



U.S. Department
of Transportation

**Federal Aviation
Administration**

Western-Pacific Region
Office of the Regional Counsel

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September 20, 2012

Mr. Jeff Lewis
28242 S. Salo Rd
Mulino, OR 97042

Dear Mr. Lewis:

Re: Freedom of Information Act Request – No. 2012-006826WP

This is a second interim response to your letter dated July 23, 2012, requesting “complete copies of all records held by FAA in [the MSPB] case file, and all other records used or considered by AWP-7 in the handling of [your] MSPB case. This should include all emails sent by or received by Naomi Tsuda, Don Bobertz, and others in the AWP-7 offices...”

In the first interim response to this FOIA request, dated August 21, 2012, we stated that we were in the process of gathering files responsive to your request and needed additional time to process your request, and that you should receive a response on or before September 21, 2012.

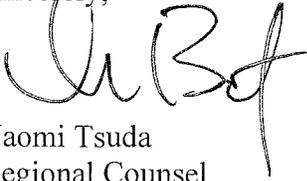
We subsequently had a discussion with you to clarify and possibly limit the scope of your request. You followed up the discussion with correspondence, further clarifying the scope of your request. As we discussed, and as you indicated in your correspondence, the documents are essentially divided into five groups, as listed below.

1. Agency File Submitted to MSPB.
2. MSBP Pre-Hearing Submission by your attorney Ms. Solomon.
3. MSBP Filings.
4. MSBP Discovery Documents.
5. Emails from Don Bobertz and Naomi Tsuda regarding your case.

We are currently providing you with copies of all documents in groups 1 and 3. You indicated that you did not want copies of group 2 documents. Thus, the outstanding groups to be provided to you are groups 4 and 5. Additional time is required in order to review the documents in groups 4 and 5 for Privacy Act information and other information subject to redaction under the FOIA. We expect to issue a reply to you regarding the groups 4 and 5 documents by October 12, 2012.

There are a total of 662 pages in the groups 1 and 3 documents that are currently being provided. As the cost is \$0.10 per page, after the first 100 pages, which are free, the total cost is \$56.20. This is within the \$150 that you indicate you are willing to pay for this FOIA request. There is no need to pay this amount at present. We will provide you with the total cost once we have completed the response to your request.

Sincerely,



A Naomi Tsuda
Regional Counsel

Enclosure