

Exhibit 1

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FREEDOM OF INFORMATION ACT REQUEST **REQUEST FOR EXPEDITED PROCESSING**

VIA NIH FOIA PORTAL

June 16, 2021

Gorka Garcia-Malene
Freedom of Information Act Officer
National Institutes of Health
Building 31 Room 5B35
9000 Rockville Pike
Bethesda, Maryland 20892
Email: nihfoia@mail.nih.gov

Re: *Dr. Fauci's Emails concerning Eco Health (IR#0508)*

Dear Mr. Garcia-Malene:

This firm represents the Informed Consent Action Network (“ICAN”). On behalf of ICAN, we are requesting records pursuant to the Freedom of Information Act (5 U.S.C. § 552, as amended) (“FOIA”).

By this letter, please provide the following records in your possession via email to foia@sirillp.com:

Copies of all emails sent or received by Anthony Fauci on or after January 1, 2011 that include the words “Daszak” or “EcoHealth” or “Eco Health.”

Request for Expedited Processing

ICAN requests expedited processing for this request. ICAN is “primarily engaged in disseminating information to the general public” and there is an “urgency to inform the public concerning actual or alleged Federal Government activity.” 5 U.S.C. § 552(a)(6)(E)(v)(II). Specifically, ICAN’s mission is to raise public awareness about public health safety and to provide the public with information to give informed consent regarding related health interventions.

Dr. Anthony Fauci has played and continues to play a critical public role in the country’s response to the SARS-CoV-2 pandemic, frequently appearing in the media to discuss the government’s response to the pandemic. His appearances and statements regarding the pandemic receive intense and ongoing media and public interest, and his role in the response is of immediate

and intense public interest in the media and in the scientific community. His communications during the pandemic are therefore of immediate public interest and concern given that the response to the pandemic has significant implications on the liberties and everyday lives of nearly every individual in this country. Moreover, numerous emails sent by Dr. Fauci have been released to the media and are of critical importance in ICAN's role of informing the public about federal government activity and many of these emails may not have been properly placed in context and therefore, access to all available emails is critical to assuring that the ones already produced are being accurately reported upon. *See, e.g.*, <https://www.npr.org/2021/06/03/1002865747/5-things-we-learned-from-anthony-faucis-emails>; <https://www.cnn.com/2021/06/02/politics/anthony-fauci-emails/index.html>; <https://www.newsweek.com/fauci-emails-5-biggest-revelations-1596714>. Some of these emails relate to the disputed and unknown origin of SARS-CoV-2 which may be related to gain of function that was funded by NIH, NIAID, and/or through Daszak or EcoHealth. The public has an urgent need to understand the origins of this virus and whether it is a man-made or naturally occurring virus. Documents related to Dr. Fauci reflect government activity that will likely shed light on this issue.

Given all of the foregoing, if there are any additional FOIA requests that have been submitted and/or responded to including Dr. Fauci, ICAN requests that these be produced forthwith as the agency would have already processed such requests and it would be easy and simple to respond to this request. Please also be advised that by providing the requested information in an expedited fashion, the agency could potentially avoid the filing of additional FOIAs.

ICAN certifies that the information in the request is true and correct to the best of ICAN's knowledge and belief.

Fees and charges for this search are to be waived pursuant to 5 U.S.C. § 552 (a)(4)(A)(iii) since ICAN is a not-for-profit 501(c)(3) organization and its mission is to raise public awareness about vaccine safety and provide the public with information to give informed consent. As part of its mission, ICAN investigates and disseminates information regarding vaccine safety, including through their website, and through press events and releases. ICAN is seeking the information in this FOIA request to allow it to contribute to the public understanding of the government's vaccine safety programs, including the government's efforts to promote vaccine safety. The information requested in this FOIA request will not contribute to any commercial activities.

Please note that the FOIA provides that if only portions of a requested file are exempted from release, the remainder must still be released. We, therefore, request that we be provided with all non-exempt portions which are reasonably segregable. We further request that you describe any deleted or withheld material in detail and specify the statutory basis for the denial as well as your reasons for believing that the alleged statutory justification applies. Please also separately state your reasons for not invoking your discretionary powers to release the requested documents in the public interest. Such statements may help to avoid unnecessary appeal and litigation. ICAN of course reserves all rights to appeal the withholding or deletion of any information.

Access to the requested records should be granted within twenty (20) business days from the date of your receipt of this letter. Failure to respond in a timely manner shall be viewed as a denial of this request and ICAN may immediately file an administrative appeal.

If you would like to discuss our requests or any issues raised in this letter, please feel free to contact me at (212) 532-1091 or via email at foia@sirillp.com during normal business hours. Thank you for your time and attention to this matter.

Very truly yours,

/s/ Aaron Siri

Aaron Siri, Esq.

Elizabeth A. Brehm, Esq.