



Federal Communications Commission  
Washington, D.C. 20554

July 8, 2019

DA 19-632

Mr. James Chelmowski  
6650 N. Northwest Hwy #300  
Chicago, IL 60631

Re: FOIA Control No. 2019-171

Dear Mr. Chelmowski:

This is in response to your application for review<sup>1</sup> of the Office of General Counsel's (OGC's) decision<sup>2</sup> addressing your Freedom of Information Act (FOIA) request for "all Joanne Wall's emails from September 1, 2015 to January 7, 2019 that contained this FOIA and Privacy Act requester's name (James Chelmowski) of the individual 'Chelmowski' or by some identifying number, symbol, or other identifying terms particular assigned to me by the FCC or Joanne Wall[.]"<sup>3</sup>

Your appeal raises no specific arguments that merit the Commission's review of the *FOIA Decision*. Your duplicative arguments, generalized claims, mere recitations of the law, and expressions of dissatisfaction with the *FOIA Decision* provide no grounds for reviewing the *FOIA Decision*. We therefore dismiss your application for review under section 0.251(j) of the Commission's rules.<sup>4</sup>

Pursuant to 5 U.S.C. § 552(a)(6)(A)(ii), we notify you of the provisions for judicial review under paragraph (a)(4) of the Freedom of Information Act.<sup>5</sup> We note that as part of the Open Government Act of 2007, the Office of Government Information Services (OGIS) was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation.

<sup>1</sup> See FOIA Control Number 2019-544 (filed June 26, 2019).

<sup>2</sup> See Letter from Elizabeth Lyle, Assistant General Counsel, OGC, Federal Communications Commission, to James Chelmowski (Mar. 29, 2019) (*FOIA Decision*).

<sup>3</sup> See FOIA Control No. 2019-171, Attachment (filed Jan. 7, 2019).

<sup>4</sup> See 47 C.F.R. § 0.251(j) (as the Commission's Chief FOIA Officer, "the General Counsel is delegated authority to dismiss FOIA applications for review that are untimely, repetitious, or fail to articulate specific grounds for review").

<sup>5</sup> See 5 U.S.C. § 552(a)(4)(B) ("On complaint, the district court of the United States in the district in which the complainant resides, or has his principal place of business, or in which the agency records are situated, or in the District of Columbia, has jurisdiction to enjoin the agency from withholding agency records and to order the production of any agency records improperly withheld from the complainant.")

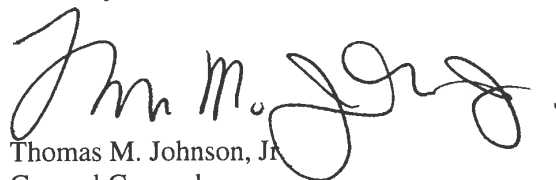
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Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways:

Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road-OGIS  
College Park, MD 20740-6001  
202-741-5770  
877-684-6448  
ogis@nara.gov  
ogis.archives.gov

Sincerely,

A handwritten signature in black ink, appearing to read "Tom M. Johnson, Jr.", written in a cursive style.

Thomas M. Johnson, Jr.  
General Counsel  
Office of General Counsel

cc: FOIA Officer