



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FOIA Service Center

July 10, 2019

Jason Smathers
Muckrock.Com
185 Beacon Street #3
Somerville, MA 02143

RE: FOIA Request No. 11-00590-F

Dear Mr. Smathers:

This is the final response to your request dated January 2, 2011, requesting information pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. Your request was received in the FOIA Service Center (FSC) on January 3, 2011 and was forwarded to the appropriate office(s) within the Department of Education (the Department) for any responsive documents they may have.

You requested:

All Records of communication between the Department of Education and the White House Office of Faith-Based and Neighborhood Partnerships including, but not limited to emails, letters or other communication to and from Joshua DuBois or any member of his staff.

On August 30, 2013, you limited the scope of your request to only emails between the Department of Education and Joshua DuBois or any member of his staff between February 1, 2012 and February 1, 2013

Interim responses were issued to you on May 30, 2017 and July 6, 2017, in which the Department provided you 199 and 183 pages of records respectively.

Enclosed is a CD containing 1,414 pages of documents responsive to your request. However, certain information has been withheld according to the FOIA exemptions specified below:

- Records or portions of records relating to pre-decisional internal communications have been withheld pursuant to 5 U.S.C. § 552 (b)(5) of the FOIA. These provisions permit us to withhold the government's deliberative process privilege, *inter alia*, protecting records of pre-decisional internal communications reflecting the views or recommendations of agency employees in connection with the government policy or legal matters that are both pre-decisional and deliberative in nature.
- Records or portions of records relating to personal information is exempt pursuant to 5 U.S.C. § 552 (b)(6) of the FOIA. Disclosure of this information would constitute a clearly unwarranted invasion of personal privacy.

You have the right to seek assistance and/or dispute resolution services from the Department’s FOIA Public Liaison or the Office of Government Information Services (OGIS). The FOIA Public Liaison is responsible, among other duties, for assisting in the resolution of FOIA disputes. OGIS, which is outside the Department of Education, offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to appeals or litigation. They can be contacted by:

Mail	FOIA Public Liaison Office of the Executive Secretariat U.S. Department of Education 400 Maryland Ave., SW, LBJ 7C132 Washington, DC 20202-4500	Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road Room 2510 College Park, MD 20740-6001
E-mail	robert.wehausen@ed.gov	OGIS@nara.gov
Phone	202-205-0733	301-837-1996; toll free at 1-877-684-6448
Fax	202-401-0920	301-837-0348

You have the right to appeal this decision by writing to the address below, 90 calendar days from the date of this letter. Using the services described above does not affect your right or the deadline to file an appeal. Your appeal must be in writing and must include detailed statement of all legal and factual bases for the appeal; it should be accompanied by this letter, a copy of your initial letter of request, and any documentation that serves as evidence or supports the argument you wish the Department to consider in making an administrative determination on your appeal.

Appeals may be submitted using the on-line form available at www.ed.gov/policy/gen/leg/foia/foia-appeal-form.pdf.

E-mail: EDFOIAappeals@ed.gov
Fax: 202-401-0920
Mail: Appeals Office
Office of the Executive Secretariat
U.S. Department of Education
400 Maryland Avenue, SW, LBJ 7W106A
Washington, DC 20202-4536

Sincerely,

Robert Wehausen

Robert Wehausen
Team Lead, FOIA Service Center
U.S. Department of Education