FOIA-2009-000649
8/7/2009

Morris, Alexander

From: FOIA-Central@hq.doe.gov
Sent: Thursday, August 06, 2009 2:53 PM
To: FOIA-Central
Subject: DOE Headquarters FOIA Request

Name: Abrahm Lustgarten

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Record Description:

August 6, 2009

FOIA REQUEST
Fee benefit requested, Fee waiver requested

Dear FOI Officer:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request a copy of all documents, including personal correspondence, filings, permits and applications, inspections and reviews pertaining in any way to Aaron Million, Million Resources Conservation Group, or the Flaming Gorge Pipeline.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information on the Department of Energy's involvement and review of the Flaming Gorge Pipeline project that is of current interest to the public because it directly influences political and government decisions about management of water resources on the Green and Colorado Rivers. This information is being sought on behalf of ProPublica for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest and will contribute significantly to public understanding of government operations and activities. Please notify me before assessing any fees. As a journalist, I am primarily engaged in disseminating information. I work for a not-for-profit news organization that has no commercial interests, but a record of actively and aggressively disseminating information to the widest possible audience.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

As I am making this request as a journalist and this information is of timely value, I would appreciate your communicating with me by telephone or email, rather than by mail, if you have questions regarding this request.

certify that my statements concerning the need for expedited review are true and correct to the best of my knowledge and belief.

Vem

FOIA-2009-000649

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

Thank you for your assistance.

Sincerely,
Abrahm Lustgarten

Preferred Form or Format:

Type of Requester (if provided):

A representative of the news media affiliated with ProPublica and the request is made as part of news gathering and not for commercial use.

Type of Media (if provided):

Other: multimedia multiformat

Fees and Fee Waivers:

I request a waiver or reduction of fees.

Waiver or Reduction of Fees Factors (if provided):

6. The primary interest in disclosure: Whether the magnitude of the identified commercial interest of the requester is sufficiently large, in comparison with the public interest in disclosure, that disclosure is "primarily in the commercial interest of the requester."

ProPublica is a not-for-profit and has no commercial interest.

Expedited Processing:

Specific Justification for Expedited Processing: