



U.S. Department of Justice
Antitrust Division
Freedom of Information Act / Privacy Act Unit
Liberty Square Building
450 5th Street, NW, Suite 1000
Washington, D.C. 20530
Voice: (202) 514-2692 / Fax: (202) 616-4529

January 21, 2021

VIA E-MAIL
jasonleopold@gmail.com

Jason Leopold
1669 Benedict Canyon Dr.
Beverly Hills, CA 90210

Re: Freedom of Information Act Request No. ATFY21-038

Dear Mr. Leopold:

This letter acknowledges receipt of your Freedom of Information Act (“FOIA”) request to the Department of Justice Antitrust Division dated January 11, 2021 for:

1. All records, such as emails, text messages, memos, letters, directives, intelligence bulletins and intelligence assessments, threat assessments, situation report, mentioning or referring to the protests in Washington, DC on January 6, 2021 by supporters of President Donald Trump referred to as SAVE AMERICA RALLY and STOP THE STEAL and MARCH FOR TRUMP and First Amendment demonstrations and OPERATION FIRST AMENDMENT ... includes any correspondence sent and received by fusion centers, data centers and joint terrorism task forces; FBI, the White House, Office of the President and Vice President and the Executive Office of the President; Washington, DC Mayor's Office and Metropolitan Police Department; Department of Interior; Department of Defense and National Guard Bureau in DC; any individual Senator and Congressman/Congresswoman and any House and Senate committee; the US Capitol Police. The timeframe ... is December 1, 2020 through the date the search for responsive records is located;
2. All records, such as emails, text messages, memos, letters, reports, after action reports, intelligence assessments and bulletins, intelligence memoranda, social media postings, mentioning or referring to the January 6, 2021 speech by President Donald Trump at the Washington, DC protest and the subsequent insurrection and siege and STORM THE CAPITOL, that took place at the Capitol building in Washington, DC on that date. The timeframe ... is January 6, 2021 through the date the search for responsive records is conducted;
3. Photographs of these January 6, 2021 protests and the siege/insurrection that took place at the Capitol building;

4. All records mentioning or referring to tweets by Donald Trump that contain the words PROTESTS, RALLY, RALLIES ELECTION FRAUD, FRAUD, JANUARY SIXTH; and
5. The call logs and briefing books for the directors of each Department of Justice component this request is addressed. [Limited] to January 6, 2021.

We received your request and assigned it control number ATFY21-038 on January 11, 2021. Please refer to this number in any future correspondence concerning your request.

We are granting expedited processing of your request. The records you seek concern a matter, we believe, of widespread and exceptional media interest in which there exist possible questions about the government's integrity that affect public confidence.

To the extent that your request requires a search in another Office, consultations with other Department of Justice components or another agency, and/or involves a voluminous amount of material, your request falls within "unusual circumstances." See 5 U.S.C. § 552(a)(6)(B)(i)-(iii). Accordingly, we will need to extend the time limit to respond to your request beyond the ten additional days provided by the statute.

Any decision with regard to fees will be made after we determine whether fees will apply to this request. If you have any questions or wish to discuss reformulation or an alternative time frame for the processing of your request, you may contact this Office by telephone at the above number, or you may write to the above address. You may contact our FOIA Public Liaison, Wayne Foster, at the above telephone number or address 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.

Sincerely,

/s/

Kathy Hsu
Attorney Advisor
FOIA/Privacy Act Unit



U.S. Department of Justice
Environment and Natural Resources Division

236380-4-1-21-05469

*Law and Policy Section
P.O. Box 7415
Ben Franklin Station
Washington, DC 20044-7415*

Telephone (202) 514-1442

January 21, 2021

VIA E-MAIL

Jason Leopold
BuzzFeed News
1669 Benedict Canyon Drive
Beverly Hills, CA 90210
(213) 770-4334
jasonleopold@gmail.com

FOIA No.: 2021-05469

Dear Mr. Leopold:

On January 11, 2021, the Environment and Natural Resources Division (ENRD) received your five-part your Freedom of Information Act (FOIA) request seeking:

1. All records, such as emails, text messages, memos, letters, directives, intelligence bulletins and intelligence assessments, threat assessments, situation report, mentioning or referring to the protests in Washington, D.C. on January 6, 2021, by supporters of President Donald Trump referred to as SAVE AMERICA RALLY and STOP THE STEAL and MARCH FOR TRUMP and First Amendment demonstrations and OPERATION FIRST AMENDMENT, including any correspondence sent and received by fusion centers, data centers and joint terrorism task forces; FBI, the White House, Office of the President and Vice President and the Executive Office of the President; Washington, D.C. Mayor's Office and Metropolitan Police Department; Department of Interior; Department of Defense and National Guard Bureau in DC; any individual Senator and Congressman/Congresswoman and any House and Senate committee; the US Capitol Police. The timeframe for this part of the request is December 1, 2020 through the date the search for responsive records is located.

