



U.S. CONSUMER PRODUCT SAFETY COMMISSION
WASHINGTON, D.C. 20207

Record of Commission Action
Commissioners Voting by Ballot

1111 - 18th Street N.W.
Washington, D.C.

Voting: Chairman King
Commissioner Franklin
Commissioner Pittle
Commissioner Sloan
Commissioner Zagoria

ITEM

Freedom of Information Act Request Appeal for the Third Draft of White House Policy on the Export of Hazardous Goods by Ms. Haugen on Behalf of the Product Safety Letter.

(Briefing material transmitted by the Office of the Secretary on November 9, 1978).

DECISION

Based upon the information presented in the above-referenced material, the Commission denied the appeal. The Office of the Secretary notified the requester by telephone on November 13, 1978. Attached is a copy of the letter sent to the requester.

VOTE

Concurring: Chairman King (11-9-78) *Susan B. King*
Commissioner Franklin (11-14-78) *Barbara H. Franklin*
Commissioner Pittle (11-9-78) *R. David Pittle*
Commissioner Sloan (11-9-78) *Edith Berktsdal Sloan*
Abstaining: Commissioner Zagoria (11-14-78) *Sam Zagoria*

Submitted by the Office of the Secretary



November 27, 1978

Mr. David Swit
Publisher
Product Safety Letter
235 National Press Building
Washington, DC 20045

Dear Mr. Swit:

This letter confirms the final Commission vote (4-0 with Commissioner Zagoria not voting) to deny your Freedom of Information Act appeal for access to the Third Draft of the White House Policy on the Export of Hazardous Goods.

Sincerely,

/s/

Robert C. Bledsoe, Jr.
FOI Officer
Office of the Secretary

OS/Secy's
File

November 13, 1978

Mr. David Swit
Publisher
Product Safety Letter
National Press Building
Washington, D.C. 20004

Dear Mr. Swit:

This letter confirms the telephone notification to you from the Secretary on November 13, 1978 that the Commission voted (3-0 with Commissioner Franklin not voting) to deny your Freedom of Information Act appeal for access to the Third Draft of the White House Policy on the Export of Hazardous Goods.

In denying your appeal, the Commission maintains that this document is exempt from public disclosure under the provisions of section (b)(5) of the Freedom of Information Act.

I have enclosed for your information the briefing memorandum submitted to the Commission in regard to your appeal.

Pursuant to the provisions of section 552(a)(6)(A) of the Freedom of Information Act (5 U.S.C. et seq.), you may seek judicial recourse from this final agency determination in the U.S. District Court for the District of Columbia or in a district court for the district in which you reside.

Sincerely,

15/
Susan B. King
Chairman

Enclosure

PW/pw/11-13-78
cc: FOI
OS Reading
OS Secy'r File
Chairwoman's File
Edd Ed Cull