MR. ALFONSO RHONE #21614-034
FEDERAL CORRECTIONAL INSTITUTION AT PHOENIX
37910 N. 45TH AVENUE
PHOENIX, ARIZONA 85086

JULY 17 , 2013

FREEDOM OF INFORMATION ACT REQUEST
PRIVACY BRANCH, OFFICE OF ENVIROMENTAL INFORMATION
ENVIROMENTAL PROTECTION AGENCY
1200 PENNSYLVANIA AVENUE, NW
WASHINGTON, DC 20460

RE: FREEDOM OF INFORMATION ACT REQUEST

NOTICE OF INTENT

DEAR RECORDS OFFICER,

PLEASE TAKE NOTICE, you are hereby notified of the following action for the aforementioned petition being filed upon your office this 17 day of July, 2013.

Enclosed please find the original and one copy of the said Petition is annexed hereto and made part thereof for filing with this Agency[s]. I've also enclosed an additional copy of the said Petition and would like a stamped filed copy returned to me for my files. Enclosed is a stamped address envolope for your convenience.

Sir./Ma'am, all your attention and efforts into this concern will be fully appreciated. Trusting you will place the proper gravity on this inquiry that it merits. Until such time I hear from you I remain.

SINCERELY YOURS,

Mr. Alfonso Rhone

MR. ALFONSO RHONE

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WASHINGTON, DC 20460

RE: FREEDOM OF INFORMATION ACT REQUEST

DEAR RECORDS EMPLOYEE,

**PURSUANT**, to Title 5 USC § 522 and 40 CFR § 2.100 et Seq., and other relevant provision of your agency's regulation covering access to the right of Freedom of Information.

The indentity and records sought are relevant to:

" TIER 3 PUBLIC NOTICE "

**ISSUED BY:** The Federal Correctional Institution at Phoenix, June 26, 2013, relating to the Public Water System (PWS). **Public Water System** ID#AZ04-07-700, and **Owner/Operator:** US Department of Justice.

This concerns there failure to monitor for Arsenic and other contaminants during June 1 thru December 31, 2012. For your information or definitions and explanatory notes as used herein, the terms' Documents and Records ', shall mean the original and any copy, regardless of origin or location, of any books, pamphlets, periodical, letter[s], memorandums, e-mails, computer files, computer programs, computer or other forms of disc for storage of information in



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electronic or magnetic form, report, any other written, recorded, transcribed, taped, filmed or graphic matter, however produced or reproduced in possession or control of the Enviromental Protection Agency (EPA), Arizona Health Department, or the Federal Correctional Institution at Phoenix, its officers, employee[s] or agents, or to be known by any of them to exist.

Description of the documents or records sought are as listed:

1.) I am requesting the actual laboratory test results/data from any and all samples collected from April 2011 till June 2013.

2.) I am requesting the sampling location and any and all inventory/ data. If there are multiple entry points to the distribution system (EPTDSs), name any and all sampling location from April 2011 till June 2013.

3.) I am requesting the name[s] and position of any and all Public Water System Official[s], who is the official spokesperson or who is responsible for the water system in question from April 2011 till June 2013.

4.) I am requesting the type of water source that supplies this water system facility from April 2011 till June 2013. (Such as, SW = Surface Water; GW = Ground Water; GU = Ground Water Under the direct influence of surface water; or Surface Water or Ground Water under the direct influence of surface water (GWUDI).

5.) I am requesting any and all documents or records of the type of samples collected and/or prepared as well as the fortification level and permitted valves included from April 2011 till June 2013.

6.) I am requesting any and all documents or records for the number of Fecal and/or Total Coliform samples that were taken from April 2011 till June 2013, with any and all laboratory test results/data.



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7.) I am requesting any and all documents or records for the dates and duration of each period when the Disinfectant Byproducts (DBPs) entering the water distribution system fell below 0.2mg/l and when the state was notified of the occurrence anytime between April 2011 till June 2013.

8.) I am requesting any and all documents or records of this Public Water System (PWS) testing for Salmonella, Cyanide, Toxaphene and other contaminants from April 2011 till June 2013.

9.) I am requesting any and all documents or records of the Disinfectant Byproducts' Haloacetic Acids(HAA5) and Total Trihalomethanes' exceeding the Maximum Residual Disinfectant Level (MRDL) from April 2011 till June 2013.

