From: Mia, Marcia

Sent: Wednesday, January 31, 2018 08:31 PM

To: Robert Routh

CC: Battle, Jernell; Newman, Maya; Cox, John

Subject: RE: Request to Limit Scope of FOIA 2018-003357

Do you also agree to the extension to March 30, 2018?

Marcia B Mia, Acting Chief

Air Branch

Office of Compliance

2227A WJCS

U.S. Environmental Protection Agency

202-564-7042

From: Robert Routh [mailto:rrouth@cleanair.org]

Sent: Monday, January 29, 2018 10:48 AM

To: Mia, Marcia <Mia.Marcia@epa.gov>

Cc: Battle, Jernell <Battle.Jernell@epa.gov>; Newman, Maya <Newman.Maya@epa.gov>; Cox, John <cox.john@epa.gov>

Subject: Re: Request to Limit Scope of FOIA 2018-003357

Ms. Mia,

Thank you for your message. Clean Air Council does not object to the proposed limitations to the scope of our FOIA request, as outlined in your previous email.

Best,

Robert

Robert M. Routh, Esq.

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Clean Air Council

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On Tue, Jan 23, 2018 at 3:43 PM, Mia, Marcia <Mia.Marcia@epa.gov> wrote:

Dear Mr. Routh,

I am in receipt of your Freedom of Information Request (FOIA) for "all records related to reporting by 40 CFR part 60, subpart OOOOa" dated 1/3/2018. The FOIA office is reviewing your request for a Fee Waiver and for Expedited Processing. In the meantime, I would like to reach agreement on certain limitations to the scope of your request, as described below.

As background, we have received a similar request (FOIA 2018-001886) for the same records. In order to provide a timely response to your FOIA, we respectfully request to apply the same limits to the scope of your FOIA that the requestor for FOIA 2018-001886 has agreed. This will allow us to use the same search criteria and responsive records, which we have already initiated under that FOIA.

The general limits are as follows:

1. EPA would like an extension of the due date until March 30, 2018. The records have the potential to voluminous and are located among many offices and the regions. Additionally, some of the material is or may be claimed Confidential Business Information (CBI) and we need to work through that claim with the claimants.

2. EPA is able to provide records on a rolling response, beginning with the records responsive to Item 1 which were submitted electronically to CEDRI. We will continue to provide responsive records as they are available from the responsive region or office.

3. EPA would like to limit the scope of the request for all records between August 16, 2016 and November 21, 2017.

The specific limits are as follows:

Item 1:

Limit responsive records to Regions 3-10 and those which are available electronically on CEDRI. The reports in Item 1 are submitted to the regions and/or via CEDRI. OECA does not have records responsive to this request.

Exclude reports submitted to EPA pursuant to §60.5420a(a)(1)-(a)(2)

Exclude reports of Performance Tests conducted by the manufacturer and reported under §60.5420a(b)(10).

Exclude reports submitted to EPA pursuant to §60.5423a(b).

Item 2:

Limit responsive records to the following Headquarters Offices, with the following exclusions:

i. OAR - Exclude Office of Transportation and Air Quality (OTAQ) and Office of Radiation and Indoor Air (ORIA)

ii. Office of Enforcement and Compliance Assurance

iii. Office of the Administrator

Thank you for your consideration.

Marcia B Mia, Acting Chief

Air Branch

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