2. All records, such as emails, text messages, memos, letters, reports, after action reports, intelligence assessments and bulletins, intelligence memoranda, social media postings, mentioning or referring to the January 6, 2021 speech by President Donald Trump at the Washington, D.C. protest and the subsequent insurrection and siege and STORM THE CAPITOL, that took place at the Capitol building in Washington, D.C. on that date. The timeframe for this part of the request is January 6, 2021, through the date the search for responsive records is conducted.

3. Photographs of the January 6, 2021 protests and the siege/insurrection that took place at the Capitol building.
4. All records mentioning or referring to tweets by Donald Trump that contain the words PROTESTS, RALLY, RALLIES ELECTION FRAUD, FRAUD, JANUARY SIXTH.
5. The call logs and briefing books for the directors of each Department of Justice component this request is addressed. Please limit this search to January 6, 2021.

We are currently processing your request. You requested expedited processing of your request, which we have granted.

Department personnel are available to assist you in further narrowing the scope of your request so that it may be processed within the specified time limits or in arranging with you an alternative time frame for processing your request or a modified request. Please contact Hunter Kendrick of this office at (202) 514-3473 if you would like to discuss these options. In addition, ENRD's FOIA Public Liaison, Amber Blaha, is available at (202) 616-5515. You may also contact the Office of Government Information Services at (202) 741-5770 or toll-free at 1-877-684-6448 to inquire about the FOIA dispute resolution services they offer.

Sincerely,

/s/ Charles Smiroldo

Charles Smiroldo
ENRD FOIA Coordinator



**U.S. Department of Justice
Federal Bureau of Prisons**

Central Office
320 First St., NW
Washington, DC 20534

January 25, 2021

Jason Leopold
BuzzFeed News
6824 Lexington Avenue
Los Angeles, CA 90038

Request Number: 2021-01884

Dear Mr. Leopold:

We received the above referenced Freedom of Information Act (FOIA) request wherein you seek expedited processing. A copy of the first page of your request is attached.

The Department of Justice requires all requests for records be processed on a first-in, first-out basis. The four exceptions to this requirement are: "(i) Circumstances in which the lack of expedited processing could reasonably be expected to pose an imminent threat to the life or physical safety of an individual; (ii) An urgency to inform the public about an actual or alleged Federal Government activity, if made by a person who is primarily engaged in disseminating information; (iii) The loss of substantial due process rights; or (iv) A matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity that affect public confidence." 28 C.F.R. § 16.5(e).

Your request meets the requirement to be processed on an expedited basis and will be expedited to the best of our ability. This request will be placed on the processing track ahead of other requests and processed as soon as practicable. Processing this request may take up to six months.

If you have any questions, please contact the undersigned or BOP's FOIA Public Liaison, Mr. C. Darnell Stroble at (202) 616-7750; 320 First Street NW, Suite 936, Washington, DC 20534; or ogc_efoia@bop.gov. You can also check the status of your request at <http://www.bop.gov/PublicInfo/execute/foia>.

Sincerely,

T. Allen

T. Allen, GIS, for
Eugene E. Baime, Supervisory Attorney



U.S. Department of Justice
Drug Enforcement Administration
FOIA and Privacy Act Section
8701 Morrissette Drive
Springfield, Virginia 22152

January 26, 2021

Case Number: 21-00175-F

Subject: All records referring to the protests in Washington, DC on January 6, 2021 by supporters of President Donald Trump (December 1, 2020 - January 11, 2021); all records referring to the January 6, 2021 speech by President Donald Trump at the Washington, DC protest the speech by President Donald Trump at the Washington, DC protest (January 6, 2021 - January 11, 2021); photographs and records referring to Donald Trump's tweets; and call logs and briefing books from the DEA on January 6, 2021

Jason Leopold
BuzzFeed News
1669 Benedict Canyon Drive
Beverly Hills, California 90210
jasonleopold@gmail.com

Dear Mr. Leopold:

This letter responds to your Freedom of Information Act/Privacy Act (FOIA/PA) request dated January 11, 2021, received by the Drug Enforcement Administration (DEA), Freedom of Information and Privacy Act Section, seeking access to DEA records. Your request has been opened and assigned the above case number. Please include this case number when communicating with this office.

