



## United States Department of the Interior

U.S. GEOLOGICAL SURVEY  
5522 Research Drive Park  
Baltimore, MD 21228

In Reply Refer To:  
U.S. Geological Survey  
Attention: Freedom of Information Act Officer  
5522 Research Park Drive  
Baltimore, MD 21228

August 26, 2016

Mr. Galen Trine-McMahan  
Metier Law Firm, LLC  
4828 S. College Avenue  
Fort Collins, CO 80525

Re: U.S. Geological Survey (USGS) Freedom of Information Act (FOIA) Tracking #  
USGS-2016-00008 – Final Response and Referral to the Environmental Protection Agency

Dear Mr. Trine-McMahan:

I am providing our final response to your Freedom of Information Act (FOIA) request, dated October 15, 2015, for the following records:

1. The power-point slides and presentation materials used and presented by USGS representative Davit Mott at the October, 2012 stakeholder meeting in Riverton, Wyoming discussing Pavillion groundwater quality and tests.
2. All terms of payment or funding received from the State of Wyoming for use in evaluating Pavillion, Wyoming groundwater or the EPA's multi-phase study into Pavillion groundwater. All correspondence between your offices and Governor of Wyoming Matt Mead's office, regarding the EPA's Pavillion, Wyoming groundwater study and/or the USGS Pavillion Groundwater Study, from 2010 to present.
3. Transcripts, notes, audiotapes, videotapes, or any other recordings of the October 10, 2012 stakeholder meeting which David Mott attended, in your possession or control.

On August 24, 2016, I provided you with 934 pages of previously released records. I explained that they were not responsive to your request; however, the records may provide you with relevant background information about our study in Pavillion, WY.

I have attached a letter from the Wyoming Department of Environmental Quality (3 page) that is not exactly responsive to your request; however, is somewhat connected to item 2 of your request.

We located one two-page letter sent from the U.S Environmental Protection Agency (EPA) to The Honorable Matthew H. Meade's office on January 19, 2012. I referred this letter to the EPA today and the EPA will issue a response directly to you. You do not have to contact the EPA at this time, but should you need to do so in the future, you may do so at:

National Freedom of Information Officer  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, NW (2822T)  
Washington, D.C. 20460  
(202) 566-1667  
Website: <https://www.epa.gov/foia/forms/contact-us-about-freedom-information-act-and-foia-requests#101>

After thoroughly searching our files, the USGS did not locate any additional records responsive to items 1, 2 or 3 of your request. I am responsible for this denial.

You may appeal this response to the Department's FOIA/Privacy Act Appeals Officer. If you choose to appeal, the FOIA/Privacy Act Appeals Officer must receive your FOIA appeal **no later than 90 workdays** from the date of this letter. Appeals arriving or delivered after 5 p.m. Eastern Time, Monday through Friday, will be deemed received on the next workday.

**Your appeal must be made in writing.** You may submit your appeal and accompanying materials to the FOIA/Privacy Act Appeals Officer by mail, courier service, fax, or email. All communications concerning your appeal should be clearly marked with the words: "FREEDOM OF INFORMATION APPEAL." You must include an explanation of why you believe the USGS's response is in error. You must also include with your appeal copies of all correspondence between you and the USGS concerning your FOIA request, including your original FOIA request and the USGS's response. Failure to include with your appeal all correspondence between you and the USGS will result in the Department's rejection of your appeal, unless the FOIA/Privacy Act Appeals Officer determines (in the FOIA/Privacy Act Appeals Officer's sole discretion) that good cause exists to accept the defective appeal. Please include your name and daytime telephone number (or the name and telephone number of an appropriate contact), email address and fax number (if available) in case the FOIA/Privacy Act Appeals Officer needs additional information or clarification of your appeal.

*DOI FOIA/Privacy Act Appeals Office Contact Information*

Department of the Interior  
Office of the Solicitor  
1849 C Street, N.W.  
MS-6556 MIB  
Washington, DC 20240  
Attn: FOIA/Privacy Act Appeals Office  
Telephone: (202) 208-5339  
Fax: (202) 208-6677  
Email: [FOIA.Appeals@sol.doi.gov](mailto:FOIA.Appeals@sol.doi.gov)

The 2007 FOIA amendments created the Office of Government Information Services (OGIS) to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road – OGIS  
College Park, MD 20740-6001  
E-mail: [ogis@nara.gov](mailto:ogis@nara.gov)  
Web: <https://ogis.archives.gov>  
Telephone: 202-741-5770  
Fax: 202-741-5769  
Toll-free: 1-877-684-6448

Please note that using OGIS services does not affect the timing of filing an appeal with the Department's FOIA & Privacy Act Appeals Officer. You also may seek dispute resolution services from me, as our FOIA Public Liaison. If you have any questions about our response to your request, you may contact me by phone at (443) 498-5521, by electronic mail at [foia@usgs.gov](mailto:foia@usgs.gov), or by mail at 5522 Research Park Drive, Baltimore, MD 21228.

Sincerely,

Brian A. May  
Freedom of Information Act Officer  
FOIA Public Liaison

Enclosure:  
Letter to Donna Myers\_SAP Mar 28 12 (3 pages)