



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF THE SECRETARY

FOIA Service Center

May 9, 2022

Ms. Isabel Tessier
National Student Legal Defense Network
1015 15th St NW #600
Washington, DC 20005

RE: FOIA Request No. 22-01262-F

Dear Isabel Tessier:

This letter is a final response to your request for information pursuant to the Freedom of Information Act (FOIA), 5 U.S.C. § 552, dated December 14, 2021 and received in the FOIA Service Center (FSC) on December 14, 2021. Your request was forwarded to the Federal Student Aid (FSA) to search for documents that may be responsive to your request.

You requested the following:

1. All documents, issued between December 2018 to present, constituting a notice of the Department's intent to limit an IHE's participation in Title IV Programs. Such a notice would be provided by the Department to the IHE and issued pursuant to 34 C.F.R. § 668.86.
2. All documents constituting a notice provided to an IHE or third-party servicer, issued between December 2018 to present and pursuant to 34 C.F.R. § 668.86, of the Department's intent to limit a third-party servicer's eligibility to contract with institutions participating in Title IV Programs.

Staff from FSA informed the FSC that after a search of their files, they were unable to locate any documents that were responsive to your request.

You have the right to seek assistance and/or dispute resolution services from the Department's FOIA Public Liaison or the Office of Government Information Services (OGIS). The FOIA Public Liaison is responsible, among other duties, for assisting in the resolution of FOIA disputes. OGIS, which is outside the Department of Education, offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation.

They can be contacted by:

Mail	FOIA Public Liaison Office of the Executive Secretariat U.S. Department of Education 400 Maryland Ave., SW, LBJ 7C132 Washington, DC 20202-4500	Office of Government Information Services National Archives and Records Administration 8601 Adelphi Road, Room 2510 College Park, MD 20740-6001
E-mail	robert.wehausen@ed.gov	OGIS@nara.gov

Phone	202-205-0733	202-741-5770; toll free at 1-877-684-6448
Fax	202-401-0920	202-741-5769

Lastly, you have the right to appeal this determination. You must submit any appeal within 90 calendar days after the date of this letter. Using the services described above does not affect your right, or the deadline, to pursue an appeal. An appeal must be in writing and must include a detailed statement of all legal and factual bases for the appeal; it should be accompanied by a copy of this letter, the initial letter of request, and any documentation that serves as evidence or supports the argument you wish the Department to consider in resolving your appeal.

Appeals may be submitted using the on-line form available at www.ed.gov/policy/gen/leg/foia/foia-appeal-form.pdf.

Appeals can also be submitted by:

E-mail: EDFOIAappeals@ed.gov
Fax: 202-401-0920
Mail: Appeals Office
Office of the Executive Secretariat
U.S. Department of Education
400 Maryland Avenue, SW, LBJ 7W106A
Washington, DC 20202-4500

If you have any questions, please contact the FSC at (202) 401-8365 or via email at EDFOIAMANAGER@ed.gov.

Sincerely,

Art Caliguiran
Art Caliguiran
Government Information Specialist
Office of the Executive Secretariat