



**PUBLIC.RESOURCE.ORG** ~ A Nonprofit Corporation

**Public Works for a Better Government**

May 14, 2015

VIA EMAIL AND FIRST CLASS MAIL

U.S. Department of Labor - OSHA  
FOIA Officer  
Rm. N3647, 200 Constitution Ave., NW  
Washington, D.C. 20210  
E-mail: [foiarequests@dol.gov](mailto:foiarequests@dol.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 for records.

On [April 1, 2015](#), I submitted a FOIA request for certain records. On [April 30, 2015](#), OSHA denied that request citing, *inter alia*, the following reason:

*"We have, as required by [Executive Order 12600](#), contacted a company which markets the ANSI standard you requested and they have indicated that they do foresee a potential harm to their business. OSHA finds that their objections have merit."*

Please note that this letter is NOT an appeal of your April 30, 2015 denial of our FOIA request. This letter is a new submission under FOIA. In particular we are asking for:

- Any records that indicate the name of the company which OSHA contacted and the person or persons who were contacted.
- Any records of correspondence with that company or any summaries of telephone conversations with that company pertaining to the fact that "they do foresee a potential harm to their business."
- Any records that document the process that led to the conclusion that "OSHA finds that their objections have merit."

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 \$20, 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