



**U.S. Department of Justice  
Federal Bureau of Prisons  
Western Regional Office**

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*7950 Dublin Boulevard, Third Floor  
Dublin, California 94568*

April 12, 2005

E. J. Hurst II  
P.O. Box 1687  
Lexington, Kentucky 40588-1687

Re: Request for Records, Request No. 2005-03244  
FCC Victorville

Dear Mr. Hurst:

This is in response to your request for copies of videotapes, supplements, rosters, training records, duty logs, special housing reports, medical staff documents, medical reports, psychological records, and names of recruitment attendees.

We have been informed by institution staff that the search time to locate these documents at all three institutions will be approximately 1,114 hours. According to the Freedom of Information Act, 5 U.S.C. § 552 and the Department of Justice Regulations concerning fees for the production of records, 28 C.F.R. Section 16.11, two hours of search time will be provided, then \$4.00 for each quarter hour will be charged. The search fee for providing you with the requested records will be approximately \$17,792.00, not including duplication fees.

Your request for a waiver has been denied as the reasons stated in your letter do not fall under the requirement of public interest. Dissemination of this information is unlikely to contribute significantly to public understanding of the operations or activities of the government, and is primarily in the commercial interest of the requester.

In order to process this request, we must receive a written promise to pay and an advance payment of \$10,000.00 in a check or money order payable to Treasury of the United States. Please send your payment to the Federal Bureau of Prisons, Western Regional Office, 7950 Dublin Boulevard, 3rd Floor, Dublin, CA 94568, Attn: Harlan W. Penn, Regional Counsel, or you may amend your request to reduce the financial burden. Please notify us of your decision within 30 days of the date of this letter or this case will be considered closed.

Pursuant to 28 C.F.R. § 16.9(a), you may appeal this decision in writing 60 days from the date of this letter. It should be addressed to the Office of Information and Privacy, U.S. Department of Justice, Flag Building, Suite 570, Washington D.C., 20530-0001.

Sincerely,



Harlan W. Penn  
Regional Counsel

HWP/tln