



United States Department of the Interior

OFFICE OF THE SECRETARY
Washington, DC 20240

FOIA #00162

FEB 24 2011

Ms. Cheryl Schmit
P.O. Box 355
Penryn, California 95663

Dear Ms. Schmit:

This letter is in response to your Freedom of Information Act (FOIA) request of November 8, 2010, in which you seek access to a letter of consent from the Guidiville Band permitting the Scotts Valley Band to negotiate an agreement with the City of Richmond for gaming, and a new Management Contract with Newco.

We have classified your request as a "commercial-use" request. As a commercial-use requester, you are expected to pay for the cost of searching for responsive records, the cost of reviewing responsive records found for a release determination, and the cost of duplication of responsive records released. However, the Department of the Interior does not bill for FOIA fees when they do not exceed \$30.00. (43 C.F.R. 2.18(a))

We have reviewed our files and were unable to locate any records responsive to your request.

Under 43 CFR 2.28, you may appeal this response by writing to the FOIA Appeals Office, Department of the Interior, Office of the Solicitor, 1849 C Street, NW., MS 6556-MIB, Washington, D.C. 20240. Your appeal must be received no later than 30 workdays after the date of this letter or 30 workdays after receipt of any records that are provided to you. The appeal should be marked, both on the envelope and the face of the appeal letter, with the legend "Freedom of Information Appeal." Your appeal should be accompanied by a copy of your original request and this letter, along with any information you have which leads you to believe the records do in fact exist, including where they might be found, if the location is known to you.

We have forwarded your request to the Pacific Region Office which will provide you with a direct response. If there is a need for you to contact them, the mailing address is:

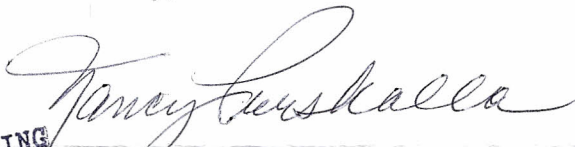
Pacific Regional Office
Bureau of Indian Affairs
2800 Cottage Way
Sacramento, CA 95825

We have forwarded your request to the National Indian Gaming Commission which will provide you with a direct response. If there is a need for you to contact the NIGC, the mailing address is:

FOIA Coordinator
National Indian Gaming Commission
1441 L Street, N.W., 9th Floor
Washington, DC 20005

The fee incurred in responding to your request did not exceed \$30.00 and has been waived.

Sincerely,


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Director, Office of Indian Gaming