



VIA EMAIL
(LW 2023-022)

December 19, 2022

The Honorable Stuart Delery
Counsel to the President
The White House
Washington, D.C. 20502

Dear Mr. Delery:

In accordance with the requirements of the Presidential Records Act (PRA), as amended, 44 U.S.C. §§2201-2209, this letter constitutes a formal notice from the National Archives and Records Administration (NARA) to the incumbent President of our intent to open Biden Vice Presidential records in response to the Freedom of Information Act (FOIA) request listed in Attachment A.

This material, consisting of 202 email messages, has been reviewed for the six PRA Presidential restrictive categories, including confidential communications requesting or submitting advice (P5) and material related to appointments to federal office (P2). These records were also reviewed for all applicable FOIA exemptions. As a result of this review, 89 email messages in whole and 14 email messages in part have been restricted. Therefore, NARA is proposing to open the remaining 99 email messages in whole and 14 email messages in part that do not require closure under 44 U.S.C. § 2204. A copy of any records proposed for release under this notice will be provided to you upon your request.

We are also concurrently informing former Vice President Biden's representatives, Robert Lenhard, James Garland, and Dana Remus, and President Obama's representatives, Anita Breckenridge and Bob Bauer, of our intent to release these records. Pursuant to 44 U.S.C. 2208(a), NARA will release the records 60 working days from the date of this letter, which is March 17, 2023, unless the former President, former Vice President, or incumbent President requests a one-time extension of an additional 30 working days or if the former or incumbent President asserts a constitutionally based privilege, in accordance with 44 U.S.C. 2208(b)-(d). Please let us know if you are able to complete your review before the expiration of the 60 working day period. Pursuant to 44 U.S.C. 2208(a)(1)(B), we will make this notice available to the public on the NARA website.

If you have any questions relating to this notification, please contact me at (202) 357-7451 or NARA General Counsel Gary M. Stern at (301) 837-3026.

Sincerely,



SUSAN K. DONIUS

Executive

Legislative Archives, Presidential Libraries, and Museum Services

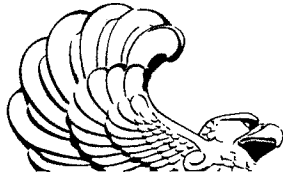
Enclosure

ATTACHMENT A

<u>Case Number</u>	<u>Topic</u>	<u>Material Processed</u>	<u>Material Restricted</u>	<u>Material Proposed for Opening</u>
2022-0121-F[2]	Hunter Biden, James Biden, and their foreign business dealings	202 email messages	89 email messages in whole; 14 email messages in part	99 email messages in whole; 14 email messages in part

The researcher submitted a Freedom of Information Act (FOIA) request for records related to Hunter Biden, James Biden, and their foreign business dealings. The Biden Vice Presidential records to be opened are email messages from January 2015 to December 2016 that include the company name “Burisma.” The email messages include press inquiries regarding Hunter Biden that reference his connection to Ukrainian energy company Burisma Holdings Limited. There are also several email messages containing the names, pictures, and short biographies of attendees and honorees at the April 26, 2016 World Food Program event attended by Vice President Biden, Dr. Biden, and Hunter Biden. The biography of Hunter Biden in the “facebook” of attendees references his connection to Burisma. There are also email messages containing news articles compiled by White House staff which include articles referencing Hunter Biden and his role with Burisma.

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NATIONAL
ARCHIVES

VIA EMAIL
(LW 2023-029)

December 19, 2022

Anita Breckenridge and Robert Bauer
Obama Foundation Office
1250 24th Street
Washington, DC 20037

Dear Ms. Breckenridge and Mr. Bauer:

In accordance with the requirements of the Presidential Records Act (PRA), as amended, 44 U.S.C. §§2201-2209, this letter constitutes a formal notice from the National Archives and Records Administration (NARA) to you, as former President Obama's representative, of our intent to open Biden Vice Presidential records. These records were processed under the Freedom of Information Act (FOIA) request described in Attachment A.

This material, consisting of 202 email messages, has been reviewed for the six PRA Presidential restrictive categories, including confidential communications requesting or submitting advice (P5) and material related to appointments to federal office (P2). These records were also reviewed for all applicable FOIA exemptions. As a result of this review, 89 email messages in whole and 14 email messages in part have been restricted. Therefore, NARA is proposing to open the remaining 99 email messages in whole and 14 email messages in part that do not require closure under 44 U.S.C. § 2204. A copy of any records proposed for release under this notice will be provided to you upon your request.

We are also concurrently informing the incumbent President and former Vice President Biden's representatives, Robert Lenhard, James Garland, and Dana Remus, of our intent to release these records. Pursuant to 44 U.S.C. 2208(a), NARA will release the records 60 working days from the date of this letter, which is March 17, 2023, unless the former President, former Vice President, or incumbent President requests a one-time extension of an additional 30 working days or if the former or incumbent President asserts a constitutionally based privilege, in accordance with 44 U.S.C. 2208(b)-(d). Please let us know if you are able to complete your review before the expiration of the 60 working day period. Pursuant to 44 U.S.C. 2208(a)(1)(B), we will make this notice available to the public on the NARA website.

If you have any questions relating to this notification, please contact me at (202) 357-7451 or NARA General Counsel, Gary M. Stern, at (301) 837-3026.

Sincerely,

A handwritten signature in black ink, appearing to read "Susan K. Donius", with a long, sweeping horizontal flourish extending to the right.

SUSAN K. DONIUS

Executive

Legislative Archives, Presidential Libraries, and Museum Services

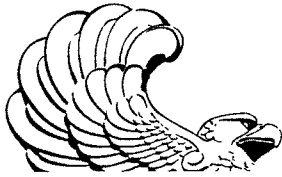
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NATIONAL
ARCHIVES

VIA EMAIL
(LW 2023-029)

December 19, 2022

Robert Lenhard
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956

Dear Mr. Lenhard:

In accordance with the requirements of the Presidential Records Act (PRA), as amended, 44 U.S.C. §§2201-2209, this letter constitutes a formal notice from the National Archives and Records Administration (NARA) to you, as former Vice President Biden's representative, of our intent to open Biden Vice Presidential records. These records were processed under the Freedom of Information Act (FOIA) request described in Attachment A.

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