



February 4, 2022

*Via Email: foia@ftc.gov*

Freedom of Information Act Request  
Office of General Counsel  
Federal Trade Commission  
Washington, DC 20580

**Re: Freedom of Information Act Request**

Dear Sir/Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and 16 C.F.R. § 4.11, the U.S. Chamber of Commerce (“Chamber”) hereby requests the following information:

All FOIA requests currently pending at the FTC. Until October 6, 2021, the FTC publicly listed all pending FOIA requests on its website (<https://www.ftc.gov/about-ftc/foia/make-foia-request>). (The most current table of pending requests is here: [https://www.ftc.gov/system/files/attachments/make-foia-request/open\\_requests\\_report\\_as\\_of\\_october\\_6\\_2021.pdf](https://www.ftc.gov/system/files/attachments/make-foia-request/open_requests_report_as_of_october_6_2021.pdf).) This request is for either a version of that table that reflects all FOIA requests currently pending, or copies of all pending FOIA requests. The term “records” as used in this request includes emails, handwritten or typed notes, phone calls, meeting minutes, meeting agendas, calendar entries, electronic chats, instant messages, encrypted or self-destructing messages, messages sent via Facebook messenger, text messages, voice messages, and any other electronic or hard copy records stored on official or personal devices or in official or personal accounts.

I further request that the FOIA officer responsible for the processing of this request issue an immediate hold on all records responsive, or potentially responsive, to this request, so as to prevent their disposal until such time as a final determination has been issued on the request and any administrative remedies for appeal have been exhausted.

To facilitate document review, please provide the responsive documents in electronic form in lieu of a paper production. If a certain portion of responsive records can be produced more readily, I request that those records be produced first, and the remaining records be produced on a rolling basis as circumstances permit.

The Chamber requests a fee waiver because disclosure of this information is in the public interest as it is likely to contribute significantly to public understanding of the operations or activities of the government. The Chamber is a non-profit organization organized under Section 501(c)(6) of the Internal Revenue Code. Disclosure of this information is not primarily in the Chamber's commercial interest because it seeks to use this information to educate itself and the public about the FTC's ongoing activities. *See* 16 C.F.R. § 4.8(e)(2). The FTC's activities affect a broad swath of the United States economy and business entities across the country—many of whom are members of the Chamber. The disclosure of these documents will allow the Chamber, its members, and the public to better understand the FTC's recent and future activities and the potential impact of these actions. If this request for a fee waiver is denied, the Chamber is willing to pay fees up to \$2,500.

Federal law requires that the FTC produce these records within twenty (20) business days or, in unusual circumstances, within thirty (30) business days. *See* 5 U.S.C. § 552(a)(6)(A)-(B); *see also* 16 C.F.R. § 4.11(a)(1)(ii). If the Chamber's request is denied in whole or in part, please justify all denials by reference to specific exemptions under the FOIA.

If you have any questions about this request, please contact me by email. Thank you for your prompt attention to this matter.

Sincerely,



Sean Heather  
Senior Vice President  
International Regulatory Affairs & Antitrust  
U.S. Chamber of Commerce  
(202) 463-5368  
SHeather@USChamber.com



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Dear Sir/Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and 16 C.F.R. § 4.11, the U.S. Chamber of Commerce (“Chamber”) hereby requests the following information:

All records related to how and why the FTC determined, or communicated with any members or staff or arms of Congress—including the Congressional Budget Office—about, the amount of \$3.6 billion projected by CBO to obtain for privacy enforcement that appeared in Sections 31501 and 31502 of the Senate version of H.R. 5376, “the Build Back Better Act. This request includes, but is not limited to, all such communications between the FTC and any members, staff, or arms of Congress, including the CBO. The timeframe for the Chamber’s request is November 23, 2020 (the start of the presidential transition period) to the present. The term “records” as used in this request includes emails, handwritten or typed notes, phone calls, meeting minutes, meeting agendas, calendar entries, electronic chats, instant messages, encrypted or self-destructing messages, messages sent via Facebook messenger, text messages, voice messages, and any other electronic or hard copy records stored on official or personal devices or in official or personal accounts.

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Sincerely,

A handwritten signature in cursive script that reads "Jordan Crenshaw".

Jordan Crenshaw  
Vice President  
Chamber Technology Engagement Center  
U.S. Chamber of Commerce  
202-463-5632  
JCrenshaw@USChamber.com



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Dear Sir/Madam:

Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and 16 C.F.R. § 4.11, the U.S. Chamber of Commerce (“Chamber”) hereby requests the following information:

All records related to communications between the FTC and the European Commission or other foreign jurisdictions regarding the Illumina-Grail transaction. This request includes, but is not limited to, all such communications between or among the FTC and the European Commission or other non-U.S. agencies or authorities; communications between the FTC and members of the Biden transition team; and any press statements or drafts of press statements. The timeframe for the Chamber’s request is November 23, 2020 (the start of the presidential transition period) to the present. The term “records” as used in this request includes emails, handwritten or typed notes, phone calls, meeting minutes, meeting agendas, calendar entries, electronic chats, instant messages, encrypted or self-destructing messages, messages sent via Facebook messenger, text messages, voice messages, and any other electronic or hard copy records stored on official or personal devices or in official or personal accounts.

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Sean Heather  
Senior Vice President  
International Regulatory Affairs & Antitrust  
U.S. Chamber of Commerce  
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SHeather@USChamber.com



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All records related to the status of, and the authorization and approval for, FTC Chair Lina Khan’s previous employment as a “Legal Fellow” by or at the FTC, before her tenure as Chair; and all records regarding the creation, authorization, and funding of a “legal fellow” program within Commissioner offices at the FTC. This request includes, but is not limited to, all records related to Chair Khan’s appointment as a “Legal Fellow” at the FTC and the specific statutory and regulatory basis for that appointment; and all records related to Chair Khan’s affiliation or employment with or income from any non-governmental group, entity, or institution during her time as a “Legal Fellow.” The timeframe for the Chamber’s request is January 1, 2017 to the present. The term “records” as used in this request includes emails, handwritten or typed notes, phone calls, meeting minutes, meeting agendas, calendar entries, electronic chats, instant messages, encrypted or self-destructing messages, messages sent via Facebook messenger, text messages, voice messages, and any other electronic or hard copy records stored on official or personal devices or in official or personal accounts.

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