

EXHIBIT L



UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

John Carter
Carter Hayes, LLC
4115 Annandale Rd., Suite 205
Annandale, VA 22003

MAY 05 2017

Re: FOIA-2017-00444
Alcohol-related agency
documents

Dear Mr. Carter:

This is our final response to your request dated January 25, 2017, amended February 8, 2017, under the Freedom of Information Act seeking access to:

- Copies of all Documents in the FTC's possession, relating to alcohol, the Care Act, post and hold and alcohol pricing laws, caffeinated alcoholic beverages, flavored malt beverages, wine, spirits or malt beverages; malt beverage manufacturers; malt beverage wholesalers; wine and distilled spirits manufacturers; wine and distilled spirit wholesalers; malt beverage, wine and distilled spirits retailers; any organizations representing the aforementioned; and any individual or entity communicating with the FTC or any division or office thereof pertaining to any aspect of the regulation of alcohol, alcohol distribution and/or advocacies and outreaches pertaining to alcohol including, but not limited to, the organizations: American Beverage Institute, Brewers Association, Costco Corporation, Center for Alcohol and Marketing, Center for Science in Public Interest, Century Council, Mercatus Center, Distilled Spirits Council of United States, Beer Institute, Wine Institute, National Beer Wholesalers Association, Institute for Justice, Wine and Spirits Wholesaler of America, National Association of Beverage Importers, National Retail Federation, Nation Conference of State Legislature, Retail Industry Leaders Association, Specialty Wine Retailers Association, George Mason University, National Alcohol Beverage Control Administration, Pacific Institute of Research and Evaluation, Total Wine & Spirits, Wine America, National Restaurant Association, Mothers Against Drunk Driving, Marin Institute, any law firm, state chapters or associations or related entities of any of the aforementioned groups, any individual alcohol company manufacturer, distributor, importer or retail company (Category 1);
- Any and all Documents regarding the FTC's response(s) and/or compliance with CH FOIA Requests excluding Documents actually produced to CH in response to FTC FOIA-2015-01088 (Category 2);
- Any and all Documents relating to any communications by the FTC with other federal, state and/or local executive, legislative or judicial branches of government regarding any aspect of the regulation of alcohol, the FTC's authority to regulate alcohol, alcohol distribution, alcohol advocacies and outreaches and/or any other alcohol-related issues (Category 3);

- Any and all Documents regarding the travel schedules and expense forms for any FTC employee for any travel associated with alcohol-related issues. All requests for speaking engagement travel, and contract regarding alcohol-related issues or alcohol-related entities, corporations, and/or associations (Category 4);
- Any and all Documents related to the updating, modification or publication of any existing or new issue papers, working papers, or policy papers with regard to alcohol or liquor and the regulation, sale and/or distribution thereof including but not limited to any Documents involving FTC employees, its paid and/or unpaid contractors, and third parties who are the authors, reviewers, contributors or endorsers of any such papers (Category 5); and
- Any and all Documents related to the preparation for any US congressional testimony or response to any request for information by any member of Congress or any comments, whether solicited or unsolicited by a member of Congress, or its staff on any congressional legislation relating to alcohol, liquor, wine, malt beverages, ciders or the distribution or regulation thereof (Category 6)

between May 28, 2015 and January 25, 2017. In accordance with the FOIA and agency policy, we have searched our records as of January 25, 2017, the date we received your request in our FOIA office.

Without regard to the overbreadth of your request (*see Marks v. US (DOJ)*, 578 F.2d 261, 263 (9th Cir. 1978)), we located an additional approximately 368 pages of records that may be responsive and non-duplicative to those already released to you. I am granting partial access to these records, or to approximately 39 pages. Portions of these pages, or entire pages, fall within one or more of the exemptions to the FOIA's disclosure requirements, as explained below.

I am denying access to portions of the records under Exemption 3, 5 U.S.C. § 552(b)(3) because these portions are exempt from disclosure by another statute. Specifically, 15 U.S.C. § 18a(h) exempts any information or documentary material that may have been filed pursuant to the Hart-Scott-Rodino pre-merger notification program.

Other responsive records contain staff analyses, opinions, and recommendations. These records are deliberative and pre-decisional and are an integral part of agency's decision-making process. They are exempt from the FOIA's disclosure requirements by FOIA Exemption 5, 5 U.S.C. § 552(b)(5). *See NLRB v. Sears, Roebuck & Co.*, 421 U.S. 132 (1975).

We have reached your fee agreement of \$3000. Please make a check for the remaining balance of \$500 to U.S. Treasury and send payment to:

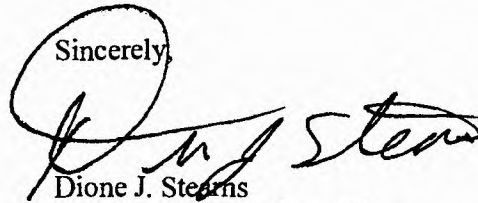
Financial Management Office, H-790
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, D.C. 20580

If you are not satisfied with this response to your request, you may appeal by writing to Freedom of Information Act Appeal, Office of the General Counsel, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington, D.C. 20580, within 90 days of the date of this letter. Please enclose a copy of your original request and a copy of this response.

You also may seek dispute resolution services from the FTC FOIA Public Liaison Richard Gold via telephone at (202) 326-3355 or via e-mail at rgold@ftc.gov; or from the Office of Government Information Services via e-mail at ogis@nara.gov, via fax at (202) 741-5769, or via mail at Office of Government Information Services (OGIS), National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740.

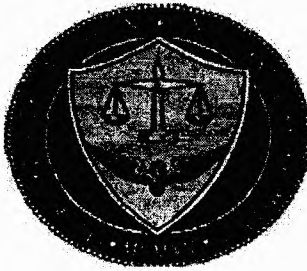
If you have any questions about the way we handled your request or about the FOIA regulations or procedures, please contact Shelley M. O'Hara at (202) 326-2072.

Sincerely,

A handwritten signature in black ink, appearing to read "Dione J. Stearns". The signature is written in a cursive style and is positioned above the printed name and title.

Dione J. Stearns
Assistant General Counsel

Attachment



Invoice Summary

600 Pennsylvania Avenue,
N.W.
Washington, DC 20580

Report Date : 05/04/2017

Time : 11:11:58 AM

Requester Details

Mr. John Laughlin Carter
Attorney
Carter Hayes, LLC
4115 Annandale Rd.
Suite 205
Annandale, VA 22003

Requester Invoice

Request No : FOIA-2017-00444
Invoice No : 00000004158
Invoice Date : 05/04/2017
Requester Name : Carter, John
Requester Organization : Carter Hayes, LLC

Fee Items	Charged Value (\$)
PROFESSIONAL HOURS	
a. SEARCH	65.00
ATTORNEY/ECONOMIST	
a. SEARCH	0.00
b. REVIEW/EXCISING	360.00
c. COORDINATION/APPROVAL/DENIAL	75.00
Total Amount (\$) : 500.00	
Amount Paid (\$) : 0.00	
Balance Due (\$) : 500.00	

Request Description

Alcohol-related agency documents
Sub Requests
Default

Memo

Federal Trade Commission