

Exhibit 5



DEPARTMENT OF HEALTH AND HUMAN SERVICES

Public Health Service

Centers for Disease Control
and Prevention (CDC)
Atlanta GA 30333

June 8, 2023

Aaron Siri
Siri & Glimstad LLP
745 Fifth Ave.
Suite 500
New York, NY 10151

Via email: foia@sirillp.com

Dear Mr. Siri:

This letter is regarding to your Centers for Disease Control and Prevention and Agency for Toxic Substances and Disease Registry (CDC/ATSDR) Freedom of Information Act (FOIA) request of May 25, 2023, assigned #23-01196-FOIA, regarding your attached request. You may recall that records request numbers 23-01196-FOIA, 23-01197-FOIA and 23-01198-FOIA were aggregated with the operative records request number for the aggregated records request being 23-01196-FOIA. I have attached each of the three (now one) records requests to this communication.

We are unable to process your aggregated request as it is currently stated. Even when we are able to determine precisely what records a requester seeks, we are not obliged to process it if doing so would be unduly burdensome or otherwise unreasonably strain limited agency resources due to the need to locate, review, redact and assemble a vast quantity of material. The courts have noted that the FOIA was not intended to reduce government agencies to full-time investigators on behalf of requesters.

For the portion of the aggregated records request where you ask for:

All emails sent and received by Dr. Kathleen Dooling, from January 1, 2020 through the date of the search, to or from Dr. Sara Oliver and/or Dr. Matthew Daley that contain the terms “vaccin*” and “COVID-19”. * = Boolean Search

It is likely that a search pursuant to the text above would result in numerous records pertaining to a wide variety of issues. Accordingly, we require more specific, focused and defined subject matter. Please identify specific topics and contexts so that we may search for records that are responsive to your needs.

For the portion of the aggregated records request where you ask for:

All emails sent and received by Dr. Kathleen Dooling, from January 1, 2019 through the date of the search, that include “@pfizer.com” in any portion of an email address in the to, from, cc, and/or bcc fields.

It is likely that a search based on the text above would produce numerous records on a variety of topics. Here again, we require more specific, focused and defined subject matter. Please identify specific topics and contexts so that we may search for records that are responsive to your needs.

For the portion of the aggregated records request where you ask for:

All emails sent and received by Dr. Kathleen Dooling, from January 1, 2020 through the date of the search, that contain the terms “CICP” and/or “Countermeasures Injury Compensation Program.”

Without additional information from you, a search is likely to produce numerous records dealing with a wide variety of issues. Please provide additional context to aid us in identifying records that are responsive. Please also let us know if you seek internal e-mail messages and/or e-mail messages with parties outside of the CDC. If you seek e-mail traffic with external parties, please identify the persons' names or e-mail domains.

The scope of your request must be substantially narrowed if you wish for us to proceed with any search for responsive documents. Please respond, referencing the case number 23-01196-FOIA, with more limited and narrowly focused subjects of your request, as soon as possible.

We are placing your request on hold while clarification efforts are underway. Please email your response to me at umm1@cdc.gov, no later than July 10, 2023. If you fail to submit a reasonable request by that date, we will consider your request withdrawn. Your request will be administratively closed, and no further action will be taken in regard to it.

Sincerely,

Gilan Shamir

Gilan Shamir
CDC/ATSDR FOIA Office
Office of the Chief Operating Officer
(770) 488-6399
Fax: (404) 235-1852

23-01196-FOIA