



Los Alamos Study Group

Nuclear Disarmament • Environmental Protection • Social Justice • Economic Sustainability

July 30, 2010

Office of Management and Budget
Dionne Hardy, FOIA Officer
725 17th Street, NW
Room 9026
Washington, DC 20503

Re: FREEDOM OF INFORMATION ACT (FOIA) REQUEST

Dear Ms. Hardy,

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552 et seq., we request the following OMB documents:

1. Any memoranda of understanding or other correspondence from the Department of Defense (DoD) to the Executive Office of the President, or the Office of Management and Budget (OMB), regarding the willingness of the DoD to allow \$5 billion dollars in expected DoD funding to go to the Department of Energy or the National Nuclear Security Administration (NNSA). Reference: Secretary of Defense Robert Gates on April 6, 2010 during a DoD News Briefing with Secretary Gates, Navy Adm. Mullen, Secretary Clinton, and Secretary Chu from the Pentagon:

"I have asked for nearly \$5 billion to be transferred from the Department of Defense to the Department of Energy over the next several years to improve our nuclear infrastructure and support a credible modernization program." (<http://www.defense.gov/transcripts/transcript.aspx?transcriptid=4599>)

If the requested documents are classified or otherwise controlled, we request they be redacted and the redactions made available to us. We request that documents which are not classified or otherwise controlled be supplied as soon as possible, without waiting for review and redaction of controlled documents.

We request both electronic and paper copies of these documents, unless noted otherwise above.

We request that fees be waived. The FOIA provides that fees may be waived "where the Agency determines that waiver or reduction of the fees is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and disclosure is not primarily in the commercial interest of the requester."

The Los Alamos Study Group is a low-budget, non-profit, public interest organization that provides information, analyses, and advice to the executive and legislative branches of government, civic organizations, the news media, and the general public. In light of our low-budget, non-profit, public interest status and our role in public education, we request that fees be waived on the basis of the above standard.

Thank you for your help and best wishes.

Greg Mello, Executive Director
Los Alamos Study Group

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