DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING COMMAND, ATLANTIC
6506 HAMPTON BLVD
NORFOLK VA 23508-1278

IN REPLY REFER TO:
5720
09C6
July 19, 2018

Michelle B. Nowlin
Clinical Professor of Law and Supervising Attorney
Duke Environmental Law and Policy Clinic
210 Science Drive, Box 90360
Durham, NC 27708-0360

Dear Ms. Nowlin:

SUBJ: FREEDOM OF INFORMATION ACT (FOIA) REQUEST DON-NAVY-2018-008717

Thank you for your Freedom of Information Act (FOIA) request emailed on June 7, 2018, and assigned case file number DON-NAVY-2018-008717, where you requested copies of the data our office has collected regarding the presence and distribution of Atlantic sturgeon (Acipenser oxyrinchus oxyrinchus) and Shortnose sturgeon (Acipenser brevirostrum) in the James River in particular, and in the Chesapeake Bay region more generally.

Your request was processed under applicable provisions of the FOIA statute, as amended, and the implementing Navy Department directive (SECNAVINST 5720.42F). During our search, we located four responsive reports, nine presentations, and three records specific to the James River. After review, we determined that limited portions of these responsive records contained non-responsive information. Specifically, we determined that the image of a minor in the presentations, and the names of private property owners in the reports was not responsive to your request. Mr. Will Scott concurred that this information was not responsive to your request on July 16, 2018. As such, they were redacted without reliance on a FOIA exemption. The responsive information is released to you in full.

There are no fees associated with this request.

For this determination, you may contact the Office of Government Information Services for assistance and/or dispute resolution at ogis@nara.gov or 1-877-684-6448. For more information online about services provided by OGIS, please visit their website at https://ogis.archives.gov.

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I am the official responsible for this decision; any questions concerning this matter should be directed to Joseph Romero at (757) 322-4990, or at joseph.romero1@navy.mil.

Sincerely,

JOHN DIRING
FOIA Coordinator
By direction of the Commander

Enclosures:
1. Telemetry tracking report dtd June 2014
2. Telemetry tracking report dtd June 2015
3. Telemetry tracking report dtd Aug 2016
4. Telemetry tracking report dtd June 2017
5. Skiffes Creek Receiver Array
6. Skiffes Creek Detections
7. Skiffes Creek Detections by date
8. PowerPoint Presentations (9)