



Case No. 2016-00275-FOIA-OS

September 20, 2016

Mr. Dave Maass
Investigative Researcher
Electronic Frontier Foundation
815 Eddy Street
San Francisco, CA 94109

Dear Mr. Maass:

This letter is the final response to your February 01, 2016, Freedom of Information Act (FOIA) request. Specifically, you requested the following records:

1. All agency records containing criteria or metrics for receiving a cash incentive under Section 6 of the Reducing Over-Classification Act from period Oct. 7, 2010 through February 1, 2016, including definitions or explanations or suggested definitions or explanations of the criteria or metrics for assessing “consistent and proper classification of information” regardless of whether used or proposed by your agency.
2. Documents that show the number of cash incentives awarded, the amount and date for each cash incentive, and the total amount allocated for cash awards related to Section 6 of the Reducing Over-Classification Act for the period Oct. 7, 2010 through February 1, 2016.
3. All documents describing the justification for each cash incentive awarded under the Section 6 of the Reducing Over-Classification Act for the period Oct. 7, 2010 through February 1, 2016.
4. All documents used to promote the Reducing Over-Classification Act cash incentive program to employees for the period Oct. 7, 2010 through February 1, 2016.
5. All reports outlining, evaluating, or otherwise documenting the efficacy of cash incentive programs under All documents describing the justification for each cash incentive awarded under the Section 6 of the Reducing Over-Classification Act for the period Oct. 7, 2010 through February 1, 2016.

The Office of the Assistant Secretary for Administration (ASA) conducted a search and reports that there are no records responsive to your request.

While we believe that an adequate search of the appropriate files was conducted for the records requested, you have the right to appeal this finding that no responsive records exist within ASA. By filing an appeal, you preserve your rights under FOIA and give the agency a chance to review and reconsider your request and the agency’s decision.

Your appeal must be mailed within 90 days from the date of receipt of this letter, to:

Ms. Catherine Teti
Deputy Agency Chief FOIA Officer
U.S. Department of Health and Human Services
Office of the Assistant Secretary for Public Affairs
Room 729H
200 Independence Avenue, S.W.
Washington, DC 20201

Please clearly mark both the envelope and your letter “Freedom of Information Act Appeal.”

If you would like to discuss our response before filing an appeal to attempt to resolve your dispute without going through the appeals process, you may contact the HHS FOIA Public Liaison for assistance at:

Michael Bell
HHS FOIA Public Liaison
U.S. Department of Health and Human Services
Office of the Assistant Secretary for Public Affairs
Room 729H
200 Independence Avenue, S.W.
Washington, DC 20201

Telephone: (202) 260-0793
E-mail: HHS_FOIA_Public_Liaison@hhs.gov

If you are unable to resolve your FOIA dispute through our FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman's office, offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740-6001

Telephone: 202-741-5770
Toll-Free: 1-877-684-6448
E-mail: ogis@nara.gov
Fax: 202-741-5769

There are no charges in this instance because the billable costs are less than our threshold of \$25.

Sincerely yours,



Michael S. Marquis
Director
FOI/Privacy Acts Division