

# EXHIBIT 5

**Subject:** Re: Legacy Foundation Action Fund FOIA Request - Census Bureau - 6/3/21  
**Date:** Monday, June 21, 2021 at 12:16:18 PM Eastern Daylight Time  
**From:** Census EFOIA (CENSUS/PCO)  
**To:** Phil Gordon  
**CC:** Jason Torchinsky  
**Attachments:** image001.jpg

Hello Mr. Gordon,

We received your request in the FOIAonline system on June 16th. We appreciate your patience while we are working on your request.

Sincerely,  
María M. Feliciano-Cestero  
Census FOIA Team

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**From:** Phil Gordon <pgordon@HoltzmanVogel.com>  
**Sent:** Monday, June 21, 2021 9:57 AM  
**To:** Census EFOIA (CENSUS/PCO) <census.foia@census.gov>  
**Cc:** Jason Torchinsky <jtorchinsky@HoltzmanVogel.com>  
**Subject:** Re: Legacy Foundation Action Fund FOIA Request - Census Bureau - 6/3/21

Ms. Feliciano-Cestero,

Thank you for your response. Around the same time as your response, Mr. Torchinsky received the below correspondence. Please note that the date listed below (and online) as the "Date Submitted" is inaccurate. The request was submitted on June 3<sup>rd</sup>, 2021, as verified by my previous correspondence (including the attachment to that correspondence). Therefore, please note that we will be using the June 3, 2021, submittal date as the operative date to enforce our rights under FOIA, if necessary.

Please do not hesitate to let me know if you have any questions.

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**From:** [no-reply@foiaonline.gov](mailto:no-reply@foiaonline.gov)  
**Date:** June 16, 2021 at 12:50:50 PM EDT  
**To:** Jason Torchinsky <[jtorchinsky@holtzmanvogel.com](mailto:jtorchinsky@holtzmanvogel.com)>  
**Subject:** FOIA Request DOC-CEN-2021-001659 Submitted

This message is to confirm your request submission to the FOIAonline application: [View Request](#). Request information is as follows:

- Tracking Number: DOC-CEN-2021-001659
- Requester Name: Mr. Jason Torchinsky
- Date Submitted: 06/16/2021
- Request Status: Submitted
  - Description: Legacy Foundation requests records referencing or containing the term(s) “synthetic”, “ACS data users conference”, “American Community Survey data users conference”, “ACS privacy”, “American Community Survey privacy”, “formal privacy”, and/or “Ruggles” in the possession of the following U.S. Census Bureau employees and/or agents for the period of January 1, 2021, through May 31, 2021:
    - Dr. Ron S. Jarmin – Acting Director;
    - Donna M. Daily – American Community Survey Office Chief;
    - Tommy Wright – Chief of the Center for Statistical Research and Methodology;
    - Victoria Velkoff – Associate Director for Demographic Programs;
    - John M. Abowd – Associate Director for Research and Methodology and Chief Scientist;
    - Rolando A. Rodriguez – Statistician;
    - Michael Hawes – Senior Advisor for Data Access and Privacy.

See incoming request for more details.

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Regards,

**Phil Gordon**

[pgordon@HoltzmanVogel.com](mailto:pgordon@HoltzmanVogel.com) // [www.HoltzmanVogel.com](http://www.HoltzmanVogel.com)



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**From:** "Census EFOIA (CENSUS/PCO)" <census.efoia@census.gov>

**Date:** Wednesday, June 16, 2021 at 12:58 PM

**To:** Phil Gordon <pgordon@HoltzmanVogel.com>

**Subject:** Re: Legacy Foundation Action Fund FOIA Request - Census Bureau - 6/3/21

Hello Mr. Gordon:

We are in receipt of your FOIA request and we have assigned to it tracking number DOC-CEN-2021-001659. We will continue process your request with all practical speed.

Sincerely,  
María M. Feliciano-Cestero  
Census FOIA Team

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**From:** Phil Gordon <pgordon@hvjt.law>  
**Sent:** Thursday, June 10, 2021 11:56 AM  
**To:** Census EFOIA (CENSUS/PCO) <census.foia@census.gov>  
**Cc:** Jason Torchinsky <jtorchinsky@HoltzmanVogel.com>  
**Subject:** FW: Legacy Foundation Action Fund FOIA Request - Census Bureau - 6/3/21

**ATTN: Deloris Reed, FOIA Public Liaison**

Ms. Reed,

Please confirm receipt of Legacy Foundation Action Fund's attached FOIA request that was submitted on June 3, 2021, as indicated below. Also attached is the auto-generated response email as proof of submission on June 3, 2021.

Again, Jason Torchinsky is the point of contact for this request, and can be reached by email at [jtorchinsky@hvjt.law](mailto:jtorchinsky@hvjt.law). Feel free to contact us with any questions.

Thank you,

Phillip M. Gordon  
Cell: (202) 329-2676  
[www.hvjt.law](http://www.hvjt.law)

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**From:** Phil Gordon <pgordon@hvjt.law>  
**Date:** Thursday, June 3, 2021 at 12:21 PM  
**To:** "Census.efoia@census.gov" <Census.efoia@census.gov>  
**Cc:** Jason Torchinsky <jtorchinsky@HoltzmanVogel.com>  
**Subject:** Legacy Foundation Action Fund FOIA Request - Census Bureau - 6/3/21

**ATTN: Vernon E. Curry, PMP, CIPP/G**

Mr. Curry,

Attached is Legacy Foundation Action Fund's FOIA request to the Census Bureau. Jason Torchinsky is the point of contact for this request. He can be reached at [jtorchinsky@holtzmanvogel.com](mailto:jtorchinsky@holtzmanvogel.com).

Please feel free to contact us with any questions.

Kind regards,

**Phillip M. Gordon**  
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Haymarket, VA 20169  
Office: (540) 341-8808  
Cell: (202) 329-2676  
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