



OFFICE *of* GOVERNMENT INFORMATION SERVICES

May 11, 2016—Sent via U.S. mail

NATIONAL
ARCHIVES
and RECORDS
ADMINISTRATION

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[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Re: Case No.: 201600560
NG: HK: CM

Dear [REDACTED]:

This responds to your request for assistance from February 26, 2016 via U.S. mail. Your request for assistance pertains to your Freedom of Information Act (FOIA) request to the Executive Office for U.S. Attorneys (EOUSA).

As you are aware, Congress created OGIS to complement existing FOIA practice and procedure; we strive to work in conjunction with the existing request and appeal process. The goal is for OGIS to allow, whenever practical, the requester to exhaust his or her remedies within the agency, including the appeal process. OGIS has no investigatory or enforcement power, nor can we compel an agency to release documents. OGIS serves as the Federal FOIA Ombudsman and our jurisdiction is limited to assisting with the FOIA process.

We carefully reviewed your submission of information, and we understand that you made a request to EOUSA for records related to the [REDACTED]. EOUSA responded to your request, providing you with [REDACTED]. You appealed this response, explaining in your letter of appeal that your request is not limited to [REDACTED] information, but that you also seek information about the [REDACTED]. The Department of Justice Office of Information Policy (OIP) responded to your appeal, explaining that information about [REDACTED] is exempt pursuant to FOIA Exemption 6, 5 U.S.C. § 552(b)(6). You ask for OGIS's assistance with this matter.

OGIS staff contacted OIP to discuss the agency's decision to withhold [REDACTED] information. OIP explained that while certain Federal employee information, such as salary, is generally released to the public, courts have

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found that certain information on federal employees fall outside of this general rule. See, e.g., *Long v. OPM*, 692 F.3d 185 (2d Cir. 2012). In your case, the names and salary information for [REDACTED] are exempt from release.

In cases such as this where an agency is firm in its position, there is little for OGIS to do beyond providing more information about the agency's actions. I hope that this information about your request is useful to you. Thank you for contacting OGIS; we will now consider this matter closed.

Sincerely,

/s/

JAMES V.M.L. HOLZER
Director

cc: OIP Appeals staff