In your request letter, you request expedited treatment pursuant to the first, second, third, and/or fourth standards enumerated in the Department of Justice's regulations. Expedited treatment pursuant to the first standard will be granted where not doing so "could reasonably be expected to pose an imminent threat to the life or physical safety of an individual." 5 U.S.C. § 552(a)(6)(E)(v)(I). *See also* 28 C.F.R. § 16.5(e)(1)(i) (2019). Under the second standard, you must show that there is "[a]n urgency to inform the public about an actual or alleged Federal Government activity, if made by a person primarily engaged in disseminating information." 5 U.S.C. § 552(a)(6)(E)(v)(II). *See also* 28 C.F.R. § 16.5(e)(1)(ii) (2019). Under the third standard, you must show that the request involves "[t]he loss of substantial due process rights." 28 C.F.R. § 16.5(e)(1)(iii) (2019). Under the fourth standard, you must show that the subject matter of your request is a "matter of widespread and exceptional media interest in which there exist possible questions about the government's integrity which affect public confidence." *Id.* at § 16.5(e)(1)(iv). This office makes determinations regarding the first three standards, while the Department's Director of Public Affairs makes determinations regarding the fourth standard. *See id.* at § 16.5(e)(2).

Based on the information you have provided, we have determined that your request for expedited processing should be granted. Accordingly, your request has been assigned to a FOI/PA Section representative in this office and we will respond as soon as practicable.

The records you seek require searches in another office or offices, and so your request falls within "unusual circumstances." *See* 5 U.S.C. § 552(a)(6)(B)(i)-(iii). Because of these unusual circumstances, we are extending the time limit to respond to your request beyond the ten additional days provided by the statute. We have not yet completed a search to determine whether there are records within the scope of your request. The time needed to process your request will necessarily depend on the complexity of our records search and on the volume and complexity of any records located. For your information, this office assigns incoming requests to one of three tracks: simple, complex, or expedited. Each request is then handled on a first-in, first-out basis in relation to other requests in the same track. Simple requests usually receive a response in approximately one month, whereas complex requests necessarily take longer. At this time, your request has been assigned to the complex track. You may wish to narrow the scope of your request to limit the number of potentially responsive records or agree to an alternative time frame for processing, should records be located; or you may wish to await the completion of our records search to discuss either of these options. Please be advised that due to necessary operational changes as a result of the national emergency concerning the novel coronavirus disease (COVID-19) outbreak, there may be some delay in the processing of your request.

As you are aware, the FOIA provides for three categories of requesters. *See* 5 U.S.C. § 552(a)(4)(A)(ii). The FOIA defines a representative of the news media as a person or entity "that gathers information of potential interest to a segment of the public, uses its editorial skills to turn the raw materials into a distinct work, and distributes that work to an audience." *Id.* at § 552(a)(4)(A)(iii); *see also Cause of Action v. FTC*, 799 F.3d 1108 (D.C. Cir. 2015). We have determined that you are making this request as a "representative of the news media," therefore; you will not be charged search fees.

We regret the necessity of this delay, but please be assured that your request will be processed as soon as possible. If you have any questions or wish to discuss reformulation or an alternative time frame for the processing of your request, you may contact our Customer Service Hotline Representative at 571-776-2300 or e-mail your correspondence to DEA.FOIA@usdoj.gov.

In addition, you may wish to visit our website at www.dea.gov to determine if the information you are requesting is already available to the public. You may contact our FOIA Public Liaison at 571-776-2300 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.

Sincerely,

YVETTE DAVIS Digitally signed by YVETTE DAVIS
Date: 2021.01.26 10:17:51 -05'00'
for
Kelleigh A. Miller, Chief
Freedom of Information and Privacy Act Section
Office of Administration



U.S. Department of Justice

Environment and Natural Resources Division

236380-4-1-21-05438

Law and Policy Section
P.O. Box 7415
Ben Franklin Station
Washington, DC 20044-7415

Telephone (202) 514-0424

January 26, 2021

VIA EMAIL

Jason Leopold
BuzzFeed News
1669 Benedict Canyon Drive
Beverly Hills, CA 90210
(213) 770-4334
jasonleopold@gmail.com

FOIA No.: 2021-05469

Dear Mr. Leopold:

This letter responds to your Freedom of Information Act (FOIA) request seeking:

1. All records, such as emails, text messages, memos, letters, directives, intelligence bulletins and intelligence assessments, threat assessments, situation report, mentioning or referring to the protests in Washington, D.C. on January 6, 2021, by supporters of President Donald Trump referred to as SAVE AMERICA RALLY and STOP THE STEAL and MARCH FOR TRUMP and First Amendment demonstrations and OPERATION FIRST AMENDMENT, including any correspondence sent and received by fusion centers, data centers and joint terrorism task forces; FBI, the White House, Office of the President and Vice President and the Executive Office of the President; Washington, D.C. Mayor's Office and Metropolitan Police Department; Department of Interior; Department of Defense and National Guard Bureau in DC; any individual Senator and Congressman/Congresswoman and any House and Senate committee; the US Capitol Police. The timeframe for this part of the request is December 1, 2020 through the date the search for responsive records is located.

2. All records, such as emails, text messages, memos, letters, reports, after action reports, intelligence assessments and bulletins, intelligence memoranda, social media postings, mentioning or referring to the January 6, 2021 speech by President Donald Trump at the Washington, D.C. protest and the subsequent insurrection and siege and STORM THE CAPITOL, that took place at the Capitol building in Washington, D.C. on that date. The timeframe for this part of the request is January 6, 2021, through the date the search for

responsive records is conducted.

