



April 2, 2025

VIA U.S. Mail

The Honorable Tulsi Gabbard
Office of the Director of National Intelligence
Attn: Office of Strategic Communications
Washington, DC 20511

Re: Request for declassification review and release of the Biden Administration’s domestic surveillance strategy

Dear Director Gabbard:

We write to you today to request that your office conduct a declassification review of the classified version of the Biden Administration’s 2021 “National Strategy for Countering Domestic Terrorism” (“domestic surveillance strategy”).

In June 2021, the Biden Administration published its whole-of-government approach to censoring disfavored speech on the Internet by labeling such speech “misinformation,” “disinformation,” “hate speech,” “domestic terrorism,” or other similar monikers.¹ In July of that year, America First Legal Foundation (“AFL”) launched an investigation into the Administration’s implementation of that plan.²

Through a separate lawsuit, challenging an illegally constituted Federal Advisory Committee at the Department of Homeland Security (“DHS”),³ AFL learned that the Biden Administration had published an accompanying *classified version* of the domestic surveillance strategy.⁴ Based on the released meeting minutes, someone—presumably from within the Biden Administration—described the classified version of the strategy as “crisp and clear” and having “defined responsibilities.”⁵ This stands in contrast to the broad and generalized language included in the public-facing document.

¹ NAT’L SEC. COUNCIL (June 15, 2021), <https://perma.cc/VAH2-KZ5E>.

² *AFL Files FOIA Demanding Answers About the Biden Administration’s Domestic Surveillance of Americans and Collaboration with Big Tech Companies*, AM. FIRST LEGAL (July 23, 2023), <https://perma.cc/A8PE-99B4>.

³ See *Am. First Legal Found. v. Mayorkas*, No. 1:23-cv-3322 (D.D.C. May 02, 2024).

⁴ *Exclusive — New Docs Reveal the Biden Admin Developed a Classified Plan to Expand Monitoring of Political Dissent*, AM. FIRST LEGAL (June 27, 2024), <https://perma.cc/RWB7-AC33>; see also America First Legal (@America1stLegal), X (June 27, 2024 2:46 PM), <https://perma.cc/7ZRS-WWCG>.

⁵ *Id.*

This is just one of the several shocking revelations AFL has uncovered relating to the Biden Administration’s weaponization of the government’s intelligence community and law enforcement arms against its political opponents. For instance, AFL was the first organization to expose the false pretenses of Attorney General Garland’s infamous memo labeling concerned parents as domestic terrorists,⁶ issuing a report of findings in October 2024.⁷

The Biden Administration persistently misused the National Security apparatus to target innocent Americans. AFL exposed how it:

- Coordinated with tech companies to censor so-called “misinformation.” See *Am. First Legal Found. v. Becerra*, Case No. 1:24-cv-1092 (D.D.C. Apr. 17, 2024) (documents produced to AFL were subsequently included in the amended pleadings in *Missouri v. Biden* and served as the basis for significant factual discovery in that case and subsequent Congressional investigations).
- Labeled “pro-life mothers” as potential “radicalization suspects.”⁸
- Blamed “Trump supporters” for “most of the Domestic Terrorism Threat.”⁹
- Planned to “get into local communities” in “nonthreatening” ways to condition Americans to report their neighbors to the federal government.¹⁰
- Politically coordinated the Mar-a-Lago raid,¹¹ while telling the American people it was simply routine law enforcement,¹² and used people speaking out against the raid as a basis to justify spying on them.
- Ran classified censorship strategy calls out of the White House Situation Room.¹³

⁶ Letter from Reed D. Rubinstein, Senior Couns. & Dir. of Oversight & Investigations, Am. First Legal Found. to the Hon. Emory A. Rounds, III, Dir., U.S. Off. of Gov’t Ethics (Oct. 29, 2021), <https://perma.cc/R7VU-HBKD>.

⁷ See generally *America First Legal and Parents Defending Education Release Report with New Details on Three-Year Anniversary of the Infamous AG Garland October 4th Memo Targeting American Parents and Exposing and Exposing the Biden–Harris Administration’s War on Parents*, AM. FIRST LEGAL (Oct. 4, 2024), <https://perma.cc/A7SL-GQ52>.

⁸ Josh Christenson, *Homeland Security Listed Pro-Life Moms as ‘Radicalization Suspects’ Docs Reveal*, N.Y. POST (May 12, 2023), <https://perma.cc/SX4F-UFDZ>.

⁹ *EXCLUSIVE — New Docs From Disbanded DHS Deep State Group Reveal the Biden Admin Views Trump Supporters as “Domestic Terrorism Threats,”* AM. FIRST LEGAL (June 21, 2024), <https://perma.cc/ELL3-L3HF>.

¹⁰ *Exclusive — New Docs Reveal the Brennan–Clapper–Led DHS Committee Proposed Americans Report Neighbors to the Feds*, AM. FIRST LEGAL (June 20, 2024), <https://perma.cc/VV5T-84SJ>.

¹¹ *America First Legal’s Investigation Reveals the Biden White House was Involved With the Mar-a-Lago Raid and that NARA Misled Congress; AFL Launches Additional Investigation*, AM. FIRST LEGAL (Apr. 10, 2023), <https://perma.cc/LSA3-XTE7>.

¹² America First Legal (@America1stLegal), X (June 24, 2024 12:59 PM), <https://perma.cc/NKA2-UWW8>.

¹³ *BREAKING: America First Legal Uncovers How the Biden Administration Coordinated to Use Foreign Intelligence Tactics Against Americans to Censor Speech*, AM. FIRST LEGAL (Jan. 26, 2023), <https://perma.cc/5EHR-WLPY>.

- Coordinated with the United Kingdom’s government to censor Americans.¹⁴

Through these actions, and more, AFL has been at the forefront of exposing the previous Administration’s weaponization of the tools of government against American citizens.

A necessary piece of this story is a declassification review and publication of the Biden Administration’s classified version of its domestic surveillance strategy. The more of this document that you can publish, the better the American people can understand the signs of a weaponized executive should any future administration try such an abuse again.

Accordingly, to fully expose the misconduct of the Biden Administration and to restore public trust in the rule of law, AFL requests that the Biden Administration’s classified version of the “National Strategy for Countering Domestic Terrorism” undergo a thorough declassification review and public release.

Sincerely,

/s/ Andrew J. Block

Andrew J. Block

America First Legal Foundation

cc: The Honorable Pamela Bondi, United States Attorney General

¹⁴ *EXCLUSIVE — America First Legal Obtains New Internal CDC Documents Revealing Foreign Collusion in Biden–Harris Government Censorship Scheme*, AM. FIRST LEGAL (Sept. 13, 2024), <https://perma.cc/EH2K-83GK>.