OFFICE OF GENERAL COUNSEL
WASHINGTON, D.C. 20460

November 24, 2025

Kyle Moring
[redacted]

Re: Freedom of Information Act Appeal 2026-EPA-00579 (Request No. 2026-EPA-00386)

Dear Kyle Moring:

I am responding to the October 28, 2025 fee waiver appeal you submitted under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552. You appealed the decision of the National FOIA Office of the U.S. Environmental Protection Agency ("EPA") to deny your request for a waiver of fees for FOIA request 2026-EPA-00386, which seeks the following information:

> [A]ll EPA records from June 25, 2025 to present concerning EPA complaints FY25-333810-3712-CV and FY25-336835-3714-CV about Walmart Supercenter #131, including complaint intake, referrals (e.g., to DSHS/TCEQ), internal and external communications (including with Angela Hays, Gerardo Acosta, Christina Gonzalez, Justin Mullenix, Sandesh Thapa, and Stan Lancaster), inspection/photographic files, determinations, and any enforcement or closing documentation.

Region 6, the EPA region to which your request is assigned, has determined that the processing of your request will not result in any billable fees. Accordingly, I am closing your fee waiver appeal file as moot.

This letter constitutes EPA's final determination on this matter. Pursuant to 5 U.S.C. § 552(a)(4)(B), you may obtain judicial review of this determination by filing a complaint in the United States District Court for the district in which you reside or have your principal place of business, or the district in which the records are situated, or in the District of Columbia. Additionally, as part of the 2007 FOIA amendments, the Office of Government Information Services ("OGIS") within the National Archives and Records Administration was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, Room 2510, 8610 Adelphi Road, College Park, MD, 20740-6001; e-mail, ogis@nara.gov; telephone, 202-741-5770 or 1-877-684-6448; and fax, 202-741-5769.

Should you have any questions concerning this matter, please contact me at Greenberg.Joshua@epa.gov.

Sincerely,

JOSHUA GREENBERG

Digitally signed by JOSHUA GREENBERG
Date: 2025.11.24 09:04:55 -05'00'

Joshua Greenberg
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FOIA Appeals Team Lead
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cc: Nicole Robinson, Office of Regional Counsel, EPA Region 6
James Murdock, Office of Regional Counsel, EPA Region 6