3. Photographs of the January 6, 2021 protests and the siege/insurrection that took place at the Capitol building.
4. All records mentioning or referring to tweets by Donald Trump that contain the words PROTESTS, RALLY, RALLIES ELECTION FRAUD, FRAUD, JANUARY SIXTH.
5. The call logs and briefing books for the directors of each Department of Justice component this request is addressed. Please limit this search to January 6, 2021.

The Environment and Natural Resources Division (ENRD) received your request on January 11, 2021. On January 21, 2021, ENRD FOIA Coordinator Charles Smiroldo emailed you an acknowledgment letter granting your request for expedited processing.

ENRD's records search produced one document that might be responsive to your request. We are referring that document to the Justice Management Division of the Department of Justice (JMD). The document originated with JMD. In the future, please contact JMD directly at the following addresses regarding this referral:

Karen McFadden
Justice Management Division
Department of Justice
Room 1111 RFK
950 Pennsylvania Avenue, NW
Washington, D.C. 20530-0001
Phone (202) 514-3101
JMDFOIA@usdoj.gov

There are no fees associated with the processing of your FOIA request.

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(c) (2006 & Supp. IV 2010). 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.

If you are not satisfied with ENRD'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 following the instructions on OIP's website: <https://www.justice.gov/oip/submit-and-track-request-or-appeal>. 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."

If you need any further assistance, please contact Hunter Kendrick at (202) 514-3473 or our FOIA Public Liaison Amber Blaha at (202) 616-5515. 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 it offers. 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.

Sincerely,

/s/ Amber Blaha

Amber Blaha
Assistant Chief, Law & Policy Section



U.S. Department of Justice
Office of Information Policy
Sixth Floor
441 G Street, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

January 26, 2021

Jason Leopold
BuzzFeed News
1669 Benedict Canyon Drive
Beverly Hills, CA 90210
jasonleopold@gmail.com

Re: FOIA-2021-00565
DRH:SLE

Dear Jason Leopold:

This is to acknowledge receipt of your Freedom of Information Act (FOIA) request dated and received in this Office on January 11, 2021, in which you requested records concerning the events of January 6, 2021, in Washington, DC, the potential impeachment of President Donald Trump, and the potential invocation of the 14th or 25th Amendments.

You have requested expedited processing of your request pursuant to the Department's standard permitting expedition for requests involving "[a]n urgency to inform the public about an actual or alleged federal government activity, if made by a person primarily engaged in disseminating information." See C.F.R. § 16.5(d)(ii) (2018). In your request for expedited processing, you state that there is an urgency to inform the public about matters that threaten the "safety of lawmakers and the public" based on "reports that armed militias are planning violence in the days leading up to the inauguration of President-elect Joe Biden." On that basis, I have determined that your request for expedited processing should be granted. Accordingly, your request has been assigned to an analyst in this Office, and our processing of it has been initiated.

Although your request has been granted expedited processing, we are required to advise you that the records you seek require a search in and/or consultation with another Office, and so your request falls within "unusual circumstances." See 5 U.S.C. 552 § (a)(6)(B)(i)-(iii) (2018). Accordingly, we have not yet completed a search to determine whether there are records within the scope of your request. The time needed to process your request will necessarily depend on the complexity of our records search and on the volume and complexity of any records located. Any decision with regard to the application of fees will be made only after we determine whether fees will be implicated for this request. Your request has been assigned to the expedited track and will be processed as soon as practicable.

If you have any questions or wish to discuss reformulation or an alternative time frame for the processing of your request, you may contact the analyst handling your request, Steffon Edmonds, by telephone at the above number or you may write to them at the above address. You may also contact our FOIA Public Liaison, Valeree Villanueva, for any further assistance and to discuss any aspect of your request at: Office of Information Policy, United States

Department of Justice, Sixth Floor, 441 G Street, NW, Washington, DC 20530-0001; telephone at 202-514-3642.

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.

Sincerely,



Douglas R. Hibbard
Chief, Initial Request Staff



Jason Leopold <jasonleopold@gmail.com>

RESUBMITTING/Request for records under the Freedom of Information Act (expedited processing)

Jason Leopold <jasonleopold@gmail.com>
Reply-To: jasonleopold@gmail.com
To: "OIGFOIA (OIG)" <OIGFOIA@usdoj.gov>

Mon, Feb 1, 2021 at 1:36 PM

Hi Ofelia,
That is correct and I confirm this is what I agreed to.

Best,
Jason

On Mon, Feb 1, 2021 at 1:31 PM OIGFOIA (OIG) <OIGFOIA@usdoj.gov> wrote:

Hi Jason,

Per our phone conversation earlier this afternoon, you have agreed to narrow your request (21-OIG-095) to the following: Search of email/correspondence of senior front office staff, GS 15 and above.

