



U.S. Department  
of Transportation  
**Federal Aviation  
Administration**

System Operations Services  
600 Independence Avenue, SW.  
Washington, DC 20597

SEP 02 2015

Mr. Nathan Freed Wessler  
American Civil Liberties Union Foundation  
125 Broad Street, 18<sup>th</sup> floor  
New York, NY 10004

Dear Mr. Wessler:

This letter responds to your Freedom of Information Act (FOIA) request, 2015-005852, dated May 6. Your request sought flight plans and registration records for various aircraft. Aircraft registration records are maintained by the Federal Aviation Administration (FAA) Aircraft Registry and they will respond to you under separate cover.

With respect to flight plans, the FAA does not have any responsive records. Flight plans are no longer filed with FAA. Since 2005 pilots have filed flight plans with Lockheed Martin, a third party contractor. As such, flight plans are not agency records and, therefore, not subject to the FOIA.

If you owe fees for the processing of this request, an invoice containing the amount due and payment instructions will be enclosed with this letter.

The undersigned is responsible for this no records determination. Should you consider this a denial of your request, you may request reconsideration by writing to the Assistant Administrator for Finance and Management (AFN-140), Federal Aviation Administration, 800 Independence Avenue, SW, Washington, DC 20591 or through electronic mail at: [FOIA-Appeals@faa.gov](mailto:FOIA-Appeals@faa.gov). Your request for reconsideration must be made in writing within 45 days from the date that the initial determination was made and must include all information and arguments relied upon. Your appeal must also state that it is an "appeal" from the above described denial of a request made under the FOIA. The envelope containing the appeal should be marked "FOIA".

Sincerely,

*for* Daniel E. Smiley  
Acting Vice President, System Operations Services  
Air Traffic Organization