

Exhibit 2



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

July 6, 2018

FOIA No.: 2018-06-192
OASIS No.: 1007693

VIA ELECTRONIC MAIL: tmak@npr.org

Mr. Tim Mak
National Public Radio, Inc.
1111 North Capitol St., N.E.
Washington, DC 20002

Dear Mr. Mak:

This acknowledges receipt of your May 14, 2018 Freedom of Information Act, 5 U.S.C. § 552 (FOIA), request to the Department of the Treasury seeking records pertaining to Alexander Torshin and Oleg Deripaska. Treasury referred your request to its Office of Foreign Assets Control (OFAC) for processing on June 29, 2018.

OFAC generally processes its FOIA requests on a “first in, first out” basis. We may encounter some delay in processing your request since OFAC is experiencing a substantial backlog of FOIA requests that has adversely affected its response time. We will make every effort to comply with your request in a timely manner; however, there are currently 196 open requests ahead of yours.

For fee purposes, we have determined that, you are a “media” requestor. The FOIA, specifically 5 U.S.C. § 552(a)(4)(A), and Treasury FOIA regulations at 31 C.F.R. § 1.7, allow us to recover part of the cost of addressing your request. As a “media” requestor, you will be charged the cost of duplication only, excluding charges for the first 100 pages. Duplication will be assessed at 20-cents per page. You requested a fee waiver. We have determined that your request for a fee waiver is moot because OFAC will process our response(s) to you in electronic format, and this cost will be de minimis.

We will query the appropriate OFAC components for responsive records. If responsive records are located, they will be reviewed for determination on release. One of our analysts will respond to your request. We appreciate your patience as we proceed.

Please be aware that, should records responsive to your request exist, they may contain sensitive business information. OFAC is required to process such records through its submitter notice process. This process can add, at minimum, an additional 30 days to the processing of your request. Please see 31 C.F.R. § 1.6.

Please be advised that OFAC will neither confirm nor deny the existence of investigative records, pursuant to exemption (b)(7)(A) of the FOIA, unless there was an actual investigation

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that resulted in a designation or enforcement action, or the investigation is publicized. The mere acknowledgement of an investigation could reveal classified information and thereby cause harm to our national security posture. Until an actual designation, enforcement action or public acknowledgement of an investigation by Treasury has occurred, release of any information confirming or denying the existence of an investigation could conceivably tip off the subjects of pending investigations. The mere acknowledgement of an OFAC investigation would allow the subject of the investigation the opportunity to engage in asset flight and change their habits and routines such that an enforcement action or designation would be impossible to obtain. Conversely, if OFAC were to acknowledge that it was not investigating an individual that was actually involved in criminal activity, that information alone may embolden the individual in their continued criminal activities.

Additionally, to the extent that your request seeks records which are subject to the Foreign Narcotics Kingpin Designation Act (Kingpin Act) [21 U.S.C. §§ 1901-08], please be aware that all records or information obtained or created pursuant to the Kingpin Act is exempt from the provisions of the FOIA (5 U.S.C. § 552(b)(3)) pursuant to 21 U.S.C. § 1904(e)(3).

We will query the appropriate OFAC component for responsive records. If any responsive records are located, they will be reviewed for determination of releasability. Please be assured that one of our Analysts will respond to your request as expeditiously as possible. We appreciate your patience as we proceed with your request.

Your request has been assigned FOIA No. **2018-06-192**. Please reference this number in any future correspondence. If you have any questions regarding this matter, you may email OFACFOIAOffice@treasury.gov or contact the FOIA Requester Service Center at (202) 622-2500, option 3.

Sincerely,

Sara Elizabeth Moss, Ph.D., CIPP/G
Senior FOIA Reviewer
Information Disclosure and Records Management
Office of Sanctions Support and Operations
Office of Foreign Assets