Please let me know if this is not your understanding.

Thanks,

Ofelia C. Perez

Government Information Specialist

DOJ - OIG

From: OIGFOIA (OIG)
Sent: Thursday, January 14, 2021 10:47 AM
To: jasonleopold@gmail.com
Subject: RE: RESUBMITTING/Request for records under the Freedom of Information Act (expedited processing)

Hello:

Attached is the OIG's acknowledgment of your FOIA request.

Thank you.

From: Jason Leopold <jasonleopold@gmail.com>

Sent: Monday, January 11, 2021 5:21 PM

To: Antitrust Foia Web Mailbox (ATR) <Antitrust.Foia@ATR.USDOJ.gov>; foiamail <foiamail@atf.gov>; FOIA, Civil.routing <civfoia@CIV.USDOJ.GOV>; FOIArequests, CRT (CRT) <CRT.FOIArequests@crt.usdoj.gov>; CRS FOIA <CRS.FOIA@usdoj.gov>; CRM FOIA (CRM) <CRM.FOIA@CRM.USDOJ.GOV>; DEA.FOIA <DEAFOIA@dea.usdoj.gov>; ENRD, FOIARouting (ENRD) <FENRD3@ENRD.USDOJ.GOV>; FOIARequests, EOIR (EOIR) <EOIR.FOIARequests@EOIR.USDOJ.GOV>; ocdetf.foia <ocdetf.foia@usdoj.gov>; USTP FOIA Requests <USTPFOIA.Requests@UST.DOJ.GOV>; OGC Electronic Freedom of Information <ogc_efoia@bop.gov>; Info FCSC (JMD) <Info.Fcsc@usdoj.gov>; Interpol-USNCB FOIA <Interpol-USNCBFOIA@USNCB.USDOJ.GOV>; JMDFoia (JMD) <Ex_JMDFoia@jmd.usdoj.gov>; NSDFOIA (NSD) <NSDFOIA@usdoj.gov>; COPS FOIA <COPS.FOIA@usdoj.gov>; USPC FOIA <USPC.FOIA@usdoj.gov>; USMS FOIA <UFOIA@usms.doj.gov>; FOIAPA, TaxDiv (TAX) <TaxDiv.FOIAPA@tax.USDOJ.gov>; FOIA, PRAO <PRAO.FOIA@usdoj.gov>; OVW.FOIA <OVW.FOIA@usdoj.gov>; OSGFOIA (SMO) <Ex_OSGFOIA@jmd.usdoj.gov>; OIGFOIA (OIG) <OIGFOIA@OIG.USDOJ.GOV>; PARDON FOIA <OPAFOIA.FOIA@usdoj.gov>; OPR.FOIA <OPR.FOIA@jmd.usdoj.gov>; USDOJ-Office of Legal Counsel (SMO) <Ex_OLC@jmd.usdoj.gov>; FOIAOJP <Service.Accountc62d1@ojp.usdoj.gov>; MRUFOIA Requests <MRUFOIA.Requests@usdoj.gov>

Subject: RESUBMITTING/Request for records under the Freedom of Information Act (expedited procesing)

Antitrust Division
Chief, FOIA/PA Unit
Antitrust Division
Department of Justice
Liberty Square Building
Suite 1000, 450 5th Street, N.W.
Washington, DC 20530-0001

Bureau of Alcohol, Tobacco, Firearms and Explosives
Bureau of Alcohol, Tobacco, Firearms, and Explosives
Department of Justice
Room 4.E-301
99 New York Avenue, N.E.
Washington, DC 20226

Civil Division
FOIA, Records, and E-Discovery Office
Civil Division
Department of Justice
Room 8020
1100 L Street, NW
Washington, DC 20530-0001

Civil Rights Division
FOIA/PA Branch
Civil Rights Division
Department of Justice
BICN Bldg., Room 3234
950 Pennsylvania Avenue, NW
Washington, DC 20530

Community Relations Service
FOIA/PA Coordinator
Community Relations Service
Department of Justice
Suite 6000, 600 E Street, N.W.
Washington, DC 20530-0001

Criminal Division
Acting Chief, FOIA/PA Unit
Criminal Division
Department of Justice
Suite 1127, Keeney Building
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Drug Enforcement Administration
Freedom of Information/Privacy Act Unit
FOI/Records Management Section
Drug Enforcement Administration
8701 Morrisette Drive
Springfield, Virginia 22152

Environment and Natural Resources Division
FOIA Coordinator
Law and Policy Section
Environment and Natural Resources Division
P.O. Box 7415, Ben Franklin Station
Washington, DC 20044-7415

Executive Office for Immigration Review
Senior Associate General Counsel
Office of the General Counsel
Executive Office for Immigration Review
Department of Justice
Suite 1903, 5107 Leesburg Pike
Falls Church, VA 22041

