



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

DEC - 5 2017

OFFICE OF
GENERAL COUNSEL

Eric Schaeffer, Executive Director
Environmental Integrity Project
1000 Vermont Ave., N.W.
Suite 1100
Washington, D.C. 20005

Re: Freedom of Information Act Request No. EPA-HQ-2017-007486, *Environmental Integrity Project v. EPA*, Case No. 1-17-cv-1203 (D.D.C.)

Dear Mr. Schaeffer:

This letter concerns the above-referenced Freedom of Information Act ("FOIA") request dated May 18, 2017, that you submitted to the U.S. Environmental Protection Agency ("EPA" or "Agency"). Your FOIA request seeks records pertaining to EPA Administrator Scott Pruitt's meetings with parties outside the federal government and records of travel vouchers or expenses for Administrator Pruitt covering the period from February 21, 2017, through May 18, 2017.

On June 19, 2017, EPA produced calendar records for Administrator Pruitt for the period covering February 21, 2017, through March 31, 2017. On July 18, 2017, EPA produced seven travel vouchers. On September 27, EPA produced additional calendar records and one additional travel voucher.

As we conveyed in our previous conversations, the Agency remains prepared to defend its response to your FOIA request. However, the Parties have had constructive discussions to date to narrow the issues in the case. In a letter dated November 9, 2017 ("November 9 letter") to Assistant United States Attorney Joshua Rogers, you identified a list of outstanding issues that, if addressed, would resolve the pending claims in the above-referenced litigation. Specifically, in your November 9 letter, you asked the Agency to provide additional information concerning the calendar records produced on September 27, 2017. Much of the information you requested is information that EPA would provide in a Motion for Summary Judgment, which is currently due December 15, 2017. In an attempt to resolve this matter expeditiously and avoid the need for briefing, I provide the information below in response to your November 9 letter.

1. Meetings with External Parties that were Cancelled or that the Administrator did not Attend

In your letter, you requested additional information concerning entries for meetings or events with outside parties that were cancelled or that the Administrator did not attend and that were redacted pursuant to FOIA exemption 5 for deliberative process privilege. Attachment A to this letter includes a table that identifies the locations of the redactions on the calendar that were made for this reason. My staff reviewed the produced calendar records, and the meetings with outside parties that were redacted because they were cancelled or the Administrator did not attend do not reappear on the produced calendar record. Further, I consulted with EPA Chief of Staff Ryan Jackson, and as the statement included in Attachment B indicates, Mr. Jackson does not have any knowledge of these cancelled or not attended meetings or events being rescheduled between February 21, and May 18, 2017.

2. Meetings or Events with Personal Friends

You requested additional information concerning entries for meetings or events with the Administrator's personal friends that were redacted pursuant to FOIA exemption 6 for personal privacy. EPA is not prepared to release the redacted information in the calendar records related to the Administrator's meetings with personal friends. Instead, we are providing an index identifying the locations of the redactions on the calendar that were external meetings or events with the Administrator's personal friends. In the index, we also provide an explanation of the withholdings. See Attachment C. Further, I consulted with EPA Chief of Staff Ryan Jackson, and as the statement included in Attachment B indicates, the purpose of the meetings or events identified in Attachment C was personal in nature.

3. Meetings or Events That Were Fully Redacted Other than Those Identified in Attachments A and C

The external meetings or events that were cancelled or that the Administrator did not attend (Attachment A) and the personal meetings with friends (Attachment C) are the only meetings or events *with outside parties* (external to the federal government) that are fully redacted in the released calendar records. There are several *internal meetings or events* that were cancelled or that the Administrator did not attend that were fully redacted pursuant to FOIA exemption 5 for deliberative process privilege and that may also have contained redactions for FOIA exemption 6 or 7(c). These internal meetings and events, however, are not responsive to the FOIA request at issue in this case. In addition, there are entries for travel (local travel and travel outside of the D.C. metro area) to and from cancelled or not attended meetings or events that are fully redacted pursuant to FOIA exemption 5.