10.) I am requesting any and all documents or records that's on file with Enviromental Protection Agency (EPA), relating to the notification sent to EPA, when those responsible failed to monitor the PWS, from June 1 thru June 26, 2013.

11.) I am requesting any and all documents or records on this PWS, operating under any Variance or Exemption from April 2011 till June 2013.

12.) I am requesting any and all documents or records for the sample volume of at least 100mL for fecal indicator analysis regardless of the fecal indicator or analytical method used from April 2011 till June 2013.

13.) I am requesting any and all documents or records under § 141.405 (Reporting & Recordkeeping for Ground Water System), from April 2011 till June 2013.

14.) I am requesting any and all documents or records under § 141.403 (Treatment Technique Requirement for Ground Water System)that provide treatment for viruses or other waterborne disease that may have enter this water system from April 2011 till June 2013.

Record Employee, I am requestfully requesting this inquiry be fulfilled and completed as soon as time permits pursuant to section(d) paragraph(1), of the Privacy Act of 1974. I am also requesting a copy of the applicable regulations of your agency(s) as may be provided for by the Freedom of Information Act, so that I may adhere to the approved rules and regulations.

**IN CLOSING**, If for any reason its determined that portions of the materials requested are exempted under some recognizable category under the Freedom of Information Act, or Privacy Act of 1974, then I respectfully request that any such exempted material be indexed and itemized with detailed justification for any exclusion made under the authority of **Vaughn v. Rosen, 484 F.2d 820(D.C. Cir. 1973)** or any similar authority. However, I am requesting to obtain those documents or records requested, and do not waive any rights to the information sought which after I have examined the material you do send, and wish to reserve the right to appeal any excluded portions of this request.

Trusting you will place the proper gravity on this inquiry that it merits. Until such time I hear from you I remain.

**DATED: 17 JUNE 2013**

**SINCERELY YOURS,**

Mr. Alfonso Rhone

**MR. ALFONSO RHONE 21614-034**



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## AFFIDAVIT OF POVERTY

**I, ALFONSO RHONE,** do hereby swear and affirm that because of my poverty and want of means, I am unable to pay the cost of said action as they accure, and unable to give security for the same. I believe that I am entitled to redress sought herein and that this action is brought in good faith.

**AFFIANT:** Mr. Alfonso Rhone
**ALFONSO RHONE**

**I, ALFONSO RHONE,** being first duly sworn under oath presents that he has subscribed to the above and avers that the information is true and correct.

**AFFIANT:** Mr. Alfonso Rhone

**SWORN,** to and subscribed before me notary this 15th day of July, 2013.

Notary Public State of Arizona
Maricopa County
Vicki Duran
My Commission Expires 04/09/2015

Vicki Duran
**NOTARY PUBLIC FOR THE STATE OF ARIZONA**

**PLEASE SEND COPIES TO:** **LEGAL MAIL OPEN IN THE PRESENCE OF INMATE**

**MR. ALFONSO RHONE #21614-034**
**FEDERAL CORRECTIONAL INSTITUTION AT PHOENIX**
**37910 N. 45TH AVENUE**
**PHOENIX, ARIZONA 85086**



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CERTIFICATE OF SERVICE

I, **ALFONSO RHONE**, hereby certify that a copy of the foregoing is being served upon all representing parties to this petition by placing the same via the United States Mail depository at the Federal Correctional Institution at Phoenix, 37910 N. 45th Avenue, Phoenix Arizona, 85086, properly address and postage prepaid this 17 day of July, 2013.

S/ Mr. Alfonso Rhone
Mr. Alfonso Rhone

Served upon:

FREEDOM OF INFORMATION ACT REQUEST
PRIVACY BRANCH, OFFICE OF ENVIROMENTAL INFORMATION
ENVIROMENTAL PROTECTION AGENCY
1200 PENNSYLVANIA AVENUE, NW
WASHINGTON, DC 20460

&

ENVIROMENTAL PROTECTION AGENCY
FREEDOM OF INFORMATION OFFICER
75 HAWTHORNE STREET
SAN FRANCISCO, CA 94105

CC:FILED



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