

July 26, 2011

FOIA Coordinator  
Arcadia Township  
3422 Lake Street  
Arcadia, Michigan 49613

Re: **Follow Up to April 25, 2011 FOIA Request Related to Wind Energy Facilities/Duke Energy Gail Windpower Project**

Dear Sir or Madam:

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P  
Y  
Thank you for your response to my April 25, 2011, Freedom of Information Act (FOIA) request to Arcadia Township (which I have attached for your reference). I understand the amount of time and effort that went into providing the response, and I appreciate the Township's efforts.

The purpose of this letter is to follow up on my request. While I appreciate the documents provided to date, it does appear that there are some gaps in the response.

First, based on my review, it is not clear that we received responsive documents from all Township board members, Planning Commission members, and Zoning Board of Appeals members (that would include current or former members who might have responsive documents). It appears as though we received documents from Greg Wisner, John Miller, Tom Wass, Kirk Urban, Evelyn Wilson, Ken Messner, and Brad Hopwood. I do not believe that we received any documents from Mike Cederholm or John Sievert, or from Township Zoning Administrator Tamara Buswinka. There may be others that I am missing.

Second, I want to make sure that all individuals with documents potentially responsive to my FOIA request searched not just their email "inbox," but also their "outbox" (which shows documents they sent to others) as well as their "trash" or "deleted items" folders, for each of the email addresses (public and private) that they may use. Several individuals provided no emails at all (e.g. Mr. Wass, Mr. Urban, and Mr. Miller), while others did not appear to provide all responsive emails from their inbox, outbox, and deleted items folders.

Third, I want to ensure that all respondents are providing not just type-written documents, but any handwritten notes that they might have in their possession that may be responsive to my request.

Fourth and finally, my review shows that numerous emails and documents produced indicate that they include attachments, but no attachments were produced with the

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email or document as part of the FOIA response. For example, it appears as though Mr. Wisner did not provide any attachments, and that Mr. Hopwood provided them only some of the time. We would appreciate it if the Township would please produce the actual documents attached to any emails or other documents referencing attachments.

In sum, we would appreciate it if the Township would follow up to make sure that we have all responsive documents from any Township officials that might have such documents in their possession. I request that the Township provide the additional information discussed above at its earliest convenience. As with the original FOIA request, we will pay all reasonable costs that are applicable under FOIA that arise from this request up to a limit of \$500; above that limit, please contact me with a description of the costs involved.

If you have any questions, please do not hesitate to give me a call at (616) 752-2168. Thank you for your prompt attention to this matter.

Very truly yours,

Daniel P. Ettinger

Enclosure

c: Tom Wass, Township Supervisor  
Brad Hopwood, Planning Commission Chairman  
Craig Rolfe, Township Attorney