



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

July 1, 2019

FOIA Nos.: 2018-06-192, 2018-08-115, 2018-08-116
OASIS No.: 1065729

Tim Mak
National Public Radio, Inc.
1111 North Capitol St., N.E.
Washington, DC 20002

Dear Mr. Mak:

Re: *National Public Radio, Inc. et al v. United States Department of the Treasury*, Civil
Action No. 1:19-CV-0017 (JDB)

This letter is the Office of Foreign Assets Control's (OFAC) third interim response to your three Freedom of Information Act (FOIA), 5 U.S.C. § 552, requests to the Department of the Treasury outlined in brief below.

FOIA No.	Date of Request	Subject of Request
2018-06-192	May 14, 2018	Alexander Torshin, Oleg Deripaska
2018-08-115	August 14, 2018	Maria Butina
2018-08-116	August 14, 2018	Kalashnikov Concern, Mark Barnes, National Rifle Association

For this third interim release, OFAC has conducted a search of its records and, among the results, located 302 pages of communications referring or relating to Alexander Torshin or Maria Butina. Of these 302 pages, we are referring information in 15 pages to the Department of Justice, information in 11 pages to the Department of State, and information in 107 pages to other components of Treasury for consultation. *See* 31 C.F.R. § 1.3(d). Once the consultation process is complete, OFAC will process those records to you. Of the remaining 178 pages of records, 22 are redacted in part pursuant to FOIA Exemptions (b)(6), (b)(7)(C) and (b)(7)(E), and 156 pages are being released to you in full.

FOIA Exemption (b)(6) protects from disclosure personal privacy information, the release of which would constitute a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right to privacy. OFAC is withholding information such as individuals' names, email addresses, and phone numbers. The privacy interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the withheld information.

FOIA Exemption (b)(7)(C) protects from disclosure records or information compiled for law enforcement purposes, the release of which would reasonably be expected to constitute an unwarranted invasion of personal privacy. *See* 5 U.S.C. § 552(b)(7)(C). The courts have determined that there are strong privacy interests inherent in law enforcement records.

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Accordingly, OFAC is invoking Exemption (b)(7)(C) to protect information such as individuals' names, email addresses, and phone numbers.

OFAC is using FOIA Exemption (b)(7)(E) to protect from release "records or information compiled for law enforcement purposes...[which] 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[.]" *See* 5 U.S.C. § 552(b)(7)(E).

OFAC will continue to process records responsive to your three FOIA requests until all records have been processed. If you have any questions or would like to discuss this matter, please feel free to contact Trial Attorney Joshua Kolsky at (202) 305-7664.

Sincerely,

Marshall H. Fields, Jr.
Assistant Director
Information Disclosure and Records Management
Office of Sanctions Support and Operations
Office of Foreign Assets Control

Enclosures: Responsive Documents (186 pages, including filler pages)

CC: joshua.kolsky@usdoj.gov