

EXHIBIT M



NATIONAL SECURITY AGENCY
FORT GEORGE G. MEADE, MARYLAND 20755-6000

FOIA Case: 108990
12 February 2020

GENE SCHAERR
PROJECT FOR PRIVACY &
SURVEILLANCE ACCOUNTABILITY
1101 CONNECTICUT AVE NW, SUITE 450
WASHINGTON, DC 20036

Dear Gene Schaerr:

This responds to your Freedom of Information Act (FOIA) request of 28 January 2020, which was received by this office on 29 January 2020, for "Using these understandings of the relevant terms, we respectively request that you produce:

1. All documents, reports, memoranda, or communications regarding the unmasking--including requests--of any person listed below from January 1, 2008 to January 15, 2020:
 - a) Rep. Adam Schiff;
 - b) Rep. Jim Himes;
 - c) Rep. Terri Sewell;
 - d) Rep. Andre Carson;
 - e) Rep. Jackie Speier;
 - f) Rep. Mike Quigley;
 - g) Rep. Eric Swalwell;
 - h) Rep. Joaquin Casreo;
 - i) Rep. Denny Heck;
 - j) Rep. Peter Welch;
 - k) Rep. Sean Patrick Maloney;
 - l) Rep. Val Demings;
 - m) Rep. Rai Krishnamoorthi;
 - n) Rep. Devin Nunes;
 - o) Rep. Mike Conaway;
 - p) Rep. Michael Turner;
 - q) Rep. Brad Wenstrup;
 - r) Rep. Chris Stewart;
 - s) Rep. Rick Crawford;
 - t) Rep. Elise Stefanik;

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- u) Rep. Will Hurd;
- v) Rep. John Ratcliffe;
- w) Sen. James Risch;
- x) Sen. Marco Rubio;
- y) Sen. Susan Collins;
- z) Sen. Roy Blunt;
- aa) Sen. Tom Cotton;
- bb) Sen. John Cornyn;
- cc) Sen. Ben Sasse;
- dd) Sen. Diane Feinstein;
- ee) Sen. Ron Wyden;
- ff) Sen. Martin Heinrich;
- gg) Sen. Angus King;
- hh) Sen. Kamala Harris;
- ii) Sen. Michael Bennet;
- jj) Sen. James Lankford;
- kk) Sen. Mark Warner;
- ll) Rep. Peter King;
- mm) Former Rep. Frank LoBiondo;
- nn) Former Rep. Trey Gowdy;
- oo) Former Rep. Tom Rooney;
- pp) Former Rep. Ileana Ros-Lehtinen;
- qq) Former Rep. Jeff Miller;
- rr) Former Rep. Lynn Westmoreland;
- ss) Former Rep. Joe Heck;
- tt) Former Rep. Mike Pompeo;
- uu) Former Rep. Luis Gutierrez;
- vv) Former Rep. Patrick Murphy

2. All documents, reports, memoranda, or communications regarding the upstreaming--including all requests for upstreaming--of any individual listed in Question 1 above, from Jan.1, 2008 to Jan. 15, 2020."

Your request has been assigned Case Number 108990. There are no assessable fees for this request; therefore, we did not address your fee category.

Regarding **Parts 1 and 2** of your request, please be advised that NSA collects and provides intelligence derived from foreign communications to policymakers, military commanders, and law enforcement officials. We do this to help these individuals protect the security of the United States, its allies, and their citizens from threats such as terrorism, weapons of mass destruction, foreign espionage, international organized crime, and other hostile activities. What we are authorized to do, and how we do it, is described in

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Executive Order 12333. Information about how NSA conducts signals intelligence activities is available on the websites of NSA (www.nsa.gov) and the Office of the Director of National Intelligence (www.dni.gov).

We have determined that the fact of the existence or non-existence of the materials you request is a currently and properly classified matter in accordance with Executive Order 13526, as set forth in Subparagraph (c) of Section 1.4. Thus, your request is denied pursuant to the first exemption of the FOIA which provides that the FOIA does not apply to matters that are specifically authorized under criteria established by an Executive Order to be kept secret in the interest of national defense or foreign relations and are, in fact properly classified pursuant to such Executive Order.

In addition, this Agency is authorized by various statutes to protect certain information concerning its activities. The third exemption of the FOIA provides for the withholding of information specifically protected from disclosure by statute. Thus, your request is also denied because the fact of the existence or non-existence of the information is exempted from disclosure pursuant to the third exemption. The specific statutes applicable in this case are Title 18 U.S. Code 798; Title 50 U.S. Code 3024(i); and Section 6, Public Law 86-36 (50 U.S. Code 3605).

You may appeal this decision. If you decide to appeal, you should do so in the manner outlined below. NSA will endeavor to respond within 20 working days of receiving any appeal, absent any unusual circumstances.

- The appeal must be sent via U.S. postal mail, fax, or electronic delivery (e-mail) and addressed to:

NSA/CSS FOIA/PA Appeal Authority (P132)
National Security Agency
9800 Savage Road STE 6932
Fort George G. Meade, MD 20755-6932

The facsimile number is (443)479-3612.

The appropriate email address to submit an appeal is FOIARSC@nsa.gov.

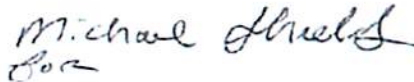
- It must be postmarked or delivered electronically no later than 90 calendar days from the date of this letter. Decisions appealed after 90 days will not be addressed.
- Please include the case number provided above.
- Please describe with sufficient detail why you believe the denial of requested information was unwarranted.

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You may also contact our FOIA Public Liaison at foialo@nsa.gov 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 Rd. - OGIS
College Park, MD 20740
ogis@nara.gov
877/684-6448
202/741-5769

Sincerely,

A handwritten signature in cursive script that reads "Michael Shields" with a small mark below it that appears to be "for".

JOHN R. CHAPMAN
Chief
FOIA/PA Office
NSA Initial Denial Authority