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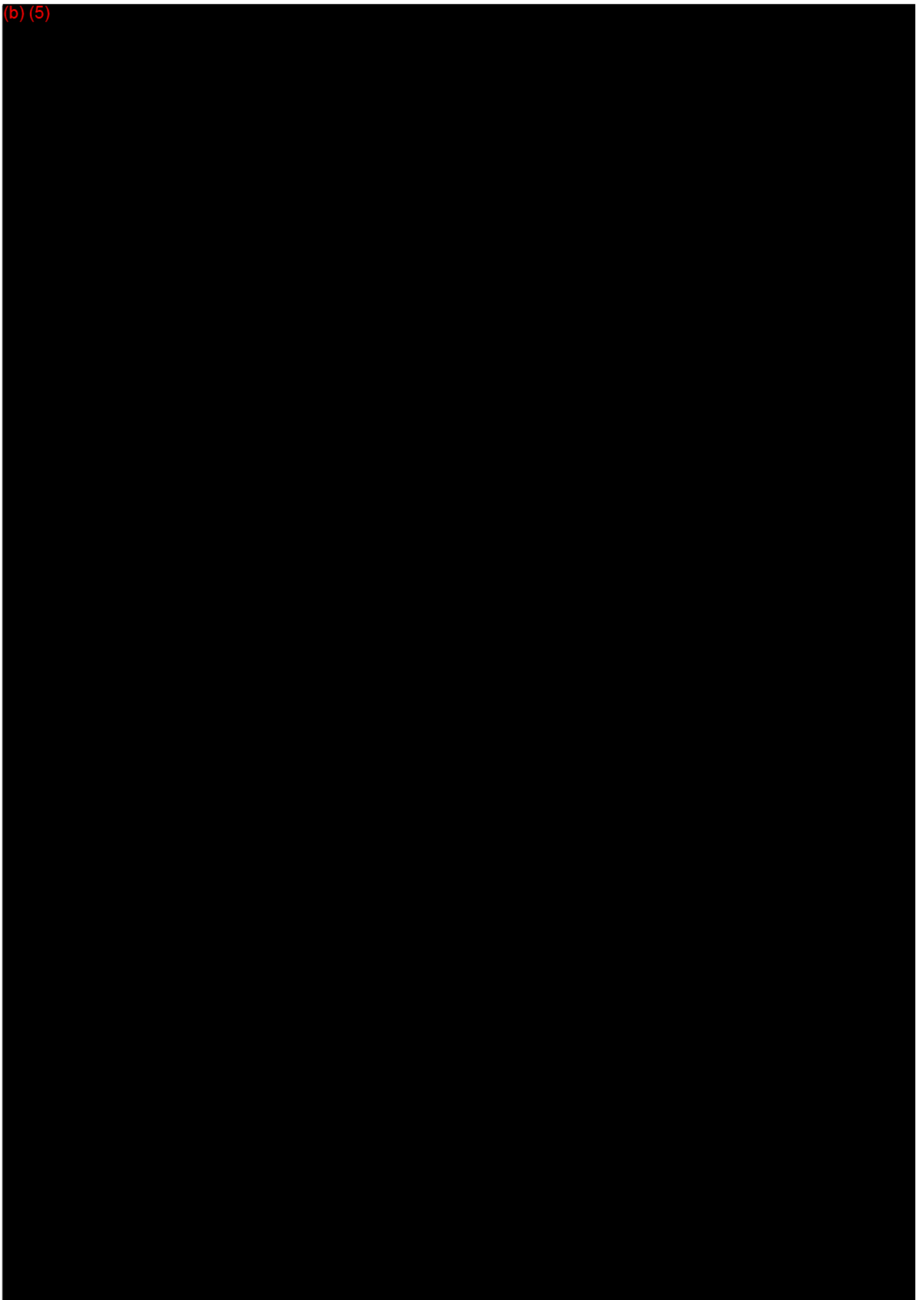


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# 2020 Census Update

**August 13, 2020**

**Albert E. Fontenot, Jr.,  
Associate Director for Decennial Census Programs**

**Timothy P. Olson  
Associate Director for Field Operations**

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BC-DOC-CEN-2020-001602-004372

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# Outline

- Status Update of Current Operations
- Adjustments to Comply With Statutory Deadline for Providing Apportionment Data
- Implementation of Presidential Memorandum

# Self-Response Rate Summary

As of 11:59pm August 12, 2020

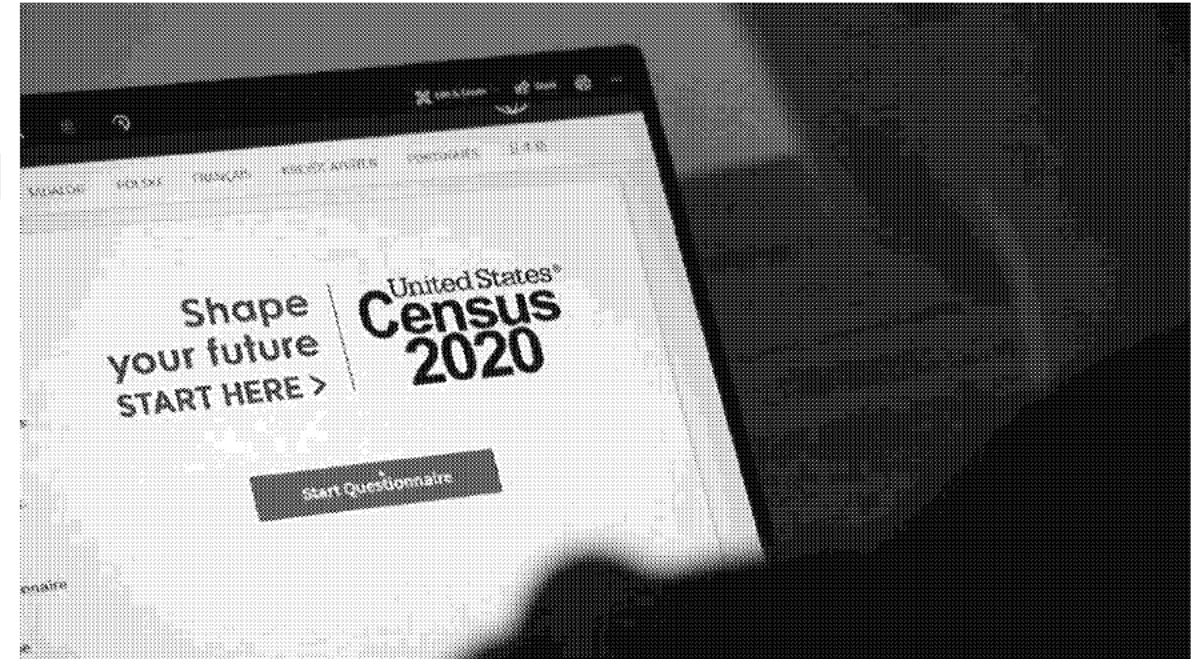
**Total Self-Response Rate: 63.5%**  
**Total Responding Housing Units: 93.9M**

