



Federal Communications Commission
Washington, DC 20554

July 2, 2026

VIA ELECTRONIC MAIL

Conor S. Gaffney
Counsel
Protect Democracy Project
2020 Pennsylvania Ave. NW, Suite #163
Washington, DC 20006
FOIA@protectdemocracy.org

Re: FOIA Control No. 2026-000625

Mr. Gaffney:

This letter responds to your Freedom of Information Act (FOIA) request to the Federal Communications Commission (Commission) for the following:

From April 20, 2026 until the date of search, all emails to or from any email address with the domain "nrb.org," unless such records have been posted in the Commission's ECFS system.

From November 13, 2025 until April 27, 2026, all emails or records of meetings, texts and telephone calls with Daniel Suhr, and all emails from the domain "americanrights.org," unless such records have been posted in the Commission's ECFS system.¹

In response to your request, Commission staff undertook a search for records, locating 81 pages of records responsive to your request which we are producing with this response. Some material in the records produced herewith has been redacted for the reasons discussed below.

Records responsive to your request were redacted under FOIA Exemption 6 which protects "personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy."² Specifically, the call-in number and a meeting code for a Microsoft Teams meeting have been redacted from one page. Balancing the public's right to disclosure against the individual's right to privacy, we have determined that release of this information would constitute a clearly unwarranted invasion of personal privacy. We have determined that it is reasonably foreseeable that disclosure would harm the privacy interest of the persons mentioned in these records, which Exemption 6 is intended to protect.

We are required by both the FOIA and the Commission's own rules to charge requesters certain fees associated with the costs of searching for, reviewing, and duplicating the sought after information.³ To

¹ Your request has been assigned FOIA Control No. 2026-000625 (submitted May 20, 2026).

² 5 U.S.C. § 552(b)(6)

³ See 5 U.S.C. § 552(a)(4)(A); 47 CFR § 0.470.

calculate the appropriate fee, requesters are classified as: (1) commercial use requesters; (2) educational requesters, non-commercial scientific organizations, or representatives of the news media; or (3) all other requesters.⁴

Pursuant to section 0.466(a)(5)-(7) of the Commission's rules, you have been classified as category (2), "educational requesters, non-commercial scientific organizations, or representatives of the news media."⁵ For such requesters, the Commission assesses charges to recover the cost of reproducing the records requested, excluding the cost of reproducing the first 100 pages. The production in response to your request did not meet these thresholds. Therefore, you will not be charged any fees.

You may seek review of this determination by filing an application for review with the Office of General Counsel within 90 calendar days of the date of this letter.⁶ Your appeal must articulate specific grounds for review, identify factors warranting further consideration of the issue presented, and specify the relief being sought.⁷

If you would like to discuss this response before filing an application for review to attempt to resolve your dispute without going through the appeals process, you may contact the Commission's FOIA Public Liaison for assistance at:

FOIA Public Liaison
Federal Communications Commission
Office of the Managing Director
Performance and Program Management
45 L Street NE, Washington, DC 20554
202-418-1379
FOIA-Public-Liaison@fcc.gov

If you are unable to resolve your FOIA dispute through the Commission's FOIA Public Liaison, the Office of Government Information Services (OGIS), the Federal FOIA Ombudsman's office, offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road-OGIS
College Park, MD 20740-6001
202-741-5770
877-684-6448
ogis@nara.gov

⁴ 47 CFR § 0.470.

⁵ 47 CFR § 0.466(a)(5)-(7).

⁶ 47 CFR §§ 0.461(j), 1.7 (documents are considered filed with the Commission upon their receipt at the location designated by the Commission), and 1.115.

⁷ See 47 CFR §§ 0.251(j) (applications for review may be dismissed for failure to articulate specific grounds for review), 1.115(b) (an application for review must specify with particularity the questions presented for review and specify the factor(s) (from an enumerated list) warranting Commission consideration of the questions).

<https://www.archives.gov/ogis>

Sincerely,

Kristi Thompson

Digitally signed by Kristi
Thompson
Date: 2026.07.02 15:33:21
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Kristi Thompson
Attorney Advisor

Enclosure(s)

cc: FCC FOIA Office