

## **Allen Dickerson**

---

**From:** RKahn@fec.gov on behalf of FOIA@fec.gov  
**Sent:** Thursday, April 10, 2014 2:48 PM  
**To:** Allen Dickerson  
**Subject:** Your Freedom of Information Act Request to the Federal Election Commission (FOIA 2014-38)

### VIA ELECTRONIC MAIL

Allen Dickerson  
Center for Competitive Politics  
124 West Street South  
Ste 201  
Alexandria, VA 22314  
Email: adickerson@campaignfreedom.org

**Re: Your Freedom of Information Act Request to the Federal Election Commission (FOIA 2014-38)**

Dear Mr. Dickerson:

This email responds to your request for information from the Federal Election Commission (FEC) under the Freedom of Information Act (FOIA), dated and received in our office April 3, 2014. You requested the following: "an unredacted copy of the First General Counsel's Report, dated June 22, 2011, in the matter of Crossroads Grassroots Policy Strategies (MUR 6396)."

Your request for this document has been denied subject to FOIA Exemption 5. FOIA Exemption 5 prevents disclosure of "inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency." 5 U.S.C. § 552(b)(5). The document you requested is subject to the privileges protected by Exemption 5, including the deliberative process privilege, attorney work-product privilege, and/or attorney-client privilege. Portions of the document are also exempt from disclosure under FOIA Exemption 7(E). Exemption 7(E) prevents disclosure of information in law enforcement records that "would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law." 5 U.S.C. § 552(b)(7)(E). The document you requested includes information concerning guidelines for law enforcement investigations or prosecutions that if disclosed could reasonably be expected to risk circumvention of the law, and thus the information is covered by Exemption 7(E).

You may appeal any adverse FOIA determination. Any such appeal must be filed in writing and should follow the guidelines set forth in 11 C.F.R. § 4.8. If you have any questions, please contact the FOIA Requester Service Center at FOIA@fec.gov, or (202) 694-1650. Thank you for contacting the FEC.

Sincerely,

Robert M. Kahn  
FOIA Requester Service Center