



DEPARTMENT OF VETERANS AFFAIRS  
Veterans Benefits Administration  
Washington, DC 20420

November 14, 2018

Daniel Zibel  
National Student Legal Defense Network  
1015 15<sup>th</sup> Street N.W., Suite 600  
Washington, D.C. 20005

FOIA #: 18-05542-F

Dear: Mr. Daniel Zibel

This letter is the final agency response regarding your Freedom of Information Act (FOIA) request received on March 6, 2018, in which you are requesting

- (1) A complete copy of the "agreement" with the Federal Trade Commission described in 38 U.S.C. § 3696(c).
- (2) A copy of any "preliminary findings" made by the Federal Trade Commission pursuant to the "agreement" entered into under 38 U.S.C. § 3696(c).
- (3) A copy of any document constituting or reflecting a determination made by the VA and/or the Secretary of the Department that any institution "utilizes advertising, sales, or enrollment practices of any type which are erroneous, deceptive, or misleading either by actual statement, omission, or intimation." See 38 U.S.C. § 3696(a).

Assistant United States Attorney Joshua Kolsky previously directed you to the Memorandum of Agreement between the U.S. Department of Veterans Affairs and the Federal Trade Commission which is located on the Federal Trade Commission web site. This is the public link <https://www.ftc.gov/policy/cooperation-agreements/memorandum-agreement-between-ftc-department-veterans-affairs>. After conducting a reasonable search, we determined that there were no records responsive to parts 2 and 3 of your request. Although your request is now the subject of litigation, it is our routine practice to advise requesters that they may appeal the "no records" response to:

Office of the General Counsel (024)  
Department of Veterans Affairs  
810 Vermont Avenue, N.W.  
Washington, D.C. 20420  
Email: [ogcfoiaappeals@va.gov](mailto:ogcfoiaappeals@va.gov)

If you should choose to file an appeal, your appeal must be postmarked or electronically transmitted no later than ninety (90) calendar days from the date of this letter. Please include a copy of this letter with your written appeal and clearly state why you disagree with the determinations set forth in this response.

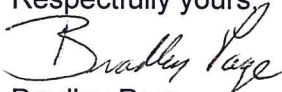
FOIA Officer  
VA FOIA Public Liaison:

Email Address: [vacofoiaservice](mailto:vacofoiaservice)  
Phone Number: 877) 750-3642

Office of Government Information Services (OGIS)  
Email: [ogis@nara.gov](mailto:ogis@nara.gov)  
Fax: (202) 741-5769  
Mailing address: Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road  
College Park, MD 20740-6001

Thank you for your interest in the Department of Veterans Affairs. Customer service is very important to us. If you have questions regarding this letter, please contact AUSA Kolsky at (202) 252-2541.

Respectfully yours,



Bradley Page  
FOIA Officer  
Education Service  
Veterans Benefits Administration