

# **EXHIBIT G**



Cameron Bills <cameron.bills@protectdemocracy.org>

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## NSD FOIA #17-291 Murphy

6 messages

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**Mallory, Arnetta (NSD)** <Arnetta.Mallory@usdoj.gov>  
To: "foia@protectdemocracy.org" <foia@protectdemocracy.org>

Tue, Sep 12, 2017 at 9:54 AM

Allison F. Murphy

2020 Pennsylvania Avenue, NW

#163

Washington, DC 20006

Re: FOIA/PA #17-291

Dear Ms. Murphy:

This is to acknowledge receipt of your email dated September 1, 2017 pertaining to any and all records that reflect, discuss, or otherwise refer to advice provided to the White House concerning the President's legal authority to launch military strikes or conduct armed conflict against North Korea. Any and all records that reflect, discuss, or otherwise refer to consulting with Congress or obtaining Congressional authorization with respect to launching military strikes or initiating armed conflict against North Korea. Any and all records that reflect, discuss, or otherwise refer to President Trump's statement or tweet of August 8, 2017 threatening that North Korea will be "met with fire and fury." Any and all records that reflect, discuss, or otherwise refer to President Trump's statement or tweet of August 30, 2017 stating: "the U.S. has been talking to North Korea, and paying them extortion money, for 25 years. Talking is not the answer!" Our FOIA office received your Freedom of Information Act request on September 1, 2017.

Our policy is to process FOIA requests on a first-in, first-out basis. Consistent with this policy, every effort will be made to respond to your request as quickly as possible. The actual processing time will depend upon the complexity of the request, whether it involves sensitive or voluminous records, and whether consultations with other agencies or agency components are appropriate.

Also, you requested a waiver of fees and expedited processing, this is under consideration. We will notify you once a decision has been made. You may contact our office at (202) 233-2639 if you have any questions regarding your request.

Sincerely,

Arnetta Mallory

Government Information Specialist

----- Forwarded message -----

From: **Allison Murphy** <[allison.murphy@protectdemocracy.org](mailto:allison.murphy@protectdemocracy.org)>

Date: Tue, Sep 12, 2017 at 1:42 PM

Subject: Fwd: NSD FOIA #17-291 Murphy

To: [Arnetta.Mallory@usdoj.gov](mailto:Arnetta.Mallory@usdoj.gov)

 [20170905 DOJ OLC Ack.pdf](#)

Dear Ms. Mallory,

Thank you for your email about Protect Democracy's FOIA request FOIA/PA #17-291.

Your email indicated that NSD has not made a decision regarding our request for expedited processing. Given that DOJ's Office of Legal Counsel recently granted our request for expedited processing on a nearly identical FOIA request (see attached letter from OLC), we urge NSD to maintain a consistent position within DOJ, and likewise grant our expedition request.

Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Best regards,

Allison Murphy  
Counsel

----- Forwarded message -----

From: **Mallory, Arnetta (NSD)** <Arnetta.Mallory@usdoj.gov>  
Date: Thu, Oct 5, 2017 at 1:40 PM  
Subject: NSD FOIA #17-291 Murphy  
To: Allison Murphy <allison.murphy@protectdemocracy.org>

Allison F. Murphy

2020 Pennsylvania Ave., NW

#163

Washington, DC 20006

Re: FOIA/PA #17-291

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You have requested expedited processing of your request under the Department of Justice standards permitting expedition when a requester demonstrates a "compelling need." A compelling need is defined as follows:

1. Failure to obtain requested records on an expedited basis could reasonably be expected to pose an imminent threat to the life or physical safety of an individual; or
2. With respect to a request made by a person primarily engaged in disseminating information, urgency to inform the public concerning actual or alleged Federal Government activity.

You have not demonstrated that there is a particular urgency to inform the public about an actual or alleged federal government activity. Therefore, we have determined that your request for expedited processing is denied.

You requested a waiver of processing fees. It has been determined that you are a representative of the news media. You are required to pay duplication costs after the first 100 free pages. Therefore, your request for a fee waiver has been denied.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account on the following web site: <https://foiaonline.regulations.gov/foia/action/public/home>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

Arnetta Mallory

Government Information Specialist

**From:** Allison Murphy [mailto:[allison.murphy@protectdemocracy.org](mailto:allison.murphy@protectdemocracy.org)]

**Sent:** Tuesday, September 12, 2017 1:42 PM

**To:** Mallory, Arnetta (NSD) <[amallory@jmd.usdoj.gov](mailto:amallory@jmd.usdoj.gov)>

**Subject:** Fwd: NSD FOIA #17-291 Murphy

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Thank you for your attention to this matter. Please do not hesitate to contact me if you have any questions.

Best regards,

Allison Murphy

Counsel