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To: [Federal Register Liaison](#)
Subject: FY2022 Proposed Reg Comments
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I wish to submit the following comments on the proposed OSC regulations.

1) The proposed FOIA regulations does not identify a fee category found in the FOIA statute: "all other requesters".

This is an important and unfortunate omission because that category has specific fee implications.

2) Proposed FOIA regulations 1820.4(d) and 1820.7(f) each inexplicably omit a key sentence found in the statute.

Multiple requests involving unrelated matters shall not be aggregated.

As it appears in the FOIA statute in Title 5 Section 552:

(iv) Each agency may promulgate regulations, pursuant to notice and receipt of public comment, providing for the aggregation of certain requests by the same requestor, or by a group of requestors acting in concert, if the agency reasonably believes that such requests actually constitute a single request, which would otherwise satisfy the unusual circumstances specified in this subparagraph, and the requests involve clearly related matters. Multiple requests involving unrelated matters shall not be aggregated.

Omitting this sentence included by Congress does not provide the most accurate regulation on this point and can cause actual problems.

3) The proposed regulations at 1820.7(a) contains a sentence which seems confusing in its current wording:

"In exceptional circumstances, OSC may charge fees after determining that unusual circumstances exist."

Sincerely,

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