Mark Graff - NOAA Federal

From:	Mark Graff - NOAA Federal
Sent:	Friday, June 22, 2018 11:04 AM
To:	Lola Stith - NOAA Affiliate; Ed Kearns - NOAA Federal; Robert Hogan
Cc:	Stacey Nathanson - NOAA Federal; Scott Smullen - NOAA Federal; Troy Wilds - NOAA Federal
Subject:	Fwd: update for NRDC v. EPA et al.
Attachments:	NRDC (Transition) - Stipulation and Order.docx

Hey Guys--

Another success (below) for NOAA litigation in the NRDC case. This litigation was based on the FOIA that sought Trump Transition Team communications. NOAA was one of many Defendant agencies in this case. Plaintiff stipulated to a dismissal with no attorneys fees or costs. Great news!

Mark H. Graff
FOIA Officer/Bureau Chief Privacy Officer (BCPO)
National Oceanic and Atmospheric Administration
(301) 628-5658 (O)
[redacted] (C)

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---------- Forwarded message ----------
From: **Bogomolny, Michael (Federal)** <MBogomolny@doc.gov>
Date: Thu, Jun 21, 2018 at 9:12 PM
Subject: RE: update for NRDC v. EPA et al.
To: "Graff, Mark (Federal)" <Mark.Graff@noaa.gov>, "Vieira, Rodney (Federal)" <Rod.Vieira@noaa.gov>, "Hagg, Keith (Federal)" <Keith.Hagg@noaa.gov>, "Toland, Michael (Federal)" <MToland@doc.gov>
Cc: "DiGiacomo, Brian (Federal)" <bDiGiaco@doc.gov>

Well, it took 3 months, but an agreement with NRDC has finally been hammered out for the lawsuit *NRDC v. EPA, FDA, NOAA, OMB, DOI, BLM, USBR, FWS, OSMRE, USFS, and DOJ* (S.D.N.Y. No. 17-cv-4084). The underlying FOIA requests (including DOC-OS-2017-000362) sought communications between then-President-elect Donald Trump's transition team and several federal agencies, including NOAA, that safeguard the environment and public health.

Attached is a draft stipulation of dismissal, detailing that NOAA will pay nothing. The filing will likely be made

late next week.

-bogo

Michael Bogomolny

Chief, Information Law Division

mbogomolny@doc.gov (202) 482-0703

United States Department of Commerce

Office of the General Counsel

From: Bogomolny, Michael (Federal)
Sent: Thursday, March 22, 2018 10:59 AM
To: Graff, Mark (Federal) <Mark.Graff@noaa.gov>; Vieira, Rodney (Federal) <Rod.Vieira@noaa.gov>; Hagg, Keith (Federal) <Keith.Hagg@noaa.gov>; Toland, Michael (Federal) <MToland@doc.gov>
Subject: update for NRDC v. EPA et al.

Good news! NRDC appears ready to dismiss its suit *NRDC v. EPA, FDA, NOAA, OMB, DOI, BLM, USBR, FWS, OSMRE, USFS, and DOJ*, No. 17-cv-4084 (S.D.N.Y.). To refresh your memory, NRDC sought communications between then-President-elect Donald Trump's transition team and several federal agencies, including NOAA, that safeguard the environment and public health. (For DOC, the relevant FOIA request was DOC-OS-2017-000362.) [redacted] (b)(5) [redacted]

[redacted] (b)(5) [redacted]

-bogo

From: Poscablo, Christine (USANYS) <Christine.Poscablo@usdoj.gov>
Sent: Tuesday, March 20, 2018 6:45 PM

To: Bogomolny, Michael (Federal)
Subject: RE: JSR for NRDC v. EPA

Hi Bogo,

Thanks for checking in. [redacted] *(b)(5)* [redacted]

Christine

-----Original Message-----
From: Bogomolny, Michael (Federal) [mailto:MBogomolny@doc.gov]
Sent: Tuesday, March 20, 2018 12:03 PM
To: Poscablo, Christine (USANYS) <CPoscablo@usa.doj.gov>
Subject: JSR for NRDC v. EPA

Christine,

[redacted] *(b)(5)* [redacted]

[redacted] *(b)(5)* [redacted]

Thanks,
Bogo

Michael Bogomolny
Chief, Information Law Division
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United States Department of Commerce
Office of the General Counsel