



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

National Institutes of Health
Freedom of Information Office
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Via Email: chris@CHornerLaw.com
 61miller@cua.edu

September 28, 2018

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Jason T. Miller
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4008 Ferrara Drive
Silver Springs, MD 20906
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Re: FOIA Case Nos. 47805 and 47907, Civil Action 18-1739

Dear Mr. Horner and Mr. Miller:

This is a final response to the 2 Freedom of Information Act (FOIA) requests that are the subject of the Complaint filed in Civil Action No. 18-1739, now pending in the U.S. District Court for the District of Columbia. The first FOIA request submitted to the National Institute of Environmental Health Sciences was sent to niehsfoia@niehs.nih.gov and was both dated and received on April 16, 2018 (NIH FOIA Case No. 47805). The second FOIA request submitted to the National Institute of Environmental Health Sciences was sent to niehsfoia@niehs.nih.gov and was both dated and received on May 21, 2018 (NIH FOIA Case No. 47907).

In sum, the NIH 47805 request sought:

All electronic correspondence, including attachments, sent to or from Gloria D. Jahnke, during the period 01/01/2017 through date request is processed which were also sent to or from or include anywhere in the correspondence (body of the thread or email header fields): lxzeise@gmail.com, ivan.rusyn@gmail.com, and/or irusyn@cvm.tamu.edu.

In sum, the NIH 47907 request sought:

All electronic correspondence, including attachments, sent to or from Gloria D. Jahnke during the period 01/01/2017 through date request processed which were also sent to or from or include anywhere in the correspondence (body of the thread or email header fields): Elisabete Weiderpass.

Enclosed are 49 pages responsive to NIH 47805. Redactions were made to these records pursuant to FOIA Exemption 4, FOIA Exemption 5 and FOIA Exemption 6, 5 U.S.C. §§ 552(b)(4), (b)(5), and (b)(6), respectively. FOIA Exemption 4 exempts from disclosure trade secrets and commercial or financial information obtained from a person that is privileged or confidential. FOIA Exemption 5 exempts from disclosure inter-agency or intra-agency records that would not be available by law to a party in litigation with the agency. FOIA Exemption 6 exempts from disclosure personnel and medical files and similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy. Each redaction is identified on the records enclosed. No pages were withheld in full.

There were no records responsive to NIH 47907.

Sincerely,

Gorka Garcia-Malene
Freedom of Information Officer, NIH

Enclosure