



DEPARTMENT OF THE TREASURY  
WASHINGTON, D.C. 20220

August 29, 2024

Reed Rubinstein  
America First Legal Foundation

Via Email at [foia@aflegal.org](mailto:foia@aflegal.org)

RE: Your FOIA Request to Treasury Case Number 2022-FOIA-00342 and Appeal Case Number 2023-APP-00006

Dear Reed Rubinstein:

During a review of older Freedom of Information Act (FOIA) cases processed by Treasury, I discovered no evidence that we responded to your October 31, 2022 administrative appeal. I sincerely regret and apologize for the significant delay in our response.

On March 30, 2022, you submitted a FOIA request to Treasury seeking copies of the following records:

1. The Department's "Equity Action Plan," that was required by Section 7 of Executive Order 13985 (January 20, 2021) on "Advancing Racial Equity and Support for Underserved Communities Through the Federal Government," to be submitted to the Assistant to the President for Domestic Policy and the Director of the Office of Management and Budget by January 20, 2022.
2. The Department's "Equity Assessment," that was required by Section 5 of Executive Order 13985 (January 20, 2021) on "Advancing Racial Equity and Support for Underserved Communities Through the Federal Government," to be submitted to the Assistant to the President for Domestic Policy by August 8, 2021.

On August 3, 2022, Treasury responded to your request and informed you that the records you had requested were available on Treasury's website and provided you with a link to that website.

In a letter dated October 31, 2022, you appealed Treasury's initial determination. In your appeal, you state that Treasury "failed to release any records responsive to AFL's request for the Department's 'Equity Assessment'" and has not "shown it conducted an adequate search for records". You request that Treasury conduct a new search for records and that the requested document be released.

I have reviewed your original request, Treasury's initial response, and your appeal and have determined to remand your request to the FOIA Office for another search to be conducted. Treasury will conduct a search for the records you have requested, and if any responsive records are located, Treasury will process those records and disclose all non-exempt portions to you.

This represents the final decision of the Department of Treasury with respect to this FOIA appeal. You may seek judicial review of this decision in the United States District Court in the district in which you reside, in which your principal place of business is located, in which the records are located, to the extent that they exist, or in the District of Columbia, pursuant to 5 U.S.C. §

552(a)(4)(B). If you choose to seek judicial review, please inform Treasury's Office of General Counsel immediately.

Sincerely,

A handwritten signature in blue ink, appearing to read 'RLW', is positioned above the printed name.

Ryan Law  
Deputy Assistant Secretary  
Office of Privacy, Transparency, and Records  
U.S. Department of the Treasury