



# United States Department of the Interior

BUREAU OF LAND MANAGEMENT  
Oregon State Office  
P.O. Box 2965, Portland, Oregon 97208  
<http://www.blm.gov/or>



**APR 07 2016**

In Reply Refer To:

1278 (OR-955)

FOIA No. OR-2016-036

eFTS No. BLM-2016-00277

FOIA No. OR-2016-043

eFTS No. BLM-2016-00339

FOIA No. OR-2016-053

eFTS No. BLM-2016-00377

FOIA No. OR-2016-059

eFTS No. BLM-2016-00417

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Lawrence Saccato  
1224 Northeast Walnut Street, No. 257  
Roseburg, Oregon 97470

Dear Mr. Saccato:

This letter completes our response to your four Freedom of Information Act (FOIA) request numbers listed above. Since your requests all dealt with the same subject, we have aggregated our responses into this single response letter. Your FOIA requests asked for the following items:

1. FOIA request OR-2016-036, eFTS No. BLM-2016-00277, dated January 19, 2016 and received by the Bureau of Land Management (BLM) Oregon State Office on January 22, 2016, sought the “Office of Personnel Management (OPM) Standard Form 61 (SF-61), Appointment Affidavits, executed by Chad Rott, Lisa Megargee, Lance Okeson, Joe Glascock, Karla Bird, Brett Dunten, Dyan Hussey and Thomas Dyer, BLM District Manager as presently employed by Bureau of Land Management...”

You also clarified in an email dated January 27, 2016 that the record requested was actually for a “Ryan Hussey” and not a “Dyan Hussey” as mentioned in the original request.

2. FOIA request OR-2016-043, eFTS No. BLM-2016-00339, dated February 6, 2016 and received by the Bureau of Land Management (BLM) Oregon State Office February 10, 2016, sought the “Office of Personnel Management (OPM) Standard Form 61 (SF-61), Appointment Affidavit, executed by Beverly Stubbs, as presently employed as a personnel Asst. As indicated on Mr. Brent Lee Grasty’s SF-61 Appointment Affidavit.”

You also requested a "...a copy of the delegation of authority to Ms. Stubbs to qualify her to administer the oath..."

3. FOIA request OR-2016-053, eFTS No. BLM-2016-00377, to the US Fish and Wildlife Service dated February 23, 2016, was referred to the Bureau of Land Management (BLM) Oregon State Office and was received February 26, 2016. This request sought a copy of an "Office of Personnel Management ("OPM") Standard Form 61 ("SF-61") APPOINTMENT AFFIDAVIT executed by Forest Cameron by the BLM. Andrew Resource/Steens Area..."
4. FOIA request OR-2016-059, eFTS No. BLM-2016-00417, dated February 23, 2016 and received by the Bureau of Land Management (BLM) Oregon State Office March 7, 2016, sought:
  - a. A copy of an "Office of Personnel Management ("OPM") Standard Form 61 ("SF-61") APPOINTMENT AFFIDAVIT executed by Rick Roy, Area Resource Manager Malheur National Wildlife Refuge..."
  - b. A copy of an "Office of Personnel Management ("OPM") Standard Form 61 ("SF-61") APPOINTMENT AFFIDAVIT executed by Rick Roy, Law Enforcement Officer Malheur National Wildlife Refuge..."
  - c. A copy of an "Office of Personnel Management ("OPM") Standard Form 61 ("SF-61") APPOINTMENT AFFIDAVIT executed by Mike Green, Malheur National Wildlife Refuge..."

A search for all of the requested SF-61 Appointment Affidavits was conducted and resulted in a number of responsive records. Responsive SF-61 Appointment Affidavits are being withheld under Exemption 7(F) of the FOIA, 5 U.S.C. § 552(b)(7)(F), which permits an agency to protect from disclosure those records that "could reasonably be expected to endanger the life or physical safety of any individual." The BLM determined that release of these records would reasonably be expected to expose individuals identified in the documents to a risk of harm, e.g., stalking, threats, risk to physical safety, and/or harassment.

After a thorough search of agency records, we were unable to locate the remaining SF-61 Appointment Affidavits which are responsive to your request. Since we were unable to locate these SF-61 Appointment Affidavits, we are unable to comply with portions of your requests and are returning all the requests to you.

In response to FOIA OR-2016-043, eFTS No. BLM-2016-00339, in which you asked for the copy of the delegation of authority which qualified Beverly Stubbs to administer the oath of office, the BLM considered the date in which Ms. Stubbs signed the SF-61 Appointment Affidavit (1992) and the location where the document was signed (Vale District). The Oregon State Office and the Vale District Office searched for a delegation of authority that would have been valid during the time period in which the document was signed. After a thorough search of agency records, we were unable to locate records responsive to this portion of your request.

The person responsible for this partial denial of your request is the undersigned in consultation with Geoffrey Painter, Attorney, Department of the Interior, Office of the Solicitor, Pacific Northwest Region. In accordance with 43 CFR §§ 2.57(a)(1) and 2.57 (a)(3), you may appeal this partial denial and partial "no records" response to the FOIA Appeals Officer. The FOIA Appeals Officer must receive your FOIA appeal no later than 30 workdays from the date of this final letter responding to your request. Appeals arriving or delivered after 5 p.m. E.T., Monday through Friday, will be deemed received on the next workday. Your appeal must be in writing and addressed to:

Freedom of Information Act Appeals Officer  
U.S. Department of the Interior  
1849 C Street NW, MS-6556, MIB  
Washington, D.C. 20240

You must include with your appeal copies of all correspondence between you and the BLM concerning your FOIA request, including a copy of your original FOIA request and this denial letter. Failure to include this documentation with your appeal will result in the Department of the Interior's rejection of your appeal. The appeal should be marked, both on the envelope and the face of the letter, with the legend "FREEDOM OF INFORMATION ACT APPEAL." Your letter should include, in as much detail as possible, any reason(s) you believe the BLM's response to be in error.

