

Exhibit G



DEPARTMENT OF HEALTH & HUMAN SERVICES

Office of the Secretary

Assistant Secretary for Public Affairs
Washington, D.C. 20201

Case No. 2018-00936-FOIA-OS

May 10, 2018

Omar Gonzalez-Pagan
Senior Attorney
Lambda Legal
120 Wall Street, 19th Floor
New York, NY 10005-3919
Via email: ogonzalez-pagan@lambdalegal.org

Dear Mr. Gonzalez-Pagan:

This letter is in response to your April 27, 2018, Freedom of Information Act (FOIA) request. Specifically, you requested the following:

“All records reflecting communications (including emails, email attachments, text messages, telephone call logs, calendar invitations/entries, meeting notices, meeting agendas, informational material, talking points, any handwritten or electronic notes taken during any responsive communications, summaries of any responsive communications, or other materials reflecting communications) between (a) any individual or office at HHS, including its component agencies, and (b) individuals at any of the organizations listed in Table A below.

Table A

- American Center for Law and Justice
- American Civil Rights Union
- American College of Pediatricians
- Alliance Defending Freedom
- American Family Association
- Americans United for Life
- American Values
- Becket Fund for Religious Liberty
- Center for Constitutional Jurisprudence
- Claremont Institute
- Eagle Forum Education and Legal Defense Fund
- Family Research Council
- First Liberty
- Freedom of Conscience Defense Fund
- Heritage Foundation
- Liberty Counsel
- Liberty, Life, and Law Foundation
- National Legal Foundation

Gonzalez-Pagan – Page 2 of 2
2018-00936-FOIA-OS

- National Organization for Marriage
- National Right to Life
- Pacific Legal Foundation
- The Rutherford Institute
- Thomas More Society
- United States Conference of Catholic Bishops.”

This letter is to notify you that we interpret your request to be overly broad in that any of the 79,000+ employees in the Department of Health and Human Services may have possession of responsive records. Additionally, the organizations listed in "table A" lack email domains.

The FOIA allows the public to request access to "reasonably described" existing agency records (subject to any applicable FOIA exemptions to disclosure). This means you must describe the category of records you are seeking or the actual document(s), and provide sufficient details to permit a search with reasonable effort, utilizing existing indices and search tools. Unfortunately, your request leaves too much open to interpretation as to which employee's email accounts should be searched for records responsive to your request. Additionally, the office of Information Technology Infrastructure Operations (ITIO) is unable to perform an adequate search lacking the email domains of the external entities named in table A of your request.

At this time, we have placed your request in "tolled" status. Therefore, please clarify and describe the records you are seeking, by sending an email to FOIARequest@hhs.gov.

After you further advise us what records you are seeking, we can begin to process your FOIA request.

If you have not contacted our office within 20 business days from the date of this letter, your request will be administratively closed. Therefore, no action on your part is needed, if you no longer have a need for the records.

Sincerely yours,



Michael S. Marquis
Director
FOI/Privacy Acts Division