



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

National Institutes of Health
Freedom of Information Office
Building 31, Room 5B-35
31 Center Drive, MSC 2107
Bethesda, Maryland 20892-2107
phone: (301) 496-5633
fax: (301) 402-4541

Via E-mail: aaron@sirillp.com

March 3, 2021

Aaron Siri
Siri & Glimstad LLP
200 Park Avenue, 17th Floor
New York, NY 10166

Re: FOI Case No. 53427

Dear Mr. Siri:

This is the final response to your January 23, 2020 Freedom of Information Act (FOIA) request addressed to the FOIA Office at the National Institutes of Health (NIH) FOIA Office which was received in this office on the same day. You requested a copy of the following:

Each and every email communication between January 1, 2017, and the present which includes any of the following terms in the subject line or body of the communication: "Informed Consent Action Network" or "ICAN" or "Bigtree" or "Del" and also includes the name or email address of any of the following individuals on the "To", "From", "Cc" or "Bcc" line: John T. Burklow, Renate Myles, Scott Prince, Amy Blackburn, Amanda Fine, Rebecca Kolberg, Rich McManus, Harrison Wein, Sharon Robinson, Jeremy Kahn, Tara Rabin, and/or Brad Kimberly.

We queried the NIH Office of the Director (OD) for records responsive to your request, and there are no records responsive to this request.

While we believe that an adequate search of appropriate files was conducted for the records you requested, you have the right to appeal this determination that no records exist which would be responsive to your request. Should you wish to do so, your appeal must be sent within ninety (90) days of the date of this letter, following the procedures outlined in Subpart F of the HHS FOIA Regulations (<https://www.federalregister.gov/documents/2016/10/28/2016-25684/freedom-of-information-regulations>) to:

Assistant Secretary for Public Affairs/Agency Chief FOIA Officer
U.S. Department of Health and Human Services
Office of the Assistant Secretary for Public Affairs, Room 729H
200 Independence Avenue, S.W.
Washington, DC 20201
FOIARequest@hhs.gov
FAX: 202-690-8320

Clearly mark both the envelope and your letter "Freedom of Information Act Appeal."

If you are not satisfied with the processing and handling of this request, you may contact the OD FOIA Public Liaison and/or the Office of Government Information Services (OGIS):

<u>NIH FOIA Public Liaison</u>	<u>OGIS</u>
Stephanie Clipper	National Archives and Records Admin.
Public Affairs Specialist	8601 Adelphi Rd – OGIS
Office of Communications and Public Liason	College Park, MD 20740-6001
Building 1, Room 131	202-741-5770 (phone)
1 Center Drive	1-877-684-6448 (toll-free)
Bethesda, MD 20814	202-741-5769 (fax)
301-496-5633 (phone)	ogis@nara.gov (email)
nihfoia@od.nih.gov (email)	

In certain circumstances, provisions of the FOIA and HHS FOIA Regulations allow us to recover part of the cost of responding to your request. Because no unusual circumstances apply to the processing of your request, there are no charges for search time.

If you have any questions about this response, please call the NIH FOIA office at 301-496-5633.

Sincerely,

Gorka Garcia-Malene
Freedom of Information Officer, NIH