

UNCLASSIFIED

OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE
WASHINGTON, DC

Jordan Sekulow
Benjamin P. Sisney
American Center for Law and Justice
201 Maryland Avenue, NE
Washington, DC 20002

January 6, 2021

Mr. Sekulow,

This letter acknowledges receipt of your Freedom of Information Act (“FOIA”) request dated 16 December 2020 and received by the Information Management Office on 30 December 2020, in which you seek records for the timeframe 1 January 2011 until processed pertaining to the Office of the Director of National Intelligence's knowledge and efforts surrounding the breaking story that the Chinese spy known as Christine Fang, or Fang Fang, had a lengthy relationship with Representative Eric Swalwell.

Your request has been assigned ODNI tracking number DF-2021-00068.

We have initiated searches for the records you requested and are currently awaiting response. **Your request for a fee waiver has been granted.**

Your request for expedited processing has been denied because you have not satisfied ODNI standards for expedited processing established in 32 CFR 1700.12. If you are not satisfied with my response to your request for expedited processing, you may administratively appeal by submitting a written request to the Chief FOIA Officer, c/o Director, Information Management Office, Office of the Director of National Intelligence, Washington, DC 20511 or dni-foia@dni.gov. The request letter and envelope or subject line of the email should be marked “Freedom of Information Act Appeal.” Your appeal must be postmarked or electronically transmitted within 90 days of the date of this letter.

The time needed to process your request necessarily depends on a variety of factors, including the complexity of our records search, the volume and complexity of any records located, and the order of receipt of your request. Accordingly, ODNI uses a multi-track processing system. Your request may require the need to search for, collect, and appropriately examine a voluminous amount of separate and distinct records. *See* 5 U.S.C. 552 § (a)(6)(B)(i)-(iii). Because of these unusual circumstances, we need to extend the time limit to respond to your request beyond the ten additional days provided by statute. As a result, we have assigned your request to the complex track. In an effort to speed up the processing of your request, you may wish to narrow the scope of your request so that it may be placed in a different processing track, or agree to an alternative time frame for processing.

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To assist you with any aspect of your request you may contact me, the FOIA Public Liaison, at my contact information below. You may also contact the Office of Government Information Services (“OGIS”) of the National Archives and Records Administration to inquire about the mediation services they provide. OGIS can be reached by mail at 8601 Adelphi Road, Room 2510, College Park, MD 20740-6001; telephone (202) 741-5770; facsimile (202) 741-5769; Toll-free (877) 684-6448; or email at ogis@nara.gov.

If you have any questions, please feel free to contact our Requester Service Center at dni-foia@dni.gov or (301) 243-1499. You may also reach out to me directly at dni-foia-liaison@dni.gov or (301) 243-2025.

Sincerely,

A handwritten signature in black ink that reads "Sally A. Nicholson". The signature is written in a cursive style with a large initial "S".

Sally A. Nicholson
Chief, Information Review &
Release Group
FOIA Public Liaison
Information Management Office