



U.S. OFFICE OF SPECIAL COUNSEL
1730 M Street, N.W., Suite 218
Washington, D.C. 20036-4505
202-254-3600

November 2, 2006

Mr. Jeff Ruch
Executive Director
Public Employees for Environmental Responsibility
2001 S Street, N.W. (Suite 570)
Washington, DC 20009

RE: Freedom of Information Act Appeal (Ref. No. FO-05-0474)

Dear Mr. Ruch:

I am writing in response to your letter, dated January 25, 2005. In that letter, you appealed the lack of a response by this agency to your initial Freedom of Information Act (FOIA) request, dated November 29, 2004, which sought information in agency records about hires made by the Office of Special Counsel (OSC) during calendar year (CY) 2004.

The following responses address the items listed in your request and appeal, all covering the period of CY 2004:

1. Number of Schedule C employees employed at OSC: 7.
2. Number of policymaking/confidential (excepted service) hires made at OSC: see response to item 1.
3. Law school attended by hires in item 2: Any such information in personnel, medical, or similar files is protected from disclosure under FOIA exemption 6, because disclosure of such information would constitute a clearly unwarranted invasion of personal privacy. 5 U.S.C. § 552(b)(6).
4. Number of competitive service hires made by OSC: 0.

You may seek judicial review of this decision on your appeal by filing a complaint in an appropriate United States district court. *See* 5 U.S.C. §§ 552(a)(4)(B) and 552a(g)(1).

Sincerely,

A handwritten signature in cursive script that reads "Erin M. McDonnell".

Erin M. McDonnell
Associate Special Counsel for Legal Counsel and Policy



U.S. OFFICE OF SPECIAL COUNSEL

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December 11, 2006

Mr. Jeff Ruch
Executive Director
Public Employees for Environmental Responsibility
2000 P Street, N.W. (Suite 240)
Washington, DC 20036

RE: Freedom of Information Act Request (Ref. No. FO-07-0469)

Dear Mr. Ruch:

I am writing in response to your letter, dated November 16, 2006. In that letter, you sought information in agency records about hires made by the Office of Special Counsel (OSC) during calendar year (CY) 2004. In your three enumerated points, however, you specified timeframes not relating to CY 2004. It appears that the enumerated points reflect what you are actually requesting, as similar CY 2004 data was provided to you in a previous request (FO-05-0474). Thus I am addressing those points in this response:

1. The number of Schedule C employees now employed at OSC: 6
2. The number of policymaking/confidential (excepted service) hires made at OSC since January 2005: 6
3. The number of competitive civil service hires made by OSC since January 2005: 9.

In closing, you have the right to appeal this decision under the Freedom of Information Act. Any such appeal must be in writing, and be postmarked within 30 days of the date of this letter. The appeal should be sent to Ms. Erin M. McDonnell, Associate Special Counsel for Legal Counsel and Policy, Office of Special Counsel, at the address shown at the top of this letter.

Sincerely,

A handwritten signature in cursive script that reads "Chris Kurt".

Christopher M. Kurt
FOIA Officer
Legal Counsel and Policy Division