request # 2010-00424.

5. Request Received	Date	Time	By
	08/10/2010		Marie Marks

6. _____ request returned or requester contacted: to clarify, or for other reason. Explain on reverse side of White Copy.

7. Request fulfilled by facility	Date	Time	By

8. ACTION ASSIGNED TO; Lead NMFS, Input PA Date: 08/10/2010

9. Due Date. By law, this request must be answered no later than: 09/08/2010

10. Comments or Instructions:

Please return response letter and completed CD-244 to NOAA FOIA Office, SSMC3 Rm 10654. If more than 20 days are needed, please contact the Requester directly and inform the NOAA FOIA Staff of the new date.

PART II

11. Received In Action Office	Date	Time	By

12. Fee Provisions

a. Without further notice, requester agrees to pay: _____ full amount, or _____ up to $ _____.

b. _____ Fees reduced or waived, and by whom; attach explanation; 4.9(b) applies.

c. Notification of fees sent to requester on: _____, 19/20_____.

d. Payment of $ _____ received on _____.

13. Tolling of time Provisions (see 4.9,(d))

a. _____ estimated fee exceeds authorization.

b. _____ estimated fee exceeds $250 and lacks authorization.

c. _____ requester delinquent in past payments.

14. Initial Determination (Summarize per subparagraph 7.04d.3., DAO 205-14; attach another sheet if necessary; 4.6 applies.)

14.a. Clearance Official(s)

Name: _____

Office Title: _____

Date: _____

15. Collectible Cost per Fee Schedule (4.9(b))

	Estimated	Actual
Search fee	$ _____	$ _____
Copying fee	_____	_____
Review	_____	_____
Total Collectible	$ 0.00	$ 0.00

16. Non-collectible Costs

17. Action Office	Signature	Position title	Date

White Copy – To be returned to FOI Facility; Yellow Copy – To be retained by Action Office: Pink Copy – To be retained in FOI Facility.

Marie H. Marks

From: Sheila V Kumar [sheila.v.kumar@gmail.com]
Sent: Monday, August 09, 2010 2:41 AM
To: FOIA@noaa.gov
Subject: FOIA Request

Dear FOI Officer:

My name is Sheila Kumar, and I work for Ian Urbina, a reporter with The New York Times. I am sending you a Freedom of Information Act request on his behalf. The request is below this message. Please respond to the address listed at the bottom of the request.

Sincerely,

Sheila Kumar

THE NEW YORK TIMES
6010 Broad Branch Rd. NW
Washington DC 20015

August 6, 2010

National Freedom of Information Officer
National Oceanic and Atmospheric Administration
Public Reference Facility (OFA56)
1315 East West Highway (SSMC3)
Room 10730
Silver Spring, MD 20910
Email: FOIA@noaa.gov
Fax: (301) 713-1169

Dear FOI Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of :

All of the documents that have been provided or will be provided in response to the request of Alison Fitzgerald of Bloomberg, Request # 2010-00398; all of the documents that have been provided or will be provided in response to the request of Vivian Kuo of CNN, Request # 2010-00423; and all of the documents that have been provided or will be provided in response to the request of David Kerley of ABC News, Request # 2010-00424.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. This information is being sought for dissemination to the general public.

I agree to pay reasonable duplication fees for the processing of this request up to $50. If the fees will exceed that amount, please contact me ideally by email at urbina@nytimes.com. Otherwise call me at 202-370-7962.

As required by FOIA, segregable portions of otherwise exempt material must be released. If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of FOIA.

As I am making this request as a journalist and this information is time-sensitive, I would appreciate your

communicating with me by telephone, rather than by mail, if you have questions regarding this request.

I look forward to your reply within 20 business days, as the statute requires.

Thank you for your assistance.

Sincerely,

Ian Urbina
The New York Times
6010 Broad Branch Rd. NW
Washington DC 20015
Urbina@nytimes.com
202 370 7962