## Responses by mode:

75.1M (79.9%) – Internet

17.4M (18.6%) – Paper

1.4M (1.5%) – Phone



# Operational Timelines

Activity / Operation	Original Dates	COVID Adjustments	Replan Timeline
Update Leave (Stateside)	March 15 – April 17	Phased re-opening occurred between May 4 and June 12	
Service Based Enumeration	March 30 – April 1	September 22 – 24	
Targeted Non-Sheltered Outdoor Locations	March 31 – April 1	September 23 – 24	
Group Quarters Enumeration	April 2 – June 5	April 2 – September 3	
Enumeration of Transitory Locations	April 9 – May 4	September 3 – 28	
Nonresponse Followup	May 13 – July 31	August 11 – October 31	August 9 – September 30
Delivery of Apportionment Data	By Statutory Deadline: December 31, 2020	Requested Statutory Delay until April 30, 2021	By Statutory Deadline: December 31, 2020
Delivery Redistricting Data	By Statutory Deadline: March 30, 2021	Requested Statutory Delay until July 31, 2021	TBD

# Update Leave – Status Update

## Operation:

The Update Leave (UL) operation is designed to occur in areas where the majority of housing units either do not have mail delivered to the physical location of the housing unit, or the mail delivery information for the housing unit cannot be verified. A Census Bureau employee physically delivers a 2020 Census invitation to these housing units. Nonresponding households will be visited by an enumerator during nonresponse followup.

## Workload:

- Update Leave Original Workload (does not change): 6,805,523 housing units
- Workload Completed as of March 18 (date field operations were suspended): 736,320 housing units
  - Percentage Completed at suspension: 10.8%
- **The Update Leave workload was completed on August 10, 2020**

## Response Rates:

- Total Responses (as of August 12): 2,339,378 (34.4%)
  - Internet: 1,216,109 (52.0%)
  - Paper: 1,077,642 (46.1%)
  - Phone: 45,627 (1.9%)





# Group Quarters Enumeration – Status Update

## Operation:

Group Quarters Enumeration is the U.S. Census Bureau's special process for counting people who live or stay in group quarters during the 2020 Census. Because group quarters are owned or managed by a third party, the Census Bureau assists group quarters administrators in responding to the census on behalf of residents to ensure a complete and accurate census count.

### Group Quarters Enumeration Progress\*

Initial Workload	GQs Added	Current Workload	Completed & Closed Cases	Current Workload	Percent Completed & Closed
195,656	15,441	211,097	166,895	44,202	79.1%

\*As of August 12, 2020



# Nonresponse Followup Field Operations

## Early Start of Nonresponse Followup Operations

6 Cycle 1a Area Census Offices (ACOs) began operations on July 16:

- 52.6% complete as of August 12

6 Cycle 1b ACOs began operations on July 23:

- 40.4% complete as of August 12

35 Cycle 2 ACOs were scheduled to begin operations on July 30; however, we started operations earlier in some ACOs where staff was available:

- 17 ACOs – Started July 26 – 29
- 18 ACOs – Started July 30
  - 30.5% complete as of August 12

39 Cycle 3 ACOs were scheduled to begin operations by August 3:

- 15 ACOs – Started July 31
- 16 ACOs – Started August 1
- 8 ACOs – Started August 3
  - 11.5% complete as of August 12

All remaining ACOs were scheduled to begin August 11, but all began operations by August 9:

- 107 ACOs – Started August 3 – 7
- 55 ACOs (all remaining) – August 9

**As of August 9 Nonresponse Followup Operations have begun in all 248 ACOs**

Nonresponse Followup National Workload: 60,761,561\*

Completed Workload: 9,556,743\* (15.7%)

Remaining Workload: 51,204,818\*

\*As of August 12, 2020

# Safety during Field Activities

On August 7, in a joint statement from the Census Bureau and Centers for Disease Control (CDC) on Conducting 2020 Census Non-Response Follow-Up Interviews, the CDC stated that participation in 2020 Census interviews should present a low risk of transmission of COVID-19.

Census takers are trained to rigorously and universally follow these CDC recommendations to mitigate risk of transmission:

- Wearing of face masks.
- Maintaining social distance of 6 ft. or more.
- Practicing hand hygiene.
- Not entering homes, and conducting interviews outside as much as possible or practical.



# Providing an Apportionment Count

**Objective:** We have developed a plan in response to Secretarial direction to provide an apportionment count by the statutory deadline of December 31, 2020.

- **Achieving** an acceptable level of accuracy and completeness, with a goal of resolving at least 99% of Housing Units in every state, comparable with previous censuses.
- **Maintaining** original contact strategy for occupied housing units. Field activities, including number of attempts to contact respondents, will not be changed.
- **Maximizing** staff and production hours for field data collection operations to conclude field data collection by September 30, 2020.
- **Compressing** and streamlining backend processing to deliver apportionment counts by the statutory deadline of December 31, 2020.

# Increased Work Hours from Current Enumerators

Award Program	Potential Efficiency Gain / Applicable Costs to Implement
Awards to increase hours worked by enumerators from an average of 19 hours/week to a target of 25 hours/week	Increases capacity by 1.5 million work hours per week, or 80,000 more “19 hour” enumerators per week
Award for enumerator retention, working three weeks of production	Reduce training cost  Maintain experienced workforce

# Increased Replacement Training for Enumerators

Replacement Training Actions	Potential Efficiency Gain / Applicable Costs to Implement
Inviting More People to Training	Over selection rates will address higher-than-expected no-show rates of 35%, bringing us closer to our target initial staffing levels.
Continual Replacement Training	Expect to conduct replacement training for at least 135K enumerators due to attrition. Projecting over 11,000 additional training sessions.

# Contact Methods to Expand Reach of Enumerators

Actions	Potential Efficiency Gain / Applicable Costs to Implement
<p>Expand the use of NRFU Travel Teams:</p> <ul style="list-style-type: none"><li>• Moving teams that have successfully completed their areas to areas requiring additional attention.</li></ul>	<p>Using experienced staff minimizes the need to train new staff – particularly in areas where new staff are not available.</p> <p>Efficiently accelerates closeout process.</p>
<p>Implement outbound phone calling to supplement in-person contact attempts.</p>	<p>Provides an additional method to enumerate hard to reach communities.</p>

# Technological Efficiency Gains

- **Employing** expanded technical capacity to conduct analytical Re-Interview selection as the basis for the Re-Interview process.
- **Utilizing** new techniques for the 2020 Census to monitoring quality:
  - **Using** statistical techniques with professional statisticians and analysts to proactively identify, monitor, evaluate, and resolve quality issues.
  - **Analyzing** data and metrics to identify and investigate outliers and other unusual activity.
- **Increasing** efficiency of our strategy for verifying vacant or non-existing Housing Units.





