



U.S. Department of Justice

Justice Management Division

Office of General Counsel

Washington, D.C. 20530

MuckRock.com
110778-52139965@requests.muckrock.com

RE: JMD FOIA # 125643

Dear Mr. Fernandes,

I am responding on behalf of the Justice Management Division (JMD) to your Freedom of Information Act (FOIA) request dated April 7, 2021, for “records in JMD custody related to: Any records of employee misconduct complaints generated to the Insider Threats office(s) for any FBI or DEA employees worldwide for the period October 2019 – October 2018” and “copies of any investigations completed during the same timeframe which resulted in FBI OPR or DEA OPR action for employee misconduct.”

We have conducted a search within JMD, but any records relating to misconduct incidents reported to the Justice Insider Threat Center are withheld in full under FOIA Exemptions 6 and 7(C), which relate to information the release of which could reasonably be expected to constitute an unwarranted invasion of personal privacy, and Exemption 7(E), which concerns records or information compiled for law enforcement purposes the release of which would disclose techniques and procedures for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law. Investigation records resulting in FBI or DEA OPR action, if any, would be maintained by the FBI or DEA, not JMD.

You may contact our FOIA Public Liaison, Karen McFadden at (202) 514-3101 or JMDFOIA@usdoj.gov for 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, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at 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 JMD’s determination in response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, 441 G Street, NW, 6th Floor, Washington, D.C. 20530, or you may submit an appeal through OIP's FOIA STAR portal by creating an account following the

instructions on OIP's website: <https://www.justice.gov/oip/submit-and-track-request-or-appeal>. 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,

Morton J. Posner
Deputy General Counsel