

## **Inventory Submission and Appeal Process**

The Office of Management and Budget (OMB) will review the United States Department of Agriculture (USDA) FAIR Act Inventory submission and consult with agency officials concerning the inventory content. After the review, consultation, and approval by OMB each agency shall provide public access to its FAIR Act Inventory. OMB will publish a notice in the Federal Register notifying interested parties that the inventory is available to the public.

Under Section 3 of the FAIR Act (31 U.S.C. Section 501), an agency's decision to include or exclude a particular activity from the commercial activities inventory is subject to administrative challenge and possible appeal by an interested party. An interested party may submit a challenge to an executive agency within 30 working days after publication of OMB's notice stating that the inventory is available. USDA agencies that receive a challenge to their inventory will have 28 working days from receipt of the challenge to respond. The component Agency Head or Staff Office Director receiving the challenge must provide a response to the interested party. The response must be in writing and contain the agency's decision and a discussion of the rationale for that decision.

Responding USDA agencies will provide a copy of all challenges received along with their responses to Ava Lee, Director, Planning and Accountability Division. Ms. Lee can be reached by telephone at

(202) 720-1179 or by facsimile at (202) 690-3561.

Interested parties may appeal an adverse decision to an initial challenge within 10 working days after receipt. All appeals must be sent to:

Mr. Charles R. Christopherson, Jr.  
Chief Financial Officer  
United States Department of Agriculture  
Room 143-W, Jamie L. Whitten Federal Building  
1400 Independence Ave. SW  
Washington, DC 20250

Mr. Christopherson can be reached by facsimile at (202) 720-9997 and by electronic mail at [chuck.christopherson@usda.gov](mailto:chuck.christopherson@usda.gov).