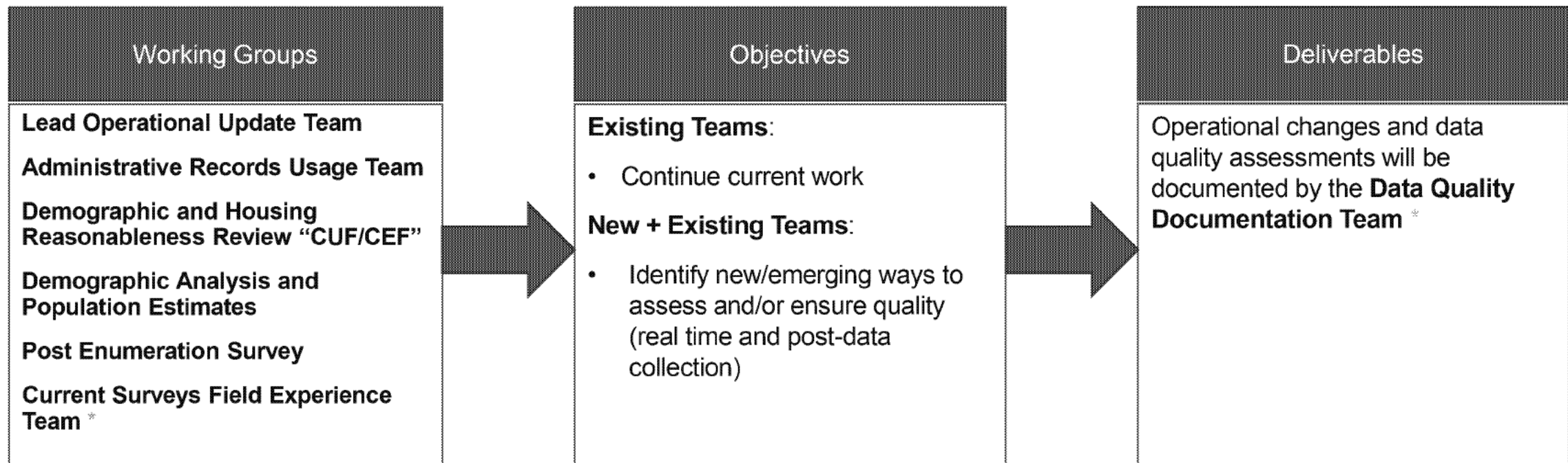
# Overview of Backend Processing

**Career staffers at the Census Bureau developed a highly compressed schedule for 2020 Census data processing and review of data products.** This staff will be closely monitoring the collection and processing of the data and assessing any potential impacts on accuracy, data quality, and coverage.

1. Post-processing must start by October 1, 2020.
2. Post-processing work activities are limited to those required to produce apportionment counts.
3. The impact on the delivery schedule of redistricting data products under the revised plan is being evaluated.
4. All of these activities represent streamlined processes or eliminated activities that may reduce accuracy.

# Ensuring Data Quality

Special teams with expertise from within the entire Census Bureau in the fields of census operations, statistical methodology, acquisition and utilization of administrative records, and in the social, economic, and housing subject areas to supplement the existing expert teams and provide extra focus on data quality.



\* New team, not previously part of 2020 Census operations















































United States District Court  
Northern District of California

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

NATIONAL URBAN LEAGUE, et al.,	Case No. 20-CV-05799-LHK
Plaintiffs,	
v.	<b>ORDER GRANTING MOTION FOR</b>
	<b>TEMPORARY RESTRAINING ORDER</b>
WILBUR L. ROSS, et al.,	Re: Dkt. No. 66
Defendants.	

Plaintiffs National Urban League; League of Women Voters; Black Alliance for Just Immigration; Harris County, Texas; King County, Washington; City of Los Angeles, California; City of Salinas, California; City of San Jose, California; Rodney Ellis; Adrian Garcia; National Association for the Advancement of Colored People; City of Chicago, Illinois; County of Los Angeles, California; Navajo Nation; and Gila River Indian Community (collectively, “Plaintiffs”) sue Defendants Commerce Secretary Wilbur L. Ross, Jr.; the U.S. Department of Commerce; the Director of the U.S. Census Bureau Steven Dillingham, and the U.S. Census Bureau (“Bureau”) (collectively, “Defendants”) for violations of the Enumeration Clause and Administrative Procedure Act.

Before the Court is Plaintiffs’ September 3, 2020 motion for a temporary restraining order



(“TRO motion”), enjoining Defendants from implementing Defendants’ August 3, 2020 Replan, which shortens census data collection and processing timelines from the eight months set forth in the Defendants’ April 13, 2020 COVID-19 Plan to four months. Plaintiffs claim that the Replan’s shortened timelines will unlawfully harm the accuracy of crucial census data. Plaintiffs request that the TRO remain in effect for twelve days, until the September 17, 2020 hearing on Plaintiffs’ motion for stay and preliminary injunction (“PI motion”).

Temporary restraining orders “serv[e] the[] underlying purpose of preserving the status quo and preventing irreparable harm just so long as is necessary to hold a hearing, and no longer.” *Granny Goose Foods, Inc. v. Bhd. of Teamsters & Auto Truck Drivers Local No. 70 of Alameda Cty.*, 415 U.S. 423, 439 (1974); *accord, e.g., E. Bay Sanctuary Covenant v. Trump*, 932 F.3d 742, 779 (9th Cir. 2018) (“a TRO ‘should be restricted to . . . preserving the status quo and preventing irreparable harm just so long as is necessary to hold a hearing and no longer’”) (ellipsis in original).

“‘[S]erious questions going to the merits’ and a balance of hardships that tips sharply towards the plaintiff can support issuance of a preliminary injunction [or TRO], so long as the plaintiff also shows that there is a likelihood of irreparable injury and that the injunction [or TRO] is in the public interest.” *All. for the Wild Rockies v. Cottrell*, 632 F.3d 1127, 1135 (9th Cir. 2011); *accord Short v. Brown*, 893 F.3d 671, 675 (9th Cir. 2018) (holding that these factors are “on a sliding scale”). Thus, “when the balance of hardships tips sharply in the plaintiff’s favor, the plaintiff need demonstrate only ‘serious questions going to the merits.’” *hiQ Labs, Inc. v. LinkedIn Corp.*, 938 F.3d 985, 992 (9th Cir. 2019) (quoting *All. for the Wild Rockies*, 632 F.3d at 1135). The issuance of a TRO is at the Court’s discretion. *See All. for the Wild Rockies*, 632 F.3d at 1131.

The Court has considered the TRO motion, opposition, and reply; the parties’ oral arguments at the September 4, 2020 TRO hearing; the PI motion and opposition; the relevant law; and the record in this case. Below the Court analyzes in turn (1) the presence of serious questions going to the merits; (2) irreparable harm; (3) the balance of hardships; and (4) the public interest. *All. for the Wild Rockies*, 632 F.3d at 1135.

The Court finds that Plaintiffs have presented serious questions going to the merits at least as to Plaintiffs' claims under the Administrative Procedure Act ("APA"). The Court does not prejudge these claims, but merely recognizes that the Plaintiffs have presented serious questions going to the merits of these claims.