Executive Office for Organized Crime Drug Enforcement Task Forces
OCDETF Executive Office
601 D Street, NW
Suite 9218
Washington, DC 20530
Arlington, VA 22202

Executive Office for U.S. Attorneys
FOIA/Privacy Unit
Executive Office for United States Attorneys
Department of Justice
Room 7300, 600 E Street, N.W.
Washington, DC 20530-0001

Executive Office for U.S. Trustees
Office of the General Counsel
Executive Office for United States Trustees
Department of Justice
441 G Street, NW, Suite 6150
Washington, DC 20530

Federal Bureau of Investigation
David M. Hardy, Chief
Record/Information Dissemination Section
Records Management Division
Federal Bureau of Investigation
Department of Justice
170 Marcel Drive

Federal Bureau of Prisons
FOIA/Privacy Act Requests
Federal Bureau of Prisons
Department of Justice
Room 924, HOLC Building
320 First Street, N.W.
Washington, DC 20534

Foreign Claims Settlement Commission of the U.S.
Chief Administrative Counsel
Foreign Claims Settlement Commission
Department of Justice
Room 6002, 600 E Street, N.W.

Washington, DC 20579-0001

INTERPOL (U.S. National Central Bureau)
Government Information Specialist
Office of General Counsel
INTERPOL-United States National Central Bureau
Department of Justice
Washington, DC 20530

Justice Management Division
Justice Management Division
Department of Justice
Room 1111 RFK, 950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

National Security Division
Arnetta Mallory
FOIA Initiatives Coordinator
National Security Division
Department of Justice
Room 6150, 950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Office of Community Oriented Policing Services
FOIA Officer
Legal Division
Office of Community Oriented Policing Services
Department of Justice
Two Constitution Square
145 N Street, N.E., #11E 129
Washington, DC 20530-0001

Office of Information Policy
Chief, Initial Request Staff
Office of Information Policy
Department of Justice
Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of Justice Programs
Government Information Specialist
Office of Justice Programs
Department of Justice
Room 5400, 810 7th Street, N.W.
Washington, DC 20531

Office of Legal Counsel
Lead Paralegal and FOIA Specialist
Department of Justice
Room 5511, 950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Office of Legal Policy
Chief, Initial Request Staff
Office of Information Policy
Department of Justice
Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of Legislative Affairs
Chief, Initial Request Staff
Office of Information Policy
Department of Justice

Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of Professional Responsibility
Department of Justice
950 Pennsylvania Avenue, N.W.
Suite 3529
Washington, D.C. 20530

Office of Public Affairs
Chief, Initial Request Staff
Office of Information Policy
Department of Justice
Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of the Associate Attorney General
Chief, Initial Request Staff
Office of Information Policy
Department of Justice
Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of the Attorney General
Chief, Initial Request Staff
Office of Information Policy
Department of Justice
Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of the Deputy Attorney General
Chief, Initial Request Staff
Office of Information Policy
Department of Justice
Suite 11050
1425 New York Avenue, N.W.
Washington, DC 20530-0001

Office of the Inspector General
Government Information Specialist
Office of the Inspector General
Department of Justice
Room 4726
950 Pennsylvania Avenue, N.W.
Washington, DC 20530-0001

Office of the Pardon Attorney
Department of Justice
145 N Street NE
#5E. 508
Washington, DC 20530

Office of the Solicitor General
FOIA Officer and Executive Officer
Office of the Solicitor General
Department of Justice
950 Pennsylvania Avenue, N.W., Room 6627
Washington, DC 20530-0001

Office of Tribal Justice
Assistant Director

FOIA/Privacy Unit
Executive Office for United States Attorneys
Department of Justice
Room 7300, 600 E Street, N.W.
Washington, DC 20530-0001

Office on Violence Against Women
Attorney Advisor
145 N Street NE
Suite 10W.121
Washington, D.C. 20530

Professional Responsibility Advisory Office
Attorney Advisor
Professional Responsibility Advisory Office
Department of Justice
Suite 12000, 1425 New York Avenue, N.W
Washington, D.C. 20530

Tax Division
Division Counsel for FOIA and PA Matters
Tax Division
Department of Justice
Post Office Box 227
Ben Franklin Station
Washington, DC 20044

U.S. Attorneys
FOIA/Privacy Unit
Executive Office for United States Attorneys
Department of Justice
Room 7300, 600 E Street, N.W.
Washington, DC 20530-0001

U.S. Marshals Service

Associate General Counsel
U.S. Marshals Service
Office of General Counsel
CG-3 R1594
Washington, DC 20530-0001

U.S. Parole Commission
FOIA/PA Specialist
United States Parole Commission
Department of Justice
90 K Street NE
3rd Floor
Washington, DC 20530

This is a request for records under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552 and the Privacy Act, 5 U.S.C. § 552a. This request should be considered under both statutes to maximize the release of records. This request seeks expedited processing.

