

# **EXHIBIT C**



November 11, 2021

Federal Bureau of Prisons  
Department of Justice  
FOIA/PA SECTION, OFFICE OF THE GENERAL COUNSEL  
320 First Street, N.W.  
Washington, DC 20534

To whom it may concern,

The American Accountability Foundation (AAF) makes the following request pursuant to the Freedom of Information Act ("FOIA") 5 U.S.C. § 552. Specifically, AAF requests the following items:

1. Documents related to providing persons in the custody of the Federal Bureau of Prisons with education materials on voter registration and copies of the documents distributed to individuals in custody.
2. Documents related to assisting with voter registration of "eligible individuals" in the custody of the Federal Bureau of Prisons.
3. Copies of all documents created by the Bureau of Prisons as a consequence of Executive Order 14019.
4. Copies of all documents transmitted to Mr. Justin Levitt, Executive Office of the President.

Items 1 and 2 are referenced in section nine of Executive Order 14019.<sup>1</sup>

Please search for responsive records from March 7<sup>th</sup> 2021 to present

Please identify responsive materials regardless of format, medium or other physical characteristics. This request is for is for all correspondence, letters emails text messages, telephone messages, voice mails messages, transcripts, notes minutes, and or telephone conversations. This request includes any attachments to emails and other records.

If there is reason to deny this request under a current exemption to FOIA, AAF requests an index of responsive materials as required under Vaughn v Rosen, F.2d 820 (D.C. Cir. 1973),

If portions for the requested materials are exempt from public records request, please reasonably segregate nonexempt portions as defined under 5 U.S.C. § 552(b).

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<sup>1</sup> Exec. Order No. 14019, 86 Fed. Reg. 13623-13627 (Mar. 10, 2021). Accessed November 9, 2021.  
<https://www.federalregister.gov/documents/2021/03/10/2021-05087/promoting-access-to-voting>.

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Should the non-exempt portions be so dispersed throughout responsive material to make segregation impossible, please describe the document and how the non-exempt material is dispersed See Mead Data Central v. U.S. Dep't of the Air Force, 566 F.2d 242, 261 (D.C. Cir. 1977).

#### FEE WAIVER

If the cost of producing the records exceeds \$50, please contact AAF. Pursuant to 5 U.S.C 552(a)(4)(A)(iii), American Accountability Foundation requests a fee waiver because disclosure of these records is in the public interest. The records disclosed as part of this request will assist the public in understanding how the Department of justice is implementing Executive Order 14090 and the president's broader policy to expand accesses to voting. Furthermore, it is vital for the health of our republic to ensure that elections, and voter registration are conducted with high standards of ethics.

5 U.S.C 552(a)(4)(A)(iii):

“(iii) Documents shall be furnished without any charge or at a charge reduced below the fees established under clause (ii) 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.”

AAF is a non-profit organization defined under Internal Revenue Service code section 501(c)3. AAF conducts non-partisan research and fact checking to assist the public in holding government officials accountable. AAF is staffed by experienced researchers and policy staffers who work to gather analyze and share findings from original research.

Original research is distributed via the websites AmericanAccountabilityFoundation.com and BidenNoms.com free of charge. AAF maintains strong relationships with members of the media who can further publicize findings. Therefore for the reasons cited above, AAF qualifies for a fee waiver.

#### EXPEDITED PROCESS

AAF requests expedited processing under 5 U.S.C. § 552 (a)(6)(E) due to a “compelling need” as delineated under 5 U.S.C. § 552(a)(6)(E)(v)(II), there is an “urgen[t]” need to inform the public about an actual or alleged federal government activity.

*(1) AAF's primary activity is providing the public timely access to the information it needs to hold government officials accountable.*

AAF works to inform citizens about potentially concerning activities of the government in order to promote government transparency. AAF uploads findings from investigations to the websites:

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<https://www.bidennoms.com/news> and <https://www.americanaccountabilityfoundation.com/blog>. There are numerous examples of original reporting produced by AAF that have contributed to holding government leaders accountable.<sup>2</sup> AAF findings are also disseminated via various media outlets.<sup>3</sup> These investigations continue an ongoing effort by AAF to provide the resources that the American public needs to hold government officials accountable.<sup>4</sup>

(2) *The records sought in the request are urgently needed to disseminate information to the public on actual or alleged government activity.*

The records sought in this request are intended to inform the public about actual or alleged government activity. Specifically, the records requested pertain to the efforts of the Federal Bureau of Prisons to promote civic participation. Protecting the right to vote is one of the top priorities of the Department of Justice. For example, Attorney General Merrick Garland remarked: “The rights of all eligible citizens to vote are the central pillars of our democracy.”<sup>5</sup>