For example, there are serious questions as to whether the Replan is reviewable by this Court. There is a serious question as to whether Plaintiffs have standing to challenge the Replan. *See Dep't of Commerce v. New York*, 139 S. Ct. 2551, 2565–66 (2019) (holding that Plaintiffs had standing because an undercount of "as little as 2%" of noncitizen households constituted an injury in fact and was traceable to the Defendants' actions). Additionally, there is a serious question as to whether the Replan constitutes final agency action. Although the United States Supreme Court decided in *Franklin v. Massachusetts* that the Secretary of Commerce's transmission of a final Census report to the President is not final agency action, there is a serious question as to whether *Franklin* governs the facts in the instant case. 505 U.S. 788, 798 (1992) (explaining that the transmission was not final agency action because it "carries no direct consequences for the apportionment"). Finally, there is a serious question as to whether the Replan is committed to agency discretion by law. *See Dep't of Commerce v. New York*, 139 S. Ct. at 2568 (noting that "census-related decisionmaking" is traditionally reviewable under the Administrative Procedure Act).

There are also serious questions as to whether the Replan was arbitrary and capricious in violation of the APA. *See* 5 U.S.C. § 706(2)(A). The APA requires that Defendants consider the "important aspect[s] of the problem" before them. *Motor Vehicle Mfrs. Ass'n v. State Farm Mut. Ins. Co.*, 463 U.S. 29, 43 (1983). Although Defendants justify the Replan based on the statutory deadline, Plaintiffs suggest that Defendants have failed to consider their other statutory obligations, including the statutory requirement that Defendants "conduct a census that is accurate and that fairly accounts for the crucial representational rights that depend on the census and the apportionment." *Dep't of Commerce v. New York*, 139 S. Ct. at 2569 (quoting *Franklin*, 505 U.S. at 819–20 (Stevens, J., concurring in part and concurring in the judgment)). Thus, there are

1 serious questions going to the merits of the Plaintiffs' APA claims.

2 As to irreparable harm, Plaintiffs identify and support with affidavits four potential  
3 irreparable harms that Plaintiffs will suffer as a result of inaccurate census data. First, Plaintiffs  
4 state that an inaccurate apportionment will violate their constitutional rights to political  
5 representation. Mot. 29. Second, Plaintiffs risk losing important federal funding from  
6 undercounting. Mot. 30. Third, Plaintiffs will need to expend resources to mitigate the  
7 undercounting that will result from the Replan. Mot. 31. Lastly, local government Plaintiffs' costs  
8 will increase because those Plaintiffs rely on accurate granular census data to deploy services and  
9 allocate capital.

10 These harms are potentially irreparable in two ways. To start, at least part of the harms  
11 may be constitutional in nature, and "the deprivation of constitutional rights 'unquestionably  
12 constitutes irreparable injury.'" *Melendres v. Arpaio*, 695 F.3d 990, 1002 (9th Cir. 2012) (quoting  
13 *Elrod v. Burns*, 427 U.S. 347, 373 (1976)). Moreover, to the extent the harm involves expending  
14 money or resources, "[i]f those expenditures cannot be recouped, the resulting loss may be  
15 irreparable." *Philip Morris USA Inc. v. Scott*, 561 U.S. 1301, 1304 (2010) (Scalia, J., in  
16 chambers). Because the decennial census is at issue here, an inaccurate count would not be  
17 remedied for another decade, which would affect the distribution of federal and state funding, the  
18 deployment of services, and the allocation of local resources for a decade. Similar harms have  
19 thus justified equitable relief in previous census litigation. *See, e.g., Dep't of Commerce v. U.S.*  
20 *House of Representatives*, 525 U.S. 316, 328–34 (1999) (affirming injunction against the planned  
21 use of statistical sampling in census and citing apportionment harms, among others); *New York v.*  
22 *United States Dep't of Commerce*, 351 F. Supp. 3d 502, 675 (S.D.N.Y.) (issuing injunction and  
23 finding irreparable "the loss of political representation and the degradation of information"), *aff'd*  
24 *in part, rev'd in part and remanded sub nom. Dep't of Commerce v. New York*, 139 S. Ct. 2551.  
25 Plaintiffs attached to their TRO motion an internal Bureau document indicating that the Replan's  
26 compressed deadlines increase the risk of inaccuracy in the census count. ECF No. 66-3.  
27 Plaintiffs aver that each day that the Census does not conduct its field operations to reach and

count hard to reach populations increases the inaccuracy of the census count and thus increases their irreparable harm.

By contrast, a temporary restraining order would merely require Defendants to do what Defendants had planned to do and were doing since April 13, 2020, when Defendants adopted the COVID-19 Plan, through August 3, 2020, when Defendants adopted the Replan. Moreover, the sole evidence Defendants submit in opposition to the TRO motion and the PI motion is the declaration of Albert E. Fontenot, Jr., Associate Director for Decennial Census Programs at the U.S. Census Bureau (hereafter, "Fontenot"). In his September 5, 2020 declaration, Fontenot declares that:

Lack of field staff would be a barrier to reverting to the COVID Schedule were the Court to rule later in September. The Census Bureau begins terminating staff as operations wind down, even prior to closeout. Based on progress to date, as is standard in prior censuses, we have already begun terminating some of our temporary field staff in areas that have completed their work. It is difficult to bring back field staff once we have terminated their employment. Were the Court to enjoin us tomorrow we would be able to keep more staff on board than were the Court to enjoin us on September 29, at which point we will have terminated many more employees.

Font. Decl. at ¶ 98. Thus, Fontenot's declaration underscores Plaintiffs' claims of irreparable harm because the Bureau is terminating field staff now and will have difficulty rehiring such staff. Moreover, Fontenot's declaration suggests that the burden of an injunction on Defendants is far less now than later in September.

Furthermore, Defendants' stated reason for the August 3, 2020 Replan is to get the Census count to the President by December 31, 2020 instead of April 30, 2021 as scheduled in the Bureau's COVID-19 Plan. Font. Decl. at ¶ 81. However, Defendants' sole declarant, Fontenot, acknowledged publicly less than two months ago that the Bureau is "past the window of being able to get accurate counts to the President by December 31, 2020." *U.S. Census Bureau, Operational Press Briefing – 2020 Census Update* at 21 (July 8, 2020), <https://www.census.gov/content/dam/Census/newsroom/press-kits/2020/news-briefing-programtranscript-july8.pdf>. Similarly, on May 27, 2020, Tim Olson, head of field operations for the 2020 Census, stated during a May 26, 2020 webinar organized by the National Congress of

American Indians that, “we have passed the point where we could even meet the current legislative requirement of December 31st. We can’t do that anymore.” Nat’l Conf. of Am. Indians, *2020 Census Webinar: American Indian/Alaska Native*, YouTube (May 26, 2020), <https://www.youtube.com/watch?v=F6IyJMtDDgY&feature=youtu.be&t=4689>. These statements support Plaintiffs’ claims of irreparable harm arising from an inaccurate census count. On balance, the Court finds that the balance of hardships tips sharply in favor of Plaintiffs.

