DEPARTMENT OF THE NAVY
NAVAL SEA SYSTEMS COMMAND
1333 ISAAC HULL AVENUE
WASHINGTON NAVY YARD DC 20376-2101

IN REPLY REFER TO

5720
Ser SEA 00A5/DON-NAVY-2012-000096
February 5, 2018

Ms. Rose Santos
FOIA Group, Inc.
P.O. Box 368
Depew, NY 14043

SUBJECT: YOUR FREEDOM OF INFORMATION ACT CASE DON-NAVY-2012-000096

Dear Ms. Santos:

This is a final response to your February 3, 2012, Freedom of Information Act (FOIA) request in which you seek a copy of various documents related to contract N00024-09-C-5110.

A thorough search of this Headquarters files was conducted, specifically those files located in the Contracts Directorate (SEA 02). Knowledgeable personnel with that office were able to locate the requested contract documents identified as the basic contract, modifications P00001 through P00010, and modification PZ006.

I considered your request under the FOIA 10 U.S.C. § 552, as amended, and Secretary of the Navy Instruction 5720.42F. After a careful review of documents responsive to your request, it was determined that the information you are seeking would not be releasable under exemptions (b)(4) and (b)(6) of the FOIA.

FOIA subsection (b)(4) protects confidential business information, the disclosure of which would likely cause substantial competitive harm to the source or would impair the government's ability to obtain similar information in the future.

Subsection (b)(6) protects information that relates to Federal employees that is personal in nature that may be withheld if its release would cause an unwarranted invasion of personal privacy.

Since some portions of the documents you have requested contain information that is prohibited from public disclosure for the reasons stated above, I am partially denying your FOIA request.

I am the official responsible for the decision regarding your request. Should you decide to file an appeal, it must be received within 90 calendar days from the date of this letter and should contain a copy of your original requests, a copy of this letter, and a statement indicating why you think your appeal should be granted. Attach a copy of this letter to the appeal and mark the appeal and the envelope "Freedom of Information Act Appeal." Mail the original to:

The Department of the Navy
Office of the General Counsel
Attn: FOIA APPEALS
1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000.

Please mail a copy of the appeal to:

Commander
Naval Sea Systems Command (SEA 00A5)
1333 Isaac Hull Ave SE
Washington Navy Yard, DC 20376-1021

As an alternative to filing an appeal, you may seek Alternate Dispute Resolution (ADR). You may submit your request for ADR either to DONFOIA-PA@navy.mil or you can call the Navy FOIA Service Center at 202-685-0214 or via the following address:

Chief of Naval Operations (DNS-36)
Attn: FOIA/PA Service Center
c/o - Head, SECNAV/CNO FOIA/PA Program Office
2000 Navy Pentagon
Washington, DC 20350-2000

Fees for processing your request have been waived in this instance. However, fees are assessed on a case-by-case basis and you may be charged fees on future requests.

If you have any questions concerning the foregoing, please contact Ms. Ginger Dolan at 202-781-3359.

Sincerely,

JAVIER MARTINEZ
Initial Denial Authority

Enclosures: N00024-09-C-5110 Basic, Mods P00001-P00010, Mod PZ0006