To ensure the timely receipt of your appeal, it is recommended that you fax a copy of your notice of appeal to the FOIA Appeals Officer at 202-208-6677. The FOIA Appeals Officer may be reached at 202-208-5339.

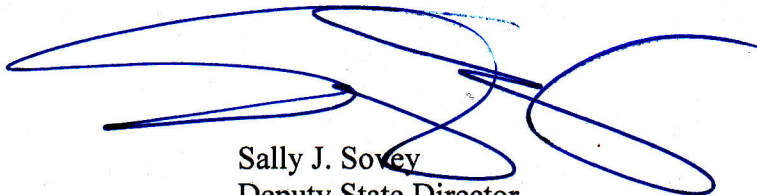
As an alternative or in addition to submitting an appeal, you can also contact the Office of Government Information Services (OGIS), which was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies. OGIS offers a non-exclusive alternative to filing an appeal, which does not affect your appeal rights as set forth in the above paragraphs. You can obtain more OGIS mediation services information at: OGIS, National Archives and Records Administration, 8601 Adelphi Road, College Park, Maryland 20740-6001; e-mail: [ogis@nara.gov](mailto:ogis@nara.gov); website: <https://ogis.archives.gov>; toll-free: 877-684-6448. Please be advised that contacting or utilizing OGIS mediation services does not suspend the 30-workday deadline to submit your appeal.

The inclusion of the following statement is mandatory for all BLM FOIA response letters pertaining to records: For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV (2010)). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

The costs incurred for the processing of your request totaled under the \$50 minimum threshold. Therefore, there was no fee charged in the processing of your request. (43 CFR § 2.49(a)(1))

If you have any questions concerning the processing of your request, please feel free to contact Tamara Yingling at (503) 808-6450, [BLM\\_SO\\_OR\\_FOIA@blm.gov](mailto:BLM_SO_OR_FOIA@blm.gov), [tyinglin@blm.gov](mailto:tyinglin@blm.gov), or by facsimile at (503) 808-6615.

Sincerely,



Sally J. Sovey  
Deputy State Director  
Management Services, Oregon/Washington

Enclosure: FOIA OR-2016-036 Request (1pg)  
FOIA OR-2016-043 Request (1pg)  
FOIA OR-2016-053 Request (1pg)  
FOIA OR-2016-059 Request (1pg)

FOIA OR-2016-036  
eFTS BLM-2016-00277

FREEDOM OF INFORMATION ACT REQUEST

RECEIVED  
MAIL ROOM

January 19, 2016 JAN 22 AM 8:48

BUREAU OF LAND MGMT.

Disclosure Officer  
Elizabeth Walls  
P.O. Box 2965  
Portland, 97208  
Oregon, USA

Subject: Freedom of Information Act Request: 5 U.S.C. 552 ("FOIA")

Greetings Disclosure Officer:

This is a request under the Freedom of Information Act. I hereby request that a true and correct copy of the following document be provided to Me, without delay:

1. Office of Personnel Management ("OPM") Standard Form 61 ("SF-61") APPOINTMENT AFFIDAVITS executed by Chad Rott, Lisa Megargee, Lance Okeson, Joe Glascock, Karla Bird, Brett Dunten, Dyan Hussey and Thomas Dyer, BLM District Manager as presently employed by the BUREAU OF LAND MANAGEMENT. See 5 U.S.C. §§ 2906, 3331, 3332, 3333, 5507, and the Paperwork Reduction Act as amended, particularly 44 U.S.C. 3512.

I request a waiver of all fees for this request.

Disclosure of the requested information to Me is in the public interest, because it is likely to contribute significantly to public understanding of the operations and activities of the federal government, and is not primarily in My commercial interest. See also 5 U.S.C. 552(a)(4)(B)

If you are not the correct person to whom this FOIA request should be directed, please forward it without any delays to the correct person(s).

VERIFICATION

I, Larry Saccato, Sui Juris, hereby verify, under penalty of perjury, under the laws of the United States of America, within the "United States" (federal government), that I am the one submitting the FOIA Request above, and I hereby verify same according to the best of My current information, knowledge, and belief, so help me God, pursuant to 28 U.S.C. 1746(1). See Supremacy Clause (Constitution, Laws and Treaties are all the supreme Law of the Land).

Thank you for your timely consideration of this FOIA request.

Sincerely yours,

  
Larry Saccato

All Rights Reserved (cf. UCC 1-308)

Larry Saccato  
1224 NE Walnut #257  
Roseburg, 97470  
Oregon, USA  
Lsaccato@gmail.com

Washington Office Bureau of Land Management,  
WO FOIA Specialists, 3rd Floor, M. St.,  
WO-560, 1849 C. St. N.W.,  
Washington, D.C. 20240

February 23, 2016

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Thank you for your timely consideration of this FOIA request.

Regards,

*LARRY SACCATO*

Lawrence Saccato  
1224 NE Walnut #257  
Roseburg, Oregon 97470

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*LAWRENCE SACCATO*

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Roseburg, Oregon 97470