As to the public interest, when the government is a party, the analysis of the balance of the hardships and the public interest merge. *See Drakes Bay Oyster Co. v. Jewell*, 747 F.3d 1073, 1092 (9th Cir. 2014) (citing *Nken v. Holder*, 556 U.S. 418, 435 (2009)). As the United States Supreme Court recognized, Congress has codified the public’s interest in “a census that is accurate and that fairly accounts for the crucial representational rights that depend on the census and the apportionment.” *Dep’t of Commerce v. New York*, 139 S. Ct. at 2569 (quoting *Franklin*, 505 U.S. at 819–820 (Stevens, J., concurring in part and concurring in judgment)) (discussing the Census Act, 2 U.S.C. § 2a). Other courts have held that “the public interest . . . requires obedience to the Constitution and to the requirement that Congress be fairly apportioned, based on accurate census figures” and that “it is in the public interest that the federal government distribute its funds . . . on the basis of accurate census data.” *Carey v. Klutznick*, 637 F.2d 834, 839 (2d Cir. 1980) (per curiam). Thus, the balance of the hardships and public interest tip sharply in Plaintiffs’ favor.

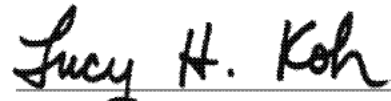
Accordingly, having considered the TRO motion, opposition, and reply; the parties’ oral arguments at the September 4, 2020 TRO hearing; the PI motion and opposition; the relevant law; and the record in this case, the Court GRANTS Plaintiffs’ motion for a temporary restraining order. The Court finds that no security is necessary. *See Jorgensen v. Cassidy*, 320 F.3d 906, 919 (9th Cir. 2003) (“Rule 65(c) invests the district court ‘with discretion as to the amount of security required, *if any*.’” (quoting *Barahona–Gomez v. Reno*, 167 F.3d 1228, 1237 (9th Cir. 1999))).

IT IS HEREBY ORDERED THAT, effective as of the date of this Order, Defendants Commerce Secretary Wilbur L. Ross, Jr.; the U.S. Department of Commerce; the Director of the U.S. Census Bureau Steven Dillingham, and the U.S. Census Bureau are enjoined from

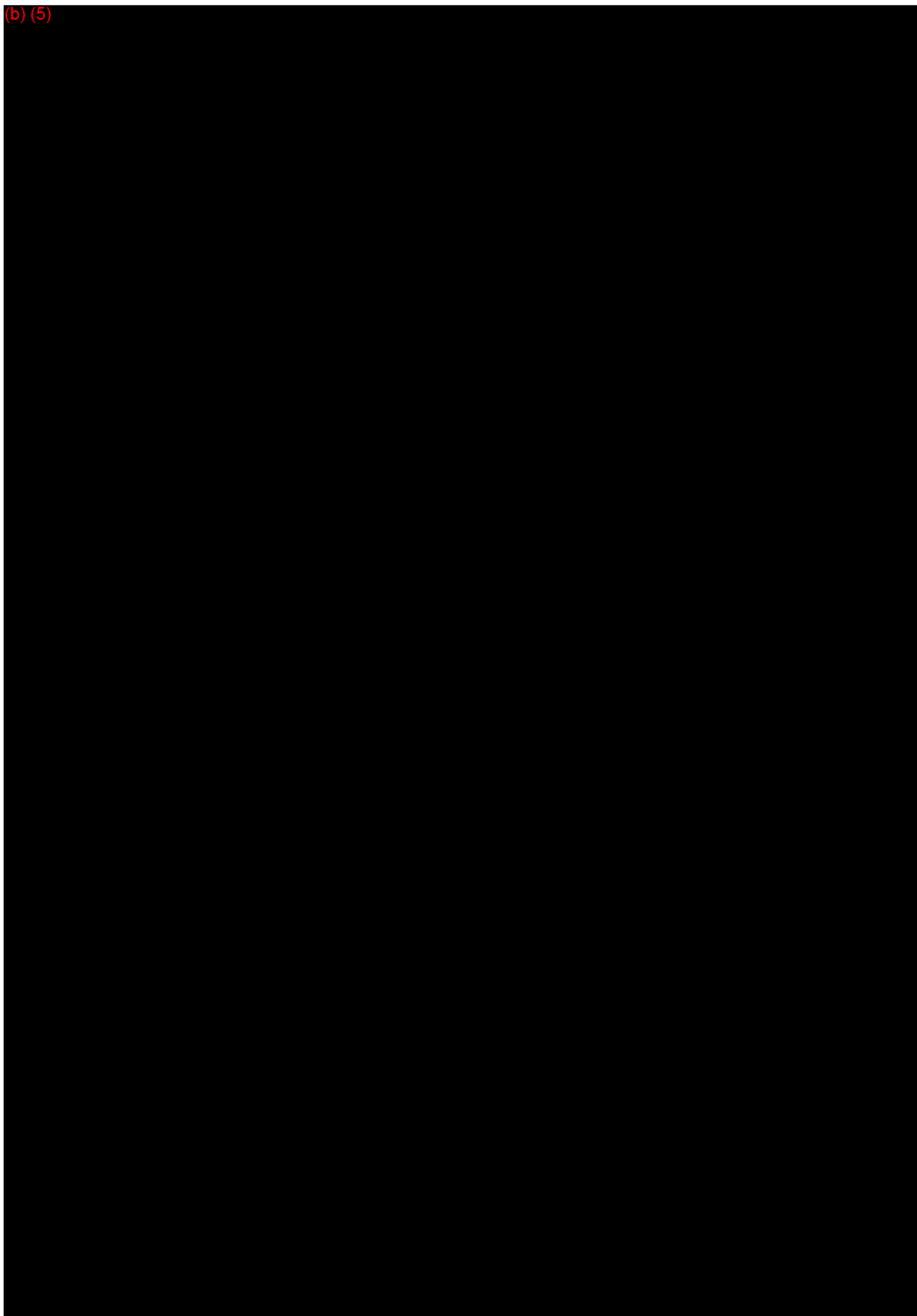
1 implementing the August 3, 2020 Replan or allowing to be implemented any actions as a result of  
2 the shortened timelines in the August 3, 2020 Replan, including but not limited to winding down  
3 or altering any Census field operations, until the Court conducts its September 17, 2020 hearing on  
4 Plaintiffs' PI motion.

