



April 11, 2023

Reed Rubinstein
America First Legal Foundation
611 Pennsylvania Ave SE #231
Washington, D.C. 20003

FOIA Case: 2023-0128-F (seg 1)

Dear Mr. Rubinstein:

This letter is in further response to your Freedom of Information Act (FOIA) request dated 11/22/2022 for access to William J. Clinton Presidential records pertaining to Alejandro Mayorkas. FOIA requests for Clinton Presidential records are processed and reviewed for access under provisions of the 1978 Presidential Records Act, as amended (PRA) (44 U.S.C. §§ 2201-2209), which incorporates the Freedom of Information Act (5 U.S.C. § 552) in substantial part.

We have completed processing approximately 128 electronic assets of Clinton Presidential records related to segment 1 of FOIA request 2023-0128-F. Of this total, 17 assets have been exempted from release in whole or part in compliance with the restrictions of the PRA and applicable FOIA exemptions, which specify what material may be released to the public. All necessary steps were taken to segregate and release non-exempt information. The 17 assets restricted from access in whole or part, are listed along with the exemption categories below. Some pages may be restricted under more than one category.

FOIA b(3): 1 asset
FOIA b(6): 16 assets
FOIA b(7)((c): 1 asset

A list of the PRA restrictions and FOIA exemptions, as well as a copy of the finding aid that describes the processed material is attached.

At this time, you have the right to file an administrative appeal of any Clinton Presidential Records responsive to your FOIA request that have been withheld under an exemption category of the FOIA, 5 U.S.C. §552(b). By filing an appeal, you give the agency a chance to reconsider your request and the agency's decision. To appeal a FOIA exemption, the appeal must be submitted in writing to the attention of the Deputy Archivist of the United States, c/o the William J. Clinton Presidential Library and Museum, 1200 President Clinton Ave, Little Rock, AR 72201. You should explain why you believe this response does not meet the requirements of the FOIA and you should also include a copy of your original request and our denial. Both your appeal letter and the envelope should be clearly marked "FOIA Appeal." Your appeal must be postmarked or electronically submitted within 90 calendar days from the date of this letter. The Library will coordinate your appeal with the appropriate authority.

Since these are Presidential records administered in accordance with 44 U.S.C. §§2201-2209, NARA must notify the former and incumbent Presidents prior to the release of any information in response to these appeals. Once an appeal determination is made and the notification period has passed, we will contact you.

If you would like to discuss our response before filing an appeal to attempt to resolve your dispute without going through the appeals process, you may contact our FOIA Public Liaison Stephannie Oriabure for assistance at: Archival Operations Division, National Archives and Records Administration, 700 Pennsylvania Avenue, NW, Room G-7, Washington, DC 20408-0001; email at libraries.foia.liaison@nara.gov; telephone at 202-357-5200; or facsimile at 202-357-5941.

If you are unable to resolve your FOIA dispute through our FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman's office, offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road – OGIS, College Park, MD 20740-6001; email at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you would like this electronic asset package sent to you or need further assistance, please write or call at (501) 244-2877 or Clinton.library@nara.gov. Your case log number is **2023-0128-F (seg 1)**. Please have this number accessible for reference during any future contact concerning this case.

Sincerely,



DANA SIMMONS
Supervisory Archivist
William J. Clinton Presidential Library and Museum

PRA Restrictions and FOIA Exemptions Codes

Presidential Records Act – [44 U.S.C. § 2204(a)]

P1 National security classified information [(a)(1) of the PRA]

P2 Relating to the appointment to Federal office [(a)(2) of the PRA]

P3 Release would violate a Federal statute [(a)(3) of the PRA]

P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]

P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]

P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

PRM Personal record misfile defined in accordance with 44 U.S.C. § 2201(3)

Freedom of Information Act – [5 U.S.C. § 552(b)]

(b)(1) National security classified information [(b)(1) of the FOIA]

(b)(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]

(b)(3) Release would violate a Federal statute [(b)(3) of the FOIA]

(b)(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]

(b)(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]

(b)(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]

(b)(7)(A) Release would disclose information concerning pending or prospective law enforcement proceedings [(b)(7)(A) of the FOIA]

(b)(7)(B) Release of information would deprive a person of a right to a fair trial or an impartial adjudication [(b)(7)(B) of the FOIA]

(b)(7)(C) Release of information could reasonably be expected to constitute an unwarranted invasion of personal privacy [(b)(7)(C) of the FOIA]

(b)(7)(D) Release of information could reasonably be expected to disclose the identity of a confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of a record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, information furnished by a confidential source [(b)(7)(D) of the FOIA]

(b)(7)(E) Release of information would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law [(b)(7)(E) of the FOIA]

(b)(7)(F) Release of information could reasonably be expected to endanger the life or physical safety of an individual [(b)(7)(F) of the FOIA]

(b)(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]

(b)(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]