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June 21, 2013

Carmen L. Mallon  
Chief of Staff  
Office of Information Policy  
Department of Justice  
Suite 11050  
1425 New York Avenue, N.W.  
Washington, D.C. 20530-0001

RE: Freedom of Information Act Request

Dear Ms. Mallon,

This is a request under the Freedom of Information Act (5 U.S.C. § 552). I request that copies of the following records produced or maintained by your agency be provided to me:

1. Any and all legal opinions and/or memoranda that constitute final determinations of policy and/or or final opinions, that relate to the interaction of “mass collection” programs with the Privacy Act of 1974 (5 U.S.C. § 552a);
2. Any and all legal opinions and/or memoranda that constitute final determinations of policy and/or or final opinions, that relate to the interaction of “mass collection” programs with the Electronic Communications Privacy Act of 1986 (18 U.S.C. §§ 2510-2522);
3. Any and all legal opinions and/or memoranda that constitute final determinations of policy and/or or final opinions, that relate to the interaction of “mass collection” programs with the Stored Communications Act (18 U.S.C. §§ 2701-12);
4. Any and all legal opinions and/or memoranda that constitute final determinations of policy and/or or final opinions, that relate to the interaction of “mass collection” programs with the Fourth Amendment to the United States Constitution;

5. Any and all documents that relate to minimization procedures utilized in the course of collecting, acquiring, accessing, storing, and/or analyzing communications-related data for mass collection programs;

6. Correspondence between any appointed official and/or staff member of the Office of the Attorney General, and any member of the United States Congress regarding any of the categories of documents listed above.

For the purposes of this request, a “mass collection” program refers to any electronic collection and/or monitoring program operated by the United States government that acquires communications-related data on over one million U.S. persons within a judicially specified time frame, pursuant to a single judicial order, or;

Any electronic collection and/or monitoring program operated by the United States government since 2006 that acquires communications-related data on over one million U.S. persons on an ongoing basis without a judicial order.

For the purposes of this request, “communications-related data” refers to all electronic communications data (including, but not limited to, “content” and/or “non-content” telephonic and/or internet data), where “content” is defined by 18 U.S.C. § 2510(8).

In order to help you determine my status for the purpose of assessing fees, you should know that this request is made as part of news gathering, and is not for commercial use. Responsive files will be shared with researchers, journalists, and the public on the web site [www.publicrecordmedia.com](http://www.publicrecordmedia.com), and will not be licensed for profit.

I am seeking a waiver of fees for this request, since the public dissemination of the requested records will aide the public’s understanding of the legal basis and scope of national security-related mass collection programs described in various national and international press reports.

If my fee waiver is denied, I am willing to pay fees of up to \$100.00 without prior notice. If fees are estimated to exceed this amount, please notify me first. If this request is denied in whole or in part, please notify me of the legal basis for the denial, as well as all appeals procedures available under law.

I can be contacted at 651-335-2037 or [info@publicrecordmedia.com](mailto:info@publicrecordmedia.com) if you need to discuss any aspect of this request.

Sincerely,



Matt Ehling  
President, Public Record Media, LLC