



INSPECTOR GENERAL
DEPARTMENT OF DEFENSE
400 ARMY NAVY DRIVE
ARLINGTON, VA 22202-4704

Ref: 10-00286-F
October 21, 2010

OCCL

Mr. John Hammerstrom
P.O. Box 860
Tavernier, FL 33070

Dear Mr. Hammerstrom:

This is in response your July 29, 2010, Freedom of Information Act (FOIA) request seeking "...any report generated by DOD including any action taken or called for in association with DOD IG Case Number 113851." We received your request on July 30, 2010.

Please find enclosed the documents you requested. I am, however, withholding portions of these records under the provisions of Exemptions 6 and 7(C) of the Freedom of Information Act, specifically 5 U.S.C. § 552 (b)(6), which pertains to information, the release of which, would constitute a clearly unwarranted invasion of personal privacy and 5 U.S.C. § 552(b)(7)(C), which pertains to information compiled for law enforcement purposes, the release of which could reasonably be expected to constitute an unwarranted invasion of the personal privacy of third parties.

I also identified 15 pages that originated with the Department of the Navy. In consideration of this fact, I am forwarding those pages to them for direct response to you. You should direct any questions or comments to the Navy at the following address:

Naval Inspector General
FOIA Requester Service Center
1014 N. Street, SE Suite 100
Washington Navy Yard, DC 20374-5006

If you are not satisfied with this action, you may submit an administrative appeal to Mr. John R. Crane, Assistant Inspector General, Office of Communications and Congressional Liaison, Room 1017, 400 Army Navy Drive, Arlington, VA 22202-4704.

Your appeal should be postmarked within 60 days of the date of this letter, should cite case number 10-00286-F and should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in cursive script that reads "Jeanne Miller".

Jeanne Miller

Chief

Freedom of Information
and Privacy Office

Enclosures:
As stated

HOTLINE CASE CODE SHEET

Case Number 113851	Status C	Origin E	Date Received 03/11/2009	Date Opened 01/19/2010	Priority RU	High Visibility	Referral A
Activity NAVY	Sub Activity	Allegation PRG	Sub Allegation MGT	Analyst [REDACTED]	Status Date	Initials	

Status Description

****FILE SUBJECT TO LITIGATION HOLD - RETAIN UNTIL FURTHER NOTICE.** [REDACTED]

Organization NAS KEY WEST	Sub Organization NAS KEY WEST	City KEY WEST	State/Country FL /
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Case Description

[REDACTED] PREVIOUS CASE INVOLVING PROGRAMS/PROJECT MISMANAGEMENT AS A RESULT OF NAVY ACTIONS TO INTRODUCE F/A 18E SUPER HORNET A/C TO NAS KEY WEST. ISSUE REFOCUS IS ON THE RESPONSIBILITY OF NAVY TO ASSESS ENVIRONMENTAL CONSEQUENCES OF ACTIONS THAT COULD AFFECT THE QUALITY OF HUMAN ENVIRONMENT AS REQUIRED BY NEPA. COMPLAINANTS (HAMMERSTROM AND [REDACTED]) ALLEGE THAT NAVY PREVIOUSLY USED 2003 ENVIRONMENTAL ASSESSMENT (EA) TO FRAUDULENTLY CLAIM THAT NEPA LEGAL OBLIGATIONS WERE SATISFIED, AND HAS VIOLATED DOD INITIATIVES AND INSTRUCTIONS BY FAILING TO INITIALLY EVALUATE THE POTENTIAL IMPACT OF THE SUPER HORNET AT NAS KEY WEST.

X-Ref Source

Source	Number
HTLN	105264
HTLN	105900
OCCL	150
NAVY IG	201000230
GAO	51428

Referred Date: 02/01/2010	Progress Date:	Suspense: 05/01/2010
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Subject

Subject Name	Grade	Subject Type	Service	Result
NAVY, DEPT OF THE				

Complainants

Name: **HAMMERSTROM, JOHN G** Interview: **Y** Confidential: **y**
 Address: **P.O. BOX 860**
 City/State/Zip: **TAVERNIER/FL/33070-0860**
 Primary Email: **JOHNHAMMER@BELLSOUTH.NET**
 Alternate Email:

Complainant Phones for JOHN HAMMERSTROM

Phone Type	Number	Extension	Designation
HOME	305-852-8722	N/A	COMMERCIAL

Name: [REDACTED] Interview: **Y** Confidential: **y**
 Address: [REDACTED]
 City/State/Zip: [REDACTED]
 Primary Email: [REDACTED]
 Alternate Email:

HOTLINE CASE CODE SHEET

Complainant Phones for [REDACTED]

