

# EXHIBIT B

OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE  
WASHINGTON, DC

Gene C. Schaerr  
Project for Privacy & Surveillance Accountability  
1101 Connecticut Avenue NW, Suite 450  
Washington, DC 20036

June 2, 2021

Email: [sgoodwin@schaerr.jaffe.com](mailto:sgoodwin@schaerr.jaffe.com)

Mr. Schaerr,

This letter acknowledges receipt of your Freedom of Information Act (“FOIA”) request dated and received by the Information Management Office on 17 May 2021, in which you seek,

- 1. All agency records mentioning Director Haine’s January 19, 2021 promise, in response to questioning from Senator Ron Wyden, to “inform Americans about any circumstances under which the U.S. Intelligence Community (IC) purchases their data, and legal basis for doing it,” including any records, created, altered, sent, or received in response to that exchange between Haines and Wyden.*
- 2. To the extent not responsive to Item 1 herein, all agency records created, altered, sent, or received in preparation for any public disclosure, as contemplated by Director Haines, describing any of (i) the Intelligence Community’s purchases of American’s private data, (ii) the legal basis for doing so, or (iii) the guidelines under which the Intelligence Community operates in doing so.*

**Your request has been assigned ODNI tracking number DF-2021-00223.**

We have initiated searches for the records you requested and are currently awaiting response.

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 consult with multiple internal and/or external agencies or components. 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.

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](mailto:ogis@nara.gov).

If you have any questions, please feel free to contact our Requester Service Center at [dni-foia@dni.gov](mailto:dni-foia@dni.gov) or (703) 275-1313. You may also reach out to me directly at [dni-foia-liaison@dni.gov](mailto:dni-foia-liaison@dni.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'Sally A. Nicholson', written in a cursive style.

for

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