



Office of the Chief
Records Officer for the
U.S. Government

Sent Via Email. No Hard Copy to Follow.

September 27, 2022

Kim Tart
Department of Veterans Affairs
810 Vermont Ave, NW
Enterprise Records Service (005R1B)
Washington, DC 20420
kim.tart@va.gov

Dear Kim Tart,

The National Archives and Records Administration (NARA) has been notified of a potential unauthorized disposition of records at the Department of Veterans Affairs (VA). A member of the public has alleged that a staff member from the Office of the General Counsel improperly destroyed messages relating to an open Equal Employment Opportunity Commission (EEOC) discovery case.

In accordance with 36 CFR 1230.14(a), NARA requests that VA respond within 30 calendar days to this allegation. If it is determined that an unauthorized disposition of records has occurred, the response should include the following information:

- A complete description of the records with volume and dates if known;
- The office maintaining the records;
- A statement of the exact circumstances surrounding the removal, defacing, alteration, or destruction of records;
- A statement of the safeguards established to prevent further loss of documentation; and
- Details of the actions taken to salvage, retrieve, or reconstruct the records.

If it is determined that there has been no unauthorized disposition, please provide us with sufficient documentation to support that finding. I appreciate your attention to this matter. If you have any questions or wish to discuss further, please contact me at laurence.brewer@nara.gov.

Sincerely,

A handwritten signature in blue ink that reads "Laurence R. Brewer". The signature is written in a cursive style with a large initial 'L' and 'B'.

LAURENCE BREWER
Chief Records Officer
for the U.S. Government



Office of the Chief
Records Officer for the
U.S. Government

Sent Via Email. No Hard Copy to Follow.

January 4, 2023

Kim Tart

Department of Veterans Affairs

810 Vermont Ave, NW

Enterprise Records Service (005R1B)

Washington, DC 20420

kim.tart@va.gov

Dear Kim Tart,

The National Archives and Records Administration (NARA) acknowledges receipt of the Department of Veterans Affairs' (VA) report regarding an alleged unauthorized disposition of text messages relating to an open Equal Employment Opportunity Commission (EEOC) discovery case.

We understand that an inquiry was made and no evidence was found to suggest that any records were destroyed and that all text messages relating to EEOC discovery cases are retained by VA's Office of Information and Technology (OIT). We further understand that since no evidence was found to suggest that records were destroyed, VA believes the reporting requirements as set forth in 36 CFR 1230.14(a)(3)(4) and(5) are not applicable.

Based on this information, NARA is satisfied with the actions VA has taken and considers this matter closed. If you have any questions regarding this matter, please contact me at laurence.brewer@nara.gov.

Sincerely,

A handwritten signature in blue ink that reads "Laurence V. Brewer". The signature is written in a cursive style with a large initial 'L' and a distinct 'V'.

LAURENCE BREWER
Chief Records Officer
for the U.S. Government