



**U.S. Department of Housing and Urban Development
(HUD)**

Office of the General Counsel
Los Angeles Area Office, Pacific/Hawaii
611 West 6th Street, Suite 801
Los Angeles, CA 90017

June 9, 2011

VIA E-MAIL

Mr. David Barish, Co-Director
We ARE Marina del Rey
P.O. Box 9096
Marina del Rey, CA 90295

RE: Freedom of Information Act (FOIA) Disclosure
Control No. 11-FI-R09-01387

Dear Mr. Barish;

This letter is in reference to Ray W. Brewer's, Field Office Director, letter dated April 15, 2011 (the "Response") regarding disclosures made by HUD in response to your Freedom of Information Act (FOIA) request dated March 23, 2011 (the "Request"). Mr. Brewer's Response was accompanied by 125 pages of photocopied documents believed to be responsive to your Request. On June 2, 2011 HUD received a letter from submitter's Counsel alleging that in responding to your Request HUD may not have fully complied with the FOIA process; and improperly released confidential commercial, financial, and other personal information, which may have been subject to FOIA Exemptions 4 and 6, as well as protected under the Privacy Act. We are currently in the process of fully investigating these allegations and analyzing the process by which the Response to your Request was prepared.

In order to fully address this matter we herein make the demand that all of the above referenced documents and/or the information contained therein, and any copies thereof, within your and/or We ARE Marina del Rey's possession and/or control, be returned to HUD immediately so that a subsequent review of the documents may be made to determine their responsiveness to your Request. We also demand that any and all electronic copies of the above referenced documents and/or the information contained therein, and any copies thereof, within your and/or We ARE Marina del Rey's possession and/or control, be destroyed immediately.

Furthermore, given that these documents may contain private, sensitive, confidential and/or legally privileged information we demand that you immediately **Cease and Desist** in making any and all disclosures of the aforementioned documents and/or the information contained therein. Additionally, any and all dissemination, including electronic disseminations, disclosure, distribution, use, and/or copying of these documents and/or the information contained therein is strictly prohibited.

Finally, we demand that you provide us with the following information pertaining to any and all disseminations, disclosures, distributions, uses, and/or copying of the aforementioned documents and/or information contained therein:

- 1) The location of any and all electronic databases, servers and/or websites in which the above referenced documents and/or information contained therein was posted on, or saved to;
- 2) The name, address and phone number of any and all recipients of the above referenced documents and/or information contained therein; and
- 3) The exact number of copies made of the above references documents.

We request the aforementioned information and documents be provided to this office, at the following address, within three (3) business days.

Attention: Edward J. Campbell
U.S. Department of Housing & Urban Development
Office of the General Counsel
611 West 6th Street, 8th Floor
Los Angeles, CA 90017

Upon receipt of the aforementioned requested documents and information our office will provide you with a revised response to your Request within five (5) business days.

This is an extremely serious matter that requires the urgent and immediate attention of you and your staff. Please contact Edward J. Campbell, Attorney-Advisor, Los Angeles Office of Counsel at 213-534-2554 or via email at Edward.J.Campbell@hud.gov if you have any additional questions. Thank you for your cooperation in addressing this matter. We look forward to hearing from you.

Sincerely,



Edward J. Campbell
Attorney-Advisor