

4 Jan 2021, 8:03

Date sent: Mon, 4 Jan 2021 08:03:37 -0800 (PST)
From: cer <cer@nara.gov>
To: cer <cer@nara.gov>
Copies to: Edward Hasbrouck <edward@hasbrouck.org>
Subject: Re: NCMNPS FOIA request

Dear Mr. Hasbrouck,

This is in reply to your follow-up FOIA request 20-54033 (ER0566), seeking access to archival records of the National Commission on Military, National, and Public Service (NCMNPS).

We completed processing the 160 records identified as Public Input (disposition item 3.2). Most of these records are open in full. However, six files contain information exempt from disclosure under FOIA (b)(6), which relates to personal privacy. In general, the information exempt was personal email addresses, street addresses, and phone numbers. We have prepared redacted or public use versions of the files to make available to the public. The attached [Readme_Redacted_Excel_Files.pdf](#) explains further how the Microsoft Excel spreadsheets are redacted.

We are in the process of making these records available in the National Archives Catalog (<https://catalog.archives.gov/>), but that still may take some weeks. Instead, attached is a spreadsheet that lists the narrative title for each file, the file size (bytes), the path of the file as transferred to NARA, and a link to access the file. The spreadsheet also identified which files are redacted versions and the few files that may have copyright restrictions.

Again, the metadata we received with the transfer of the files did not specify which workstation or server the file resided on when in use by the NCMNPS. The transferring official likely pulled the files from the original locations to create a new directory specifically for transferring them to NARA. The transferring official provided the files on a thumbdrive and all the archival files had a date modified of 9/18/2020 or 9/19/2020.

This is an interim response to your FOIA request in order to provide you access with additional sets of processed and reviewed NCMNPS records.

If you are not satisfied with our action on your request, you have the right to file an administrative appeal within ninety (90) calendar days from the date of this letter. Appeals must be in writing and may be delivered by regular U.S. mail or by email. By filing an appeal, you preserve your rights under the Freedom of Information Act and present the deciding agency with an opportunity to review your request and reconsider its decision. If you submit your appeal by regular mail, it should be addressed to the Deputy Archivist of the United States (ND), National Archives and Records Administration, 8601 Adelphi Road, Room 4200, College Park, Maryland 20740-6001. Both the letter and envelope should be clearly marked "FOIA Appeal." If you submit your appeal by email, please send it to foia@nara.gov, addressed to the Deputy Archivist, with the words "FOIA Appeal" in the subject line. Please be certain to explain why you believe this response does not meet the requirements of the Freedom of Information Act. All communications concerning this request should reference your FOIA tracking number 20-54033 (ER0566).

If you would like the opportunity to discuss our response and attempt to

resolve your dispute without initiating the appeals process, you may contact our FOIA Public Liaison for assistance:

Accessioned Executive Branch Records – Washington, DC Area
FOIA Requester Service Center: 301-837-3190
FOIA Public Liaison: Michael Marquis
8601 Adelphi Road, Room 5500
College Park, MD 20740-6001
dc.foia.liaison@nara.gov
301-837-3190

If you are unable to resolve your dispute through our Public Liaison, the Office of Government Information Services (OGIS) is the federal FOIA ombudsman. OGIS offers mediation services to help resolve disputes between FOIA requesters and federal agencies. You may contact OGIS at the following address:

Office of Government Information Services (OGIS)
National Archives and Records Administration
8601 Adelphi Road, Room 2510
College Park, MD 20740-6001
ogis@nara.gov
202-741-5770
1-877-684-6448 (toll-free)

Sincerely,
Lynn Goodsell
Reference Branch Chief, Electronic Records Division (RRE)
National Archives and Records Administration (NARA)
cer@nara.gov

Attachments:
NCMNPS Public Input.xlsx
Readme_Redacted_Excel_Files.pdf

On Monday, December 28, 2020 at 10:49:48 AM UTC-5 cer wrote:

> Dear Mr. Hasbrouck,
> This is in reply to your follow-up FOIA request 20-54033 (ER0566), seeking
> access to archival records of the National Commission on Military,
> National, and Public Service (NCMNPS).
>
> We completed processing the 647 records identified as Historically
> Significant Media (disposition item 5.1). These records do not have
> access restrictions, but a few may have copyright restrictions.
>
> These records are very unlikely to contain the information you seek as
> outlined in your FOIA request. But as we explained previously, we are
> providing you access to all the records except the emails so you will be
> able to identify the records you seek instead of relying on just our
> evaluation.
>
> We are in the process of making these records available in the National
> Archives Catalog (<https://catalog.archives.gov/>), but that still may take
> some weeks. Instead, attached are spreadsheets that lists the narrative
> title for each file, the file size (bytes), the path of the file as
> transferred to NARA, and a link to access the file.
>
> Again, the metadata we received with the transfer of the files did not

> specify which workstation or server the file resided on when in use by the
> NCMNPS. The transferring official likely pulled the files from the
> original locations to create a new directory specifically for transferring
> them to NARA. The transferring official provided the files on a thumbdrive
> and all the archival files had a date modified of 9/18/2020 or 9/19/2020.

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> access with additional sets of processed and reviewed NCMNPS records.

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> right to file an administrative appeal within ninety (90) calendar days
> from the date of this letter. Appeals must be in writing and may be
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> preserve your rights under the Freedom of Information Act and present the
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> fo...@nara.gov, addressed to the Deputy Archivist, with the words "FOIA
> Appeal" in the subject line. Please be certain to explain why you believe
> this response does not meet the requirements of the Freedom of Information
> Act. All communications concerning this request should reference your FOIA
> tracking number 20-54033 (ER0566).

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> If you would like the opportunity to discuss our response and attempt to
> resolve your dispute without initiating the appeals process, you may
> contact our FOIA Public Liaison for assistance:

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> FOIA Requester Service Center: 301-837-3190 <(301)%20837-3190>
> FOIA Public Liaison: Michael Marquis
> 8601 Adelphi Road, Room 5500
> College Park, MD 20740-6001
> dc.foia...@nara.gov
> 301-837-3190 <(301)%20837-3190>

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> If you are unable to resolve your dispute through our Public Liaison, the
> Office of Government Information Services (OGIS) is the federal FOIA
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> 8601 Adelphi Road, Room 2510
> College Park, MD 20740-6001
> og...@nara.gov
> 202-741-5770 <(202)%20741-5770>
> 1-877-684-6448 <(877)%20684-6448> (toll-free)

>
> Sincerely,
> Lynn Goodsell
> Reference Branch Chief, Electronic Records Division (RRE)
> National Archives and Records Administration (NARA)
> c...@nara.gov

>
> Attachments:

> NCMNPS Significant Media.xlsx
>
>
> On Friday, December 18, 2020 at 12:02:35 PM UTC-5 Edward Hasbrouck wrote:
>
>> On 18 Dec 2020 at 7:10, "cer" <cer <c...@nara.gov>> wrote:
>>
>> > This is an interim response to your FOIA request in order to provide
>> you
>> > access with additional sets of processed and reviewed NCMNPS records.
>>
>> Thank you.
>>
>> > If you would like the opportunity to discuss our response and attempt
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>> > resolve your dispute without initiating the appeals process, you may
>> > contact our FOIA Public Liaison for assistance:
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>> > FOIA Public Liaison: Michael Marquis
>> > 8601 Adelphi Road, Room 5500
>> > College Park, MD 20740-6001
>> > dc.foia...@nara.gov
>> > 301-837-3190 <(301)%20837-3190>
>>
>> As i have previously reported to you, I have received no response to
>> multiple messages seeking the assistance of the FOIA Public Liaison at
>> this address. It appears that his assistance is not, in fact, available.
>> If there is some other way he can be contacted, please let me know.
>>
>> Peace,
>>
>> Edward Hasbrouck
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>>
>>
>> -----
>> Draft Registration and Draft Resistance:
>> <https://Resisters.info>
>>
>> "Resistance News" mailing list:
>> <https://resisters.info/newsletter.html>
>>
>> Edward Hasbrouck
>> edw...@hasbrouck.org
>> <https://hasbrouck.org>
>> +1-415-824-0214 <(415)%20824-0214>
>>
>>
>>