



# U.S. Chemical Safety and Hazard Investigation Board

## Office of General Counsel

### Memorandum

To: Board Members  
From: Christopher Warner   
Cc: Leadership Team  
Subject: Board Action Report – Notation Item 691  
Date: October 26, 2009

On March 30, 2009, the Board approved Notation Item 691, thereby:

- Authorizing the Chairperson to produce responsive documents by April 3, 2009 according to the request from the House Committee on Energy and Commerce and its Subcommittee on Oversight and Investigations, without specifically reviewing every responsive document for applicable privileges or other information sensitivity concerns and without specifically asserting potentially applicable privileges with respect to each document;
- Authorizing the Chairperson to, if the Chairperson deems it essential to do so in an exceptional instance, withhold particular responsive documents by specific assertion of applicable privileges, but only with prior notice to the Board;
- Authorizing the Chairperson to provide general notice to the Committee of sensitive information which may be contained in the CSB's response; and
- Authorizing the Chairperson to notify the Committee that the CSB response does not constitute a public disclosure of sensitive or privileged information or the waiver of any applicable privilege or exemption from public disclosure under applicable law.

### Voting Summary – Notation Item 691

**Disposition: APPROVED**

**Disposition date: March 30, 2009**

	Approve	Disapprove	Calendar	Not Participating	Date
J. Bresland	X				3/26/2009
G. Visscher	X				3/30/2009
W. Wark	X				3/30/2009
W. Wright	X				3/26/2009