



March 6, 2008

Teresa Nesbitt Cosby  
Assistant Professor  
Furman University  
3300 Poinsett Highway  
Greenville, S.C. 29613-1206

**Re: Freedom of Information Act Appeal, FOIA Reference #2007-42**

**President**  
Helaine M. Barnett

**Board of Directors**  
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Atlanta, GA  
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Boston, MA

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Seattle, WA

Thomas R. Meites  
Chicago, IL

Bernice Phillips  
Buffalo, NY

Sarah M. Singleton  
Santa Fe, NM

Dear Professor Cosby:

This responds to your letter of January 31, 2008, appealing the apparent denial (based on the failure to provide a response) of the Freedom of Information Act (FOIA) request to the Legal Services Corporation (LSC) originally filed by your colleague Professor Glen Halva-Neubauer, LSC FOIA Reference #2007-42. Your appeal is being denied because LSC's initial response to the FOIA request has now been provided to you. However, we regret that the Corporation's response to your request was delayed.

Your colleague Professor Halva-Neubauer submitted a FOIA request to LSC on October 10, 2007. Although admittedly delayed, LSC has now provided an initial response granting the request for records, responding to the request for expedited treatment and the fee waiver request.<sup>1</sup> The March 3, 2008 response also informs you that a portion of the request has been referred to the Office of Inspector General for further response. Finally, the response asks for additional information on a number of the items set forth in the original request necessary to permit LSC to perform the proper search for records. It is my understanding that those portions of the original request which are sufficiently specific are currently being processed and the records requested being gathered for you. As the March 3<sup>rd</sup> letter indicates, because of the delay in responding to the original request, as a courtesy LSC will waive any fee associated with processing this request.

If you believe that this determination is in error, you may seek judicial review of this decision in the district court of the United States as provided in 5 U.S.C. §552(a)(4).

Sincerely,

Helaine M. Barnett  
President

<sup>1</sup> Please note that pursuant to 45 CFR §1602.8(i), the statutory time limit applies to an initial determination to grant or deny the request. Pursuant to 45 CFR §1602.8(l), once it has been determined that a request will be granted, there is no specified time limit; rather the Corporation is required to act "with due diligence in providing a substantive response."