



Home Office

**Information Access Team
Information Management Service
Financial & Commercial Group**

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Mr. Pete John
request-25167-933b0ce9@whatdotheyknow.com

Case Ref: **CR13651**
Date: **28th January 2010**

Dear Mr. John,

I write in response to your Freedom of Information Act request submitted to the Home Office on the 30th December 2009 in which you asked for information concerning the second phase of the European Commission Infringement case 64/08/INSO.

We have considered your request and we deem it to be vexatious when considered in conjunction with the previous requests you have submitted regarding Phorm, 121 Media, BT, Virgin Media and Deep Packet Inspection. Section 14(1) of the Act provides that the Home Office is not obliged to comply with a request for information of this nature. We have decided that this request is vexatious because it meets with the criteria laid out by the Information Commissioner's Office. A copy of this guidance can be viewed here –

http://www.ico.gov.uk/upload/documents/library/freedom_of_information/detailed_specialist_guides/awareness_guidance_22_vexatious_and_repeated_requests_final.pdf

If you are dissatisfied with this response you may request an independent internal review of our handling of your request by submitting a complaint within two months to the address below, quoting the case reference number above.

*Information Access Team
Home Office
Ground Floor, Seacole Building
2 Marsham Street
London
SW1P 4DF*

Alternatively, you can email: info.access@homeoffice.gsi.gov.uk

As part of any internal review the Department's handling of your information request will be reassessed by staff who were not involved in providing you with this response. If you remain dissatisfied after this internal review, you would have a right

of complaint to the Information Commissioner as established by section 50 of the Freedom of Information Act.

Please also note that, should we consider that any future requests on this topic to also be vexatious, we will not respond to them.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'I. Lister', written in a cursive style.

Ian Lister
Information Access Consultant
Information Access Team