4. Meetings or Events Identified in Attachment A to EIP's November 9 Letter

You also asked for information concerning six events, identified in Attachment A to your November 9 letter, that did not appear on the calendar, but were reported by the press or referred to in other EPA documents, such as EPA press releases or travel vouchers. Attachment D provides information concerning those events. In summary, the Administrator participated in

five of the events identified in Attachment A to your November 9 letter, but he did not participate in an April 13-19, 2017, American Legislative Exchange Council event. Also, as noted in Attachment D, EPA inadvertently redacted calendar entries for two of the events identified in Attachment A to your November 9 letter. Appended to Attachment D are two corrected calendar pages: a corrected calendar page for April 21, 2017, which shows an entry for "Earth Day meetings" from 5-8 p.m., and a corrected calendar page for May 17, 2017, which shows an entry for a Fox and Friends interview from 6:40-7:05 a.m. These entries had previously been redacted under FOIA Exemption 5, deliberative process privilege, as a cancelled or not attended meeting. These redactions were made in error.

5. Redactions of Portions of Calendar Entries with Outside Parties

In your November 9 letter, you identified seven calendar entries with outside parties, for which EPA redacted a portion of the calendar entry under exemption 5, deliberative process privilege. Consistent with your request, please see Attachment E which explains the basis for the Agency's withholdings for five of the seven calendar entries. In an effort to resolve the litigation and avoid the need for briefing, we are releasing redacted material in two of the calendar entries. Appended to Attachment E are the pages for those two calendar entries with redactions of deliberative material removed.

6. Information on Certain Restaurants

You requested the names and locations of any restaurant at which the Administrator had meals that is owned or operated by the Trump organization or any relatives of Donald J. Trump. This request requires the Agency to conduct research that is not required by FOIA. However, my staff did review the produced calendar records and noted that there are unredacted entries for events the Administrator attended at dining establishments in the Trump International Hotel, *see e.g.*, March 22, 2017 calendar entry for American Petroleum Institute's Executive Committee and Board of Directors, page 172-173 of the produced calendar records. My staff also searched the produced calendar and found no calendar entry containing a business establishment that bears the Trump name other than the Trump International Hotel.

If you have any questions, please contact Joshua Rogers, Assistant United States Attorney, at (202) 252-2578 or Joshua.Rogers3@usdoj.gov. We look forward to hearing from you.

Sincerely,



Wendy Blake
Associate General Counsel
General Law Office

Attachment A

**Index for Meetings on the Administrator’s Calendar with Outside Parties
That Were Cancelled or the Administrator did not Attend**

As discussed, pursuant to FOIA Exemption 5, Deliberative Process Privilege, the Agency redacted meetings with outside parties that appeared on the Administrator’s calendar if the meetings were cancelled or the Administrator did not attend. Provided below is a table that identifies the locations of the redactions on the calendar that were made for this reason.¹ The table below does not include travel (local travel and travel outside of the D.C. metro area) to and from the cancelled or not attended meetings or events; such entries were fully redacted pursuant to FOIA exemption 5.

PDF Part	Electronic PDF Page Number	Printed Page Number	Redaction Number	Exemption Claimed	Other Information Withheld²
Part 1	25	92	3	(b)(5)	
Part 3	15	240	13	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator and the Administrator’s scheduling email address, which was withheld under Ex. 6.
Part 3	32	257	2	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator and the Administrator’s scheduling email address, which was withheld under Ex. 6.

¹ To easily locate the redactions at issue, we have provided four reference points: (1) “PDF Part” refers to which of the four PDF parts sent to EIP on September 26, 2017, contains the redaction; (2) “Electronic PDF Page Number” refers to the electronic page number of the relevant PDF part where the redaction appears; (3) “Printed Page Number” refers to the page number printed on the bottom of each page of the produced calendar; and (4) “Redaction Number” refers to the location of the redaction as it appears on the page, for example “Redaction Number” three refers to the third redaction from the top of the page).

