



**Department of Energy**  
Washington, DC 20585

July 31, 2015

Mr. Carl Malamud  
Public.Resource.Org  
1005 Gravenstein Highway North  
Sebastopol, CA 95472

Re: HQ-2015-01685-F

Re: 1) Legal Advisory LA-13-05 states "it is a best practice for agencies to commit the scope of an employee's permissible activities to writing in a memorandum of understanding between the agency, the employee and the nonprofit organization." I am requesting a copy of any such memorandum and supporting documents leading to the issuance of such memorandum. If instead Mr. Davis' service with ANSI is over in his individual capacity and not his official capacity, I would request any documents discussing such status and/or any waiver requested or approved; 2) Legal Advisory LA-13-05 states "the employee may not received any supplementation of salary, including personal reimbursement of travel expenses, from the nonprofit organization" and any such reimbursement must come from the nonprofit organization directly to the government. I am requesting records detailing the amounts and nature of such reimbursements from ANSI; and 3) Legal Advisory LA-13-05 outlines a number of additional limitations, such as "limiting or prohibiting the employee from participating in the development of regulations that could affect the nonprofit organization." I am requesting any memorandum, email, or other records that discuss instances where Mr. Davis is limited or prohibited from working on matters with the nonprofit organization or has been recused, limited, or prohibited from working on matters for the government in his official capacity.

Dear Mr. Malamud:

Thank you for the request for information that you made to the Department of Energy (DOE) under the Freedom of Information Act (FOIA), 5 U.S.C. 552. Your letter was received in this office on July 30, 2015, and has been assigned a controlled number, HQ-2015-01685-F. Since we receive several hundred requests a year, please use this number in any correspondence with the Department about your request.

We are reviewing your letter to determine if it addresses all of the criteria of a proper request under the FOIA and the DOE regulation that implements the FOIA at Title 10, Code of Federal Regulations, Part 1004. We will send you a subsequent letter to inform you if we need additional information or to state where the request has been assigned to conduct a search for responsive documents.

I appreciate the opportunity to assist you with this matter. If you have any questions about this letter, please contact this office on (202) 586-5955.

Sincerely,

A handwritten signature in black ink, appearing to read "Alex Morris", is written over the typed name and title.

Alexander C. Morris  
FOIA Officer  
Office of Information Resources

