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LAW OFFICE OF
JAMES S. DELSORDO, LLC
ATTORNEYS & COUNSELORS AT LAW
A PROFESSIONAL LIMITED LIABILITY COMPANY

ADMITTED IN VIRGINIA
AND PENNSYLVANIA

9304 PEABODY STREET
MANASSAS, VIRGINIA 20110

February 10, 2003

VIA CERTIFIED MAIL 7001 2510 0006 4209 0319

Freedom of Information Act Officer
Air Force Research Laboratory
Human Effectiveness Directorate
2610 Seventh St.
Bldg. 441
Wright-Patterson Air Force Base, Ohio 45433

Re: Freedom of Information Act Request

Dear Sir or Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. §552 (as amended by Public Law No. 104-231, 110 Stat. 2422) (the "FOIA"), and implementing regulations at 41 C.F.R. Parts 105-60 and 32 C.F.R. Part 286, I request copy of the following documents:

- Solicitation No. PRDA-00-01-HE; → 03-223LK, AFRL/HE/MLK, Dave Box
- Solicitation No. F33657-02-R-0008; → 03-210LK, ASC/FB, Don Fisher
- Any contract(s) awarded under the above-referenced solicitations;
- Any correspondence between the Government and any offeror related to the above-referenced solicitations; and
- Any correspondence between the Government and the awardee of any contract awarded under the above-referenced solicitations.

As you know, the FOIA, as amended, provides that, if any parts of a file or record are exempt from disclosure, "reasonably segregable" portions must be released. Therefore, I request that, if you determine any portions of the requested records are exempt from disclosure, we be provided with all records or portions thereof which are not so exempt. We also request a detailed list and description of all records or portions thereof for which an exemption is claimed and a discussion of why those records or portions of records fall within an exemption. See Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974); Mead Data Central, Inc. v. Department of the Air Force, 566 F.2d 242, 251 (D.C. Cir 1977):

[W]hen an agency seeks to withhold information it must provide a

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relatively detailed justification, specifically identifying the reasons why a particular exemption is relevant and correlating those claims with the particular part of a withheld document to which they apply.

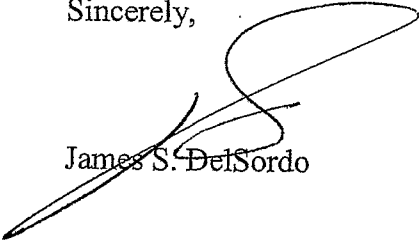
Accord, e.g., Coastal States Gas Corp. v. Department of Energy, 617 F.2d 854 (D.C. Cir. 1980). Please note that your agency has burden of proving that the information you seek to withhold falls within the FOIA exemption you claim. Lewis v. IRS, 823 F.2d 375 (9th Cir. 1987).

I am, of course, prepared to pay whatever sums may lawfully be required for compliance with this request. Should the cost of complying with this request be estimated to exceed \$200.00, please contact me by telephone, (703) 361-8572.

Your prompt attention to this matter will be most appreciated. As you know, 5 U.S.C. §552(a)(6)(A)(i) requires that your agency determine within 20 working days after receipt of this request whether the agency will comply. You are required to immediately notify the undersigned of the agency's determination, the reasons therefor and appeal rights in the event of an adverse determination. Additionally, as soon as any portion of this request becomes available, I would appreciate it if you could forward that information to me as soon as possible. It is not necessary to send the entire request together. Thank you in advance for your prompt attention to this matter.

All correspondence concerning this request should be addressed to the undersigned.

Sincerely,


James S. DelSordo