# Chapter 9

## FOIA

### What is the policy behind FOIA?

### How do you request documents under the FOIA?

### What is the standard for judicial review of denials of FOIA requests?

### How does this support FOIA policy?

### When will the court defer to the agency in the review of FOIA requests?

### How is FOIA different from discovery?

### Why would you use FOIA instead of discovery?

### What does it mean to say that FOIA is about access to records and not to information?

#### How is this changing in the electronic world?

### If a document is covered by one of the nine exceptions, under what circumstances may the agency still release the document?

#### What is necessary to assure that a document will not be released under FOIA?

#### What is reverse FOIA? (*Chrysler* case)

#### What does Ex. Order 12600 require?

#### Why is this critical if a company wants to bring a reverse FOIA challenge?

### What is a *Glomar* response and why is it necessary?

## Sunshine Acts and Open Meetings

### What are Sunshine Acts?

### What are the critical functions for meetings that trigger the Sunshine Act?

### How do sanctions for violating the Sunshine/Open Meetings acts differ between the states and the federal government?