KAZMAREK MOWREY CLOUD LASETER LLP
ENVIRONMENTAL & ENERGY LAW

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October 18, 2013

Via Email

EPA
Freedom of Information Officer
Sam Nunn Atlanta Federal Center
61 Forsyth St., SW
Atlanta, GA 30303-8960

Re: 35th Avenue Site FOIA Request

Dear Sir or Madam:

I request—on behalf of this firm's client Walter Coke, Inc. and pursuant to the Freedom of Information Act, 5 U.S.C. § 552 (the "Act")—that EPA provide the following:

(1) Full copies of documents, reports, data, and/or data compilations reflecting, generated as a result of, or relating to XRF or laboratory analysis of samples taken of any media at or in connection with the "35th Avenue Site" in Birmingham, Alabama. Such information includes without limitation the entirety of any and all laboratory reports and laboratory data packages, similar types of documentation associated with XRF analyses, and any documents reflecting calculations done to calibrate or adjust XRF results for accuracy based on laboratory results.

(2) Copies of any field documentation related to the sampling of any media at or in connection with the 35th Avenue Site, including without limitation photographs, that EPA has not already produced to Walter Coke in response to FOIA requests.

(3) Copies of all documents or things that described the policies and procedures for obtaining and analyzing samples of any media at or in connection with the 35th Avenue Site. Such documents or things include without limitation any sampling methodology, sampling plan, QAPP, anything describing, clarifying, revising, or glossing the policies and procedures mentioned in the prior sentence, and instructions of any kind provided to samplers or their managers.

If this request is denied in whole or in part, please cite in writing the reasons therefore as required by the Act. Also as required by the Act, please provide all reasonably segregable portions of records that otherwise contain some exempt information.

Sincerely,

C. Max Zygmont