² This column describes information withheld for reasons other than the fact that the meeting was cancelled and/or the Administrator did not attend.

Part 3	37	262	2	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 3	47	272	6	(b)(5)	
Part 4	30	334	9	(b)(5)	
Part 4	31	335	1	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator and the Administrator's scheduling email address, which was withheld under Ex. 6. This redaction is a continuation of the previous entry.
Part 4	32	336	1	(b)(5)	This redaction is a continuation of the previous entry.
Part 4	63	367	2	(b)(5) (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator and the Administrator's scheduling email address, which was withheld under Ex. 6.
Part 4	67	371	5	(b)(5), (b)(6)	Other information withheld includes the Administrator's scheduling email address, which was withheld under Ex. 6.
Part 4	67	371	6	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator and the Administrator's scheduling email address, which was withheld under Ex. 6.
Part 4	68	372	1	(b)(5), (b)(6)	This redaction is a continuation of the previous entry.
Part 4	68	372	3	(b)(5), (b)(6)	Other information withheld includes the Administrator's scheduling email address, which was withheld under Ex. 6.
Part 4	68	372	5	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 4	69	373	1	(b)(5), (b)(6)	Other information withheld includes the Administrator's scheduling email address, which was

					withheld under Ex. 6. This redaction is a continuation of the previous entry.
Part 4	69	373	2	(b)(5), (b)(6)	The exemption 6 coding on the produced calendar was in error. The relevant exemption was (b)(5) only.
Part 4	70	374	1	(b)(5), (b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.

Attachment B

Statement of Ryan Jackson, Chief of Staff, Environmental Protection Agency

I am providing this statement to answer certain questions raised by the Environmental Integrity Project (“EIP”) concerning the calendar records that EPA produced in response to EIP’s Freedom of Information Act Request No. EPA-HQ-2017-007486. As Chief of Staff of the Environmental Protection Agency (“EPA”), my responsibilities include serving as a key advisor to EPA Administrator Scott Pruitt, managing daily operations of the EPA, coordinating the Administrator’s strategic initiatives, and serving as the principal liaison with the White House. Carrying out these responsibilities requires that I be familiar with the details of the Administrator’s schedule and the nature of the meetings and events the Administrator attends.

I have reviewed the Administrator’s calendar from February 21, through May 18, 2017. I specifically reviewed the calendar entries with outside parties that were cancelled or that the Administrator did not attend and that were redacted pursuant to FOIA exemption 5 for deliberative process privilege. The locations of these entries in the produced calendar records are identified in Attachment A to the December 4, 2017 letter from Wendy Blake to Eric Schaeffer. To the best of my knowledge, none of these cancelled meetings or events were rescheduled between February 21 and May 18, 2017.

I have also reviewed calendar entries that concern meetings or activities with the Administrator’s personal friends that were redacted pursuant to FOIA Exemption 6. Attachment C to the December 4, 2017 letter from Wendy Blake to Eric Schaeffer provides an index and justification for the Agency’s redactions in this regard. The entries in Attachment C involved meetings or activities with friends with whom the Administrator has a personal relationship. The purpose of these meetings or activities was personal in nature.

ATTACHMENT C

Index regarding the Administrator's Entries with Personal Friends and Explanation of Exemption 6 Withholdings

Pursuant to FOIA Exemption 6, Personal Privacy Information, the Agency redacted calendar entries that concerned meetings or activities with personal friends. The purpose of these meetings or activities was personal in nature. Provided below is a table that identifies the locations of the redactions on the calendar that were made for this reason. The withheld information may include the name of the individual, location and time of the meeting or activity, type of meeting or activity, such as phone call, meal, or coffee, and contact information. The table below does not include Exemption 6 withholdings for the Administrator's personal entries related to, for example, family, medical or personal care appointments, religious functions, financial appointments, or travel to/from any personal entries, as EIP has agreed not to challenge such withholdings.¹

Exemption 6, Personal Privacy

The information withheld, as identified in the table below, is within the scope of "personnel and medical files and similar files" because the information applies to and is identified with an individual. The harm to the individual as a result of the disclosure clearly outweighs the public interest in such disclosure.

