



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

January 31, 2017

Mr. Adam Grossman
BakerHostetler LLP
1050 Connecticut Ave., NW
Suite 1100
Washington, DC 20036

Sent via email: agrossman@bakerlaw.com

RE: American Center for Equitable Treatment, Inc. v. The Office of Management and Budget,
No. 16-1820 (DDC)

Dear Mr. Grossman:

This is the third, and final, response to the Freedom of Information Act (FOIA) administrative appeal and two FOIA requests from the American Center for Equitable Treatment ("American Center"), which are the subject of the above-referenced matter. Specifically, OMB received American Center's administrative appeal on August 9, 2016 and assigned it tracking number 2016-128, and received two FOIA requests on August 9, 2016 and assigned those tracking numbers 2016-126 and 2016-127.

In accordance with the Joint Status Report filed on October 28, 2016, OMB responded to American Center's administrative appeal numbered 2016-128 on November 30, 2016 and its request numbered 2016-126 on December 30, 2016. With this production, OMB responds to American Center's request number 2016-127.

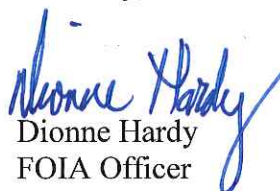
OMB has conducted a search of its files and reviewed material that was identified as potentially responsive to American Center's request. We have determined that 24 documents are responsive to the request. Of those, 13 were also responsive to the administrative appeal numbered 2016-128 and were provided in OMB's November 30, 2016 production. We have determined that of the remaining 11 documents, totaling 89 pages, all are appropriate to release in part, with redactions made pursuant to FOIA Exemptions 5 and 6, 5 U.S.C. § 552(b)(5), (b)(6). Exemption 5 protects interagency or intra-agency pre-decisional deliberative communications, the disclosure of which would inhibit the frank and candid exchange of views that is necessary for effective government decision making. Exemption 6 protects against disclosure of information that would constitute a clearly unwarranted invasion of personal privacy.

Furthermore, to the extent American Center is seeking records prior to 2009, please be advised that they may be housed at the National Archives and Records Administration (NARA). Given the age of the material requested, potentially responsive records may have been

accessioned to NARA, pursuant to OMB's records schedules (a link to those schedules is provided here for your reference: <http://www.archives.gov/records-mgmt/rcs/schedules/index.html?dir=/executive-office-of-the-president/rg-0051>). Accordingly, you may wish to contact that agency. For your convenience, their contact information is below:

Special Access and FOIA Staff (RD-F)
Room 5500
8601 Adelphi Road
College Park, MD 20740
(301) 837-3190 (Telephone)
(301) 837-1864 (Fax)
specialaccess_foia@nara.gov (Request via Email)

Sincerely,


Dionne Hardy
FOIA Officer

Enclosures