



November 24, 2009

Freedom of Information Officer  
NASA Headquarters  
300 E Street, SW, Room 9R35  
Washington, DC 20546  
e-mail: [foia@hq.nasa.gov](mailto:foia@hq.nasa.gov)

NASA Goddard Space Flight Center (GSFC)  
Greenbelt, Maryland 20771  
Joan Belt, GSFC FOIA Manager  
Email: [foia@gsfc.nasa.gov](mailto:foia@gsfc.nasa.gov)

**RE: NOTICE OF INTENT TO SUE, FOIA Request – "McIntyre/Hansen"**

**BY ELECTRONIC AND CERTIFIED MAIL**

Dear FOIA Officer,

Pursuant to our original Freedom of Information Request dated August 27, 2007, seeking documents relating to relating to the email(s) sent to James Hansen and/or Reto A. Ruedy from a Stephen (Steve) McIntyre – possibly but not necessarily using the address [stephen.mcintyre@utoronto.ca](mailto:stephen.mcintyre@utoronto.ca) – beginning on or about August 3, 2007 specifically mail calling their attention to an error(s) in NASA/GISS online temperature data, *inter alia*:

1) a) internal discussion of Mr. McIntyre's email and its contents, suggestion(s) and/or request(s) for correction of or otherwise changes to be made to the 2000-2006 annual mean, U.S. mean temperatures, which email was sent on or about August 3, 2007 (referencing the data set and correction *remarked upon* by GISS at <http://data.giss.nasa.gov/gistemp/graphs/>); and

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b) any and all related record(s), correspondence, memoranda, analysis, email or other communications citing or otherwise relating to such email(s), which were produced by or sent to NASA and/or GISS and any office(s) falling under NASA's supervision, responsibility and/or control; and

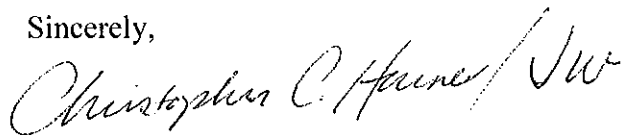
2) all internal communications citing or **addressing this Requesting Party's FOI Request dated August 24, 2007**, which addressed the above-cited correction;

We attach the original Request as sent in an email text and in Word document form for NASA/GISS convenience.

Due to these failures to comply with the FOI Act's requirements, CEI has prepared a Complaint seeking NASA/GISS's immediate compliance. We intend to file this by December 22, 2009 if by then NASA/GISS have not altered its refusal to comply.

Please provide any response and/or documents addressed to me and/or CEI General Counsel Sam Kazman by email ([CHorner@cei.org](mailto:CHorner@cei.org), [SKazman@cei.org](mailto:SKazman@cei.org)) and/or fax at 202.331.0640.

Sincerely,

A handwritten signature in black ink that reads "Christopher C. Horner" followed by a stylized flourish or initials.

Christopher C. Horner, Esq.

1899 L Street NW, Suite 1200  
Washington, DC 20036



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**RE: NOTICE OF INTENT TO SUE, FOIA Request – Temperature record correction**

**BY ELECTRONIC AND CERTIFIED MAIL**

Dear FOIA Officer,

Pursuant to our original Freedom of Information Request dated August 24, 2007, seeking documents relating to whether to correct certain records, how to do so, the impact or wisdom or potential (or real) fallout therefrom or reaction thereto, the propriety of maintaining certain described and relevant material on NASA/GISS websites, all involving the August 2007 correction by NASA/GISS of online temperature data for over 1200 US HCN stations and for their U.S. temperature history involving, *inter alia*:

1) a) the correction of or otherwise changes made to the 2000-2006 annual mean, U.S. mean temperatures, on or about August 7, 2007 (the data set and correction *remarked upon* by GISS at <http://data.giss.nasa.gov/gistemp/graphs/>); and

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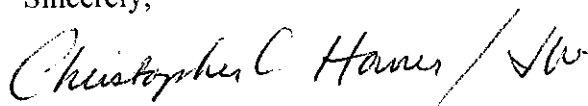
b) subsequent, related information appearing directly on or directly linked to through NASA/GISS websites citing or referencing this correction, including but not limited to the "A Light On Upstairs?" posting by GISS's James Hansen, at [http://www.columbia.edu/~jeh1/distro\\_Light\\_Upstairs\\_70810.pdf](http://www.columbia.edu/~jeh1/distro_Light_Upstairs_70810.pdf), to which NASA/GISS directly linked at <http://data.giss.nasa.gov/gistemp/graphs/>

We attach the original Request as sent in an email text and in Word document form for NASA/GISS convenience.

Due to these failures to comply with the FOI Act's requirements, CEI has prepared a Complaint seeking NASA/GISS's immediate compliance. We intend to file this by December 22, 2009 if by then NASA/GISS have not altered its refusal to comply.

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**RE: NOTICE OF INTENT TO SUE, FOIA Request – "Schmidt Blogging"**

**BY ELECTRONIC AND CERTIFIED MAIL**

Dear FOIA Officer,

Pursuant to our original Freedom of Information Request dated January 28, 2007, seeking documents relating to relating to the content, importance or propriety of posts or entries by GISS/NASA employee Gavin A. Schmidt on the weblog or "blog" <http://www.realclimate.org/>, alternately styled in correspondence as "RealClimate", "Real Climate", "RC", or "the blog"

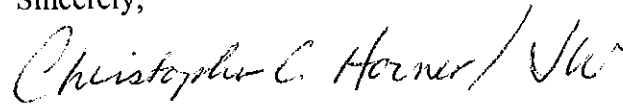
We attach the original Request as sent in an email text and in Word document form for NASA/GISS convenience.

Due to these failures to comply with the FOI Act's requirements, CEI has prepared a Complaint seeking NASA/GISS's immediate compliance. We intend to file this by December 22, 2009 if by then NASA/GISS have not altered its refusal to comply.

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Sincerely,

A handwritten signature in cursive script that reads "Christopher C. Horner / Esq." with a flourish at the end.

Christopher C. Horner, Esq.

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