

07 August 2017

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By email

Dear [REDACTED]

### **Request under the Freedom of Information Act 2000 (the “FOI Act”)**

We refer to your email of 10 July 2017 in which you requested information under the FOI Act. Since 1 April 2016, Monitor and the NHS TDA have been operating as an integrated organisation known as NHS Improvement. For the purposes of this decision, NHS Improvement means Monitor and the NHS TDA.

### **Your request**

You made the following request:

“All electronic correspondence between Ed Smith, and/or his office and Larry Renfro (Optum) and Stephen Hemsley (UnitedHealth), and /or their offices, from 1 August 2016 to 1 April 2017.”

### **Decision**

NHS Improvement holds no such information in relation to Mr Hemsley or his office.

NHS Improvement holds some information in relation to Mr Renco/his office and, subject to redactions made under section of the FOI Act (for which see below), has decided to release that information. The redacted documents are attached.

### **Section 40-personal information**

The redacted information is being withheld from disclosure under section 40(2) of the FOI Act on the grounds that it is personal data and that the first condition of section 40(3)(a) is satisfied, namely that disclosure would amount to a breach of the data protection principles (personal data should be processed fairly and lawfully).

This is an absolute exemption and consideration of the public interest in disclosure is not required.

## **Review rights**

If you consider that your request for information has not been properly handled or if you are otherwise dissatisfied with the outcome of your request, you can try to resolve this informally with the person who dealt with your request. If you remain dissatisfied, you may seek an internal review within NHS Improvement of the issue or the decision. A senior member of NHS Improvement's staff, who has not previously been involved with your request, will undertake that review.

If you are dissatisfied with the outcome of any internal review, you may complain to the Information Commissioner for a decision on whether your request for information has been dealt with in accordance with the FOI Act.

A request for an internal review should be submitted in writing to FOI Request Reviews, NHS Improvement, Wellington House, 133-155 Waterloo Road, London SE1 8UG or by email to [nhsi.foi@nhs.net](mailto:nhsi.foi@nhs.net).

## **Publication**

Please note that this letter will shortly be published on our website. This is because information disclosed in accordance with the FOI Act is disclosed to the public at large. We will, of course, remove your personal information (e.g. your name and contact details) from the version of the letter published on our website to protect your personal information from general disclosure.

Yours sincerely

## **NHS Improvement**

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