

1 Oct 2020, 9:27

Date sent: Thu, 1 Oct 2020 09:27:04 -0700 (PDT)
From: FOIA <FOIA@nara.gov>
To: FOIA <FOIA@nara.gov>
Copies to: "edward@hasbrouck.org" <edward@hasbrouck.org>
Subject: FOIA NGC20-638 Your Request for Expedited Processing

October 1, 2020

Dear Mr. Hasbrouck:

This is in response to your request of September 21, 2020 for expedited processing of Freedom of Information Act (FOIA) request NGC20-638 seeking various temporary records of the National Commission on Military, National, and Public Service (NCMNPS).

NARA processes FOIA requests on an expedited basis if it is determined that the request meets one or more of the following criteria described in its FOIA Regulation, at 36 C.F.R. § 1250.28 (www.archives.gov/foia/regulations):

(1) A reasonable expectation of an imminent threat to an individual's life or physical safety;

(2) A reasonable expectation of an imminent loss of a substantial due process right;

(3) An urgent need to inform the public about an actual or alleged Federal Government activity (this criterion applies only to those requests made by a person primarily engaged in disseminating information to the public); or

(4) A matter of widespread and exceptional media interest in which there exist possible questions that affect public confidence in the Government's integrity.

After carefully reviewing your request, we do not believe expedition is warranted, as you have not demonstrated that your request meets the above-referenced criteria. Specifically, you have not provided evidence that there is an urgent need to inform the public or that there is widespread and exceptional media interest involving questions affecting public confidence in the Government's integrity that can be addressed by the records you seek.

If you are not satisfied with our action on your request for expedited processing, you have the right to file an administrative appeal in writing by mail or email. If by mail, please address your appeal to the Deputy Archivist (ND), National Archives and Records Administration, 8601 Adelphi Rd., College Park, Maryland 20740. Both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." If by email, please submit your appeal to FOIA@nara.gov addressed to the Deputy Archivist. Your appeal should be received within 90 calendar days of the date of this denial, and it should explain why you think this response does not meet the requirements of the FOIA.

If you would like to discuss our response before filing an appeal to attempt to resolve your dispute without going through the appeals process, you may contact our FOIA Public Liaison Gary M. Stern for assistance via email at garym.stern@nara.gov.

If you are unable to resolve your FOIA dispute through our FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman's office, offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is noted below:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740-6001
Email: ogis@nara.gov Website: ogis.archives.gov
Tel: 202-741-5770 or 1-877-684-6448

Sincerely,

The FOIA Team
Office of General Counsel
National Archives and Records Administration
College Park, MD
foia@nara.gov