

FEDERAL MINE SAFETY & HEALTH REVIEW COMMISSION
FY 2024 FOIA LOG

RECEIVED DATE	DISPOSAL DATE	INFORMATION REQUESTED	DISPOSITION	EXEMPTION, DESCRIPTION, & INFO. WITHHELD	TRACKING No.	FOIA PORTAL TRACKING No.
9/07/2022	10/06/2022 06/12/2023 09/26/2023 11/22/2023	All communications originating from former Chair Traynor regarding hiring records of certain Commission employees, disciplinary records of Commission employee, delegation of authority records, proposed nomination and confirmation records for Commissioner position, and referring or related to former Commission ALJ.	PARTIALLY GRANTED	Ex. 2, 5, 6	48	
7/14/2023	9/14/2023 1/03/2024	All emails mentioning extensive list of search terms with William Althen	PARTIALLY GRANTED	Ex. 2, 5, 6	38	783896
7/14/2023	1/03/2024	All emails mentioning extensive list of search terms with Timothy Baker	NOT PERFECTED		39	784051
9/14/2023	12/06/2023	Copies of all OGE Form 202 and OGE form 278e or 278-T generated since 1/1/2021	NO RESPONSIVE RECORDS IMPROPER FOIA REQUEST		56	851641
9/15/2023	1/18/2024 1/30/2024 1/30/2024 2/07/2024	Records identifying political appointees entering the agency from 1/20/2021 to present and elements of relevant personnel files.	PARTIALLY GRANTED	Ex. 6	57	853781
9/15/2023	11/08/2023	- Records detailing monthly occupancy or vacancy rates for FMSHRC's five largest buildings from 1/1/2020 – 12/31/2022 - Copies of all COVID-related agency telework policies from 1/2020- 4/1/2023	NO RESPONSIVE RECORDS PARTIALLY GRANTED	Exs. 2, 5 & 6	58	855976
9/15/2023	12/20/2023	List of all contracts or grants referred for OIG investigation or scrutiny due to fraud, waste or abuse since 2017	NO RESPONSIVE RECORDS		59	858111
9/15/2023	09/28/2023 11/08/2023	Copies of all internal FOIA processing and procedure policies between 2018 and present and list of 50 oldest pending FOIA requests	PARTIALLY GRANTED	Ex. 2	60	860651

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9/18/2023	11/08/2023	Records detailing FMSHRC's usage and retention policies for various internal communication platforms like Microsoft Teams since 2018	NO RESPONSIVE RECORDS		61	863651
9/18/2023	11/08/2023	All manuals or records regarding e-discovery as it relates to discovery during litigation since 2021	NO RESPONSIVE RECORDS		62	865201
9/19/2023	2/05/2024	Copies of records related to the I.G.'s investigation into alleged employee misconduct	PARTIALLY GRANTED	Exs. 5, 6, & 7	63	
10/02/2023	10/03/2023	Vulcan Materials Companies- List of All Pending/Filed/Disposed cases during third quarter for calendar 2022	GRANTED		1	
10/03/2023	10/03/2023	Report of all pending and closed dockets for listed companies during the third quarter for calendar year 2022	GRANTED		2	
10/23/2023	11/15/2023	-Lists or summaries of records requested 3 or more times are likely to become subject of subsequent requests under FOIA -Records necessary to a determination of whether frequently requested records have been made publicly available -Agency Policies or memorandums on tracking frequently requested records	PARTIALLY GRANTED	Ex. 5	3	908086
10/23/2023	11/15/2023	Memorandums or directives pertaining to gender identity, or the implementation of EO 1398: 'Preventing and Combating Discrimination on The Basis of Gender Identity or Sexual Orientation' from January 20, 2021 to present	NO RESPONSIVE RECORDS		4	910216
10/23/2023	12/05/2023	Records or lists pertaining to Sensitive Case Reports (SCRs), or analogous document inventories, which encompass comprehensive details concerning subjects, keywords, or areas of sensitivity pertaining to FOIA or Mandatory Declassification Review (MDR) requests, thereby facilitating the monitoring of FOIA	NO RESPONSIVE RECORDS		5	912336

