



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

OFFICE OF
GENERAL COUNSEL

June 10, 2019

Via Email

Andrea Issod
Sierra Club
2101 Webster Street, Suite 1300
Oakland, CA 94612
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Re: Tenth 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. Issod,

This letter concerns an interim production of records responsive to the above-referenced case. Consistent with the Court's March 20, 2019 Order, EPA has completed review of the records in "Tier 5." After review, 653 records are released in full, 737 are released with redaction, and one record is withheld in full. EPA is also producing the calendars for Elizabeth Bennett and Sarah Greenwalt with some redaction. Attached is a simple index of the records withheld in full.

Some of the withholdings are pursuant to FOIA Exemption 4 for information initially determined to be Confidential Business Information. If you would like for the Agency to commence its CBI determination process for these documents, or require more information about that process, please let us know. Additionally, some withholdings are pursuant to Exemption 6 for personal privacy information. 5 U.S.C. §552(b)(4), (6).

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,

/s/ Peter Bermes

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