



July 3, 2017

Andrew Kossack  
Designated Federal Officer  
Presidential Advisory Commission on Election Integrity  
1600 Pennsylvania Avenue, NW  
Washington, DC 20500

The Honorable Donald F. McGahn II  
White House Counsel  
1600 Pennsylvania Avenue, NW  
Washington, DC 20500

Marcia L. Kelly  
Director, Office of Administration  
1600 Pennsylvania Avenue, NW  
Washington, DC 20500

Dear Mr. Kossack, Mr. McGahn, and Ms. Kelly,

Pursuant to Section 10(b) of the Federal Advisory Committee Act (“FACA”), 5 U.S.C. Appendix § 10(b), the Lawyers’ Committee for Civil Rights Under Law (the “Lawyers’ Committee”) requests that you produce the following documentary materials of the Presidential Advisory Commission on Election Integrity (the “Commission”):

1. All emails since May 11, 2017 relating to the Commission’s establishment, organization, operation, or work sent from or to the Commission’s Chair, Vice Chair, other Commission members, or any federal employee (including special government employees) providing support to the Commission.
2. All other documentary materials created or received since May 11, 2017, including but not limited to records, reports, transcripts, minutes, appendixes, working papers, drafts, studies, or agenda, relating to the Commission’s establishment, organization, operation, or work that were made available to, or prepared by, the Commission’s Chair, Vice Chair, other Commission members, or any federal employee (including special government employees) providing support to the Commission.

Please search for all documentary materials responsive to this request in all records systems and in all mediums and formats. As required by law, please include within your search responsive files and emails in the personal custody of the Chair, Vice Chair, other Commission members, and relevant federal employees, including in personal and state and local government email accounts, to the extent they are reasonably likely to include responsive records. *See Competitive Enter. Inst. v. Office of Sci. & Tech. Policy*, 827 F.3d 145 (D.C. Cir. 2016).

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Please confirm that the Chair, Vice Chair, other Commission members, and all other federal employees (including special government employees) providing support to the Commission have been provided a federal government email address and have been instructed to use only that email address for communications related to the Commission. Please also confirm that any emails related to the Commission sent from or to the Chair, Vice Chair, other Commission members, and all other federal employees (including special government employees) providing support to the Commission from a non-federal government email account have been forwarded to a federal government email address within 20 days, as required by the Presidential Records Act, 44 U.S.C. § 2209, the Federal Records Act, 44 U.S.C. § 2911, and other applicable laws.

If you determine that any responsive documentary materials, or portions thereof, are exempt from disclosure, please provide an index of those materials at the time you produce all other responsive materials. Please include in the index a description of the materials or portions thereof withheld and the justifications for doing so.

As required by FACA, please produce the materials and answers responsive to the above requests sufficiently in advance of the Commission's first meeting on July 19, 2017 to permit adequate time for review, and in all events no later than July 14, 2017. *See Food Chem. News v. Dep't of Health & Human Servs.*, 980 F.2d 1468, 1472 (D.C. Cir. 1992). The Lawyers' Committee will treat a failure to respond to this request or to provide all responsive documents by July 14, 2017 as a breach of the Commission's obligations under FACA.

If you have any questions or require any additional information, please do not hesitate to contact me. Thank you very much for your assistance.

Sincerely,

/s/ Kristen Clarke

Kristen Clarke

Jon Greenbaum

Ezra Rosenberg

Marcia Johnson-Blanco

Lawyers' Committee for Civil Rights Under Law

John A. Freedman

Robert N. Weiner

R. Stanton Jones

Daniel F. Jacobson

ARNOLD & PORTER KAYE SCHOLER

Counsel for the Lawyers' Committee for Civil  
Rights Under Law