Entries with Personal Friends

The withheld portions of the calendar relate to the Administrator's personal meetings with personal friends. The Administrator has a significant privacy interest in protecting information about his personal interactions, including the names of personal friends, location, time, type of activity, and contact information. Since joining the EPA, the Administrator has been under substantial scrutiny. Similarly, the Administrator's friends, who appear in the Administrator's calendar, have their own substantial privacy interest in avoiding public scrutiny for private matters. Disclosure of the withheld information may also subject the Administrator and other individuals to harassment and unwarranted attention.

¹ To easily locate the redactions at issue, we have provided four reference points: (1) "PDF Part" refers to which of the four PDF parts sent to EIP on September 26, 2017, contains the redaction; (2) "Electronic PDF Page Number" refers to the electronic page number of the relevant PDF part where the redaction appears; (3) "Printed Page Number" refers to the page number printed on the bottom of each page of the produced calendar; and (4) "Redaction Number" refers to the location of the redaction as it appears on the page, for example "Redaction Number" three refers to the third redaction from the top of the page).

In contrast, there is little to no public interest in the Administrator's personal meetings. The public interest, if any, in this information is substantially outweighed by the personal privacy interest of the Administrator and his friends.

Segregability

All reasonably segregable information in this category has been released. There is no additional reasonably segregable information in these entries. Redactions to entries with personal friends were limited to the time, location, attendees, and/or entry descriptions. These redactions may contain information withheld under other FOIA exemptions or where the Exemption 6 withholding applies to an individual other than the Administrator. Where appropriate, the other information withheld is described below.²

PDF Part	Electronic PDF Page Number	Printed Page Number	Redaction Number	Exemptions Claimed	Other Information Withheld
Part 1	24	91	7	(b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator and dining locations, which was withheld under Ex. 6.
Part 1	32	99	3	(b)(6), (b)(7)(c)	Other information withheld includes personal contact information for an individual other than the Administrator withheld under Ex. 6 and dining locations frequently used by the Administrator, which was withheld under Ex. 6 and Ex. 7(c).
Part 1	32	99	4	(b)(6)	Other information withheld includes dining locations, which was withheld under Ex. 6.
Part 2	2	148	1	(b)(6)	
Part 2	7	153	1	(b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 2	21	167	1	(b)(6)	

² For example, a few of the meetings noted below were cancelled and did not occur. As such, those entries were also redacted pursuant to Exemption 5, deliberative process privilege.

Part 2	62	208	6	(b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 2	73	219	5	(b)(6)	
Part 3	16	241	4	(b)(5)	This entry was a personal event that was cancelled and therefore withheld under Ex. 5 and Ex. 6. Other information withheld includes dining locations. The produced record should have reflected the Ex. 6 withholding; that designation was inadvertently left off the produced record.
Part 3	19	244	9	(b)(6)	
Part 3	58	283	3	(b)(6)	Other information withheld includes dining locations, which was withheld under Ex. 6.
Part 4	6	310	1	(b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 4	7	311	1	(b)(6)	
Part 4	14	318	1	(b)(5), (b)(6)	This entry was a personal event that was cancelled and therefore withheld under Ex. 5 and Ex. 6.
Part 4	15	319	3	(b)(6)	
Part 4	33	337	5	(b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 4	41	345	4	(b)(6)	Other information withheld includes dining locations, which was withheld under Ex. 6.
Part 4	42	346	6	(b)(6)	Other information withheld includes personal contact information for an individual other than the Administrator, which was withheld under Ex. 6.
Part 4	59	363	1	(b)(6)	Other information withheld includes dining locations, which was withheld under Ex. 6.
Part 4	62	366	6	(b)(6)	
Part 4	65	369	5	(b)(5), (b)(6)	This entry was a personal event that was cancelled and therefore withheld under Ex. 5 and Ex. 6.

