



Department of Energy

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

August 23, 2010

Mr. Mike Soraghan
E&E Publishing (Greenwire)
122 C St., NW, Ste. 722
Washington, DC 20001

Dear Mr. Soraghan:

SUBJECT: U.S. DEPARTMENT OF ENERGY (DOE) OFFICE OF SCIENCE – CHICAGO OFFICE (SC-CH) FREEDOM OF INFORMATION ACT (FOIA) REQUEST NO. CH-2010-01953-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 “1. Copies of all communications from Congress to the Department of Energy or from the Department of Energy to Congress since November 5, 2008; and 2. Copies of all communications to and from any Presidential Transition entity since November 5, 2008.”

On August 18, 2010, the DOE Office of Inspector General (OIG) transmitted a letter to you wherein the OIG indicated that they located several documents potentially responsive to your request. Of the documents they located, the OIG indicated that “Document 19” was under the jurisdiction of the Department of Energy’s Chicago [Operations] Office (CH) or a contractor under the purview of that office, and the OIG further indicated that they were forwarding Document 19 to CH for a releaseability determination and direct response to you. This letter represents our direct response to that portion of your FOIA request relative to “Document 19.”

After our review of “Document 19,” we have determined that document is not responsive to your request, i.e., “Document 19” is outside the scope of your original request because it is not correspondence between DOE and Congress or any Presidential Transition entity.

Although you have been categorized as a “News Media” requester, and as such, you would normally be subject to fee assessment for duplication costs, because there was no duplication effort, there are no costs related to your subject FOIA request.



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Mr. Mike Soraghan

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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 black ink that reads "Miriam R. Legan". The signature is written in a cursive style with a large, stylized 'M' and 'L'.

Miriam R. Legan
Freedom of Information Act Officer

cc: Adrienne Martin, OIG