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Public Works for a Better Government

August 6, 2015

VIA FIRST CLASS MAIL AND ELECTRONIC MAIL

National Institute of Standards and Technology
Catherine S. Fletcher, FOIA & Privacy Act Officer
100 Bureau Drive, Mail Stop 1710
Gaithersburg, MD 20899-1710
E-mail: foia@nist.gov

RE: Freedom of Information Act Request

Dear FOIA Officer:

On behalf of Public.Resource.Org, and pursuant to the Freedom of Information Act, **5 U.S.C. § 552**, I am submitting this request. Please provide the records in electronic form if possible.

Ms. Mary H. Saunders is the Associate Director for Management Resources at the National Institute of Standards and Technology. Ms. Saunders also serves as the Vice Chair and previously served as the Interim Chair of the American National Standards Institute (ANSI), and is a member of ANSI's Executive Committee. Ms. Saunders also served on the Board of Directors of ASTM International from 2010-2012 while employed at NIST.

In **FOIA Request 2015-001617**, NIST disclosed to me document **NIST O 805.01**, "Participation in Documentary Standards Activities," effective October 11, 2012. This document contains a series of provisions that govern the activities of staff participation in Standards Development Organizations such as ANSI and ASTM International:

- NIST Management is required to determine the appropriateness of staff participation in standards bodies and to ensure that staff participation has a measurable and demonstrable impact and to annually assess OU/Division standards participation. I am requesting any records documenting such review and evaluation with respect to Ms. Saunders' participation or the participation of NIST more generally in ANSI or ASTM international.
- NIST O 805.01 requires that all NIST Employees "clear with DOC Ethics Division all invitations to serve on boards or policy making bodies of standards bodies approved for NIST membership." I am requesting any records concerning the participation of Ms. Saunders on the boards of ANSI and ASTM International.
- NIST O 805.01 requires NIST Employees to "Record standards participation in the Standards Committee Participation database at <https://standards-i.nist.gov/scp/>

data/index.cfm.” That URL is not valid and I am unable to find this database accessible on the NIST public web sites. I am requesting any records pertaining to Ms. Saunders participation as recorded in this database.

Public.Resource.Org requests that all fees in connection with this FOIA request be waived in accordance with **5 U.S.C. § 552(a)(4)(A)(iii)**, because it does not seek the records for a commercial purpose and disclosure “is in the public interest because it is likely to contribute significantly to public understanding of the operations and activities of the government.”

Public.Resource.Org does not have a commercial interest in the requested record. Public.Resource.Org is a 501(c)(3) public charity chartered to make government information more broadly available without fee to any and all users. Public.Resource.Org has demonstrated an ability to disseminate information about the government and its activities to the public. It is one of the largest distribution sites for public information related to the U.S. government, including over 14,000 hours of video from Congressional hearings posted at the request of the Speaker of the House, over 8 million Form 990 reports filed with the Internal Revenue Service, over 6,000 U.S. government videos posted in cooperation with the Archivist of the United States, and the historical opinions of the U.S. Court of Appeals. As the President of Public.Resource.Org, I am frequently quoted in major media publications such as **the New York Times, Business Week, the New Republic, and the Washington Post**. I also testify before Congress on issues of public access to government information and am a frequent public speaker on the subject.

Accordingly, we request that you waive all fees for locating and duplicating the requested record. If, however, a waiver is not granted, and if the fees to be assessed in connection with this request exceed \$200, please obtain my approval before any such costs are incurred.

We will expect a response within 20 working days as provided by law. If you have any questions regarding this request, please contact me at (707) 827-7290.

Thank you very much for your attention to this matter.

Sincerely,



Carl Malamud
President & CEO
Public.Resource.Org

cc: David Halperin
Of Counsel
Public.Resource.Org