
From: FOIA <FOIA@fec.gov>
Date: Wednesday, July 15, 2020 at 7:12 AM
To: FOIA <foia@americanoversight.org>
Subject: RE: Your Freedom of Information Act Request to the Federal Election Commission FOIA (2020-066)

EXTERNAL SENDER

Dear Mr. Evers,

This email is in response to the request you filed for information under the Freedom of Information Act (FOIA) received by the Federal Election Commission's (FEC) FOIA Requester Service Center on May 4, 2020. Specifically, you requested:

[C]omplaints filed with the FEC by any representatives or employees of the White House or of President Trump's campaign concerning the conduct of any candidate or candidates running for election or reelection to any federal office in November 2020 (including candidates in primary elections seeking a party's nomination for a candidacy in the November 2020 election).

To the extent that the records you requested concern an ongoing FEC enforcement matter, we can neither confirm nor deny that any such records exist. To protect the interests of those involved in the Agency's enforcement process, the Federal Election Campaign Act (FECA) requires that any Commission action on an enforcement matter be kept confidential until the case is resolved. See 52 U.S.C. § 30109(a)(12). Therefore, records concerning an open enforcement matter are exempt from disclosure under FOIA Exemption 3(A) pursuant to section 30109(a)(12)(A) of the FECA. FOIA Exemption 3(A) protects from disclosure information that is specifically exempted from disclosure by statute. 5 U.S.C. § 552(b)(3)(A). Accordingly, your FOIA request has been denied.

You may contact our FOIA Public Liaison, Christine McClarin at (202) 694-1485, for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

You may appeal any adverse FOIA determination. Any such appeal must be filed in writing and should follow the guidelines set forth in 11 C.F.R. § 4.8. If you have any questions, please contact the FOIA Requester Service Center at FOIA@fec.gov, or (202) 694-1650.

Sincerely,
R. Sabra Jafarzadeh
FOIA Service Center

From: FOIA

Sent: Monday, May 04, 2020 7:33 AM

To: FOIA <foia@americanoversight.org>

Subject: Your Freedom of Information Act Request to the Federal Election Commission FOIA (2020-066)

VIA ELECTRONIC MAIL

Re: Your Freedom of Information Act Request to the Federal Election Commission FOIA (2020-066)

Dear Mr. Evers,

This email acknowledges receipt of your Freedom of Information Act (FOIA) request dated May 1, 2020. Specifically, you requested the following:

“Any complaints filed with the FEC by any representatives or employees of the White House or of President Trump’s campaign concerning the conduct of any candidate or candidates running for election or reelection to any federal office in November 2020 (including candidates in primary elections seeking a party’s nomination for a candidacy in the November 2020 election).”

We received your request on May 4, 2020.

We will soon be initiating our search for records responsive to your request. If we determine that you have requested a voluminous amount of records that require extensive searching and examination, we will contact you to discuss your willingness to modify your request.

Any questions regarding the status of this request should be directed to our office at foia@fec.gov or 202-694-1650. Please cite the following unique tracking number in all future correspondence regarding this matter: FOIA Request 2020-064.

Thank you for contacting the Federal Election Commission.

Sincerely,

Christopher Mealy
FEC FOIA Requester Service Center