ATTACHMENT D

Meetings Identified in Attachment A to EIP's November 9, 2017 letter

- March 26, 2017, ABC interview – “This Week with George Stephanopoulos”

This interview occurred.

- April 2, 2017, Fox News Interview – “Fox News Sunday with Chris Wallace”

This interview occurred.

- April 13-19, 2017 - American Legislative Exchange Council event

The Administrator did not speak at an American Legislative Exchange Council event.

- April 21 Earth Day Events, Meetings with the Nature Conservancy and Audubon Society

An entry for “Earth Day meetings” from 5-8 pm on April 21, 2017 was redacted in error.

The Administrator did meet with The Nature Conservancy and the Audobon Society on April 21, 2017. The Administrator also participated in an Earth Day Texas event on April 21, 2017. See attached corrected calendar page with the redaction removed.

- May 3, 2017, National Association of Farm Broadcasting Annual Spring Meeting

This interview occurred.

- May 17, 2017, Fox & Friends Interview

This interview occurred. The calendar entry for the interview was redacted in error. See attached corrected calendar page with the redaction removed.

attendance will cover a meal that is provided to all attendees, it does not cover side events, receptions, and other meals (like a speaker's dinner) that are not open to all attendees.

Financial Disclosure Implications

Because this is not a gift, there are no financial disclosure reporting obligations.

Time (b) (6), (b) (7)(C)
Subject AA Flight 1557: OKC - DFW
Show Time As Busy
Record Locator: (b) (6), (b) (7)(C)
AA Record Locator: (b) (6), (b) (7)(C)

Time 5:00 PM – 8:00 PM
Subject Earth Day Meetings
Show Time As Busy
Staff: JP

Time (b) (5) DPP
Subject [REDACTED]
Show Time As [REDACTED]

Saturday, April 22, 2017

Time All Day
Subject Earth Day
Location (b) (5) DPP
Show Time As Free

Time (b) (5) DPP
Subject [REDACTED]
Show Time As [REDACTED]

Time (b) (6), (b) (7)(C)
Subject AA Flight 2426: DFW - TUL
Show Time As Busy
Status:
Confirmed - American Airlines Record Locator: (b) (6), (b) (7)(C)

Monday, April 24, 2017

Time 7:00 AM – 7:25 AM
Subject Cheryl to Open Administrator's Office for Cleaning
Recurrence Occurs every Monday, Tuesday, Wednesday, Thursday, and Friday effective 4/3/2017 until 5/31/2017 from 7:00 AM to 7:25 AM
Show Time As Busy

Time (b) (6), (b) (7)(C)
Subject Delta Flight 2837: TUL-ATL
Show Time As Busy

Time (b) (5) DPP, (b) (6), (b) (7)(C)
 Subject [REDACTED]
 Show Time As [REDACTED]

Time (b) (5) DPP, (b) (6), (b) (7)(C)
 Subject [REDACTED]
 Location [REDACTED]
 Show Time As [REDACTED]
 Attendees [REDACTED]

Wednesday, May 17, 2017

Time 6:40 AM – 7:05 AM
Subject Interview: Fox and Friends
Location 1211 Avenue of the Americas, New York, NY 10036 (between 47th and 48th side)
Show Time As Busy
 Wednesday, May 17, 2017
 Live In-Studio Interview on FOX News Channel's Fox and Friends (New York)
 Arrival Time: 6:20 a.m. – Kelly May will meet you in the lobby
 Hit Time: 6:40 a.m., 10 minute segment. Will re-air in the 7:00 and 8:00 hour
 Address: 1211 Avenue of the Americas, New York, NY 10036 - enter through 48th side
 Hosts: Brian Kilmeade, Steve Doocy, Ainsley Earhardt
 Topics: New direction of the EPA, helping communities that were poorly served by the last admin
 Contact: Diana Aoli (b) (6), email: (b)(6) Diana Aloi email
 (b)(6) Diana Aloi email
 Morning Producer: Kelly May Phone: (b) (6) cell: (b) (6)
 email: (b)(6) Kelly May email
 (b)(6) Kelly May email
 Security POC: Tom O'Shea (b)(6) Tom O'Shea email
 (b)(6) Tom O'Shea email >, (b) (6) (office), (b) (6) (cell)

