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February 9, 2022

Via Electronic Submission

Dear Sir or Madam,

Please accept this request for records under the Freedom of Information Act, 5 U.S.C. § 552, *et seq.*, on behalf of the State of Florida. Copies of the following records must be provided:

1. Any records that discuss the development of a grant program or use of grant funds to provide drug paraphernalia, including clean needles or pipes, to individuals.
2. Any records that discuss changing the legal position or prosecutorial priorities of the United States with respect to so-called "safe injection sites."
3. Any records regarding changing the legal position of the United States regarding "overdose prevention centers."
4. Any documents discussing prioritizing "underserved communities"¹ for eligibility for grant programs involving community-based overdose prevention programs, syringe services programs, or any substance abuse prevention services.
5. Any documents discussing promotion of any programs or grants referenced in (1) or (2) to "underserved communities."
6. Any documents discussing evaluation criteria, grant conditions, or permissible uses of funds for any grant programs discussed in (1) or (4).

This request is limited to records created between January 20, 2021, and the date of your response. Further, the search may be limited to the records of the following persons, as well as their predecessors and successors (to include both individuals who held the same office as well as those who performed the functions and duties of the same office in an acting capacity or otherwise), and their respective immediate staff members:

- Merrick Garland, Attorney General
- Lisa Monaco, Deputy Attorney General
- Vanita Gupta, Associate Attorney General
- Kristen Clarke, Assistant Attorney General, Civil Rights Division

¹ For purposes of this request, the term "underserved communities" should be defined as it is in Executive Order 13985: "populations sharing a particular characteristic, as well as geographic communities, that have been systematically denied a full opportunity to participate in aspects of economic, social, and civic life, as exemplified by the list in the [Executive Order's] definition of 'equity.'"

- Brian Boynton, Acting Assistant Attorney General, Civil Division
- Kenneth A. Polite, Jr., Assistant Attorney General, Criminal Division
- Anne Milgram, Administrator, U.S. Drug Enforcement Administration
- Louis J. Milione, Principal Deputy Administrator, U.S. Drug Enforcement Administration
- Gerri Ratliff, Deputy Director, Community Relations Service
- Anthony Coley, Director and Senior Advisor to the Attorney General
- Hampton Y. Dellinger, Assistant Attorney General, Office of Legal Policy
- Xavier Becerra, Secretary, Department of Health and Human Services
- Andrea Palm, Deputy Secretary, Department of Health and Human Services
- Lisa J. Pino, Director for Office for Civil Rights, Department of Health and Human Services
- Miriam Delphin-Rittman, Assistant Secretary for Mental Health and Substance Use, Department of Health and Human Services
- Tom Coderre, Acting Deputy Assistant Secretary for Mental Health and Substance Use, Department of Health and Human Services

I request that these records be processed on an expedited basis and produced in an electronic format no later than 20 working days from the date of this request. Expedited treatment is warranted because the policies at issue raise serious questions regarding the federal government's compliance with the law, implicate public safety, and are a matter of widespread and exceptional media interest. Further, it is urgent that the State of Florida be able to prepare for any potential increase in drug-related crimes and overdoses.

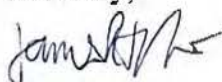
I ask that any fees be waived because of the significant public interest in the federal government's enforcement of federal drug laws and the recent media attention on these issues.

If you have any questions, please contact me using the contact information in the letterhead.

Certification in Support of Expedited Processing

I hereby certify that all statements provided in the foregoing request are true and correct to the best of my knowledge.

Sincerely,



James H. Percival

Deputy Attorney General of Legal Policy