



August 8, 2022

Via FOIA Portal

U.S. Department of Health and Human Services
200 Independence Ave SW
Washington, D.C. 20201

U.S. Food and Drug Administration
10903 New Hampshire Ave
Silver Spring, MD 20903

Freedom of Information Act Request: Hydroxychloroquine Use for COVID-19 Treatment

Dear FOIA Officer:

America First Legal Foundation is a national, nonprofit organization working to promote the rule of law in the United States, prevent executive overreach, and ensure due process and equal protection for all Americans, all to promote public knowledge and understanding of the law and individual rights guaranteed under the Constitution and laws of the United States. To that end, we file Freedom of Information Act (FOIA) requests on issues of pressing public concern, then disseminate the information we obtain, making documents broadly available to the public, scholars, and the media. Using our editorial skills to turn raw materials into distinct work, we communicate with a national audience through traditional and social media platforms. AFL's email list contains over 34,000 unique addresses, our Facebook page has over 42,000 followers, our Twitter page has over 17,000 followers, the Twitter page of our Founder and President has over 196,000 followers, and we have another 30,000 followers on GETTR.

AFL requests the following records under the Freedom of Information Act (FOIA), 5 U.S.C. § 552.

I. Custodians

- a. Janet Woodcock
- b. Rick Bright
- c. Gary Disbrow
- d. Denise Hinton

611 Pennsylvania Ave SE #231

Washington, DC 20003

II. Requested Records

The timeframe for each request is March 1, 2020, to September 1, 2020:

- A. For all custodians, all records, including but not limited to email, texts, memoranda, and handwritten notes including the words “hydroxychloroquine” or “HCQ,” or “early treatment,” or “early (drug) treatment,” or “remdesivir.”
- B. For all custodians, all calendar items that contain the terms “hydroxychloroquine” or “HCQ,” or “early treatment,” or “early (drug) treatment,” or “remdesivir.”
- C. All communications, including but not limited to emails between Janet Woodcock and Rick Bright.

III. Processing Requirements

The Department must comply with the processing guidance in the Attorney General’s Memorandum on Freedom of Information Act Guidelines.¹

IV. Fee Waiver

Per 5 U.S.C. § 552(a)(4)(A)(iii) and 6 CFR § 5.11(k), AFL requests a waiver of all search and duplication fees associated with this request. We believe AFL’s non-commercial commitment to public education and transparency justify this fee waiver. We are, of course, available to provide additional information in writing or offline in support of this request.

V. Production

To accelerate release of responsive records, AFL welcomes production on an agreed rolling basis.

If possible, please provide responsive records in an electronic format by email. Alternatively, please provide responsive records in native format or in PDF format on a USB drive. Please send any responsive records being transmitted by mail to America First Legal Foundation, 611 Pennsylvania Ave SE #231, Washington, DC 20003.

VI. Conclusion

If you have any questions about how to construe this request for records or believe further discussions regarding search and processing would facilitate a more efficient production of records of interest to AFL, please do not hesitate to contact me at

¹ U.S. Dep’t Just. (Mar. 15, 2022), <https://tinyurl.com/4duy4r5k>.

FOIA@aflegal.org. Finally, if AFL's request for a fee waiver is not granted in full, please contact us immediately upon making that determination.

Sincerely,

/s/ Reed D. Rubinstein
Reed D. Rubinstein
America First Legal