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		or MDR requests that may be deemed sensitive or prone to garner media or congressional scrutiny				
10/25/2023	3/25/2024	A copy of the agency's intranet home page, a copy of the agency's intranet sitemap page (such as containing an internal reference of intranet pages or directories), and subsequently, a copy of each page connected to from the agency's intranet homepage	WITHDRAWN		6	916681
10/30/2023	10/30/2023	Data on total number of full time and part time FOIA employees and total number of employees employed by agency	IMPROPER FOIA REQUEST		7	922266
10/31/2023	11/3/2023	Agency policies, directives, and SOPs regarding human trafficking or counter human trafficking	NOT AN AGENCY RECORD		8	926831
11/06/2023	12/13/2023	Records regarding sole sourced contracts issued by the agency under 5 million dollars (USD), and the relied upon documentation and supplemental materials in awarding the sole source contracts - including, but not limited to: sole source justifications, approval paperwork and designated approving authority, any supplemental documentation in support of a sole source determination	NOT PERFECTED		9	935761
11/06/2023	12/13/2023	All contracts, agreements, policies, procedures, manuals, memorandums, memorandums of understanding (MOU's) or directives pertaining to unions or labor unions and the number of employees included in any labor contracts, agreements, or memorandums of understanding (MOU's)	NOT PERFECTED		10	937866
11/07/2023	11/07/2023	TR Hearing Transcript Rice v. Nally & Hamilton	WITHDRAWN		11	
11/07/2023	11/07/2023	Special Assessment Reviews for several orders and citations and exhibits for Cemex Construction Materials Florida, LLC, SE 2022-0185	NO RESPONSIVE RECORDS		12	

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11/10/2023	11/29/2023	All communications between political appointees employed or assigned to the agency and the Partnership for Public Service (Email Domain @ourpublicservice.org), and all agency memorandums, policies, directives, event flyers or descriptions, grants or contracts between the agency and the Partnership for Public Service, including all supporting or supplemental documents.	NO RESPONSIVE RECORDS		13	946481
11/13/2023	11/22/2023	Hearing Transcript Morton Salt and Quinn Norwood, CENT 2023-0135 et al.	GRANTED		14	
11/15/2023	11/16/2023	Hearing Transcript Rice v. Nally & Hamilton, KENT 2023-0014	NO RESPONSIVE RECORDS		15	951981
11/30/2023	12/05/2023	Hearing Transcript Sec'y o/b/o Kelser v. Peabody SE Mining, LLC, et al. SE 2024-0025	GRANTED		16	
12/01/2023	12/01/2023	Hearing Transcript Billy Cooper Stone, CENT 2023-0216	GRANTED		17	
12/09/2023	1/26/2024	Copies of all implementing directives, orders, memorandums, policies, guidance, or MOUs pertaining to Executive Order 14019: Promoting Access to Voting ; communications, contracts, or MOUs with 501c3's (non-profits), or other 501c entities that are non-governmental agencies; guidance, directives, memos, or legal opinions on Hatch Act obligations relevant implementation from March 7, 2021 to present	PARTIALY GRANTED	Exs. 5, 6	18	978926

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12/09/2023	12/13/2023	Looking for grants and sponsorships and scholarships	NOT AN AGENCY RECORD		19	979536
12/09/2023	2/13/2024	Copies of all implementing directives, orders, memos, policies, guidance, or MOUs pertaining to Executive Order 14052: Implementation of the Infrastructure Investment and Jobs Act. ; all directives, orders, memos, policies, guidance, or MOUs, or contracts pertaining to the Infrastructure Implementation Task Force, Justice40 Initiative, or mentioning 'environmental justice' from 11/15/ 2021 to present	NO RESPONSIVE RECORDS		20	980441
12/09/2023	2/15/2024 3/13/2024	Copies of all implementing directives, orders, memos, policies, guidance, or MOUs pertaining to Executive Order 14008: Tackling the Climate Crisis at Home and Abroad ; all directives, orders, memos, policies, guidance, MOUs or agency implementing instructions from January 27, 2021 to present	PARTIALY GRANTED	Exs. 5, 6	21	982256
12/14/2023	12/15/2023	Oral Argument Transcript Saldivar v. Grimes Rock WEST 2021-0178	GRANTED		22	
12/15/2023	12/18/2023	TR Hearing Transcript SOL o/b/o Hoover v MOSenecaMfr LLC dba American Tripoli, CENT 2024-0024	GRANTED		23	
12/21/2023	12/21/2023	Hearing Transcript Billy Cooper Stone CENT 2023-0216	GRANTED		24	
12/27/2023	1/03/2024	Hearing Transcript Morton Salt CENT 2023-0120	GRANTED		25	
1/02/2024	1/03/2024	Vulcan Materials Companies- List of All Pending/Filed/Disposed cases during calendar 2023	GRANTED		26	

