

Keith,
Just got this email while we were on the phone. The DEQ must have talked to Flint and decided that since Flint is not turning over documents that they are not going to either after they they both told me that they had documents to share.

Thanks,
Phil

----- Forwarded Message -----

From: DEQFOIA <DEQFOIA@michigan.gov>
To: "Phillip Phelps (pphelps277@yahoo.com)" <pphelps277@yahoo.com>
Sent: Monday, September 28, 2015 11:59 AM
Subject: Request for Disclosure of Official Files

Mr. Phil Phelps
819 Main Street, Unit A
Flushing, MI 48433

Dear Mr. Phelps:

SUBJECT: Request for Disclosure of Official Files – Executive Division and Water Resources Division

This notice is issued in response to your request for information under the Freedom of Information Act, 1976 PA 442, as amended (FOIA), received on September 8, 2015. You have requested the following information: "Any waivers, permits or applications to use the Flint River as a source for water and/or drinking water for the City of Flint, etc." (FOIA 6422-15).

The purpose of the FOIA is to provide the public with access to existing, nonexempt public records of public bodies. Your request to examine or receive a copy of the documents described above is denied.

To the best of this public body's knowledge, information, and belief, the public record does not exist under the name given by the requester, or by another name reasonably known to the public body.

Under section 10 of the FOIA, the DEQ is obligated to inform you of the following:

1) Appeal this decision in writing to the Director of the Department of Environmental Quality, P.O. Box 30473, Lansing, Michigan 48909-7973. The writing must specifically state the word "appeal," and identify the basis for which the disclosure determination should be reversed. The Director of the DEQ, or his/her delegated designee, must respond to the appeal within 10 days of its receipt. Under unusual circumstances, the time for response to the appeal may be extended by 10 business days.

2) Commence a civil action in circuit court within 180 days after the date of the final determination to deny the request. If you prevail in such an action, the court is to award reasonable attorney fees, costs, and disbursements, and possible damages.

Susan Vorce, FOIA Coordinator
Department of Environmental Quality
800-662-9278
deqfoia@michigan.gov

The DEQ strives to continually improve its customer service to FOIA requesters. To provide input for improvements to the FOIA process, please complete this survey: <https://www.surveymonkey.com/s/foiaprocess>