Phillips Lytle LLP

Via FOIA online and U.S. Mail

June 16, 2017

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460

Re: FREEDOM OF INFORMATION ACT ("FOIA") REQUEST

Dear Sir/Madam:

We hereby request access to any and all records or portions thereof in the possession of the United States Environmental Protection Agency, including but not limited to all documents, complaints, notices of violations, applications, correspondence, FOIA requests, files, reports, photos, memoranda, electronic mail, microfilm, computerized databases, diskettes, newspapers and faxes, referencing, related to, associated with, concerning or pertaining to the properties that are located at 9524 and 9540 Niagara Falls Boulevard, Niagara Falls, New York (Niagara Falls Boulevard Site) and 5401 Robert Avenue Lewiston, New York (Holy Trinity Cemetery) (together, the "Sites"). We request the foregoing records without regard to time, event or subject, including any potentially responsible party or other person or party who may have a nexus to the Site.

We will pay any reasonable fee provided for in the FOIA and associated with reproducing the requested records; however, if the costs of reproduction exceed one hundred and 00/100 dollars ($100.00), please contact me with an estimate prior to incurring such costs.

As you are aware, the FOIA requires that an agency respond to a written request within twenty (20) business days of receipt of a request. Thus, we would appreciate a response as soon as possible.

If, for any reason, any portion of this request is denied, please inform me of the reasons for the denial, in writing, together with the name and address of the person or body of whom to direct an appeal.

Thank you for your attention to this matter.

Very truly yours,

By

Patrick T. Fitzgerald

PTFDoc #01-3047705.1

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