Department of Energy
Washington, DC 20585

April 30, 2009

Mr. Edward Moomjian, II
Udall Law Firm, LLP
4801 E Broadway Blvd., Suite 400
Tucson, AZ 85711-3638

Re: FOIA-2009-000281

Dear Mr. Moomjian:

This is in final 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 copies of all telephone and/or facsimile numbers held or controlled by DOE during September 1999 within the area codes 602, 480 and 623.

A search was conducted by this office. The search, however, did not locate any DOE offices, branches or sites in the state of Arizona. Therefore, pursuant to Title 10, Code of Federal Regulations (CFR), Section 1004.4(d), I am unable to provide any responsive documents from our office.

Pursuant to Title 10 CFR 1004.7 (b)(2), I am responsible for the determination that no responsive records exist.

Pursuant to 10 CFR 1004.8, you may challenge the adequacy of the searches for responsive documents by submitting a written appeal to the Director, Office of Hearings and Appeals, at HG-1/L'Enfant Plaza Building, U.S. DOE, 1000 Independence Avenue, SW, Washington, DC 20585-1615. You should submit the appeal within 30 calendar days of receipt of this determination.

The written appeal, including the envelope, must clearly indicate that a FOIA appeal is being made. The appeal must contain the elements required by 10 CFR 1004.8, including a copy of this letter. Judicial review will thereafter be available (1) in the district where you reside; (2) in the district where you have your principal place of business; (3) in the district where the DOE records are located; or (4) in the District of Columbia.

I appreciate the opportunity to assist you. If you have any questions about the processing of the request or about this letter, please contact Ms. Vera Dunmore of my staff on (202) 586-4047.

Sincerely,

Alexander C. Morris
FOIA Officer
Office of Information Resources

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