

# Environmental Health Coalition

COALICION de SALUD AMBIENTAL

1717 Kettner Blvd., Suite 100 ♦ San Diego, CA 92101 ♦ (619) 235-0281 ♦ FAX: (619) 232-3670  
ehc@environmentalhealth.org ♦ www.environmentalhealth.org

May 25, 2000

Staff Judge Advocate  
Naval Sea Systems Command  
2211 Jefferson Davis Highway  
Arlington, VA 20362-5101

Capt. L. Hering, Commanding Officer  
Naval Station  
3455 Senn Road, Room 108  
San Diego, CA 92136-5084

NAVAL SEA SYSTEMS COMMAND  
FREEDOM OF INFORMATION ACT

REQUEST NO. 2000FOI060405  
DATE RECEIVED: 000608  
DATE DUE: 000707

Dear Sirs:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, the Environmental Health Coalition requests a copy of each item of material, whatever its form or nature, which relates to, bears upon, in whole or in part, records, reflects, evidences, has contributed to or constitutes information relating to the events or circumstances of any facet of **the death of one worker and the serious injury of another worker while working for a subcontractor on Naval Station, San Diego base. This incident was reported to us by a member of our organization who stated that, earlier this year (we believe February or March), workers working for Action Cleaning were killed and injured due to chemical exposure from tanks on the Navy base. We further understand that the Navy investigated this death and injury.**

This request includes, but is not limited to all memoranda, reports, internal communications by any media, logs, records, documents, letters, transmittal endorsements, telegraphic and radio message traffic, scientific studies and analyses by any party, tests, correspondence, phone conversation records, laboratory data, evaluations, inspection maps, microfiche, and archived information related to this incident.

If all or any part of this request is denied, please provide us with a written response indicating the following (1) a list of each document withheld from review; (2) the specific exemption(s) under the Freedom of Information Act you think justifies your refusal to release the documents; and (3) the applicable appeal procedures.

If any item is released with deletions, please mark each deletion, by page and paragraph, to indicate which specific exemption is being claimed for each deletion.

As you are aware, the Freedom of Information Act permits you to reduce or waive the fees when the release of information is considered as "primarily benefitting the public." As a

non-profit environmental organization, we will use the information in these documents to participate more effectively in the public participation processes provided for in NEPA and in public education. We will also share the information with other groups and members of the public to develop better public understanding of environmental issues. Accordingly, we respectfully request a waiver of fees associated with this request.

In addition, we ask that your agency exercise its discretion to release information which may be technically exempt, but for which withholding would serve no important public interest.

Sincerely,



Laura Hunter, Director  
Clean Bay Campaign

RECEIVED  
U.S. ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460  
MAY 18 1987