



ASAP Annual Symposium and Training Conference  
December 7-8, 2011

William McGowan Theatre, National Archives and Records Administration - Washington, D.C.

***Doing More With Less*** – Revised Dec 5

*(Program qualifies for up to 10 privacy CPE credits)*

**DECEMBER 7, 2011 – WEDNESDAY**

- 7:30-8:05 am** Morning Refreshments and Registration - Theater Lobby-Visit with ASAP Sponsors!  
**8:05-8:15 am** Welcome, ASAP Announcements and Introductions – Anne Weismann, ASAP President
- 8:15-8:30 am** Opening Remarks – The Honorable David S. Ferriero, Archivist of the United States
- 8:35-9:15 am** Keynote Address – The Honorable Chief Judge Royce C. Lamberth
- 9:20-10:45 am** **Hot Trends in FOIA** – Who hears it first and most often? The agency FOIA Liaison, Justice’s Office of Information Policy and NARA’s Office of Government Information Services are the three places that have an ear to what’s happening in the world of FOIA requests. Be it through a problem, types of guidance that agencies are seeking, or requesters and agencies working through ombudsman services, it becomes apparent what FOIA trends are emerging. So what are the popular trends and how are they being handled, especially when everyone has less in resources. A panel of experts will identify the trends and discuss how they are being handled.  
- Carmen Mallon, Office of Information Policy, Department of Justice  
- Kirsten Mitchell, Office of Government Information Services, NARA  
- Sean Moulton, OMB Watch
- 10:45-11:00 am** Coffee Break - Theater Lobby - Visit with ASAP Sponsors!
- 11:00-12:15 pm** **Classification: To Be or Not to Be** – Agencies have been wrangling with classification and declassification for decades. Is it too much? Is it too little? What about erring on the side of caution? Some requesters have said for years that too much information is unnecessarily classified and that can also have devastating effects. The heat has been turned up with the criminal indictments and prosecutions for releasing some information that the government says is classified. And when the former director of the Information Security Oversight Office (ISOO) files a complaint alleging that an agency incorrectly classified a document that is now the basis for a prosecution, everyone is taking note.  
- **Moderator:** Liza Goitein, Brennan Center for Justice  
- Steve Aftergood, Project on Government Secrecy  
- John Fitzpatrick, Information Security Oversight Office  
- Marty Faga, Former Member, Public Interest Declassification Board
- 12:15-1:15 pm** Lunch – Adams/Washington/Madison Rooms - Visit with ASAP Sponsors!
- 1:15-2:30 pm** **The New News Media and Fees – Should the Fee Provisions of the FOIA be Overhauled?** — Just because the FOIA sets forth rules on fees and fee waivers, it's often a difficult call for FOIA Officers, especially as traditional media and on-line media become merged. A lively discussion of the difficulty of the process of making subjective fee determinations and any legislative fixes that could make this easier for both FOIA requesters and FOIA Professionals will be discussed.  
- **Moderator:** Jim Hogan, Department of Defense  
- Kathy Ray, Department of Transportation  
- Kevin Goldberg, Fletcher, Heald & Hildruth  
- Nate Jones, National Security Archive
- 2:30-2:45 pm** Coffee Break - Theater Lobby - Visit with ASAP Sponsors!
- 2:45-4:15 pm** **Records Management: Risk and Success Factors** - Transitioning from a paper-based world to digital information creates new opportunities for records management. The Executive Branch’s initiative on reforms and reporting will consider changes to existing laws and ask how technology can be leveraged to improve records management while making it cost-effective.  
- **Moderator:** Patrice McDermott, OpenTheGovernment.org  
- Anne Weismann, Citizens for Responsibility and Ethics in Washington  
- Jason R. Baron, National Archives and Records Administration
- 4:15 pm** Daily Program Ends – Please Return Evaluations

## **DECEMBER 8, 2011 – THURSDAY**

**7:30-8:25 am Morning Refreshments and Registration- Theater Lobby - Visit with ASAP Sponsors!**

**8:25-8:30 am Announcements and Introductions – Anne Weismann, ASAP President**

**8:30 – 9:45 am Turning Reading Rooms into 21<sup>st</sup> Century On-line Libraries** - FOIA Reading Rooms present both challenges and opportunities for the FOIA community. While some agencies still lag in creating effective Reading Rooms, other agencies have eliminated the need for certain types of FOIA requests by publishing certain records online. This panel will discuss lessons they have learned in creating online libraries that are excellent reference tools that not only enhance the productivity of FOIA Offices but better serve the public in their access to government records.

**- Moderator:** Michael Ravnitzky

- Sabrina Pacifici, LLRX.com and beSpecific.com

- Michael Morisy, MuckRock

- Wendell Cochran, American University

- Bruce Bailey, U.S. Access Board

**9:45-10:00 am Coffee Break - Theater Lobby -Visit with ASAP Sponsors!**

**10:00-11:30 am Best Practices in FOIA Processing** – Just because resources are dwindling, requests are not going away. A panel of those in working with helping agencies do more with less discuss various ways to keep backlogs down in the era of less government spending.

**- Moderator:** Fred Sadler, CIPP/G, Food and Drug Administration

- Jonathan Cantor, CIPP/G, Department of Commerce

- Bill Holzerland, CIPP/G, Consumer Financial Protection Bureau

- Scott Hodes, Scott A. Hodes, Attorney at Law

**11:30-1:00 pm Lunch – Adams/Washington/Madison Rooms - Visit with ASAP Sponsors!**

**12:30 pm ASAP General Membership Meeting – McGowan Theatre**

**1:00-2:15 pm Portals: If we Build it, They will Come!** - You may have heard of the FOIA portal project that Environmental Protection Agency is heading up. The plan is to develop a FOIA portal using the existing platform on which regulations.gov is operated. The portal will allow the public to submit and track a FOIA request and to search for and view the agency's response. For agencies, the portal will allow secure, online access to assign and refer records to other agencies for direct response or consultation, post responses online, and provide metrics for FOIA reporting. Come and learn more from those in the know!

**- Moderator:** Miriam Nisbet, Office of Government Information Services, NARA

- John Moses, Environmental Protection Agency

- Michael Morisy, MuckRock

- Gadi Dechter, Center for American Progress

**2:15 – 2:30 pm Coffee Break – Theater Lobby -Visit with ASAP Sponsors**

**2:30-3:45 pm Privacy Act Modernization for the Information Age Act** – On October 17, Senator Akaka introduced legislation to amend the Privacy Act of 1974. “The bill addresses issues raised by GAO, adds stronger privacy leadership at the Office of Management and Budget to ensure effective execution of the Privacy Act, and extends authority for privacy officers to investigate possible violations of privacy laws.”

- Evan Cash, Committee on Homeland Security and Governmental Affairs

- Charlene Wright Thomas, Department of State

- Ginger McCall, Electronic Privacy Information Center

**3:45 - 4:15 pm Wrap Up: Free Form Q&A – Don't leave with unanswered questions!**

**4:15 pm Closing Remarks, Evaluations and Certificates of Attendance**

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