

# EXHIBIT 9



**U.S. Department of Justice**

Civil Division

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*Washington, DC 20530*

Via Email

August 22, 2018

Mr. David C. Dinielli  
Southern Poverty Law Center  
400 Washington Avenue  
Montgomery, Ala. 36104  
(334) 956-8200  
david.dinielli@splcenter.org

Request No. 145-FOI-16168  
HDK

Dear Mr. Dinielli:

This is the response of the Civil Division, Department of Justice to your Freedom of Information Act request for records concerning “the Federal Bureau of Prisons’ (“BOP”) changes to the Transgender Offender Manual.” This Office received your request on June 28, 2018.

After a search of the Civil Division’s records, this Office could locate no responsive records subject to the FOIA in its files. Accordingly, this Office is closing your request at this time.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. 552(c). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You may contact our FOIA Public Liaison at 202-514-2319 for any further assistance and to discuss any aspect of your request. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001, e-mail at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

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://www.foiaonline.gov/foiaonline/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,

A handwritten signature in black ink, appearing to read "Hirsh D. Kravitz", with a long horizontal flourish extending to the right.

Hirsh D. Kravitz  
Senior Supervisory FOIA Counsel  
Office of FOIA, Records, and E-discovery