



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Chief Financial Officer and**  
**Assistant Secretary for Administration**  
Washington, D.C. 20230

July 25, 2014

Mr. Robyn Burrows  
Counsel  
Cause of Action  
1919 Pennsylvania Ave, NW  
Suite 650  
Washington, DC 20006

RE: Freedom of Information Act Request DOC-OD-2014-000204

Dear Mr. Burrows:

This is in final response to your Freedom of Information Act (FOIA) request dated November 26, 2013 requesting records reflecting all communications between (1) The Office of White House Counsel and the U.S. Department of Commerce (DOC) Office of Privacy and Open Government, and (2) The Office of White House Counsel and the DOC Office of the General Counsel, concerning the Office of White House Counsel's review of agency records. The time period for this request is January 1, 2012 to the present.

The responsive documents located in response to your FOIA request are being withheld in their entirety pursuant to 5 U.S.C. § 552. Eight documents are being withheld pursuant to 5 U.S.C. § 552 (b)(5), which protects information that is inter-agency or intra-agency memoranda or letters which would not be available by law to a party other than an agency in litigation with the agency. The privileges being used are the attorney-client privilege and the deliberative process privilege. Twenty-one documents are being withheld pursuant to (b)(5) and (b)(6). The privileges being used are the attorney-client privilege and the deliberative process privilege. The exemption (b)(6) protects personal privacy information. In addition, there is one document that is being withheld in its entirety pursuant to all three privileges, the attorney-client privilege, the deliberative process privilege and the attorney work-product privilege.

You have the right to appeal this denial of the FOIA request. An appeal must be received within 30 calendar days of the date of this response letter by the Assistant General Counsel for Administration (Office), Room 5898-C, U.S. Department of Commerce, 14<sup>th</sup> and Constitution Avenue, N.W., Washington, D.C. 20230. Your appeal may also be sent by e-mail to [FOIAAppeals@doc.gov](mailto:FOIAAppeals@doc.gov), by facsimile (fax) to 202-482-2552, or by FOIAonline, if you have an account in FOIAonline, at <https://foiaonline.regulations.gov/foia/action/public/home#>. The appeal must include a copy of the original request, this response to the request and a statement of the reason why the withheld records should be made available and why denial of the records was in error. The submission (including e-mail, fax, and FOIAonline submissions) is not complete without the required attachments. The appeal letter, the envelope, the e-mail

subject line, and the fax cover sheet should be clearly marked “Freedom of Information Act Appeal.” The e-mail, fax machine, FOIAonline, and Office are monitored only on working days during normal business hours (8:30 a.m. to 5:00 p.m., Eastern Time, Monday through Friday). FOIA appeals posted to the e-mail box, fax machine, FOIAonline, or Office after normal business hours will be deemed received on the next normal business day.

Sincerely,

*Bobbie Parsons*

Bobbie Parsons  
FOIA Officer, Immediate Office of the Secretary  
Office of Privacy and Open Government