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Description of document:	Federal Trade Commission (FTC) List of Inspector General (OIG) list of Management Advisory Reports 2020
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UNITED STATES OF AMERICA  
FEDERAL TRADE COMMISSION  
WASHINGTON, D.C. 20580

April 21, 2020

Re: FOIA-2020-00611

This is in response to your request dated March 22, 2020, under the Freedom of Information Act seeking access to "each Management Advisory, Management Advisory Memorandum, and Management Advisory Report produced by the FTC Office of Inspector General since January 1, 2017 [and a] printout of the listing of Management Advisories, Management Advisory Memoranda, and Management Advisory Reports issued by the FTC OIG since January 1, 2010." In accordance with the FOIA and agency policy, we have searched our records on April 1, 2020.

We have located the responsive records. The releasable reports are publicly available on our website here: <https://www.ftc.gov/about-ftc/office-inspector-general/oig-reading-room/reports-correspondence>, and we have enclosed the list of management advisories you requested.

We are withholding eight pages (one management advisory memorandum) in full under FOIA Exemption 2, 5 U.S.C. § 552(b)(2) and FOIA Exemption 5, 5 U.S.C. § 552(b)(5). FOIA Exemption 2 exempts from disclosure records that are related to the internal personnel rules and practices of an agency. The courts have interpreted Exemption 2 to encompass two different categories of information: internal matters of a relatively trivial nature -- often referred to as "low 2" information; and more substantial internal matters, the disclosure of which would risk circumvention of a legal requirement -- often referred to as "high 2" information. The second category of information protection afforded by Exemption 2 is of fundamental importance to homeland security.<sup>1</sup> With regard to my denial of the records under FOIA Exemption 5, the document contains staff analyses, opinions, and recommendations. Those portions are deliberative and pre-decisional and are an integral part of the agency's decision making process. *See NLRB v. Sears, Roebuck & Co.*, 421 U.S. 132 (1975).

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. 552(c) (2006 &

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<sup>1</sup> *See FOIA Post*, "New Attorney General FOIA Memorandum Issued" (highlighting government's "need to protect critical systems, facilities, stockpiles, and other assets from security breaches"); *see also* White House Memorandum for Heads of Executive Departments and Agencies Concerning Safeguarding Information (Mar. 19, 2002), *reprinted in FOIA Post* (directing agencies, in accordance with accompanying memorandum from Information Security Oversight Office and Office of Information and Privacy, to review their documents in order to ensure that they are properly applying FOIA exemptions, specifically including Exemption 2, to information that is unclassified but nevertheless sensitive).

Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given in response to all requests for records within the Office of the Inspector General and should not be taken as an indication that excluded records do, or do not, exist.

If you have any questions about the way we handled your request or about the FOIA regulations or procedures, please contact Kamay Lafalaise at 202-326-3780.

If you are not satisfied with this response to your request, you may appeal by writing to Freedom of Information Act Appeal, Office of the General Counsel, Federal Trade Commission, 600 Pennsylvania Avenue, N.W., Washington, D.C. 20580, or via email at [FOIAAppeal@ftc.gov](mailto:FOIAAppeal@ftc.gov), within 90 days of the date of this letter. Please enclose a copy of your original request and a copy of this response.

You also may seek dispute resolution services from the FTC FOIA Public Liaison Richard Gold via telephone at 202-326-3355 or via e-mail at [rgold@ftc.gov](mailto:rgold@ftc.gov); or from the Office of Government Information Services via email at [ogis@nara.gov](mailto:ogis@nara.gov), via fax at 202-741-5769, or via mail at Office of Government Information Services (OGIS), National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740. Please note that the FOIA Public Liaison's role relates to comments, questions or concerns that a FOIA Requester may have with or about the FOIA Response. The FOIA Public Liaison's role does not relate to taking action in matters of private controversy nor can he resolve individual complaints.

Sincerely,

A handwritten signature in black ink, appearing to read "Dione J. Stearns", written in a cursive style.

Dione J. Stearns  
Assistant General Counsel

Management Advisories From 2010 - 2020		
Management Advisory Number	Subject	Issue Date
No Number Assigned	Installation of Cameras in the FTC Data Center	18 March 2010
No Number Assigned	Action Required to Mitigate Material Weakness in ITA-1 GSS	10 May 2010
No Number Assigned	Controls over the Accountability of Cell Phones and Blackberrys	21 May 2010
MA-11-16	Lack of Controls over FEDEX Shipping Account	30 June 2011
MA-12-18	Action Required to Improve IT Contractor Oversight	26 September 2012
C13 2-33	Communication with Opposing Parties	28 August 2013
C14 1-14	Hiring Practices Preference Candidates	11 December 2013
C13 2-30	Copy Center Contract	10 February 2014
C12 1-60	Commissioner Conduct and Public Perception	20 March 2014
C14 1-57-62	FTC Impersonations	5 May 2014
C14 1-63	Misuse of FedEx	9 May 2014
No Number Assigned	Ensuring Preservation of Contract Administration Emails	31 March 2016
C16 1-188	Management Annual Ethics Training	27 September 2016
No Number Assigned	Strengthening Agency Compliance with the US-CERT Incident Reporting Requirements	1 February 2018
MA 19-01	Offboarding Involuntary Departures	15 May 2019
M-20-01	Accountable Personal Property	21 October 2019