



Department of Energy

Office of Science
Chicago Office
9800 South Cass Avenue
Argonne, Illinois 60439

February 17, 2010

Mr. John W. Elling
Integrated Genomics, Inc.
2355 S. Arlington Heights Rd.
Suite 270
Arlington Heights, IL 60005

Dear Mr. Elling:

SUBJECT: U.S. DEPARTMENT OF ENERGY (DOE) OFFICE OF SCIENCE – CHICAGO OFFICE (SC-CH) FREEDOM OF INFORMATION ACT (FOIA) REQUEST NO. CH-2010-00736-F

I am the authorizing official responsible for making the determination required by Section 1004.5(b) of DOE regulations found at 10 CFR Part 1004, implementing the FOIA, 5 U.S.C. 552.

In your original request, you were seeking "documents containing the information specified of every project or projects that involved developing software and technology for analyzing microbial genomic data or that involved performing an analysis of microbial genomic data, ongoing or completed, that was carried out in whole or in part at ANL and that was performed in whole or in part with "Work for Others" funding," and you specified several documents that would be responsive to your request.

In our telephone conversation of January 26, 2010, you clarified that the records you are seeking are records relative to analyzing microbial genomic data from January 2003 to the present for WFO-funded work at Argonne that relate to 1) development or use of software and 2) development of technology. You further clarified that you wanted specifically the records related to development or use of the software and development of the technology, not records related to the data on the software itself.

As we discussed in our telephone conversation yesterday, I informed you that DOE SC-CH searched DOE's Argonne Site Office as well as Argonne National Laboratory and located no government records responsive to your clarified request.

You are advised of your right to appeal the adequacy of our search for your requested information within 30 days of receipt of this letter by writing to the Director, Office of Hearings and Appeals, United States Department of Energy, 1000 Independence Avenue, S.W., Washington, D.C. 20585. Both the request and envelope should be clearly marked "Freedom of Information Appeal." Judicial review will be available thereafter in the district in which your concern is located or has its principal place of business, where the records are located, or in the District of Columbia.



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You have been categorized as a "Commercial Use" requester, and as such, you are subject to fee assessment for search time and duplication costs. However, because fees associated with this request are not substantial enough to meet the \$15.00 minimum threshold under FOIA, we are not assessing fees for this request.

If you have any questions regarding this response, please contact me at (630) 252-2041 or via e-mail at miriam.legan@ch.doe.gov.

Sincerely,

A handwritten signature in cursive script that reads "Miriam R. Legan".

Miriam R. Legan
Freedom of Information Act Officer