Phone Type	Number	Extension	Designation
HOME	[REDACTED]	N/A	COMMERCIAL

Case Supplements

Type	Source	Document Date	Count	Investigator	Entered Date
Referred	E-MAIL	01/21/2010	1	[REDACTED]	01/22/2010
Referred	E-MAIL	01/21/2010	5	[REDACTED]	01/22/2010
Non-Referred	E-MAIL	02/22/2010	1	[REDACTED]	02/22/2010

Case Notes

Entry Date	Author	Note
07/29/2010	[REDACTED]	COMPLAINANT HAMMERSTROM CALLED FOR STATUS AND WAS ADVISED MATTER WAS CLOSED. I PROVIDED INFO FOR FOIA REQUEST.
07/08/2010	[REDACTED]	OGC RETURNED CASE FILE WITH NOTES: DODIG WILL NOT RELEASE ANY RECORDS TO NAVY LITIGATION DIVISION AT THIS TIME. THIS FILE AND ANY RELATED RECORDS (HL 105264 AND 105900 TO DATE) ARE SUBJECT TO LITIGATION HOLD AND MUST BE RETAINED UNTIL FURTHER NOTICE.
06/15/2010	[REDACTED]	06/15/2010 [REDACTED] -CASE FILE MISSING FOR SUPPLEMENTAL POSTING.
05/10/2010	[REDACTED]	CASE FILE STILL OUT THIS DATE.
04/22/2010	[REDACTED]	CASE FILE PROVIDED TO OGC [REDACTED] FOR REVIEW. POTENTIAL LITIGATION WITH THE NAVY RE: NAS KEY WEST. AWAITING DIRECTION FROM OGC FOR DOCUMENT RELEASE.
04/20/2010	[REDACTED]	04/20/2010 [REDACTED] COMPLAINANT HAMMERSTROM CALLED FOR STATUS CHECK - ADVISED STILL OPEN.
03/10/2010	[REDACTED]	03/10/2010 [REDACTED] COMPLAINANT (HAMMERSTROM) SENT FACSIMILE REQUESTING UPDATE (HTLN PHONELINE OUT OF SERVICE).
02/24/2010	[REDACTED]	CASE FILE MISSING, W/ INPUT DOCS WHEN LOCATED.
02/23/2010	[REDACTED]	COPY OF ORIGINAL COMPLAINT EMAILED TO REQUESTOR [REDACTED] PER AD [REDACTED] CONCUR.
02/22/2010	[REDACTED]	02/22/2010 [REDACTED] RCVD EMAIL FROM COMPLAINANT REQUESTING CASE DOCUMENTS. TO [REDACTED] FOR ACTION.
02/16/2010	[REDACTED]	RECVD A CALL FROM THE HAMMERSTROM; REQUEST FOR STATUS. INFORMED HIM THAT THE CASE FILE IS STILL OPEN.
01/22/2010	[REDACTED]	CONSENT TO RELEASE FM RECEIVED FROM J. HAMMERSTROM W/ ADDITIONAL COMMENTS.
01/22/2010	[REDACTED]	CONSENT TO RELEASE PII RECEIVED FROM [REDACTED].
01/19/2010	[REDACTED]	FM 15 W/B FORWARDED TO BOTH COMPLAINANTS FOR RELEASE OF PII.

HOTLINE CASE CODE SHEET

01/19/2010	[REDACTED]	PREVIOUS RELATED CASE 105900. COMPLAINANTS SUBMIT SEPARATE COMPLAINTS (ARRIVING THRU OCCL AND TL [REDACTED]).	
Case Closure			
ROI Rcvd Date:	06/30/2010	ROI DEF:	N MOR Date:
Closed Date:	07/13/2010	Result:	DA Remedy: NRR
Days to close:	Case Location:	Record Center:	
Reviewer	Review Date	Audit:	Follow up: N
1 [REDACTED]	07/12/2010	Follow up Date Close:	
2 [REDACTED]		Savings:	
3 [REDACTED]	07/13/2010	Investigating Activity:	
		Investigator:	
TL Approval	TL Approval Date	Response Required: Y	
[REDACTED]	01/21/2010		
Case Audit History			
Review 1	Rev_DT 1	Review 2	Rev_DT 2
Review 3	Rev_DT 3	TL Approval	Approval DT
No Case Audit Logs Available.			
Remarks			
7/13/10. NAVY IG DECLINED TO INVESTIGATE BASED ON SAME ALLEGATIONS ADDRESSED IN HL 105900; COMPLAINANT PRESENTS NO NEW INFORMATION TO WARRANT INQUIRY; NUMEROUS ENTITIES WITHIN DON HAVE ADDRESSED THE SAME ISSUE. [REDACTED]			