

Exhibit 2



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

04/19/2023

Mr. Michael Ding
America First Legal Foundation
611 Pennsylvania Ave SE #231
Washington, DC 20003

email: foia@aflegal.org

RE: Your FOIA Request to Treasury, Case Number 2023-FOIA-00264

Dear Mr. Ding:

This letter acknowledges the receipt of your Freedom of Information Act (FOIA) request to the U.S. Department of the Treasury, dated 02/21/2023. You have requested access to the following records:

"II. Requested Records

AFL requests the following records under the Freedom of Information Act (FOIA), 5 U.S.C. § 552(a).

A. For the custodians listed below, all records of communications referring to “discrimination,” “discriminatory,” “race,” “racial,” “ethnicity,” “color,” “BIPOC,” “Asian” “Indigenous,” “Black,” “Brown,” or “White” on the one hand, and “audit,” “enforcement,” “NRP,” “RAAS,” “algorithmic,” “selection,” “sampling,” or “strata,” on the other. The time period for this request is January 20, 2021 to the date this request is processed. Please exclude news articles, press clippings, listserv items, or forwards of the same without substantive commentary.

B. All records regarding the processing of this request.

III. Custodians

A. Janet Yellen, Secretary of the Treasury

B. Wally Adeyemo, Deputy Secretary

C. Janis Bowdler, Counselor for Racial Equity

D. Lily Batchelder, Assistant Secretary for Tax Policy

E. Greg Leiserson, Deputy Assistant Secretary for Tax Analysis

F. All political appointees assigned to the Office of the Secretary, the Office of the Deputy Secretary, the Office of Tax Policy (OTP), the Office of Tax Analysis (OTA), and the Office of the Tax Legislative Counsel (TLC).

G. All employees at or equivalent to grade GS-14 and above the Office of the Secretary, the Office of the Deputy Secretary, the Office of Tax Policy (OTP), the Office of Tax

Analysis (OTA), and the Office of the Tax Legislative Counsel (TLC).
H. Charles P. Rettig, Commissioner of Internal Revenue
I. Douglas O'Donnell, Acting Commissioner
J. Heather Maloy, Acting Chief of Staff
K. All political appointees assigned to the IRS
L. All employees and contractors at or equivalent to grade GS-14 and above assigned to IRS's Research and Applied Analytics and Statistics (RAAS) organization."

I have initiated a search within the Departmental Offices for records that would be responsive to your request. Every effort will be made to provide you with a timely response; however, unusual circumstances exist regarding the search for and review of potentially responsive records which may delay our response. This may include the need to consult with multiple program offices, to review a voluminous quantity of records, or to search for records stored in multiple locations. I invite you to contact my office to discuss limiting the scope of your request which could significantly reduce the time needed to process your request.

We will review your request for a fee waiver once our office ascertains that the billable costs will exceed our \$25.00 billing threshold.

If you have any questions or wish to discuss reformulation or an alternative time frame for the processing of your request, you may contact Treasury's FOIA Public Liaison by phone at (202) 622-8098 or by email at FOIAPL@treasury.gov.

If the FOIA Public Liaison is unable to satisfactorily resolve your question or concern, the Office of Government Information Services (OGIS) also mediates disputes between FOIA requesters and federal agencies as a non-exclusive alternative to litigation. If you wish to contact OGIS, you may contact the agency directly by email at OGIS@nara.gov, by phone at (877) 684-6448, by fax at (202) 741-5769 or by mail at the address below:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road – OGIS
College Park, MD 20740-6001

Your request has also been routed to the IRS for processing and direct response to you. You can reach the IRS at:

Internal Revenue Service, GLDS Support Services Stop 211
P.O. Box 621506
Atlanta, GA 30362-3006
FOIA Public Liaison Line: 312-292-3297

You may reach me via telephone at 202-622-0930, extension 2; or via e-mail at FOIA@treasury.gov. Please reference FOIA case number 2023-FOIA-00264 when contacting our office about this request.

Sincerely,

Cawana Pearson
FOIA and Transparency
Office of Privacy, Transparency, and Records
U.S. Department of the Treasury