



**U.S. Department
of Transportation**

Office of the Secretary
of Transportation

General Counsel

1200 New Jersey Ave., S.E.
Washington, DC 20590

May 27, 2016

Dave Maass
Electronic Frontier Foundation
815 Eddy Street
San Francisco, CA 94109

File No.: FY 2016-123

Dear Mr. Maass:

This is in response to your Freedom of Information Act (FOIA) request received electronically on February 5, 2016. You requested:

1. All agency records containing criteria or metrics for receiving a cash incentive under Section 6 of the Reducing Over-Classification Act from the period October 7, 2010 through February 1, 2016, including definitions or explanations or suggested definitions or explanations of the criteria or metrics for assessing “consistent and proper classification of information,” regardless of whether used or proposed by your agency.
2. Documents that show the number of cash incentives awarded, the amount and date for each cash incentive, and the total amount allocated for cash awards related to Section 6 of the Reducing Over-Classification Act for the period October 7, 2010 through February 1, 2016.
3. All documents describing the justification for each cash incentive awarded under the Reducing Over-Classification Act for the period October 7, 2010 through February 1, 2016.
4. All documents used to promote the Reducing Over-Classification Act cash incentive program to employees for the period October 7, 2010 through February 1, 2016.
5. All reports outlining, evaluating, or otherwise documenting the efficacy of cash incentive programs under Section 6 of the Reducing Over-Classification Act for the period October 7, 2010 through February 1, 2016.

A search in the program office that would most likely have the type of information you requested, found no responsive records. Therefore, we have no records.

I am the person responsible for this determination. If you are dissatisfied with this response, you may appeal to Judith S. Kaleta, Deputy General Counsel, U.S. Department of Transportation, 1200 New Jersey Ave., S.E., Washington, DC 20590. An appeal must be made in writing and be submitted within 30 days after you receive this determination. It should contain any information and arguments you wish to rely on, and the envelope in

which the appeal is sent should be prominently marked "FOIA Appeal." The Deputy General Counsel's determination will be administratively final.

Sincerely,

Jeffrey Davis

for Kathy Ray
FOIA Officer