REQUESTER INFORMATION

Name: Jason Leopold
Position: Investigative Reporter
Address: 1669 Benedict Canyon Dr., Beverly Hills, CA 90210
Email: jasonleopold@gmail.com

I request disclosure of the following records from the Department of Justice components this request is addressed to:

1. All records, such as emails, text messages, memos, letters, directives, intelligence bulletins and intelligence assessments, threat assessments, situation report, mentioning or referring to the protests in Washington, DC on January 6, 2021 by supporters of President Donald Trump referred to as SAVE AMERICA RALLY and STOP THE

(I) the agency reasonably foresees that disclosure would harm an interest protected by an exemption described in subsection (b); or

(II) disclosure is prohibited by law; and

(ii) (I) consider whether partial disclosure of information is possible whenever the agency determines that a full disclosure of a requested record is not possible; and

(II) take reasonable steps necessary to segregate and release nonexempt information. . . .

NPS should not fail to comply with this mandatory part of the FOIA as recently amended by Congress. The Agency is required to identify what reasonably foreseeable harm would flow from release of the information withheld, nor did it consider a partial disclosure of the information, taking reasonable steps to segregate and release nonexempt information.

INSTRUCTIONS REGARDING SEARCH (for purposes of this search DHS components” refers to the components within DHS that have been identified as having responsive records)

1. Instructions Regarding “Leads”:

As required by the relevant case law, the DHS components should follow any leads it discovers during the conduct of its searches and perform additional searches when said leads indicate that records may be located in another system. Failure to follow clear leads is a violation of FOIA.

2. Request for Public Records:

Please search for any records even if they are already publicly available.

3. Request for Electronic and Paper/Manual Searches:

I request that searches of all electronic and paper/manual indices, filing systems, and locations for any and all records relating or referring to the subject of my request be conducted.

4. Request for Search of Filing Systems, Indices, and Locations:

I request that the DHS components search all of its offices and components, which are likely to contain responsive records.

5. Request regarding Photographs and other Visual Materials:

I request that any photographs or other visual materials responsive to my request be released to me in their original or comparable forms, quality, and resolution. For example, if a photograph was taken digitally, or if the DHS components maintain a photograph digitally, I request disclosure of the original digital image file, not a reduced resolution version of that image file nor a printout and scan of that image file. Likewise, if a photograph was originally taken as a color photograph, I request disclosure of that photograph as a color image, not a black and white image. Please contact me for any clarification on this point.

6. Request for Duplicate Pages:

I request disclosure of any and all supposedly “duplicate” pages. Scholars analyze records not only for the information available on any given page, but also for the relationships between that information and information on pages surrounding it. As such, though certain pages may have been previously released to me, the existence of those pages within new context renders them functionally new pages. As such, the only way to properly analyze released information is to analyze that information within its proper context. Therefore, I request disclosure of all “duplicate” pages.

7. Request to Search Emails:

Please search for emails relating to the subject matter of my request.

8. Request for Search of Records Transferred to Other Agencies:

I request that in conducting its search, the DHS components disclose releasable records even if they are available publicly through other sources outside the DHS components, such as NARA.

9. Regarding Destroyed Records

If any records responsive or potentially responsive to my request have been destroyed, my request includes, but is not limited to, any and all records relating or referring to the destruction of those records. This includes, but is not limited to, any and all records relating or referring to the events leading to the destruction of those records.

INSTRUCTIONS REGARDING SCOPE AND BREADTH OF REQUESTS

Please interpret the scope of this request broadly. The DHS components are instructed to interpret the scope of this request in the most liberal manner possible short of an interpretation that would lead to a conclusion that the request does not reasonably describe the records sought.

FORMAT

I request that any releases stemming from this request be provided to me in digital format (soft-copy) on a compact disk or other like media.

FEE CATEGORY AND REQUEST FOR A FEE WAIVER

I am the senior investigative reporter for BuzzFeed News and formerly senior investigative reporter and on-air correspondent for VICE News. Additionally, my reporting has been published in The Guardian, The Wall Street Journal, The Financial Times, Salon, CBS Marketwatch, The Los Angeles Times, The Nation, Truthout, Al Jazeera English and Al Jazeera America.

I request a complete waiver of all search and duplication fees. If my request for a waiver is denied, I request that I be considered a member of the news media for fee purposes.

Under 5 U.S.C. §552(a)(4)(A)(iii), "Documents shall be furnished without any charge ... if disclosure of the information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester." Disclosure in this case meets the statutory criteria, as the records sought to detail the operations and activities of government. This request is also not primarily in my commercial request, as I am seeking the records as a journalist to analyze and freely release to members of the public.

If I am not granted a complete fee waiver, I request to be considered a member of the news media for fee purposes. I am willing to pay all reasonable duplication expenses incurred in processing this FOIA request.

I will appeal any denial of my request for a waiver administratively and to the courts if necessary.



