



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAR 30 2018

OFFICE OF
ENVIRONMENTAL INFORMATION

Mr. Ryan Mulvey
Cause of Action Institute
1875 Eye Street N.W., Suite 800
Washington, DC, 20006

Re: Freedom of Information Act Request No. EPA-HQ-2017-010970, *Cause of Action Institute v. EPA*, Case No. 1:17-cv-02549-EGS (D.D.C.)

Dear Mr. Mulvey,

This letter concerns the above-referenced FOIA request, received by the U.S. Environmental Protection Agency (EPA or Agency) on August 30, 2017, in which you requested, certain records related to a mobile device management (MDM) report, as further described in your request.

The Agency has concluded its search for records responsive to your request and is providing releasable portions of the requested records. The EPA is releasing two records in full and withholding 3 records in part pursuant to 5 U.S.C. §552(b)(6) Personal Privacy and 5 U.S.C. §552(b)(7)(c) Law Enforcement Privacy.

Portions of 3 redacted records are exempt from disclosure because they contain personal information which would be an unwarranted invasion of personal privacy if released. The withheld portions of the records also contain information generated for law enforcement purposes which could be an unwarranted invasion of personal privacy if released. The Agency is not withholding any responsive records in full.

With respect to Part 1 of your request seeking “[t]he February 3, 2017 [Office of Inspector General] request”, EPA did not locate any responsive records. My staff confirmed that the request from the Office of Inspector General (OIG) was a verbal request.

With respect to Part 2 of your request seeking “[t]he February 7, 2017 MDM report”, EPA is providing you with two documents that comprise the results of the MDM report that was run on February 7, 2017.

With respect to Part 3 of your request seeking “[t]he February 9, 2017 correspondence transmitting the results of the MDM report to the Acting Assistant Administrator of the Office of Environmental Information”, EPA is providing you with an unredacted copy of the email correspondence transmitting the information requested by the OIG to the Acting Assistant

Administrator of the Office of Environmental Information. EPA is also providing redacted copies of two attachments to that email correspondence. The two attachments contain a subset of the information contained in the February 7, 2017 MDM report. The two attachments were generated after February 7, 2017 in order to extract and provide only the information requested by the OIG.

Finally, with respect to Part 4 of your request, you clarified the scope of this request on or around September 20, 2017 in a phone conversation with OIG staff. Specifically, you indicated that you were looking for any record that reflects the total number of EPA devices on which Signal was installed from the February 7, 2017 MDM report, and also any similar records relating to any later-run MDM reports that show Signal was installed on an EPA device. You also indicated that you agreed to exclude investigative records if a responsive record could be located outside the scope of the investigative records. EPA did not locate any responsive documents other than the records being provided to you with this response.

This letter concludes our response to your request. There is no billable cost to process your request.

Because this matter is in litigation, if you have any questions concerning this response, please contact Assistant U.S. Attorney Jeremy Simon at jeremy.simon@usdoj.gov, or by telephone at (202) 252-2528.

Sincerely,



Liza Hearn
Director
Endpoint & Collaboration Solutions Division
Office of IT Operations

cc: Jeremy Simon, Assistant U.S. Attorney