



U.S. Department  
of Transportation  
**Federal Aviation  
Administration**

Office of Human Resource Management

800 Independence Ave., SW.  
Washington, DC 20591

RCVD CAJT 11-26-11  
(45p)

NOV 22 2011

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

**Freedom of Information Act Request #2011-8134**

- AHL portion

Dear Mr. Lewis:

This is in response to your request for information under the Freedom of Information Act (FOIA). You requested a copy of all investigative records, proposed discipline letters, and final disciplinary action regarding the controller at the Cleveland Air Traffic Control Center who was watching a movie while working a radar position.

Enclosed are the documents that are responsive to your request. We have redacted personally identifiable information under Exemption 6 of the FOIA, 5 U.S.C. 552(b) (6) where disciplinary action may have occurred. That privacy interest is protected under Exemption 6, which may be used to withhold records found in "personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy." There is no discernible public interest in this information.

The Freedom of Information Reform Act of 1986 authorizes agencies to assess reasonable charges for document searches associated with the processing of FOIA requests. The cost to process your request was under \$10.00. Therefore, there is no charge to you for the processing of this request.

The undersigned is responsible for this "partial denial" determination. You may request reconsideration of this determination by writing to the Assistant Administrator for Regions and Center Operations, Federal Aviation Administration, 800 Independence Ave., SW, Washington, DC 20591. Your request must be made in writing within 30 days from the date of receipt of this letter and must include all information and arguments relied upon.

Your letter must also state that it is an appeal from the above-described denial of a request under the FOIA and include your assigned FOIA control number. The envelope containing the appeal should be marked "FOIA."

We trust this information is helpful.

Sincerely,



John H. McFall  
Acting Executive Director, Office of  
Employee and Labor Relations

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Enclosure