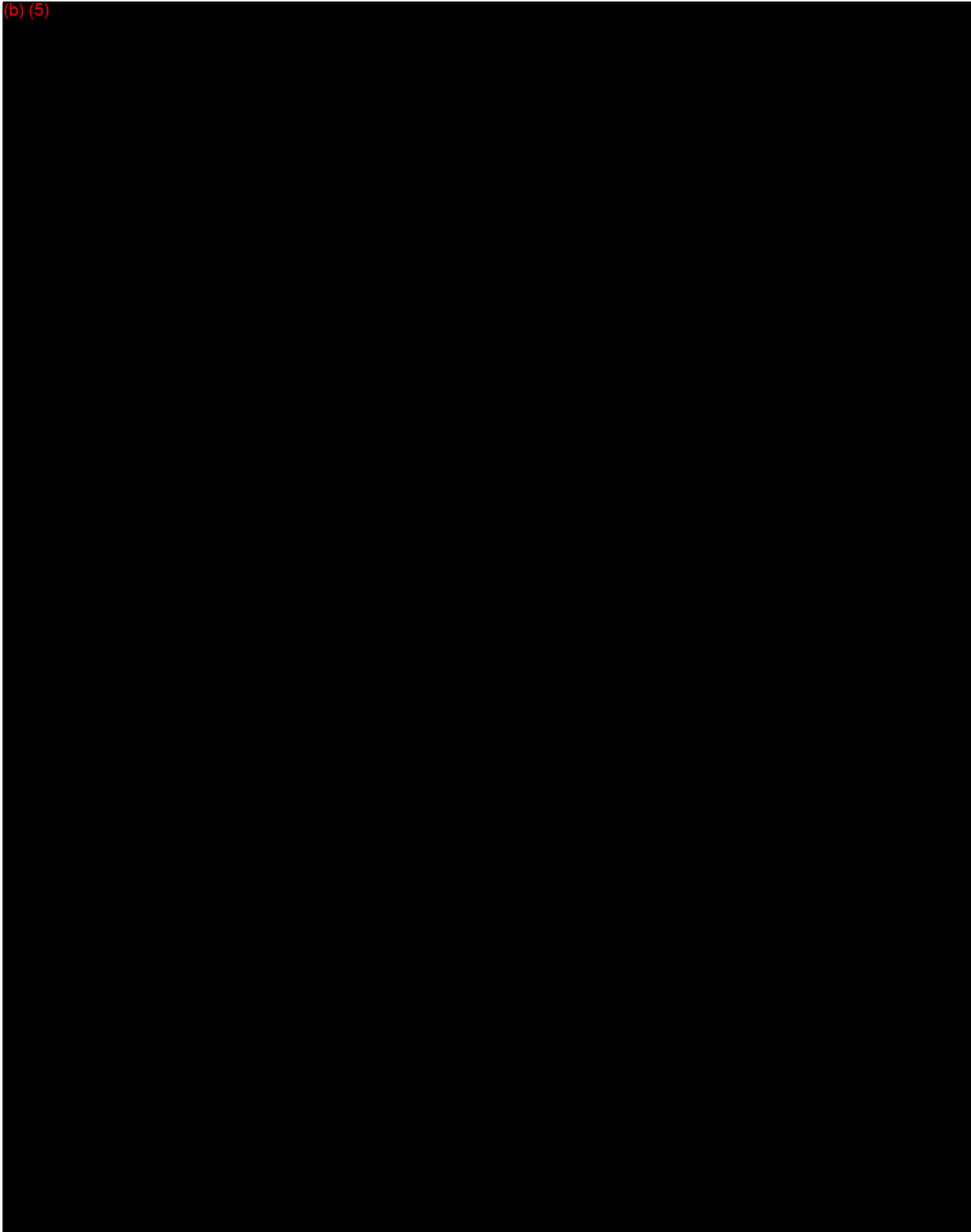
5 **IT IS SO ORDERED.**

6  
7 Dated: September 5, 2020

8   
9 LUCY H. KOH  
United States District Judge

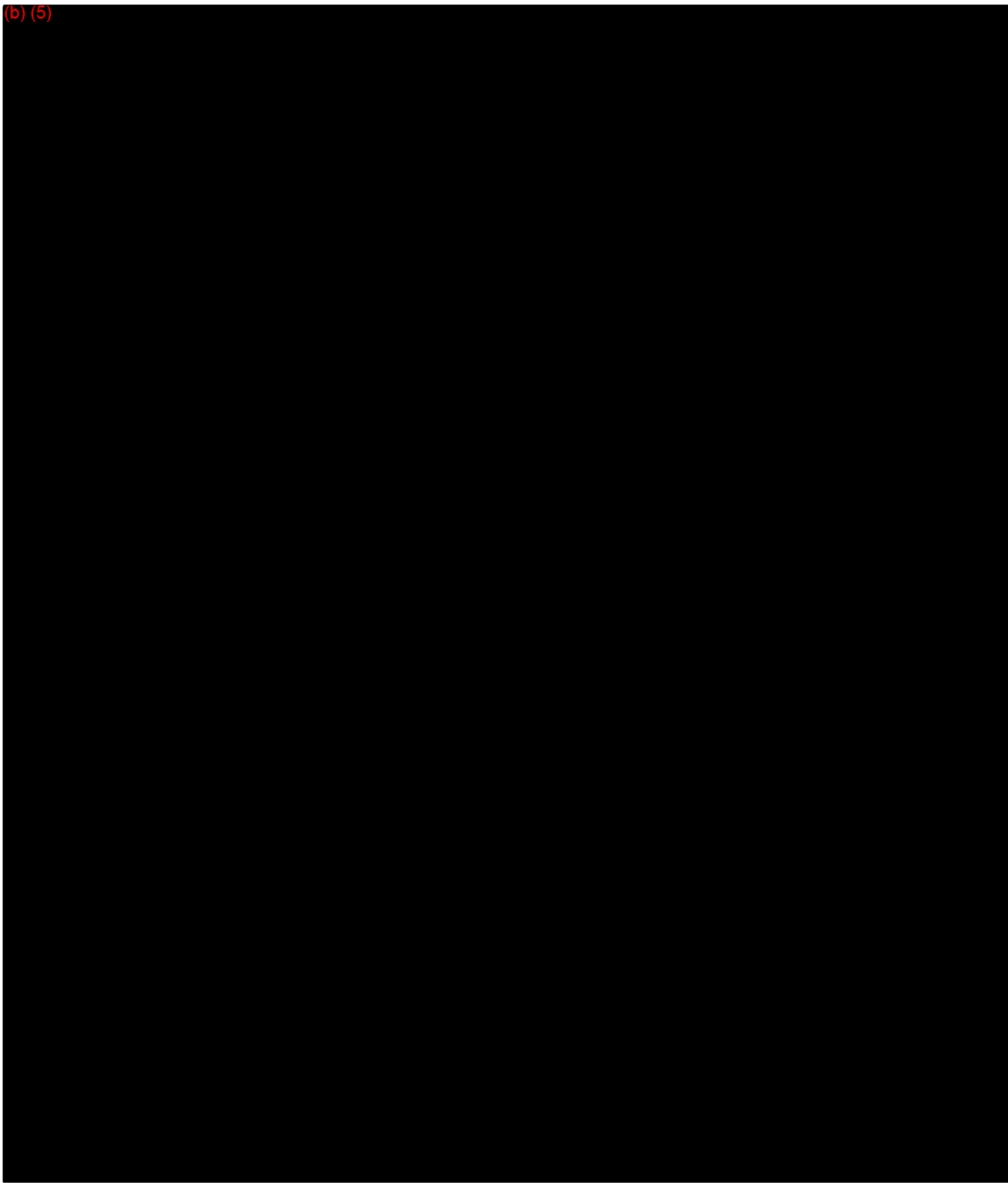
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United States District Court  
Northern District of California



























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**From:** John Maron Abowd (CENSUS/ADRM FED) [john.maron.abowd@census.gov]  
**Sent:** 7/28/2020 9:22:45 PM  
**To:** Michael A Berning (CENSUS/ERD FED) [Michael.A.Berning@census.gov]; Enrique Lamas (CENSUS/DEPDIR FED) [Enrique.Lamas@census.gov]; Victoria Velkoff (CENSUS/ADDP FED) [Victoria.A.Velkoff@census.gov]  
**Subject:** Re: Re: Agreement Status

Thanks. I actually have some questions for her based on what she says below, but I'll organize that discussion with Tori and Enrique.