Attendees	Name <E-mail>	Attendance
	(b)(6) Pruitt Cal. Acct. <(b)(6) Pruitt Cal. Acct.>	Organizer
	Bowman, Liz <Bowman.Liz@epa.gov>	Required
	Hupp, Millan <hupp.millan@epa.gov>	Required

ATTACHMENT E

Explanation of Exemption 5 Withholdings for Partially Redacted Information within the Calendar Entries

Identified on Attachment B to EIP’s November 9, 2017 letter¹

PDF Part	Electronic PDF Page Number	Printed Page Number	Redaction Number	Exemption Claimed
2	44	190	5	(b)(5) Deliberative Process Privilege
<p>March 29, 2017, 2:00 -2:45 pm, Meeting with Canadian Minister Carr</p> <p>The redaction, containing information withheld under FOIA Exemption 5 Deliberative Process Privilege, relates to pre-decisional and deliberative internal staff communications characterizing communications between EPA staff and the Canadian Embassy concerning topics to be discussed at the meeting.</p> <p><u>Exemption 5, Deliberative Process Privilege</u></p> <p>The withheld information is protected under Exemption 5's deliberative process privilege because it reflects pre-decisional and deliberative information concerning the Agency’s preparation for the Administrator’s meeting with a Canadian minister. The information withheld is pre-decisional because it was created before the time and day of the proposed meeting or event, and prior to any decision on what should be discussed. The above entry is deliberative because it reflects information provided by staff on potential topics for the meeting based on information received from the Canadian embassy. Release of this information would chill</p>				

¹ To easily locate the redactions at issue, we have provided four reference points: (1) “PDF Part” refers to which of the four PDF parts sent to EIP on September 26, 2017, contains the redaction; (2) “Electronic PDF Page Number” refers to the electronic page number of the relevant PDF part where the redaction appears; (3) “Printed Page Number” refers to the page number printed on the bottom of each page of the produced calendar; and (4) “Redaction Number” refers to the location of the redaction as it appears on the page, for example “Redaction Number” three refers to the third redaction from the top of the page).

¹ This column describes information withheld for reasons other than the fact that the meeting was cancelled and/or the Administrator did not attend.

staff's ability to candidly communicate internally about future events, meetings, or appointments. Release would also harm the staff's ability to make decisions regarding proposals for use what should be discussed.

Segregability

All reasonably segregable information has been released. There is no additional reasonably segregable information in this calendar entry. Only information related to decisions on topics to be discussed at the meeting were redacted. The agency released any information provided by or to outside parties.

2	52	198	6	(b)(5) Deliberative Process Privilege
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March 30, 2017, 2:30 -2:40 pm, Interview with Cattlemen to Cattlemen TV

The redaction, containing information withheld under FOIA exemption 5, Deliberative Process Privilege, relates to pre-decisional and deliberative internal staff communications concerning logistics and timing of the event and characterizes EPA staff communication with outside parties.

Exemption 5, Deliberative Process Privilege

The withheld information is protected under Exemption 5's deliberative process privilege because it reflects pre-decisional and deliberative information concerning logistics and timing of the event. The information withheld is pre-decisional because it was created prior to any decision on the logistics and timing. The above entry is deliberative because it reflects non-final proposals on the logistics and timing. Release of this information would chill staff's ability to candidly communicate internally about future events, meetings, or appointments.

