



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

AUG 28 2013

OFFICE OF THE
EXECUTIVE SECRETARIAT

Mr. Christopher C. Horner
Senior Fellow
Center for Energy and Environment
Competitive Enterprise Institute
1899 L Street, NW, 12th Floor
Washington, D.C. 20036

Dear Mr. Horner:

Your November 12, 2012, Freedom of Information Act request in which you seek "copies of any and all email sent to or from an EPA employee in the Office of the Administrator (OA) from or to an email account in the name of, or email alias, 'Richard Windsor', [sic] from December 15, 2008 [sic] to the date you process this request," was designated EPA-HQ-2013-001343 and assigned to the U.S. Environmental Protection Agency's Office of the Administrator for response.

We conducted a search and located approximately 120,000 responsive records. Upon review, the EPA determined that portions of the records are exempt from mandatory disclosure pursuant to FOIA exemption 2, 5 U.S.C. 552(b)(2), FOIA exemption 5, 5 U.S.C. 552(b)(5) and FOIA exemption 6, 5 U.S.C. 552(b)(6). The information withheld pursuant to exemption 2 relates solely to the internal personnel rules and practices of the agency. The EPA is withholding information under exemption 5 to protect the deliberative process and under exemption 6 where disclosure would constitute an unwarranted invasion of personal privacy. The records are being released to you with corresponding redactions.

As a reminder, to fairly manage our limited resources so as to equitably respond to other Americans who have submitted FOIA requests, 100 documents per month is the production schedule for EPA-HQ-2013-001343. The enclosed documents represent the first 100-document set of these monthly productions.

If you have any concerns, you may appeal this response in writing to the National Freedom of Information Act officer at:

U.S. Environmental Protection Agency
Records, FOIA and Privacy Branch
1200 Pennsylvania Avenue, NW (2822T)
Washington, D.C. 20460
Email: hq.foia@epa.gov

Please note that correspondence mailed through only the United States Postal Service can be delivered to the address above. If you would like to deliver your appeal in person, via courier service or via an overnight-delivery service, you must address your correspondence to 1301 Constitution Avenue, NW, Room 6416J, Washington, D.C. 20001.

Your appeal must be submitted no later than 30 calendar days from the date of this letter and should include the request number listed above. The EPA will not consider appeals received after the 30 calendar-day limit. For the quickest possible handling, the appeal letter and its envelope should be marked "Freedom of Information Act Appeal."

Sincerely,



Eric E. Wachter
Director

Enclosures

U.S. Environmental Protection Agency
Records, FOIA and Privacy Branch
1200 Pennsylvania Avenue, NW (2822)
Washington, D.C. 20460
Email: epa-foia@epa.gov