

U.S. DEPARTMENT OF LABOR

**OFFICE OF THE SECRETARY
WASHINGTON, D.C.
20210**

December 4, 2020

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

RE: American Oversight v. Department of Labor, 20-cv-00563-JEB

Dear Mr. Evers:

Enclosed please find the Office of the Secretary's ("OSEC") second response to your original FOIA request number 885094 in which you requested the following:

All communications (including emails, email attachments, calendar invitations, and attachments thereto) between (a) the following specified officials serving in the White House Office and (b) the following specified agency officials:

A. Specified White House Office Officials

- i. Stephen Miller (including but not limited to the email address stephen.miller@who.eop.gov)
- ii. Robert Gabriel (including but not limited to the email address robert.gabriel@who.eop.gov)
- iii. Jennifer Cytryn (including but not limited to the email address jennifer.cytryn@who.eop.gov)
- iv. McLaurine Klingler (including but not limited to the email address mclaurine.klingler@who.eop.gov)

B. Specified Agency Officials

- i. Eugene Scalia, Secretary
- ii. Alex Acosta, Former Secretary
- iii. Patrick Pizzella, Deputy Secretary and Former Acting Secretary
- iv. Anyone serving as Chief of Staff, including Nicholas Geale, Wayne Palmer, and Rachel Mondl
- v. Molly Conway, former Chief of Staff, Deputy Chief of Staff, and Acting Assistant Secretary for Congressional and Intergovernmental Affairs
- vi. Paul Ray, Former Counselor
- vii. Bob Bozzuto, Assistant Secretary of Public Affairs
- viii. Eric Holland, Deputy Assistant Secretary of Public Affairs
- ix. Jonathan Berry, Principal Deputy Assistant Secretary
- x. Joseph Wheeler, Deputy Assistant Secretary for Congressional and Intergovernmental Affairs

In response to your request, OSEC has reviewed the remaining 25 pages containing responsive information and determined that portions of the records are protected by 5 USC § 552 (b)(5), which permits the withholding of records reflecting advisory opinions, recommendations and deliberations pursuant to the deliberative process privilege. Information has also been withheld pursuant to the presidential communication privilege, which protects communications involving or viewed by the President. It also protects communications made by presidential advisers in the course of preparing advice for the President. Portions of the records are also protected by 5 USC § 552 (b)(6), which permits the withholding of personnel, medical and similar files when disclosure of such information would constitute a clearly unwarranted invasion of personal privacy.

Please direct any questions or concerns regarding this response to Kuntal Cholera, The Department of Justice, at Kuntal.Cholera@usdoj.gov.

Sincerely,

Thomas DeBusk

Thomas DeBusk
Director, Management Support Services

Enclosures

cc: Rita F. Sono Palmer, DOL-SOL-MALS

From: [Miller, Stephen EOP/WHO](#)
To: [Bremberg, Andrew P. EOP/WHO](#); [RA Acosta](#); [Short, Marc T. EOP/WHO](#); [Dearborn, Rick A. EOP/WHO](#)
Subject: (b) (5)
Date: Thursday, September 14, 2017 11:14:30 AM

(b) (5)

(b) (5)

Sono Palmer, Rita F - SOL

Subject: Call RE: (b) (5)
Location: Dial-in Info Below

Start: Fri 3/16/2018 6:00 PM
End: Fri 3/16/2018 6:30 PM
Show Time As: Tentative

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: Cytryn, Jen B. EOP/WHO

Sono Palmer, Rita F - SOL

Subject: Call RE: (b) (5)
Location: Dial-in Info Below

Start: Fri 3/16/2018 6:00 PM
End: Fri 3/16/2018 6:30 PM
Show Time As: Tentative

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: Cytryn, Jen B. EOP/WHO

Dial-In Information:

Host (Stephen Miller) Dial-In: (b) (6)
Leader (Stephen Miller) Code: (b) (6)

Participant Dial-In: (b) (6)
Participant Code: (b) (6)

Confirmed Participants:

Stephen Miller
Theo Wold, DPC
Ryan Canfield, OLA
Joseph Lai, OLA
Paul Ray, DOL
Director Lee Cissna, DHS USCIS
Courtney Temple, Legislative Director, Sen. Tillis
Jonathan Burks, COS Speaker Ryan
Austin Smythe, Speaker Ryan
Casey Higgins, Speaker Ryan

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Subject: Here's the phone #
Date: Friday, March 16, 2018 7:33:49 PM
Importance: High

(b) (6)

(b) (6)

Let me know if you have trouble reaching her.

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Date: Friday, March 16, 2018 8:17:33 PM

(b) (5)

Sent from my iPhone

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Date: Sunday, March 11, 2018 4:38:40 PM

Any updates?

Sent from my iPhone

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Date: Saturday, March 10, 2018 12:47:32 PM

Let me know if you can chat.