Segregability

All reasonably segregable information has been released. There is no additional reasonably segregable information in this calendar entry. Only information related to decisions on timing and logistics for the meeting were redacted. The agency released any information provided by or to outside parties.

3	13	238	1-2	(b)(5) Deliberative Process Privilege
<p>April 7, 2017, 10:30 – 11:00 am, Meet and Great of State Commissioners on EPA Lean Action Board</p> <p>The redaction, containing information withheld under FOIA exemption 5, Deliberative Process Privilege, contains pre-decisional and deliberative internal staff communications concerning the importance of holding the meeting at the designated time.</p> <p><u>Exemption 5, Deliberative Process Privilege</u></p> <p>The withheld information is protected under Exemption 5's deliberative process privilege because it reflects pre-decisional and deliberative information concerning the timing of the event. The information withheld is pre-decisional because it was created before the time and day of the proposed meeting or event, and prior to any decision on the timing. The above entry is deliberative because it reflects staff's view and opinion about the timing of a potential meeting involving the Administrator and a third party. Release of this information would chill staff's ability to candidly communicate internally about future events, meetings, or appointments.</p> <p><u>Segregability</u></p> <p>All reasonably segregable information has been released. There is no additional reasonably segregable information in this calendar entry. Only information related to decisions on timing for the meeting were redacted. The agency released any information provided by or to outside parties.</p>				
4	44	348	1	(b)(5) Deliberative Process Privilege
<p>May 10, 2017, 5:30 – 6:00 pm, Meeting with Renewal Energy Group CEO Dan Oh</p> <p>The redaction, containing information withheld under FOIA exemption 5, Deliberative Process Privilege, relates to pre-decisional and deliberative internal staff communications concerning the reason that the meeting was scheduled.</p> <p><u>Exemption 5, Deliberative Process Privilege</u></p> <p>The withheld information is protected under Exemption 5's deliberative process privilege because it reflects pre-decisional and deliberative information concerning scheduling of the event. The information withheld is pre-decisional because it was created before the time and day of the proposed meeting or event, and prior to any decision on the scheduling. The above entry is deliberative</p>				

because it reflects Executive branch guidance concerning scheduling a potential meeting. Release of this information would chill staff's ability to candidly communicate internally about future events, meetings, or appointments.

Segregability

All reasonably segregable information has been released. There is no additional reasonably segregable information in this calendar entry. Only information related to decisions on scheduling the meeting were redacted. The agency released any information provided by or to outside parties.

4	77	381	8	(b)(5) Deliberative Process Privilege
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May 18, 2017, 4:00 – 4:30 pm, State Policy Network Call

EPA redacted the information at issue under Exemption 5, Deliberative Process Privilege. The produced record shows the redaction as (b), but the (5) was inadvertently cut off. As such, we want to clarify that the information was withheld under Ex. (b)(5). The information withheld relates to pre-decisional and deliberative internal staff communications concerning invitees and the purpose of the meeting.

Exemption 5, Deliberative Process Privilege

The withheld information is protected under Exemption 5's deliberative process privilege because it reflects pre-decisional and deliberative information concerning invitees and the purpose of the event. The information withheld is pre-decisional because it was created before the time and day of the proposed meeting or event, and prior to any decision on the invites and the purpose of the event. The above entry is deliberative because it reflects staff's non-final proposals on the invites and opinion on potential topics and objectives. Release of this information would chill staff's ability to candidly communicate internally about future events, meetings, or appointments.

Segregability

All reasonably segregable information has been released. There is no additional reasonably segregable information in this calendar entry. Only information related to decisions on invitees and the purpose of the event were redacted. The agency released any information provided by or to outside parties.

Role of the Administrator: To provide insight on the issues listed above.

