

Exhibit

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**Christopher Kortlander
Custer Battlefield Museum
Town Hall; P. O. Box 200
Garryowen, MT 59031-0200**

May 16, 2018

Deborah M. DeBock
State FOIA Coordinator
Bureau of Land Management – DOI
5001 Southgate Drive
Billings, MT 59101-4669

RE: 1278 (MT954.LC)
BLM-2018-00107
MT-2018-13

Ms. DeBock:

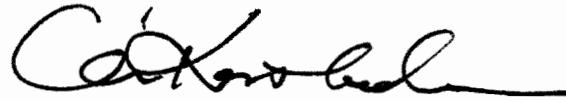
I am in receipt of two letters from your office regarding the above referenced FOIA request, the 1st dated October 23, 2017, and the 2nd dated December 12, 2017. I note that in your 2nd response you state: “We have completed an initial review of the records responsive to your request.” It has now been more than 6 months since I submitted the FOIA request and given that you have identified then responsive record.

Your first letter indicates that my request for “a fee waiver request within the next 20 days.” Having received no subsequent determination and it was resolved within the 20 day period prescribed, my request for fee waiver is thus determined to be granted as a matter of law.

The COMPLEX track designation you have assigned to this request, sets that “requests will be processed in 21 to 60 workdays. Noting that it has now been at least 135 days (<http://www.workingdays.us/#a20>) it appears that the processing window has passed, and that your response is now past due.

This delay is unreasonable and unacceptable. Therefore this appeal is submitted: That the above referenced FOIA request be processed immediately without further delay.

Respectfully,



Christopher Kortlander

Cc: Sandra S. Leach, Deputy State Director
Division of Resources, Planning and Fire
Bureau of Land Management – DOI
5001 Southgate Drive
Billings, MT 59101-4669

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Office of the Solicitor
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Attn: FOIA/Privacy Act Appeals Office