Sent from my iPhone

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Date: Thursday, May 23, 2019 2:04:17 PM

(b) (5)

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Subject: (b) (5)
Date: Friday, March 16, 2018 7:28:31 PM
Importance: High

(b) (5)

(b) (5)

From: [Klingler, McLaurine E. EOP/WHO](#)
To: [Martin, John R - ETA](#); [Whetstone, Trevor D. EOP/WHO](#); [Bash, Zina G. EOP/WHO](#); [Zadrozny, John A. EOP/WHO](#); [Cutrona, Danielle \(OAG\)](#); [Schlapp, Mercedes V. EOP/WHO](#); [Winfree, Paul L. EOP/WHO](#); [Ray, Paul J - OSEC](#); [Bossert, Thomas EOP/WHO](#); [Bremberg, Andrew P. EOP/WHO](#); [Miller, Stephen EOP/WHO](#); [Hunt, Jody \(OAG\)](#); [Short, Marc T. EOP/WHO](#); [Hicks, Hope C. EOP/WHO](#); [Sanders, Sarah H. EOP/WHO](#); [McGahn, Donald F. EOP/WHO](#); [\(b\) \(6\)](#); [Wolf, Chad](#); [Kelly, John F. EOP/WHO](#); [Nielsen, Kirstien M. EOP/WHO](#); [\(b\) \(6\)](#); [\(b\) \(6\) gov](#); [Porter, Robert R. EOP/WHO](#); [Hassett, Kevin A. EOP/CEA](#); [Kraninger, Kathleen L. EOP/OMB](#); [Hamilton, Gene](#); [Walk, John EOP/WHO](#); [\(b\) \(6\)](#); [Frideres, Taryn F](#); [Wolf, Chad](#)
Subject: [\(b\) \(5\)](#)
Date: Friday, September 29, 2017 7:39:14 PM
Attachments: [\(b\) \(5\)](#)

Team,

[\(b\) \(5\)](#)

Please reach out with any questions. Have a nice weekend.

Thanks,

McLaurine Klingler

From: [Gabriel, Robert EOP/WHO](#)
To: [Klingler, McLaurine E. EOP/WHO](#); [Martin, John R - ETA](#); [Whetstone, Trevor D. EOP/WHO](#); [Bash, Zina G. EOP/WHO](#); [Zadrozny, John A. EOP/WHO](#); [Cutrona, Danielle \(OAG\)](#); [Schlapp, Mercedes V. EOP/WHO](#); [Winfrey, Paul L. EOP/WHO](#); [Ray, Paul J - OSEC](#); [Bossert, Thomas EOP/WHO](#); [Bremberg, Andrew P. EOP/WHO](#); [Miller, Stephen EOP/WHO](#); [Hunt, Jody \(OAG\)](#); [Short, Marc T. EOP/WHO](#); [Hicks, Hope C. EOP/WHO](#); [Sanders, Sarah H. EOP/WHO](#); [McGahn, Donald F. EOP/WHO](#); [\(b\) \(6\)](#); [Wolf, Chad](#); [Kelly, John F. EOP/WHO](#); [Nielsen, Kirstjen M. EOP/WHO](#); [\(b\) \(6\)](#); [Porter, Robert R. EOP/WHO](#); [Hassett, Kevin A. EOP/CEA](#); [Kraninger, Kathleen L. EOP/OMB](#); [Hamilton, Gene](#); [Walk, John EOP/WHO](#); [\(b\) \(6\)](#) gov; [Frideres, Taryn F](#); [Wolf, Chad](#); [Veprek, Andrew M. EOP/WHO](#); [Walk, John EOP/WHO](#); [Tomasulo, Gary L. EOP/NSC](#)
Subject: [\(b\) \(5\)](#)
Date: Monday, October 2, 2017 7:31:59 PM
Attachments: [\(b\) \(5\)](#)

Team,

[\(b\) \(5\)](#)

Please reach out with any questions.

Thanks,

Robert Gabriel

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Subject: Re:
Date: Sunday, March 11, 2018 7:59:39 PM

Circling back

Sent from my iPhone

> On Mar 11, 2018, at 4:38 PM, Miller, Stephen EOP/WHO (b) (6) wrote:
>
> Any updates?
>
> Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re: Here's the phone #
Date: Friday, March 16, 2018 7:44:58 PM

(b) (5)

On: 16 March 2018 19:34, "Miller, Stephen EOP/WHO" (b) (6) wrote:

(b) (5)

From: Miller, Stephen EOP/WHO
Sent: Friday, March 16, 2018 7:34 PM
To: 'RA Acosta' (b) (6)
Subject: Here's the phone #
Importance: High

(b) (6)

(b) (6)

Let me know if you have trouble reaching her.