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1/02/2024	1/03/2024	Report of all pending and closed dockets for listed companies for calendar year 2023	GRANTED		27	
1/02/2024	1/03/2024	Hearing Transcript Morton Salt CENT 2023-0009 ET AL	GRANTED		28	
1/03/2024	1/03/2024	Hearing Transcript Thunder Basin Coal Company LLC WEST 2023-0157	GRANTED		29	
1/10/2024	1/23/2024	Copy of all citations for conveyor belt line from 10/1/23 – 11/15/23 for	NO RESPONSIVE RECORDS		30	
1/29/2024	1/26/2024	All marketing materials created, implemented, or disseminated in support of implementing Executive Order 14019, including but not limited to print, advertising, social media, and other marketing materials and marketing activities; grants issued or pending in support of EO to any non-profit or commercial entity; records showing the number of voter registration or vote-by-mail ballot application forms distributed or received by the agency under EO; agency notes, meeting agendas, calendar invites, pre-read documents, memos, implementing plans or directives.	PARTIALY GRANTED	Exs. 5, 6	31	1036166
1/29/2024	1/29/2024	Records related to GLOMAR FOIA responses issued by the agency in 2023 from January 1, 2023 to December 31, 2023.	NO RESPONSIVE RECORDS		32	1041881
1/29/2024	3/25/2024	All training materials presented to agency employees or contractors between January 1, 2021 and present mentioning DEI, Transgender, Equity, or 'Pronouns.	PARTIALY GRANTED	Exs. 2, 4, 6	33	1044031

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1/29/2024	1/29/2024	All training materials presented to agency employees or contractors between January 1, 2021 and present mentioning DEI, Transgender, Equity, or 'Pronouns.	DUPLICATE		34	1044036
1/29/2024	1/29/2024	All direct messages sent or received through the agency's official social media accounts (such as Facebook and X (formerly Twitter) Accounts) from January 1, 2023, to the present.	NO RESPONSIVE RECORDS		35	1045796
1/29/2024	1/29/2024	All Equal Employment Opportunity (EEO) or administrative policies, instructions, memorandums, guidance, standard operating procedures, or procedural documents mentioning transgender, or gender affirming, or pronoun and usage from January 20, 2021 to the present.	NO RESPONSIVE RECORDS		36	1047651
1/29/2024	1/29/2024	A list of all new GS-15 or SES employees or appointees that have entered the agency in the last 7 months (from 1 July, 2023 to present), including name of the employee, title, office, official email, and official phone number.	NO RESPONSIVE RECORDS		37	1049406
1/29/2024	2/15/2024	Records showing vacancy or occupancy rates of the agency's largest building or headquarters building, by month (or days if available), for the year of 2023 (January 1, 2023 to December, 2023); and documents showing the number of full-time employees (FTE) subject or covered under Agency telework agreements as of 1 January 2024.	GRANTED	(Ex. 6 – info. Not within scope)	38	1051161
1/29/2024	4/11/2024	All legal opinions, policies, or authorities (such as NSM's, NSPM's, Execution Orders, Operations Orders,	NO RESPONSIVE RECORDS		39	1053371

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		Fragmentary Orders, etc.) mentioning 'commercially available information, CAI, publicly available information, PAI, advertising technology, or adtech., from January 1, 2018, to the present. (Also search Intelink or Sharepoint or the Agency's equivalent)				
2/06/2024	2/06/2024	Copy of Petition and Prehearing Order General Drilling Div. of Tri GE, LAKE 2023-283	GRANTED		40	
2/08/2024	2/15/2024	User guides, manuals, or instructional materials related to navigating and using the Federal Mine Safety and Health Review Commission's website.	NO RESPONSIVE RECORDS		41	1067041
2/09/2024	2/12/2024	Copy of Petition General Drilling Div. of Tri GE, KENT 2023-0139	IMPROPER REQUEST		42	
2/20/2024	2/28/2024	Hearing Transcript Warrior Met Coal SE 2023-0082/0083	GRANTED		43	
3/14/2024	3/20/2024	Commission Meeting Management Meeting Minutes/Notes for 1996-2000.	NO RESPONSIVE RECORDS		44	1113731
3/14/2024	4/11/2024	Current and previous position descriptions for Chair and Commissioners	NO RESPONSIVE RECORDS		45	1113726
3/20/2024	3/20/2024	Communications/talking points describing E.O. 14019, Promoting Access to Voting from 1/15/2021 – 4/12/2022	PARTIALY GRANTED	Ex. 2, 5, 6	46	
3/25/2024	PENDING	Complaints, disciplinary actions, human resources disputes, litigation notices, or settlements (or settlement negotiations) for or against any SES or GS-15 employees, or any appointees (including Schedule C or detailed Appointees) from 1/1/2022 to 3/25/2024			47	
4/1/2024	4/2/2024	Vulcan Materials Companies- List of All Pending/Filed/Disposed cases during first quarter for CY 2024	GRANTED		48	

