

VILLAGE: Keep original and provide copy of both sides, along with Public Summary, to requestor at no charge.

VILLAGE OF MICHIANA, BERRIEN County
4000 Cherokee
Michiana, Michigan 49117
Phone: 269-469-4600

Fee Appeal Form

FOIA Appeal Form—To Appeal an Excess Fee
Michigan Freedom of Information Act, Public Act 442 of 1976, MCL 15.231, *et seq.*

Request No.: _____ **Date Received:** _____ Check if received via: Email Fax Other Electronic Method
Date of This Notice: _____ **Date delivered to junk/spam folder:** _____
(Please Print or Type) **Date discovered in junk/spam folder:** _____

Name	Phone
Firm/Organization	Fax
Street	Email
City	State Zip

Request for: Copy Certified copy Record inspection Subscription to record issued on regular basis
Delivery Method: Will pick up Will make own copies onsite Mail to address above Email to address above
 Deliver on digital media provided by the VILLAGE: _____

Record(s) You Requested: *(Listed here or see attached copy of original request)* _____

Reason(s) for Appeal:

The appeal must specifically identify how the required fee(s) exceed the amount permitted. You may use this form or attach additional sheets:

Requestor's Signature: _____ **Date:** _____

VILLAGE Response:

The VILLAGE must provide a response within 10 business days after receiving this appeal, including a determination or taking one 10-day extension.

VILLAGE Extension: We are extending the date to respond to your FOIA fee appeal for no more than 10 business days, until _____
(month, day, year). Only one extension may be taken per FOIA appeal.

Unusual circumstances warranting extension: _____

If you have any questions regarding this extension, contact: _____

VILLAGE Determination: Fee Waived Fee Reduced Fee Upheld

Written basis for VILLAGE determination: _____

Notice of Requestor's Right to Seek Judicial Review

You are entitled under Section 10a of the Michigan Freedom of Information Act, MCL 15.240a, to appeal a FOIA fee that you believe exceeds the amount permitted under the VILLAGE's written Procedures and Guidelines to the VILLAGE board or to commence an action in the Circuit Court for a fee reduction within 45 days after receiving the notice of the required fee or a determination of an appeal to the VILLAGE board. If a civil action is commenced in court, the VILLAGE is not obligated to compete processing the request until the court resolves the fee dispute. If the court determines that the VILLAGE required a fee that exceeded the permitted amount, the court shall reduce the fee to a permissible amount. (See back of this form for additional information on your rights.)

Signature of FOIA Coordinator: _____ **Date:** _____