



U.S. Department of Justice
Civil Rights Division

KK:TC:AP
FOI/PA No. 22-00297-F

Freedom of Information/PA Unit-4CON
950 Pennsylvania Ave., NW
Washington, DC 20530

Via Electronic Mail

12/30/2024

Mr. Michael Ding
America First Legal Foundation
611 Pennsylvania Ave. SE #231
Washington, DC 20003
michael.ding@aflegal.org

Dear Mr. Ding:

This is in further response to your June 10, 2022, Freedom of Information Act request, received by the Civil Rights Division seeking access to information pertaining to "The Department's "strategic plan," that was required by Section 3(b) of Executive Order 14019 (March 7, 2021) on "Promoting Access to Voting," to be submitted to the Assistant to the President for Domestic Policy by September 23, 2021; and all records of "educational materials" described by Section 9 of Executive Order 14019 (March 7, 2021) on "Promoting Access to Voting".

After review of the Civil Rights Division documents responsive to your request, I have determined that the enclosed (135) pages of documents may be released to you with certain information withheld pursuant to 5 U.S.C. § 552 (b)(5) since the intra-agency communications consist of pre-decisional deliberative material and 5 U.S.C. § 552 (b)(6) since disclosure thereof would constitute an unwarranted invasion of personal privacy. We have also included a discretionary release of (12) pages that constitute pp. 53-58 and 71-76 of the original 135 pages.

Additionally, the Division has identified (15) pages of material representing the STRATEGIC PLAN for the Implementation of Executive Order 14019, Promoting Access to Voting. I have determined that these materials are to be withheld in full pursuant to Exemption 5 of the FOIA, 5 U.S.C. §552(b)(5), which pertains to certain inter- and intra-agency records protected by civil discovery privileges, in this instance the deliberative process and presidential communications privileges. These documents were in litigation, *FGA v. DOJ*, 2:22-cv-00252-JLB-KCD; however, on December 23, 2024, the court granted DOJ's Motion for Renewed Summary Judgment to withhold these materials in full.

If you are not satisfied with the Civil Rights Division'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." If possible, please provide a copy of your original request and this response letter with your appeal.

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: 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. Please reference the FOIA/PA No. above in any correspondence with OGIS.

Thank you for your interest in the Civil Rights Division.

Sincerely,

Tink Cooper

Tink Cooper, Deputy Chief
Freedom of Information/Privacy Acts Unit
Civil Rights Division