



UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
WASHINGTON, D.C. 20580

Office of the General Counsel

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Christian S. White  
Deputy General Counsel  
for Legal Counsel

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Direct Dial  
202-326-2476

March 1, 2010

To: Attorney General Eric Holder

From: Christian S. White  
Deputy General Counsel  
Chief FOIA Officer

Re: Chief FOIA Officer Report

In response to your FOIA Guidelines, this is the Federal Trade Commission's report on implementing the Freedom of Information Act during 2010.

#### I. Steps Taken to Apply the Presumption of Openness

1. The Federal Trade Commission discloses information in response to Freedom of Information Act requests and on its own initiative. The FTC routinely places a large volume of records on the agency's website to foster knowledge of the FTC's programs and activities. In addition, the agency's FOIA office app11.2800 0.0000 TD(y)Tlo 11.2800 0.0000 TD(y)Tlsth

record to determine if any portion of the material can be released. Generally, the records discretionarily released are covered by Exemption 5 and consist of deliberative process and attorney work product. FOIA staff reviews all records with a presumption of openness and recommends for release records, or portions of records, that can be released without harming the agency's mission. Senior level staff at the agency have attended training on FOIA and support the administration's presumption of openness.

2. The FTC processed 1280 FOIA requests in FY '10, w

year, new attorneys receive an introduction to the FOIA as part of a required off-site training program for all new F



## V. Spotlight on Success

The agency was involved in a no-public inquiry into the practices of Google. After much investigation and meetings with Google, the agency closed the inquiry and immediately made public the letter describing the inquiry and the conclusions. Immediately afterwards, the agency received several FOIA requests for all records related to the inquiry. The records were voluminous, over 15,000 pages and consisted primarily of internal deliberations and attorney work-product. Working with senior staff at the agency, the FOIA Office released a large volume of the material, most of it discretionarily, to the requesters. The materials included the discretionary release of internal deliberations at the highest level, demonstrating the agency's commitment to openness.