



U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

VIA Electronic Mail

November 3, 2020

Mr. Austin Evers
American Oversight
Suite B255
1030 15th Street NW
Washington, DC 20005
foia@americanoversight.org

Request No. CRM-301491280

Dear Mr. Evers:

This responds to your Freedom of Information Act request dated October 5, 2020, seeking copies of all texts and emails concerning agency business sent since February 14, 2019, by the Criminal Division's current Acting Assistant Attorney General, Brian Rabbitt.

In the absence of a topic for your request and/or a more limited timeframe, your request is not reasonably described as required by the FOIA. If you would like to discuss reformulation of your request, you may contact this Office.

Furthermore, I note that your organization has submitted several FOIA requests to the Criminal Division that seek records of Acting Assistant Attorney General Brian Rabbitt, which identify specific topics or further identify the nature of responsive records you seek. For example, CRM-30144992, seeks emails between Criminal Division employees and seven specific third parties; CRM-301450023, seeks records containing 48 specific key terms; and CRM-301491180, seeks records containing certain key terms relating to the Middle District of Pennsylvania and election offenses. As such, your current request is at least partially duplicative of numerous prior requests your organization has submitted to this Office and records are likely to be processed in response to other FOIA requests from your organization.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552 (2018). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You may contact our FOIA Public Liaison at the (202) 616-0307 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, Room 2510, 8601 Adelphi Road, 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.

If you are not satisfied with the Criminal Division's determination in response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, 441 G Street, NW, 6th Floor, Washington, D.C. 20530, or you may submit an appeal through OIP's FOIA STAR portal by creating an account on the following website: <https://foiastar.doj.gov>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,



Amanda Marchand Jones
Chief
FOIA/PA Unit