



DEPARTMENT OF THE AIR FORCE
WASHINGTON DC

OFFICE OF THE GENERAL COUNSEL

SAF/GCA
1740 Air Force Pentagon
Washington DC 20330-1740

APR - 2 2012

Mr. Jed Margolin
1981 Empire Road
Reno NV 89521-7430

Dear Mr. Margolin

This letter replies to your October 9, 2010, Freedom of Information Act (FOIA) appeal (2011-00009-A) of the PACAF FOIA Manager's denial of your request for a fee waiver. In your original FOIA request, you requested "all documents relating to the use of Synthetic Vision in operating the C-130 (all variants) operated by USAF." While your request is to several Air Force installations, this letter only responds to the request to Yokota AB, Japan (PACAF).

I have been delegated the responsibility to conduct the Office of the Secretary of the Air Force review in your case. I have considered your appeal and determined it should be denied.

A FOIA requester is entitled to a fee waiver or reduction "if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester." 5 U.S.C. § 552(a)(4)(A)(iii). In making my decision, I have reviewed your initial FOIA request, your fee waiver request, and your appeal. I considered the factors found in DoD Regulation 5400.7_AFMAN 33-302, Chapter 6, and other applicable law. Based on my review, I have determined that your request does not qualify for a fee waiver because it does not meet the standard found in the FOIA. Accordingly, your appeal is denied.

This constitutes the final Air Force action on your appeal. The FOIA, 5 U.S.C. § 552, provides for judicial review of this determination.

Sincerely

A handwritten signature in cursive script that reads "Cheri L. Cannon".

CHERI L. CANNON
Deputy General Counsel
(Fiscal, Ethics and Administrative Law)