

# Department of the Interior

## FREEDOM OF INFORMATION ACT

### REQUEST CONTROL FORM

<b>FOIA Request Number</b>
2001-C-096
<b>Current Date</b>
02/12/2001

Action Office for Direct Response IC-SOLIC-PIAIC-FWS	Mail Stop	Requester's Name John J Houlihan Jr.	Statutory Due Date 03/09/2001
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**Instructions to Action Office:** To meet the statutory twenty (20) workday response requirement, your response should be completed and dated no later than the "Statutory Due Date" shown above.

The bottom section of this form, reflecting costs incurred in processing the request, must be completed. The completed form alongwith a copy of the response should be forwarded to the Freedom of Information Act Officer.

### PROCESSING FEES

Service	Cost
Clerical Search / Review (\$2.30 per quarter hour) .....	\$ _____
Professional / Managerial Search and Review (\$4.65 per quarter hour) .....	\$ _____
Photocopy (\$.13 per page) .....	\$ _____
Printing of Material (Actual Cost) .....	\$ _____
Copies Requiring Special Handling (Actual Cost for Reproduction) .....	\$ _____
Verification Certificates (\$.25 per certificate) .....	\$ _____
Computerized Records .....	\$ _____
Postage (Actual Cost Exceeding 1st Class) .....	\$ _____
<b>TOTAL FEE</b> .....	<b>\$ _____</b>

**CHECK THIS BOX IF PROCESSING FEES HAVE BEEN WAIVED**

Response Prepared By	Telephone Numbe	Date
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LAW OFFICES  
**SHORT CRESSMAN & BURGESS PLLC**

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February 5, 2001



**VIA FACSIMILE: (202) 208-5048**

Sue Ellen Sloca  
Office of the Secretary  
Dept. of the Interior  
MS-1414, MIB  
1849 C Street, NW  
Washington, D.C. 20240

**Re: Freedom of Information Act Request**

Dear Ms. Sloca:

In accordance with the Freedom of Information Act ("FOIA"), 5 U.S.C. §552, we respectfully request any and all documents, records or materials, including electronic or email communications, within the possession, custody or control of the Office of the Secretary, Office of the Solicitor or Office of Interior Affairs which refer, reference or relate to the following:

1. The establishment of the Kingman Reef National Wildlife Refuge including without limitation any documents, records or materials which concern, refer or relate to the development of the Environmental Assessment and Conceptual Management Plan for the National Wildlife Refuge and the investigation, evaluation, and designation of the Kingman Reef National Wildlife Refuge;
2. The establishment of the Palmyra Atoll National Wildlife Refuge including without limitation any documents, records or materials which concern, refer or relate to the development of the Environmental Assessment and Conceptual Management Plan for the National Wildlife Refuge and the investigation, evaluation, and designation of the Palmyra Atoll National Wildlife Refuge;
3. The ownership of Kingman Reef including without limitation any documents, records or materials which concern, refer or relate to the annexation of Kingman Reef, the legal basis for and/or facts in support of the United States government's claim to ownership and/or possession of Kingman Reef and any investigation, analyses and/or conclusions concerning the ownership of Kingman Reef;
4. Kingman Reef;
5. Palmyra Atoll;

6. The Fullard-Leo family of Hawaii including without limitation any documents, records or materials which concern, refer or relate to the United States' or the Nature Conservancy's purchase of Kingman Reef and/or Palmyra Atoll from the Fullard-Leo family, and/or the Fullard-Leo family's ownership of Kingman Reef or Palmyra Atoll;
7. Communications with the United States Navy concerning jurisdiction over and administration of Kingman Reef; and
8. Communications with The Nature Conservancy, the U.S. Fish & Wildlife Service concerning Kingman Reef and/or Palmyra Atoll.

As provided in FOIA, we would appreciate your response to this request within ten (10) business days. If any part of this request is denied, please list the specific exemptions which are claimed for withholding information along with an identification of the records being withheld. If some but not all records are being withheld as exempt, please provide all nonexempt portions which are reasonably segregable. If we do not receive a response within this time, we will treat this request as denied.

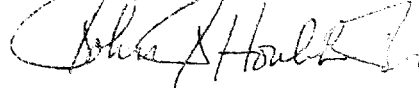
It is not our intent to impose an unnecessary administrative burden upon you or your staff. We would be pleased to work with you to explain or reformulate this request as necessary to comply with its terms.

We are willing to reimburse you for review and copying of responsive records up to \$250.00. If this request would result in review or copying which would exceed this amount, please contact us by telephone so we may discuss the response and associated costs. In addition, if the responsive records are voluminous, we would like to schedule an appointment to review the responsive records as soon as possible to select those we wish to copy.

Thank you for your cooperation. If you have any questions, please do not hesitate to give me a call.

Very truly yours,

SHORT CRESSMAN & BURGESS PLLC



John J. Houlihan, Jr.