Attendees:

1. Michael Kelly - President, Forest Investment Associates
2. Douglas Reed - President, Green Diamond Resource Company
3. Dan Christensen - Chairman, Hancock Natural Resource Group
4. Toby Luther - President and CEO, Lone Rock Resources
5. Steve Hicks - President and CEO, JM Longyear LLC
6. Jerry Barag - President and CEO, CatchMark Timber
7. Wesley Langdale - President, The Langdale Company
8. Rene Ancinas - CEO, Port Blakely Tree Farms
9. Peter Sikora – CEO, Giustina Resources
10. Chris Zinkan - Chairman and CEO, The Forestland Group
11. Cam Crawford - President and CEO, South Carolina Forestry Association
12. Tom Colgan - President and CEO, Wagner Forest Management
13. Eva Greger - Managing Director, GMO Renewable Resources
14. Earl Barrs – President, Due South Investments
15. Wanda Barrs - Owner, Gully Branch Tree Farm
16. Lee Wright, Managing Director, Jamestown
17. Dave Tenny – CEO, NAFO
18. Chip Murray – VP for Policy and General Counsel, NAFO
19. Mark Emmerson - Chairman and CFO, Sierra Pacific Industries

Point of Contact (will accompany group to meeting):

Chip Murray

Vice President for Policy and General Counsel

National Alliance of Forest Owners (NAFO)

122 C Street, NW, Suite 630

Washington, DC 20001

cmurray@nafoalliance.org <mailto:cmurray@nafoalliance.org>

(b) (6)

Point of Contact (will coordinate scheduling overall):

Jane Alonso

Vice President for Government Relations

National Alliance of Forest Owners (NAFO)

122 C Street, NW, Suite 630

Washington, DC 20001

jalonso@nafoalliance.org <mailto:jalonso@nafoalliance.org>

202-747-0741 (office)

(b) (6)

Attendees	Name <E-mail>	Attendance
	(b)(6) Pruitt Cal. Acct. <(b)(6) Pruitt Cal. Acct.>	Organizer
	Greenwalt, Sarah <greenwalt.sarah@epa.gov>	Required
	Gunasekara, Mandy <Gunasekara.Mandy@epa.gov>	Required
	Wagner, Kenneth <wagner.kenneth@epa.gov>	Required

Time 6:15 PM – 8:45 PM

Subject (b) (6)

Brown, Byron <brown.byron@epa.gov>	Optional
Dravis, Samantha <dravis.samantha@epa.gov>	Optional
Opalski, Dan <Opalski.Dan@epa.gov>	Optional
Traylor, Patrick <traylor.patrick@epa.gov>	Optional
Holsman, Marianne <Holsman.Marianne@epa.gov>	Optional
Ringel, Aaron <ringel.aaron@epa.gov>	Required
Baptist, Erik <baptist.erik@epa.gov>	Required
Lyons, Troy <lyons.troy@epa.gov>	Required
Bowman, Liz <Bowman.Liz@epa.gov>	Required
Darwin, Henry <darwin.henry@epa.gov>	Optional
Beck, Nancy <beck.nancy@epa.gov>	Required
Freire, JP <Freire.JP@epa.gov>	Required
Wise, Louise <Wise.Louise@epa.gov>	Optional
Etzel, Ruth <Etzel.Ruth@epa.gov>	Required
Grantham, Nancy <Grantham.Nancy@epa.gov>	Optional
Yamada, Richard (Yujiro) <yamada.richard@epa.gov>	Required
Forsgren, Lee <Forsgren.Lee@epa.gov>	Optional
Ryan Jackson (jackson.ryan@epa.gov) <jackson.ryan@epa.gov>	Required
Shaw, Betsy <Shaw.Betsy@epa.gov>	Required
Brittany Bolen (bolen.brittany@epa.gov) <bolen.brittany@epa.gov>	Required
Wagner, Kenneth <wagner.kenneth@epa.gov>	Required

Time 2:00 PM – 2:20 PM
Subject Interview with Charlie Spiering w/Breitbart News
Location 3rd Floor Lobby/Sitting Area
Show Time As Busy
 POC: John Konkus
 Talking Points assigned to Lincoln