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4/5/2024	4/8/2024	Pleadings, correspondence, decisions, orders and rulings, Kamin, LLC, SE 2023-0242/0243/0244	PARTIALLY GRANTED	Ex. 6	49	
4/9/2024	4/9/2024	List of all pending and disposed cases for listed companies during the first quarter for CY 2024	GRANTED		50	
4/16/2024	4/16/2024	MSHA Investigation File Kamin, LLC, SE 2023-0242/243/244	NO RESPONSIVE RECORDS		51	
4/16/2024	4/23/2024	Email correspondence of Assistant District Manager Kevin Hirsh containing any of the specific list of terms provided by requester	PARTIALY GRANTED	Ex. 6	52	
4/22/2024	5/2/2024	Hearing Transcript Peabody SE Mining, LLC, SE 2023-0065/0102	GRANTED		53	
4/26/2024	5/2/2024	Hearing Transcript Peabody SE Mining, LLC, SE 2023-0020/0060	GRANTED		54	
5/2/2024	5/2/2024	All records relating to any listening sessions concerning Executive Order (E.O.) 14019 from 1/20/21 to present	NO RESPONSIVE RECORDS		55	
5/6/2024	5/13/2024	Hearing Transcript Morton Salt, Inc. CENT 2023-0287	GRANTED		56	
5/7/2024	6/5/2024	Hearing Transcript Peabody North Gateway Mining LAKE 2023-0139	GRANTED		57	
5/13/2024	5/14/2024	Hearing Transcript Morton Salt, Inc. CENT 2023-0287	WITHDRAWN		58	
5/21/2024	5/21/2024	MSHA Citation form 2023 (all documents/ never received any formal paperwork in the mail or via email) MSHA 7000-1 Form- Update with the 2023 citation information	NO RESPONSIVE RECORDS		59	
5/31/2024	6/4/2024	Full case file CEMEX Construction Materials Florida, LLC SE 2022-0185	PARTIALY GRANTED	Ex., 5, 6	60	
6/4/2024	6/20/2024	All filings Iron Mountain Quarry	GRANTED		61	

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		WEST 2019-0082				
6/17/2024	6/25/2024	Records on Political Appointees entering agency since 1/1/2024	PARTIALY GRANTED		62	1263436
6/17/2024	6/20/2024	Records related to Glomar Responses since 1/1/2024	NO RESPONSIVE RECORDS		63	1265336
6/18/2024	6/20/2024	Information on sponsorships, grant directories, databases, and transcript resources	NO RESPONSIVE RECORDS		64	1267636
6/18/2024	6/20/2024	Information on sponsorships, grant directories, databases, and transcript resources	DUPLICATE		65	1268186
6/25/2024	6/25/2024	Hearing Transcript Certified Crane & Rigging CENT 2023-0264	GRANTED		66	
6/26/2024	PENDING	A current electronic list of all FMSHRC employees including Employee Full Name, Agency Name, Duty Station, Full Address Duty Station County, Work Email Address, and Job Title Salary			67	
7/1/2024	7/1/2024	List of all pending and disposed cases for listed companies during the second quarter for CY 2024	GRANTED		68	
7/1/2024	7/1/2024	Vulcan Materials Companies- List of All Pending/Filed/Disposed cases during second quarter for CY 2024	GRANTED		69	
7/10/2024	7/10/2024	Submitted citation contest through FOIA email, which did not contain actual request	IMPROPER REQUEST		70	
7/11/2024	7/11/2024	Hearing Transcript Sec'y o/b/o Hoover v. American Tripoli CENT 2024-0131	GRANTED		71	
7/16/2024	PENDING	All filings Mallery v. El Segundo Coal Co. CENT 2024-0106			72	
7/18/2024	7/18/2024	Hearing Transcript Palo v. United Steel Corp. LAKE 2023-0202-DM	GRANTED		73	