



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

March 13, 2019

OFFICE OF  
GENERAL COUNSEL

*Via Email*

Ms. Elena Saxonhouse  
Sierra Club  
2101 Webster Street, Suite 1300  
Oakland, CA 94612  
elena.saxonhouse@sierraclub.org

Re: Sixth Interim Production, *Sierra Club v. EPA* (3:18-cv-3472); FOIA Requests EPA-HQ-2017-009482, EPA-HQ-2017-009615, EPA-HQ-2017-009684, and EPA-HQ-2018-007559

Dear Ms. Saxonhouse,

This letter concerns an interim production of records responsive to the above-referenced case. Consistent with the Court's January 23, 2019 Order, EPA has completed review of the remaining 816 records in "Tier 2." After review, 300 records are released in full, 445 are released with redaction, and 25 are withheld in full. The calendar for Bill Wehrum is also provided for the entire timeframe of your request.

Some of the withholdings are pursuant to FOIA Exemption 4 for information initially determined to be Proprietary Business Information, if you would like for the Agency to commence its PBI determination process for these documents, or require more information about that process, please let us know. Exemptions 6 and 7(c) for personal privacy information, and Exemption 7(a) for information the release of which would impair ongoing enforcement efforts. 5 U.S.C. §552(b)(4), (6), (7)(a)(c). The records are released as individual PDF documents organized by custodian in the Box.com folder titled "Sierra Club v. EPA, 18-cv-3472, ND Cal. - FOIA Productions." The released records will also be publicly available on FOIAonline at <https://foiaonline.gov/foiaonline/action/public/home> by searching the FOIA request number, EPA-HQ-2017-009482.

If you have any further questions regarding this production, please contact Assistant U.S. Attorney Adrienne Zack at 415.436.7031.

Sincerely,

A handwritten signature in blue ink, appearing to read "Peter Bermes".

Peter Bermes  
Attorney-Advisor  
Office of General Counsel  
U.S. Environmental Protection Agency

CC: Andrea Issod;  
Marta Darby