



PROTECTED
106-03-2009-18

Mr. Terry O'Neill

SEP 16 2009

Dear Mr. O'Neill:

This letter is in response to your request made under the *Access to Information Act*:

“On Monday, June 22, Jennifer Lynch, chief commissioner of the Canadian Human Rights Commission, was quoted in the *National Post* on the subject of the number and nature of critics of the CHRC. Specifically, in reference to the criticism found on the Web and in the mainstream media, she is quoted as saying: **‘I have a file. I’m sure I have 12,00, certainly several hundred of these things’.**”

.....consider this letter ... to be my formal request for a copy of that file – a file which I presume will contain clippings and printouts of the criticisms by Ms. Lynch.

Furthermore, I request copies of any notes, memos or correspondence that Ms Lynch or anyone else in the CHRC may have written that is either directly on any of the clippings or printouts, appended to any of the clippings or printouts, or placed in the aforementioned file ”.

Attached you will find a list of the contents of the file which forms part of your request. This list is provided in an effort to assist you pending release of the requested file records. We have now completed our consultations regarding our ability to release the media articles that form the requested file, but are not yet in a position to release those records.

In order to provide you with access to the information you have requested in the last paragraph of your request, we have conducted an assessment of fees. To search for the records which may satisfy the request for “any notes memos or correspondence ...that... anyone else in the CHRC may have written... on any of the clippings or printouts” will require the searching of the records of all of those within the CHRC who may reasonably have such records. Further, such a search will have to be of an extensive nature, given that the records you request may be contained in a large number of files because the clippings or print outs cover a variety of topics.

Please be advised that in order for the Commission to process this part of your request, a search fee totaling \$62,840 is required. Your request is now on hold until a deposit of 50% or \$31,420 is received. Details of how this fee was arrived at follows.

FEE DETAILS			
ACTION	ITEM	DESCRIPTION	TOTAL
E-mail search	Current mailbox	1000 searches with 1st keyword 0.5 minutes per search	1500 minutes
		1000 searches with 2nd keyword 0.5 minutes per search	
		1000 searches with 3rd keyword 0.5 minutes per search	
	Archives	1000 searches with 1st keyword 0.5 minutes per search 1000 searches with 2nd keyword 0.5 minutes per search 1000 searches with 3rd keyword 0.5 minutes per search	1500 minutes
	Printing	10 minutes	10 minutes
Electronic Records Management System search	Profile search	1000 searches with 3 keywords 0.5 minutes per search (system allows for searches with several keywords at one time)	500 minutes
	Printing	10 minutes	10 minutes
Other	Typing/use of Mouse	30 minutes	30 minutes
Reading	Determine relevancy of the documents found	200 pages 1 minute per page	200 minutes
Sub-total			3750 minutes
Total hours (based on 1 employee)			62.50 hours

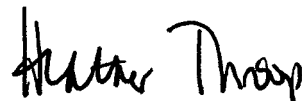
FEE CALCULATIONS			
HOURS	Number of employees reasonably expected to perform the search	DESCRIPTION	TOTAL
62.5	100	62.5 x 100	6250 hours
34.0	one time search (to review the media clippings of 2026 pages so that 3 words can be found in each article to perform the searches	2026 pages X 1 minute per page	34 hours (one time)
Sub-total			6284 hours
TOTAL	ATIA search fees are \$10 per hour = 6284 hrs X \$10		\$62,840

Another option which you may wish to consider would be to narrow the scope of the last paragraph of your request. Should you do so, the search requirements would be adjusted accordingly, as would the potential fee.

Please be advised that you may complain to the Information Commissioner, concerning the processing of your request, within sixty days of the receipt of this notice. In the event you decide to avail yourself of this right, your notice of complaint should be addressed to: The Office of the Information Commissioner of Canada, Place de Ville, Tower B, 112 Kent Street, 22nd floor, Ottawa, Ontario K1A 1H3.

Should you have any questions or concerns regarding your request, please do not hesitate to contact Ginette Bastien, Coordinator, Access to Information and Privacy at 1-888-214-1090 or 613-943-8950.

Yours sincerely,



Heather Throop
 Director General
 Corporate Management Branch

Enclosures: List

c.c. The Office of the Information Commissioner