Department of Energy
Washington, DC 20585

February 26, 2009

John Upton
San Francisco Examiner
450 Mission Street
San Francisco 94105

Re: FOIA-2009-000065

Dear Mr. Upton:

This is in further response to the request for information that you sent to the Department of Energy (DOE) under the Freedom of Information Act (FOIA), 5 U.S.C. 552. You asked for records that pertain to reported incidents, violation and disciplinary hearings involving former Lawrence Livermore National Laboratory Police Officer Tony Pirone after February 4, 2002.

On February 10, 2009, I sent you letter stating that your request was sent to the Office of Health, Safety and Security (HS) and the National Nuclear Security Administration (NNSA) to conduct searches of their files for responsive documents. The HS has determined that this is not a matter under their purview and that any documents responsive to the request that may exist are under the jurisdiction of the NNSA.

For this reason, no further action will be taken at Headquarters. You will receive a response from the NNSA.

I appreciate the opportunity to assist you with this matter. If you have any questions about this letter, please contact Ms. Sheila Jeter of my staff on (202) 586-5061.

Sincerely,

Alexander C. Morris
FOIA Officer
Office of Information Resources

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