



U.S. Department
of Transportation
**Federal Aviation
Administration**

Aviation Safety

800 Independence Ave, SW.,
Washington, DC 20591

Mr. Patrick Egan
sUAS News
P.O. Box 188751
Sacramento, CA 95818

Re: Freedom of Information Act (FOIA) Request 2021-004978

Dear Mr. Egan:

This responds to your Freedom of Information Act (FOIA) request dated June 17, 2021. You requested all releasable portions of all of the concurrences from each office of primary responsibility (OPR) for the final rule titled Remote Identification of Unmanned Aircraft, specifically, the names, offices, physical signatures, digital signatures, dates, times, and similar information on these concurrences.

The Office of Rulemaking (ARM) performed a search of our electronic mail (email) and internal database. This office located the Federal Aviation Administration's (FAA) Executive Leadership 1, Executive Leadership 2 and Administrator's concurrences. Enclosed are copies of the records this office located with the names, offices, with dates and times for digital signatures and similar concurrences.

This information has been redacted and is being withheld from disclosure under Exemption 6 of the FOIA. Exemption 6 of the FOIA protects information that pertains to an individual "the disclosure of which would constitute a clearly unwarranted invasion of personal privacy." 5 U.S.C. 552(b)(6). When determining whether to withhold a record or portions of records under Exemption 6, the privacy interest of the individual must be balanced against any "FOIA Public Interest" in the disclosure of the information. In making this analysis, the FOIA public interest considered is limited to information, which would shed light on the FAA's performance of its mission: to provide a safe, efficient aerospace system. In the case of the redacted information, I find disclosing the signatures and personal telephone numbers would not shed light on the FAA's performance of its mission, and as such, release of their names and associated telephone numbers would constitute a clearly unwarranted invasion of personal privacy.

This office did not locate records for Milestone 3 concurrences.

Based on the Department of Transportation (DOT) regulations regarding FOIA requests, your request falls under the “All Other” fee category. Because for this category, the DOT does not charge for the first two hours of search, for hours of review, and for the first 100 duplication pages. There are no fees associated with your request.

The undersigned is responsible for the partial no records and partial denial determination that the Office of Rulemaking has located partial records and denied partial records responsive to your request. Should you consider this partial no records and partial denial response a denial of your request, you may request reconsideration of this determination by writing to the Assistant Administrator for Finance and Management (AFN-400), Federal Aviation Administration, 800 Independence Avenue, SW, Washington DC, 20591 or through electronic mail at: FOIA-Appeals@faa.gov. Your request must be made in writing within 90 days from the date of this letter and must include all information and arguments relied upon. Your letter must also state that it is an appeal from the above-described denial of a request made under the FOIA. The envelope containing the appeal should be marked “FOIA Appeal.”

You also have the right to seek dispute resolution services from the FAA FOIA Public Liaison via phone (202-267-7799) or email (7-AWA-ARC-FOIA@faa.gov) noting FOIA Public Liaison in the Subject or the Office of Government Information Services (<https://ogis.archives.gov>) via phone (202-741-5770 / toll-free--1-877-684-6448; fax--202-741-5769); or email (ogis@nara.gov).

Sincerely,

Timothy R. Adams
Acting Executive Director, Office of Rulemaking