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Subject: RE: Re:
Date: Saturday, March 10, 2018 3:48:20 PM

(b) (5)

From: RA Acosta (b) (6)
Sent: Saturday, March 10, 2018 3:48 PM
To: Miller, Stephen EOP/WHO (b) (6)
Subject: Re:

(b) (5)

On: 10 March 2018 12:47, "Miller, Stephen EOP/WHO" (b) (6)
wrote:
Let me know if you can chat.

Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Sunday, March 11, 2018 8:02:23 PM

(b) (5)

On: 11 March 2018 19:59, "Miller, Stephen EOP/WHO" (b) (6) wrote:
Circling back

Sent from my iPhone

> On Mar 11, 2018, at 4:38 PM, Miller, Stephen EOP/WHO (b) (6) wrote:
>
> Any updates?
>
> Sent from my iPhone

From: [Miller, Stephen EOP/WHO](#)
To: [RA Acosta](#)
Subject: Re:
Date: Sunday, March 11, 2018 8:03:05 PM

(b) (5)

Sent from my iPhone

On Mar 11, 2018, at 8:02 PM, RA Acosta (b) (6) wrote:

(b) (5)

On: 11 March 2018 19:59, "Miller, Stephen EOP/WHO"

(b) (6) wrote:

Circling back

Sent from my iPhone

> On Mar 11, 2018, at 4:38 PM, Miller, Stephen EOP/WHO

(b) (6) wrote:

>

> Any updates?

>

> Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Saturday, March 10, 2018 3:47:41 PM

(b) (5)

On: 10 March 2018 12:47, "Miller, Stephen EOP/WHO" <(b) (6)>

wrote:

Let me know if you can chat.

Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Saturday, March 10, 2018 12:49:37 PM

Will call in a few.

On: 10 March 2018 12:47, "Miller, Stephen EOP/WHO" <(b) (6)>
wrote:

Let me know if you can chat.

Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Friday, March 16, 2018 10:25:43 PM

(b) (5)

On: 16 March 2018 20:17, "Miller, Stephen EOP/WHO" <(b) (6)>
wrote:

(b) (5)

Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Friday, March 16, 2018 10:25:43 PM

(b) (5)

On: 16 March 2018 20:17, "Miller, Stephen EOP/WHO" <(b) (6)>
wrote:

(b) (5)

Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Sunday, March 11, 2018 8:02:23 PM

(b) (5)

On: 11 March 2018 19:59, "Miller, Stephen EOP/WHO" <(b) (6)>
wrote:
Circling back

Sent from my iPhone

> On Mar 11, 2018, at 4:38 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:
>
> Any updates?
>
> Sent from my iPhone

From: [RA Acosta](#)
To: [Miller, Stephen EOP/WHO](#)
Subject: Re:
Date: Saturday, March 10, 2018 12:49:37 PM

Will call in a few.

On: 10 March 2018 12:47, "Miller, Stephen EOP/WHO" <(b) (6)>
wrote:

Let me know if you can chat.

Sent from my iPhone

DeBusk, Thomas - OSEC

From: Miller, Stephen EOP/WHO <(b) (6)>
Sent: Friday, March 16, 2018 7:28 PM
To: RA Acosta
Subject: (b) (5)
Importance: High

(b) (5)

DeBusk, Thomas - OSEC

From: Miller, Stephen EOP/WHO <(b) (6)>
Sent: Sunday, October 15, 2017 1:47 PM
To: RA Acosta
Subject: (b) (5)

(b) (5)

Sent from my iPhone

DeBusk, Thomas - OSEC

From: Klingler, McLaurine E. EOP/WHO <(b) (6)>
Sent: Friday, September 29, 2017 7:38 PM
To: Martin, John R - ETA; Whetstone, Trevor D. EOP/WHO; Bash, Zina G. EOP/WHO; Zadrozny, John A. EOP/WHO; Cutrona, Danielle (OAG); Schlapp, Mercedes V. EOP/WHO; Winfree, Paul L. EOP/WHO; Ray, Paul J - OSEC; Bossert, Thomas EOP/WHO; Bremberg, Andrew P. EOP/WHO; Miller, Stephen EOP/WHO; Hunt, Jody (OAG); Short, Marc T. EOP/WHO; Hicks, Hope C. EOP/WHO; Sanders, Sarah H. EOP/WHO; McGahn, Donald F. EOP/WHO; PeterlinMJA@state.gov; Wolf, Chad; Kelly, John F. EOP/WHO; Nielsen, Kirstjen M. EOP/WHO; lance.leggitt@hhs.gov; Porter, Robert R. EOP/WHO; Hassett, Kevin A. EOP/CEA; Kraninger, Kathleen L. EOP/OMB; Hamilton, Gene; Walk, John EOP/WHO; PeterlinMJA@state.gov; Frideres, Taryn F; Wolf, Chad
Subject: (b) (5)
Attachments: (b) (5)

Team,

(b) (5)

Please reach out with any questions. Have a nice weekend.

Thanks,

McLaurine Klingler