



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

December 13, 2013

Peter Micek, Esq.
Access Now
Post Office Box 115
New York, NY 10113
peter@accessnow.org

Re: Appeal No. AP-2013-05310
Request No. CRM-201300230F
CDT:JMB

VIA: E-mail

Dear Mr. Micek:

You appealed on behalf of your client, Access Now, from the action of the Criminal Division of the United States Department of Justice on your client's request for access to records concerning mutual legal assistance treaty requests for electronic information made by foreign countries.

After carefully considering your appeal, and as a result of discussions between Criminal Division personnel and this Office, I am remanding your client's request for a further search for responsive records. If the Criminal Division locates releasable records, it will send them to you directly, subject to any applicable fees. You may appeal any future adverse determination made by the Criminal Division. If you would like to inquire about the status of this remand, please contact the Criminal Division directly.

If your client is dissatisfied with my action on your appeal, the Freedom of Information Act permits it to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

Sincerely,

A handwritten signature in black ink that reads "Sean R. O'Neill".

Sean R. O'Neill
Chief
Administrative Appeals Staff



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ADMINISTRATIVE APPEAL REMAND MEMORANDUM

TO: **Ken Courter**
Acting Chief, FOIA/PA Unit
Criminal Division

FROM: **Melanie Ann Pustay**
Director

Sean R. O'Neill
Chief, Administrative Appeals Staff

SUBJECT: **Instructions for Processing Administrative Appeal Following Remand**

Request No. CRM-201300230F	Requester's Name: Peter Micek, Esq. (Mike Rispoli)
Appeal No. AP-2013-05310	Subject of Request: Records concerning mutual legal assistance treaty requests for electronic information made by foreign countries

The administrative appeal referenced above has been remanded by this Office to the Criminal Division for further processing. At this time, please reopen this file and perform the following action:

1. Please conduct an additional search for responsive records, and send all releasable records directly to the Requester, subject to any applicable fees.

The OIP attorney reviewing this administrative appeal coordinated this action through you. If you have any further questions concerning this action, please do not hesitate to contact Jonathan Breyan at 202-514-8858.