

# EXHIBIT

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# FAX

To: Dionne Hardy, FOIA Officer at the Office of Management and Budget	From: Allison Murphy, Counsel at Protect Democracy Project
Fax: (202) 395-3504	Pages: 3
Phone: (202) 395-3642	Date: 4/7/2017
Re: Freedom of Information Act Request	

To Whom It May Concern:

Please find enclosed a Freedom of Information Act request. To contact us, please either email us at [info@protectdemocracy.org](mailto:info@protectdemocracy.org), or fax us at (929) 777-8428. If you have any questions about the contents of the request, please reach out to Allison Murphy, Counsel, at [allison.murphy@protectdemocracy.org](mailto:allison.murphy@protectdemocracy.org)

Sincerely,

Protect Democracy Project



April 7, 2017

Dionne Hardy  
FOIA Officer  
Office of Management and Budget  
Room 9026  
725 17th Street, NW  
Washington, DC 20003  
ombfoia@omb.eop.gov

Re: Freedom of Information Act Request

Dear Freedom of Information Officer:

Pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. 552, we hereby request that your office produce within 20 business days the following records (see below for clarity on the types of records sought):

1. Any and all records that refer to abolishing, ending, eliminating, terminating, repealing, defunding, reducing funding, outsourcing, or privatizing the Congressional Budget Office (CBO).
2. Any and all records that refer to abolishing, ending, eliminating, terminating, repealing, defunding, reducing funding, outsourcing, or privatizing CBO's
  - a. estimates of the deficit,
  - b. budget projections,
  - c. cost estimates for legislation or proposals, or
  - d. scores for legislation or proposals.
3. Any and all records that refer to altering the mission or function of CBO, or modifying, changing, or replacing the leadership, personnel, or staffing of CBO.
4. Any and all records that refer to the Congressional Budget and Impoundment Control Act of 1974, Pub. L. 93-344, 88 Stat. 297, 2 U.S.C. §§ 601-688, or any subsection or portion thereof.

The time period of this request is from November 9, 2016 through the present.

FEE WAIVER

FOIA provides that any fees associated with a request are waived 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.” 5 U.S.C. § 552(a)(4)(A)(iii). The core mission of The Protect Democracy Project, a new organization awaiting 501(c)(3) status, is to inform public understanding on operations and activities of the government. This request is submitted in consort with the organization’s mission to gather and disseminate information that is likely to contribute significantly to the public understanding of executive branch operations and activities. The Protect Democracy Project has no commercial interests.

In addition to satisfying the requirements for a waiver of fees associated with the search and processing of records, The Protect Democracy Project is entitled to a waiver of all fees except “reasonable standard charges for document duplication.” 5 U.S.C. § 552(a)(4)(A)(ii)(II). Federal law mandates that fees be limited to document duplication costs for any requester that qualifies as a representative of the news media. *Id.* The Protect Democracy Project operates in the tradition of 501(c)(3) good government organizations that qualify under FOIA as “news media organizations.” Like those organizations, the purpose of The Protect Democracy Project is to “gather information of potential interest to a segment of the public, use its editorial skills to turn the raw materials into distinct work, and distribute that work to an audience.” *Nat’s Sec. Archive v. Dep’t of Defense*, 880 F.2d 1381, 1387 (D.C. Cir. 1989). We intend to give the public access to documents transmitted via FOIA on our website, [www.unitedtoprotectdemocracy.org](http://www.unitedtoprotectdemocracy.org), and to provide information about and analysis of those documents as appropriate.

#### RESPONSIVE RECORDS

We ask that all types of records and all record systems be searched to discover records responsive to our request. We seek records in all medium and format. This includes, but is not limited to: agendas, manifests, calendars, schedules, notes, and any prepared documentation for meetings, calls, teleconferences, or other discussions responsive to our request; voicemails; e-mails; e-mail attachments; talking points; faxes; training documents and guides; tables of contents and contents of binders; documents pertaining to instruction and coordination of couriers; and any other materials. We ask that you search all systems of record, including electronic and paper, in use at your agency. The Protect Democracy Project would prefer records in electronic format, saved as PDF documents, and transmitted via email or CD-rom.

If you make a determination that any responsive record, or any segment within a record, is exempt from disclosure, we ask that you provide an index of those records at the time you transmit all other responsive records. In the index, please include a description of the record and the reason for exclusion with respect to each individual exempt record or exempt portion of a record, as provided by *Vaughn v. Rosen*, 484 F.2d 820 (D.C. Cir. 1973), cert. denied, 415 U.S. 977 (1974). When you deem a portion of a record exempt, we ask that the remainder of the record to be provided, as required by 5 U.S.C. § 552(b).

Given the 20-day statutory deadline, we hope to be as helpful as possible in clarifying or answering questions about our request. Please contact me at [allison.murphy@protectdemocracy.org](mailto:allison.murphy@protectdemocracy.org) or (202) 599-0466 if you require any additional information. We appreciate your cooperation, and look forward to hearing from you very soon.

Sincerely,

A handwritten signature in blue ink that reads "Allison Murphy". The signature is written in a cursive, flowing style.

Allison F. Murphy  
Counsel  
The Protect Democracy Project