EXHIBIT 12

From:	Nick Szokoly
To:	Erin Sofinowski
Subject:	FW: Opportunity to discuss FOIA outstanding requests prior to filing suit.
Date:	Friday, March 19, 2021 12:55:11 PM
Attachments:	image001.png image002.png image003.png

From: FBI.FOIPA.NEGOTIATION <FBI.FOIPA.NEGOTIATION@FBI.GOV>
Sent: Friday, July 31, 2020 3:04 PM
To: Nick Szokoly <Nick.Szokoly@murphyfalcon.com>
Subject: RE: Opportunity to discuss FOIA outstanding requests prior to filing suit.

Good afternoon Mr. Szokoly,

Thank you for your email and for your inquiry regarding these requests. Regarding FOIA 1454587/Leyla Cox, a review of our records indicates that request is currently in the "perfected backlog," where it awaits assignment to a FOIA analyst for processing. At approximately 5256 potentially responsive pages, this request is currently in our complex request large track (950-8,000 potentially responsive pages). For requests of this size, we contact the requester to see if there may be a way to narrow the scope of the request, which may place the request in a smaller, often faster, processing track. We tried to contact you by email on June 17, June 24, and June 29, but did not receive a reply, so your request was forwarded to the perfected backlog intact as a complex large track request. We would be happy to work with you now to reduce the scope of the request if you would like.

Regarding FOIA 1453704/Cynthia Ann Day and Nathaniel Edward Holmes, this request shares the same file with FOIA 1454587. Should you wish to negotiate, we would be happy to be sure to include potentially responsive material for FOIA 1453704 in the page count.

Please let us know how you would like to proceed.

Best regards,

FBI FOIA Negotiation Team
Information Management Division
fbi.foipa.negotiation@fbi.gov
540-868-1695

From: Nick Szokoly <Nick.Szokoly@murphyfalcon.com>
Sent: Thursday, July 30, 2020 2:36 PM
To: FBI.FOIPA.NEGOTIATION <FBI.FOIPA.NEGOTIATION@FBI.GOV>
Subject: [EXTERNAL EMAIL] - Opportunity to discuss FOIA outstanding requests prior to filing suit.

Good afternoon,

I am counsel for requestors in FOIPA Request No.:1453704 and 1454587. Before filing suit regarding these requests, I would appreciate an opportunity to discuss the matter briefly with a representative from your office.

Specifically, while 1453704 was initially denied, on June 3, 2020, it was remanded by the DOJ appeal office; reversing the agency's prior invocation of Exemption 7(A). To date, no status has been provided regarding the production of records regarding that request.

FOIPA 1454587 was also initially rejected as not consistent with the eFOIPA terms of service and likewise appealed, however, no subsequent agency appeal decision was issued and the Agency has recently communicated that a short-term horizon for production of the identified records exceeds 5 (five) years.

In short, I would like to ensure that the procedural history of these requests is as accurate as possible prior to filing suit.

Thank you,

Nick Szokoly

Nicholas A. Szokoly | Partner
Murphy, Falcon & Murphy

A referral is the best compliment. If you know anyone that needs our help, please have them call our office 24/7

One South Street, 30th Floor | Baltimore, MD 21202
MAIN | 410-951-8744 DIRECT | 410-951-8778 FAX | 410-539-6599
nick.szokoly@murphyfalcon.com| www.murphyfalcon.com