**John M. Abowd, PhD**, Associate Director and Chief Scientist  
Research and Methodology  
U.S. Census Bureau  
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[census.gov](mailto:census.gov) | [@uscensusbureau](https://www.uscensusbureau.gov)  
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**From:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Sent:** Tuesday, July 28, 2020 2:54 PM  
**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>; John Maron Abowd (CENSUS/ADRM FED) <john.maron.abowd@census.gov>; Victoria Velkoff (CENSUS/ADDP FED) <Victoria.A.Velkoff@census.gov>  
**Subject:** Fw: Re: Agreement Status

(b) (5)

Mike Berning, Assistant Division Chief for Data Acquisition and Curation  
Economic Reimbursable Surveys Division  
U.S. Census Bureau  
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**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Sent:** Tuesday, July 28, 2020 1:48 PM  
**To:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Cc:** Letitia W McKoy (CENSUS/PCO FED) <Letitia.W.McKoy@census.gov>  
**Subject:** Re: Re:

(b) (5)



**From:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Sent:** Thursday, July 23, 2020 9:56 AM  
**To:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Subject:** (b) (5)

(b) (5)

Mike Berning, Assistant Division Chief for Data Acquisition and Curation  
Economic Reimbursable Surveys Division  
U.S. Census Bureau  
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**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Sent:** Thursday, July 23, 2020 9:46 AM  
**To:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Subject:** (b) (5)

(b) (5)

Melissa L. Creech  
Deputy Chief Counsel  
Office of the Chief Counsel for Economic Affairs  
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**From:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Sent:** Thursday, July 23, 2020 9:09 AM  
**To:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Subject:** (b) (5)

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Mike Berning, Assistant Division Chief for Data Acquisition and Curation  
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**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Sent:** Thursday, July 23, 2020 8:33 AM  
**To:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Subject:**

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**From:** John Maron Abowd (CENSUS/ADRM FED) [john.maron.abowd@census.gov]  
**Sent:** 9/18/2020 5:46:52 PM  
**To:** Victoria Velkoff (CENSUS/ADDP FED) [Victoria.A.Velkoff@census.gov]; Ron S Jarmin (CENSUS/DEPDIR FED) [Ron.S.Jarmin@census.gov]; Enrique Lamas (CENSUS/DEPDIR FED) [Enrique.Lamas@census.gov]  
**CC:** Christa D Jones (CENSUS/DEPDIR FED) [Christa.D.Jones@census.gov]  
**Subject:** Re: Question on the effect of SDNY's Court Order on Census Work

Yep.

**John M. Abowd, PhD**, Associate Director and Chief Scientist  
Research and Methodology  
U.S. Census Bureau  
O: 301-763-5880 M: (b)(6)  
[census.gov](https://www.census.gov) | [@uscensusbureau](https://twitter.com/uscensusbureau)  
**Shape your future. START HERE >** [2020census.gov](https://2020census.gov)

---

**From:** Victoria Velkoff (CENSUS/ADDP FED) <Victoria.A.Velkoff@census.gov>  
**Sent:** Friday, September 18, 2020 1:32 PM  
**To:** Ron S Jarmin (CENSUS/DEPDIR FED) <Ron.S.Jarmin@census.gov>; Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Cc:** Christa D Jones (CENSUS/DEPDIR FED) <Christa.D.Jones@census.gov>; John Maron Abowd (CENSUS/ADRM FED) <john.maron.abowd@census.gov>  
**Subject:** Re: Question on the effect of SDNY's Court Order on Census Work

(b) (5)

**Victoria Velkoff, PhD**  
Associate Director for Demographic Programs  
U.S. Census Bureau  
o: 301-763-1372  
**Shape your future. START HERE >** [2020census.gov](https://2020census.gov)  
[census.gov](https://www.census.gov) | [@uscensusbureau](https://twitter.com/uscensusbureau)

---

**From:** Ron S Jarmin (CENSUS/DEPDIR FED) <Ron.S.Jarmin@census.gov>  
**Sent:** Friday, September 18, 2020 1:11 PM  
**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Cc:** Christa D Jones (CENSUS/DEPDIR FED) <Christa.D.Jones@census.gov>; John Maron Abowd (CENSUS/ADRM FED) <john.maron.abowd@census.gov>; Victoria Velkoff (CENSUS/ADDP FED) <Victoria.A.Velkoff@census.gov>  
**Subject:** Re: Question on the effect of SDNY's Court Order on Census Work

(b) (5)

On Sep 18, 2020, at 12:36 PM, Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov> wrote:

See additions to the email trail

Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

---

**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Sent:** Friday, September 18, 2020 12:35 PM  
**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Subject:** (b) (5)

(b) (5)

Melissa L. Creech  
Deputy Chief Counsel  
Office of the Chief Counsel for Economic Affairs  
U.S. Department of Commerce  
Telephone (301) 763-9844  
Facsimile (301) 763-6238

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---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Sent:** Friday, September 18, 2020 12:32 PM  
**To:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Subject:** (b) (5)

(b) (5)

Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

---

**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Sent:** Friday, September 18, 2020 12:31 PM  
**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>; Michael A Berning (CENSUS/ERD FED)

<Michael.A.Berning@census.gov>

Subject: (b) (5)

(b) (5)

Thanks, Melissa

Melissa L. Creech  
Deputy Chief Counsel  
Office of the Chief Counsel for Economic Affairs  
U.S. Department of Commerce  
Telephone (301) 763-9844  
Facsimile (301) 763-6238

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---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>

**Sent:** Friday, September 18, 2020 12:28 PM

**To:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>

**Subject:** (b) (5)

(b) (5)

Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

---

**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>

**Sent:** Friday, September 18, 2020 12:24 PM

**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>

**Subject:** (b) (5)

(b) (5)

Melissa L. Creech

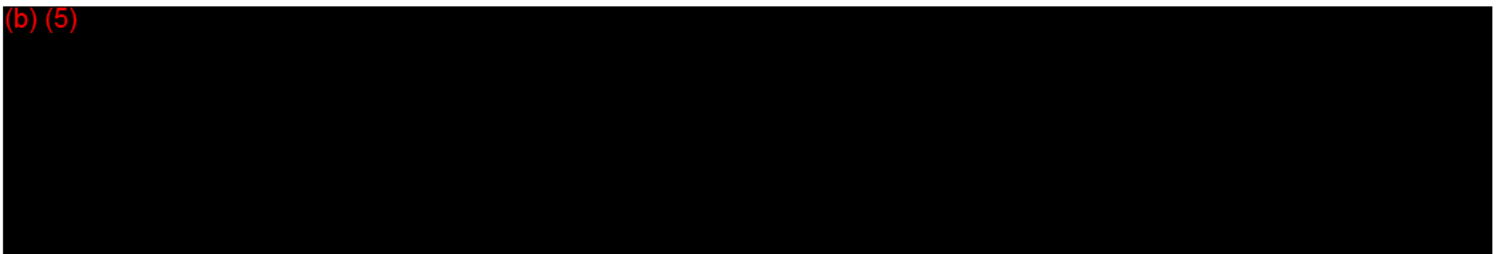
Deputy Chief Counsel  
Office of the Chief Counsel for Economic Affairs  
U.S. Department of Commerce  
Telephone (301) 763-9844  
Facsimile (301) 763-6238