Jason Leopold | **BuzzFeed News** | [Senior Investigative Reporter](#) | (213) 270-4334 | [@jasonleopold](#)

6824 Lexington Avenue, Los Angeles, CA 90038

Signal: (213) 270-4334 and (646) 379-1975

Send me documents and tips, anonymously and securely: tips.buzzfeed.com

[My personal PGP](#)

My BuzzFeed PGP fingerprint: 46DB 0712 284B 8C6E 40FF 7A1B D3CD 5720 694B 16F0



U.S. Department of Justice
Civil Rights Division

KK:ANF:AKL

Freedom of Information/PA Unit -4CON
950 Pennsylvania Ave., NW
Washington, DC 20530

Via Electronic Mail

Mr. Jason Leopold
BuzzFeed News
6824 Lexington Avenue
Los Angeles, CA 90038
jasonleopold@gmail.com

February 2, 2021

Date Received: January 11, 2021

FOI/PA No.21-00091-F

Subject of Request: Information pertaining to mentioning or referring to the protests in Washington, DC on January 6, 2021 by supporters of President Donald Trump referred to as SAVE AMERICA RALLY and STOP THE STEAL and MARCH FOR TRUMP and First Amendment demonstrations and OPERATION FIRST AMENDMENT; all records, such as emails, text messages, memos, letters, reports, after action reports, intelligence assessments and bulletins, intelligence memoranda, social media postings, mentioning or referring to the January 6, 2021 speech by President Donald Trump; photographs of these January 6, 2021 protests and the siege/insurrection; all records mentioning or referring to tweets by Donald Trump that contain the words PROTESTS, RALLY, RALLIES ELECTION FRAUD, FRAUD, JANUARY SIXTH.

Dear Mr. Leopold:

This is to inform you that your request for records from the files of the Civil Rights Division was received by the Division's Freedom of Information/Privacy Acts (FOI/PA) Branch on the date indicated above. Your request has been assigned the FOI/PA number shown above. Please refer to this number in any future correspondence concerning this request. In connection with review of your FOI/PA request, the following paragraph(s) are applicable:

_____ In searching its file for records responsive to your request, _____

_____ located records that originated with the Civil Rights Division. These records were referred to the Civil Rights Division as the originating component for review and release determination. Upon completion of our review, the releasable document(s) will be sent directly to you.

XX As a result of the large number of Freedom of Information and Privacy Acts requests received by the Civil Rights Division, some delay may be encountered in processing your request. In an attempt to treat each requester fairly, we have adopted a policy of processing requests in the approximate order of receipt. Please be assured that your

Exhibit 16

request is being handled as equitably as possible. We appreciate your patience and will provide you with a response at the earliest possible date. Please note that the Civil Rights Division utilizes multi-track processing in which processing ranges from faster tracks for requests (seeking access to documents already processed for prior requests) to much slower tracks for complex requests involving voluminous amounts of responsive documents or extensive consultation. At your option, you may wish to call the number below and limit the scope of your request to enable your request to be handled in the most expeditious manner available to fulfill your interests.

____ Since your letter did not include authorization or a certification of identity, we will close your file for now. We will re-open your request on receipt of the required authorization forms. The Privacy Act, and the Department of Justice Privacy Act regulation, 28 C.F.R. §16.41, require each person requesting records indexed or maintained under his or her name or another person's name, to furnish the Department with proof of identity/consent to disclosure. Please complete the enclosed form and return it directly to the Freedom of Information/Privacy Acts Branch, Civil Rights Division, US Department of Justice, Washington, D.C. 20530.

XX We have to consult with other offices in the Civil Rights Division to conduct a search and locate records which may be responsive to your request. Because of the need to examine a voluminous amount of records, we can respond only after consulting with the other offices. Thus, there may be some delay in the processing of your request as a result. Accordingly, your request falls within "unusual circumstances." See 5 U.S.C. 552 § (a)(6)(B)(i)-(iii). Because of these unusual circumstances, we are extending the time limit to respond to your request **beyond the ten additional days provided by the statute**. The time needed to process your request will necessarily depend on the volume and complexity of the records located. For your information, this Office assigns incoming requests to one of three tracks: simple, complex, or expedited. Each request is then handled on a first-in, first-out basis in relation to other requests in the same track. Simple requests usually receive a response in approximately **one month**, whereas complex requests necessarily take longer. To allow us to respond more quickly to you, you may wish to narrow the scope of your request to limit the number of potentially responsive records or agree to an alternative time frame for processing.

XX Please be advised that due to necessary operational changes as a result of the national emergency concerning the novel coronavirus disease (COVID-19) outbreak, there may be some delay in the processing of your request.

If you are not satisfied with the Civil Rights 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."

If you have any further questions, contact this office by calling (202) 514-4210.

Sincerely,

April N. Freeman

for

Kilian Kagle, Chief
Freedom of Information/Privacy Acts Branch
Civil Rights Division