



DEPARTMENT OF THE TREASURY
WASHINGTON, D.C. 20220

March 27, 2020

FOIA Nos.: 2018-06-192, 2018-08-115, 2018-08-116
OASIS No.: 1110486

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) twelfth interim response to your three Freedom of Information Act (FOIA), 5 U.S.C. § 552, requests to the Department of the Treasury as outlined 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

On August 22, 2019, the Court ordered Treasury to review documents at a rate of 3,000 pages per month, regardless of how many documents are identified as being responsive.

In accordance with this court order, for this twelfth interim release OFAC has reviewed at least 3,000 pages of records. Of the pages reviewed for this release, OFAC determined that 217 pages were responsive to your FOIA requests. The remaining pages were duplicates, non-responsive, or fall within the categories of records that we have agreed not to process at this time. Of the 217 responsive pages, 29 pages are pending processing through the submitter notice process (see 31 C.F.R. §1.5); 130 pages are pending processing as consultations to other governmental agencies and/or within Treasury as specified in the filler pages (*see* 31 C.F.R. §1.3(d)(1)); 26 pages are being released in full; 24 pages are being withheld in full; and 8 pages are being released in part with redactions made pursuant to FOIA exemption (b)(6).

Additionally, we have received consultation responses from other components of Treasury and the Drug Enforcement Administration (DEA). Accordingly, we are supplementing our third interim release with 28 pages of records (Bates Nos. 2018-06-192: 000585-000598, 000600-000607, 000618-000623) for which processing has been completed as a result of receiving consultation responses. Of the 28 supplemental pages, eight pages are being released in full and 19 pages are being released in part with redactions made pursuant to FOIA exemptions (b)(6), (b)(7)(C), and (b)(7)(F). One page contains entirely duplicative content.

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FOIA exemption (b)(6) protects from disclosure personal privacy information, the release of which would constitute a clearly unwarranted invasion of personal privacy. OFAC used a balancing test to determine that the individuals' right to personal privacy outweighs the public's right to release of the information. OFAC and DEA withheld information such as names of individuals, telephone numbers, and email addresses.

FOIA exemption (b)(7) protects from disclosure records and information compiled for a law enforcement purpose, the release of which would violate one of the six subparts of the exemption.

OFAC and DEA withheld information, compiled for a law enforcement purpose, under FOIA exemption (b)(7)(C) to protect personal privacy information in law enforcement records, the release of which would constitute a clearly unwarranted invasion of personal privacy. The courts have determined that there are strong privacy interests inherent in law enforcement records. OFAC and DEA withheld such information as individual names, telephone numbers, and email addresses.

DEA also withheld information, compiled for a law enforcement purpose, under FOIA exemption (b)(7)(F) the release of which could reasonably be expected to endanger the life or physical safety of an individual.

OFAC will continue to process its records until all responsive records have been processed.

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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:

1. Twelfth Interim Release (54 pages, including 14 filler pages and two spreadsheets)
2. First Supplement to Third Interim Release (30 pages, including two filler pages)

CC: joshua.kolsky@usdoj.gov