



UNITED STATES DEPARTMENT OF EDUCATION

December 14, 2018

Mr. Alexander Elson
National Student Legal Defense Network
1015 15th Street NW, Suite 600
Washington, DC 20005
alex@nslldn.org

RE: FOIA Request No. 18-01229-F

Dear Mr. Elson:

This letter is an interim response to your letter dated March 5, 2018 requesting information pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552. Your request was forwarded to the following office to search for documents that may be responsive to your request: Federal Student Aid (FSA). You requested the following information:

Pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §552 and the implementing regulations promulgated thereunder for the U.S. Department of Education ("ED" or "Department"), 34 C.F.R. Part 5, the National Student Legal Defense Network ("NSLNDN") makes the following requests for records relating to the submission of Alternate Earnings Appeals by institutions of higher education under the Department's Gainful Employment regulations.

1. All documents constituting notices of intent to file alternate earnings appeals submitted by institutions of higher education pursuant to 34 C.F.R. § 668.406.
2. All documents constituting alternate earnings appeals submitted by institutions of higher education pursuant to 34 C.F.R. § 668.406.
3. All documents constituting or reflecting communications with any institution of higher education regarding an alternate earnings appeal submitted under 34 C.F.R. § 668.406.

Federal Student Aid (FSA) is providing the enclosed 2091 pages of records in partial response to Items 2 and 3 of your request.

However, certain information has been withheld according to FOIA Exemption 6, specified below:

1. Records or portions of records relating to personal information is exempt pursuant to 5 U.S.C. §552 (b)(6) of the FOIA. Disclosure of this information would constitute a clearly unwarranted invasion of personal privacy.

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Because this request is in litigation, if you have any questions regarding this response, please contact AUSA Brian Field at brian.field@usdoj.gov.

Sincerely,

/s/
Jill Siegelbaum
Staff Attorney

Enclosure