Pursuant to 28 C.F.R § 16.5(e), includes records that relate to potential loss of due process rights or matters that of interest of the media in which raise questions of government integrity and public

<sup>1</sup> See the following links for blog posts cited as well as other content:

<https://www.americanaccountabilityfoundation.com/post/woke-capitalism-on-full-display-at-the-republicangovernors-association>; <https://www.americanaccountabilityfoundation.com/post/american-accountabilityfoundation-sends-investigative-findings-on-endeavors-to-dhs-ig>; <https://www.bidennoms.com/news/912/jameskvaal-insider-trading-allegations>;

<sup>3</sup> See FOIA request for disciplinary records of ATF nominee David Chipman:

<https://dailycaller.com/2021/06/22/american-accountability-foundation-david-chipman/>

<sup>4</sup> The following links are a small, non-comprehensive list to illustrate how the AAF disseminates information to the public via other national news outlets:

<https://www.nbcnews.com/politics/politics-news/conservative-group-files-ethics-complaint-against-aocattending-met-gala-n1279308>

<https://nypost.com/2021/09/30/biden-reportedly-nominated-daughter-of-political-ally-clyburn-to-post/>

<https://www.foxbusiness.com/politics/biden-raises-eyebrows-donors-company-official-visit>

<https://www.newsweek.com/civilian-climate-corps-trojan-horse-radical-left-opinion-1632402>

<https://www.thedailybeast.com/the-nra-is-bankrupt-but-it-still-owns-americas-gun-agency>

<https://news.yahoo.com/conservative-group-behind-sunk-atf-003022173.html>

<https://thehill.com/homenews/house/544623-conservative-group-escalates-earmarks-war-by-infiltrating-trainings>

<https://spectrumnews1.com/ca/la-west/human-interest/2021/07/22/speaker-pelosi-s--1-million-request-for-the-courage-museum-heads-to-house-floor>

<https://www.buzzfeednews.com/article/zahrahirji/carlton-waterhouse-epa-tom-cotton-racism>

<https://www.foxnews.com/politics/biden-doj-kristen-clarke-conference-cop-killers>

<https://www.foxnews.com/politics/biden-doj-kristen-clarke-conference-cop-killers>

<sup>5</sup> Office of Public Affairs, "Justice Department Files Lawsuit against the State of Texas to Protect Voting Rights,"

Department of Justice, last modified November 4, 2021, accessed November 8, 2021,

<https://www.justice.gov/opa/pr/justice-department-files-lawsuit-against-state-texas-protect-voting-rights>.



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confidence. Per Griffin v. Burns, 570 F.2d 1065 (1st Cir. 1978); Roe v. Alabama, 68 F.3d 404 (11th Cir. 1995) concerns over election integrity include issues that pertain to due process rights.

Trust in the democratic process is a bedrock of our country's government. In order to address public concerns over the security and integrity of the electoral process, prompt disclosure of government activities to the public is essential.

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Please provide responsive documents as attachments to the address [records@americanaccountabilityfoundation.com](mailto:records@americanaccountabilityfoundation.com). For electronic records please provide them in their original format. Please provide all paper documents in PDF form. If the size of responsive materials exceeds the limit for attachments please contact the AAF via the email address above. I will provide a suitable location to upload responsive materials or storage media to share materials.

Thank you for your assistance in this matter

Respectfully,

Matthew A. Buckham  
Founder, American Accountability Foundation  
300 Independence Ave, SE  
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(202) 495-0720

Thomas Jones  
Founder, American Accountability Foundation  
300 Independence Ave, SE  
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(202) 495-0720

**OGC Electronic Freedom of Information - [EXTERNAL] FOIA Request pertaining to Executive Order 14019 EXPEDITED PROCESSING REQUESTED 11-11-2021**

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**From:** American Accountability Foundation  
<records@americanaccountabilityfoundation.com>  
**To:** <OGC\_EFOIA@bop.gov>  
**Date:** 11/11/2021 5:28 PM  
**Subject:** [EXTERNAL] FOIA Request pertaining to Executive Order 14019 EXPEDITED  
PROCESSING REQUESTED 11-11-2021  
**Attachments:** Federal Bureau of Prisons EO 14019 11-11-2021.pdf

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To whom it may concern,

Please find attached a Freedom of Information Act Request.

Thank you for any assistance you can provide,

Thomas Jones  
Founder, American Accountability Foundation  
300 Independence Ave, SE Washington DC 20003  
[\(202\) 495-0720](tel:(202)495-0720)