



U.S. Department of Justice
Office of Information Policy
Sixth Floor
441 G Street, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

Victoria Law

Re: Appeal No. A-2024-02406

Request No. 2024-04492

victorialawnyc@gmail.com

VIA: Online Portal - 08/23/2024

Dear Victoria Law:

You attempted to appeal from the failure of the Federal Bureau of Prisons (BOP) to respond to your Freedom of Information Act (FOIA) request for access to certain records concerning FCI Dublin, as well as BOP's failure to grant your request for a waiver of fees. You are also seeking expedited processing of your appeal, and appear to be appealing BOP's denial of your request for expedited processing.

Department of Justice regulations provide for an administrative appeal to the Office of Information Policy only after there has been an adverse determination by a component. See 28 C.F.R. § 16.8(a) (2023). As no adverse determination has yet been made by BOP, there is no action for this Office to consider on appeal.

As you may know, the FOIA authorizes requesters to file a lawsuit when an agency takes longer than the statutory time period to respond. See 5 U.S.C. § 552(a)(6)(C)(i). However, I can assure you that this Office has contacted BOP and has been advised that your request is currently being processed. BOP is also still considering your request for a waiver of fees. If you are dissatisfied with BOP's final response, you may appeal again to this Office. This Office has forwarded a copy of your letter to BOP. You should contact BOP's Requester Service Center at 202-616-7750 for further updates regarding the status of your request.

Additionally, I note that BOP responded to your request for expedited processing by letter dated July 10, 2024. Because BOP granted your request for expedited processing, your appeal from BOP's expedited processing determination is moot.

Finally, I also note that you requested expedited treatment of your appeal. Because I am closing your underlying appeal within ten calendar days, your request for expedited treatment

of this appeal is moot.

If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office and speak with the undersigned agency official by calling 202-514-3642.

Sincerely,



X

Christina Troiani

Chief, Administrative Appeals Staff