



U.S. Department of Justice
Office of Information Policy
441 G Street, NW
Sixth Floor
Washington, DC 20530

Telephone: (202) 514-3642

March 25, 2020

Re: *EPIC v. DOJ*, 19-cv-810 (RBW)

Dear Judge Walton:

Enclosed are seven PDF documents that have been prepared for *in camera* review as ordered in your Memorandum Opinion and Order issued March 5, 2020 (ECF Nos. 111 and 112) and your Minute Order entered March 16, 2020.

Six PDFs consist of the Report On The Investigation Into Russian Interference In The 2016 Presidential Election prepared by Special Counsel Robert S. Mueller, III (“the Mueller Report”). Each redaction is highlighted and the corresponding FOIA Exemption and/or coded category, as explained in the chart below, appears in either the right or left margin of the Mueller Report. The highlighting is either in yellow or blue; these colors serve no independent purpose other than to differentiate portions of the same sentence or paragraph where the FOIA Exemptions applied to each portion differ.

The coded categories, as set forth in OIP’s Declaration of Vanessa R. Brinkmann, ECF No. 54-3, are as follows:

EXEMPTIONS AND CODED CATEGORIES	CATEGORY DESCRIPTION
<u>Exemption (b)(3)</u>	Information protected by statute
(b)(3)-1	<i>Federal grand jury information, prohibited from disclosure by Rule 6(e) of the Federal Rules of Criminal Procedure</i>
(b)(3)-2	<i>Intelligence sources and methods, prohibited from disclosure by the National Security Act of 1947, 50 U.S.C. § 3024(i)(1)</i>
<u>Exemption (b)(5)</u>	Information withheld pursuant to the deliberative process privilege
(b)(5)-1	<i>Deliberations about application of law to specific factual scenarios</i>
(b)(5)-2	<i>Deliberations about charging decisions not to prosecute</i>
<u>Exemption (b)(7)(A)</u>	Pending law enforcement proceedings
<u>Exemption (b)(7)(B)</u>	Information which would deprive a person of a right to a fair trial or impartial adjudication
<u>Exemptions (b)(6) and (b)(7)(C)</u>	Unwarranted invasion of personal privacy

<i>(b)(6)/(b)(7)(C)-1</i>	<i>Names, social media account information, and other contact information of unwitting third parties</i>
<i>(b)(6)/(b)(7)(C)-2</i>	<i>Names and personally-identifiable information about individuals not charged by the SCO</i>
<i>(b)(6)/(b)(7)(C)-3</i>	<i>Information concerning a subject of the investigation by the SCO</i>
<i>(b)(6)/(b)(7)(C)-4</i>	<i>Names, social media account information, contact information, and other personally-identifiable information of individuals merely mentioned in the Report</i>
<u>Exemption (b)(7)(E)</u>	Investigative techniques and procedures
<i>(b)(7)(E)-1</i>	<i>Information that would reveal techniques authorized for and used in national security investigations</i>
<i>(b)(7)(E)-2</i>	<i>Details about techniques and procedures that would reveal investigative focus and scope, and circumstances, methods and fruits of investigative operations</i>

Please note that the header at the top of several pages contained in Volume I of the Mueller Report is omitted. This is the result of a technical error and should not affect the *in camera* review of the material underlying the redactions.

The seventh PDF consists of the two pages with privacy withholdings that were released to Plaintiff on October 10, 2019. These withholdings are highlighted in yellow with the applicable FOIA Exemptions listed in the right margin.

Sincerely,

Vanessa R. Brinkmann
Senior Counsel