



April 8, 2019

Leading the Conservative Movement since 1964

EAGLE FORUM EDUCATION & LEGAL DEFENSE FUND

Deputy Archivist of the United States (ND)
National Archives and Records Administration
8601 Adelphi Road
College Park, MD 20740

Phyllis Schlafly *Founder*
Ed Martin *President*

Governing Board

Hon. Helen Marie Taylor
Chairman of the Board
John F. Schlafly

Treasurer

Najla Lataif
Ned Pfeifer

Dr. Bruce Schlafly
Marylin Shannon
Pat Schneider
Kitty Werthmann

Education Center

Dr. Bruce Schlafly
Elizabeth Hanicke
Ned Pfeifer

Advisory Board

Mrs. Robert Bork
Mr. William A. Fields
Mr. George Gilder
Honorable Donald P. Hodel
Mr. David Limbaugh
Honorable Edwin Meese III
Mr. Thomas S. Monaghan
Ambassador Frank Shakespeare
Major General John K. Singlaub
(U.S.A. Ret.)

Distinguished Past Trustees include:

Ambassador Faith Whittlesey
Judge Robert Bork
Mr. John W. Brunner
Ambassador Holland Coors
Admiral Jeremiah Denton
Mr. M. Stanton Evans
Senator Jesse Helms
Mr. Robert E. O'Connor
Mr. J. Patrick Rooney
Dr. W. Cleon Skousen

Contributions to Eagle Forum
Education & Legal Defense Fund
are tax-deductible by U.S.
Treasury ruling since 1981.

Re: Appeal of FOIA Request RDT1R-19-19161-JAF

Dear Deputy Archivist:

On February 11, 2019, I filed a Freedom of Information Act (FOIA) request with the National Archives and Records Administration, requesting any digital or hard copy material relating to any actions taken by the legislatures of Illinois or Nevada received by the Archivist of the United States with any agent of those respective states and any response by the Archivist's office to the states of Nevada or Illinois relating to actions regarding the Equal Rights Amendments passed by Congress in 1972, and as purportedly extended in 1978. Additionally, I requested any guidance received by the Archivist's office or requested by his office on how to handle any "ratification" made after the original March 22, 1979 deadline through the June 30, 1982 deadline, and similar requests or guidance pertaining to any alleged "ratification" of the ERA after the June 30, 1982 extension deadline.

In a response letter dated February 27, 2019 Jane Fitzgerald of the Archives 1 Reference Section offered materials that were not within the scope of my request. In a clarifying letter dated March 4, 2019, I gave additional guidance as to the documents being requested. Mrs. Fitzgerald's email response on March 21, 2019 again failed to yield any of the documents requested. Instead, she recommended that we talk to the Legal Division of the Office of the Federal Register. However, her email did not seem to indicate that the documents the Office of the Federal Register would provide would be what we are requesting either.

This letter respectfully appeals the determination of Mrs. Jane Fitzgerald.

The information requested under FOIA must be disclosed because the Archivist of the United States has made public statements within his professional capacity indicating that the Equal Rights Amendment passed by Congress in 1972 and subsequently stopped by an outpouring of opposition from the people of the United States could still be legally ratified. Of course, that is not true at all. ERA died with its expiration in 1979. However, the Archivist giving credence to purported retroactive ratifications by Nevada and Illinois is unconstitutional and far outside the scope of his duties. As such, the American people have a right to know what exchanges led to the Archivist making the decision that retroactive ratifications could be valid.

All the best.

Ed Martin
President, Phyllis Schlafly Eagles