

FOIA Resource

From: Gillum, Jack [JGillum@ap.org]
Sent: Sunday, August 12, 2012 6:04 PM
To: FOIA Resource
Subject: AP FOIA request - Rep. Paul Ryan

Nuclear Regulatory Commission
FOIA/Privacy Officer
Mail Stop T5-F09
Washington, DC 20555-0001
Email: FOIA.resource@nrc.gov

FOIA REQUEST
Case No.: 2012-0299.
Date Rec'd: 8/13/12
Specialist: Burkhalter
Name: [redacted]

Aug. 12, 2012

Dear Sir or Madam:

Under the Freedom of Information Act, 5 U.S.C. § 552, I hereby request access to and copies of correspondence to or from Wisconsin Rep. Paul Ryan or his staff, from Jan. 3, 1999, to the present.

This request covers paper and electronic records — including those in Microsoft Word or Portable Document File (PDF) format — and should include, but not be limited to, requests in which Rep. Ryan or his office wrote on behalf of a constituent. Such records are usually generated in your agency's legislative affairs office, but may be produced or maintained in other agency offices.

Because this request involves a candidate for the vice presidency of the United States, I ask that this request be expedited. Therefore, I am requesting that correspondence be delivered to me as soon as it becomes available, rather than releasing all documents at once.

This is a request by the news media for records in the public interest; thus, I ask that you waive any search fees in accordance with § 552(a)(4)(A)(ii)(II). If the fee for retrieving or reproducing these records will exceed \$50, please notify me before filling this request. I can be reached at (202) 641-9448 or by electronic mail at jgillum@ap.org.

Further, I remind you that the President has directed that the FOIA “be administered with a clear presumption: In the face of doubt, openness prevails.” Memorandum for the Heads of Executive Dep’ts and Agencies, 74 Fed. Reg. 15, 4683 (Jan. 26, 2009). This instruction is unambiguous: “All agencies should adopt a presumption in favor of disclosure, in order to renew their commitment to the principles embodied in FOIA, and to usher in a new era of open Government. The presumption of disclosure should be applied to all decisions involving FOIA.” *Id.*

If for any reason any portion of this request is denied, please provide written notice of the records that were withheld, and the specific legal justification for the denial. Please also provide the name and address of the officer or body to which my appeal should be directed.

As you know, the Act, in § 552(a)(6), grants your office no more than twenty working days in which to respond to this request. *See also Oglesby v. U.S. Dep’t of Army*, 920 F.2d 57, 65 (D.C. Cir. 1990) (“Congress adopted

the time limit provision in the FOIA in order to ‘contribute to the fuller and faster release of information, which is the basic objective of the Act.’” (quoting H.R. Rep. No. 93-876, March 5, 1974., reprinted (1974) U.S. Code Cong. & Ad. News 6267 at 6271)). Agencies therefore “should make it a priority to respond in a timely manner. Timely disclosure of information is an essential component of transparency.” Attorney General’s Memorandum for Heads of Executive Dep’ts and Agencies Concerning the Freedom of Info. Act, at 3 (Mar. 19, 2009), available from <http://www.justice.gov/ag/foia-memo-march2009.pdf>.

I therefore look forward to your prompt reply.

Sincerely,

Jack Gillum ✓
Washington Bureau ✓
The Associated Press ✓
1100 13th Street NW, Suite 700 ✓
Washington, DC 20005 ✓

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