



Michael G. Murphy
15th Floor
477 Madison Avenue
New York, NY 10022-5802
Direct: (212) 702-5436
Fax: (212) 702-5450
mmurphy@bdlaw.com

May 29, 2009

Via Facsimile [(212) 788-3876] & FEDEX

Ms. Andrea Ciccone
Department of Sanitation - Bureau of Legal Affairs
125 Worth Street
New York, New York 10013

Re: Freedom of Information Law Request for Documents
Concerning Weight Threshold Requirements Set Forth for
Covered Electronic Equipment in the Department's
"Rules For Electronic Equipment Collection, Recycling And Reuse"

Dear Ms. Ciccone:

Under the provisions of the New York Freedom of Information Law, Article 6 of the Public Officers Law, we hereby request a copy of any and all of the documents, addressing, describing, concerning or setting forth the rationale for (i) the 10-pound threshold for direct collection of covered electronic equipment in the "Rules For Electronic Equipment Collection, Recycling And Reuse" ("E-waste Rules") proposed by the Department of Sanitation ("Department") on or about September 16, 2008, (ii) the 15-pound threshold for direct collection of covered electronic equipment in the final E-waste Rules issued by the Department on or about April 15, 2009, and/or (iii) the Department's change from the 10-pound threshold in the proposed E-waste Rules to the 15-pound threshold in the final E-waste Rules.

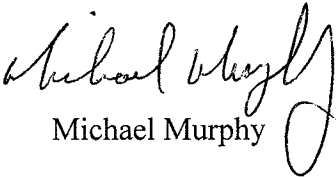
As you know, the Freedom of Information Law requires that an agency respond within five business days of receipt of a request. If for any reason any portion of this request is denied, please inform me of the reasons for the denial in writing and provide the name and address of the person or body to whom an appeal should be directed.

If photocopying charges are projected to exceed \$500.00, please notify me at (212) 702-5436. In such case, we may set up an appointment to inspect the documents. Your prompt

Andrea Ciccone
May 29, 2009
Page 2

attention to this request is greatly appreciated and please do not hesitate to contact me if you have any questions regarding this request.

Sincerely,


Michael Murphy



sanitation

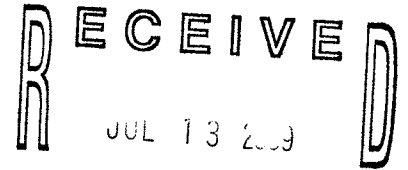
Bureau of Legal Affairs

125 Worth Street, Room 710
New York, N.Y. 10013

Ellen Cooper
Associate Counsel
T. 646.885.4989
F. 212.788.3876
ecooper@dny.nyc.gov

July 8, 2009

Mr. Michael G. Murphy
Beveridge and Diamond, P.C.
477 Madison Avenue, 15th Floor
New York, NY 10022 – 5082



BEVERIDGE & DIAMOND, P.C.

Re: FOIL09DSNY06B – FOIL Request for Documents Concerning Weight Threshold Requirements Set Forth for Covered Electronic Equipment in the Department's Rules Governing Electronic Equipment, Collection, Recycling and Reuse.

Dear Mr. Murphy:

Pursuant to your FOIL request received by the Department on June 1, 2009, the Department has determined that there are no documents responsive to your FOIL request.

Please be advised that the Department will now be closing our file with regards to your request. Should you have any questions, kindly contact the undersigned.

Thank you for your anticipated courtesies and cooperation herein

Sincerely yours,

A handwritten signature in cursive script that reads "Ellen Cooper".

Ellen Cooper
Associate Counsel

cc: A. Ciccone