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---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Sent:** Friday, September 18, 2020 12:21 PM  
**To:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Subject:** (b) (5)

(b) (5)



Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

---

**From:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Sent:** Friday, September 18, 2020 12:09 PM  
**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Subject:** (b) (5)

Enrique:

(b) (5)



(b) (5)

Thanks, Melissa

Melissa L. Creech  
Deputy Chief Counsel  
Office of the Chief Counsel for Economic Affairs  
U.S. Department of Commerce  
Telephone (301) 763-9844  
Facsimile (301) 763-6238

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---

**From:** Cannon, Michael (Federal) <MCannon@doc.gov>  
**Sent:** Friday, September 18, 2020 10:13 AM  
**To:** Kourkoumelis, Aristidis (Federal) <AKourkoumelis@doc.gov>  
**Cc:** Melissa L Creech (CENSUS/PCO FED) <Melissa.L.Creech@census.gov>  
**Subject:** (b) (5)

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---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Sent:** Friday, September 18, 2020 10:11 AM  
**To:** Cannon, Michael (Federal) <MCannon@doc.gov>  
**Cc:** Berning, Michael A <michael.a.berning@census.gov>  
**Subject:** (b) (5)

(b) (5)

Enrique Lamas  
Senior Advisor  
Director's Office

U.S. Census Bureau  
Office: 301-763-3811

Begin forwarded message:

**From:** "Michael A Berning (CENSUS/ERD FED)" <[Michael.A.Berning@census.gov](mailto:Michael.A.Berning@census.gov)>  
**Date:** September 18, 2020 at 9:11:52 AM EDT  
**To:** "Enrique Lamas (CENSUS/DEPDIR FED)" <[Enrique.Lamas@census.gov](mailto:Enrique.Lamas@census.gov)>  
**Subject:** Re: Question on the effect of SDNY's Court Order on Census Work

This approach is news to me Enrique - first I've heard of it. I wonder if this is just for the WRAPs agreement or if the expectation is that we redo all of them?

Mike Berning, Assistant Division Chief for Data Acquisition and Curation  
Economic Reimbursable Surveys Division  
U.S. Census Bureau  
O: 301-763-2028 | M: (b)(6)  
census.gov | @uscensusbureau

---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <[Enrique.Lamas@census.gov](mailto:Enrique.Lamas@census.gov)>  
**Sent:** Friday, September 18, 2020 9:07 AM  
**To:** Michael A Berning (CENSUS/ERD FED) <[Michael.A.Berning@census.gov](mailto:Michael.A.Berning@census.gov)>  
**Subject:** Fwd: Question on the effect of SDNY's Court Order on Census Work

Mike,  
See below. Is this how you understand it?

Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

Begin forwarded message:

**From:** "Cannon, Michael (Federal)" <[MCannon@doc.gov](mailto:MCannon@doc.gov)>  
**Date:** September 17, 2020 at 11:06:10 PM EDT  
**To:** "Enrique Lamas (CENSUS/DEPDIR FED)" <[Enrique.Lamas@census.gov](mailto:Enrique.Lamas@census.gov)>, "Melissa L Creech (CENSUS/PCO FED)" <[Melissa.L.Creech@census.gov](mailto:Melissa.L.Creech@census.gov)>  
**Cc:** "Letitia W McKoy (CENSUS/PCO FED)" <[Letitia.W.McKoy@census.gov](mailto:Letitia.W.McKoy@census.gov)>, "Kourkoumelis, Aristidis (Federal)" <[AKourkoumelis@doc.gov](mailto:AKourkoumelis@doc.gov)>  
**Subject:** RE (b) (5)

CUI//PRIVILEGED/AWP//FED ONLY

(b) (5)

(b) (5)

Mike

Michael A. Cannon  
Chief Counsel for Economic Affairs  
Office of the General Counsel  
U.S. Department of Commerce  
Telephone: (202) 482-5395  
Cell: (202) 322-2476  
Email: [mcannon@doc.gov](mailto:mcannon@doc.gov)

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---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <[Enrique.Lamas@census.gov](mailto:Enrique.Lamas@census.gov)>  
**Sent:** Thursday, September 17, 2020 8:57 AM  
**To:** Cannon, Michael (Federal) <[MCannon@doc.gov](mailto:MCannon@doc.gov)>; Creech, Melissa L <[melissa.l.creech@census.gov](mailto:melissa.l.creech@census.gov)>  
**Cc:** McKoy, Letitia W <[letitia.w.mckoy@census.gov](mailto:letitia.w.mckoy@census.gov)>  
**Subject:** (b) (5)

(b) (5)

Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

---

**From:** Cannon, Michael (Federal) <[MCannon@doc.gov](mailto:MCannon@doc.gov)>  
**Sent:** Thursday, September 17, 2020 8:43 AM  
**To:** Michael A Berning (CENSUS/ERD FED) <[Michael.A.Berning@census.gov](mailto:Michael.A.Berning@census.gov)>; Melissa L Creech (CENSUS/PCO FED) <[Melissa.L.Creech@census.gov](mailto:Melissa.L.Creech@census.gov)>  
**Cc:** Enrique Lamas (CENSUS/DEPDIR FED) <[Enrique.Lamas@census.gov](mailto:Enrique.Lamas@census.gov)>; Letitia W McKoy (CENSUS/PCO FED) <[Letitia.W.McKoy@census.gov](mailto:Letitia.W.McKoy@census.gov)>  
**Subject:** (b) (5)

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(b) (5)





Mike Berning, Assistant Division Chief for Data Acquisition and Curation  
Economic Reimbursable Surveys Division  
U.S. Census Bureau  
O: 301-763-2028 | M: (b)(6)  
census.gov | @uscensusbureau

---

**From:** Steinmetz, Michele <Michele.Steinmetz@hq.dhs.gov>  
**Sent:** Wednesday, September 16, 2020 5:42 PM  
**To:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>; Cannon, Michael (Federal) <MCannon@doc.gov>; Risko, Daniel (Federal) <DRisko@doc.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>; Victoria Velkoff (CENSUS/ADDP FED) <Victoria.A.Velkoff@census.gov>  
**Cc:** McCament, James <james.mccament@hq.dhs.gov>; DOREY, DAVID <david.dorey@hq.dhs.gov>; Brown, Katherine <katherine.brown@hq.dhs.gov>; Rosenblum, Marc <marc.rosenblum@hq.dhs.gov>  
**Subject:** Re: Question on the effect of SDNY's Court Order on Census Work

You are welcome, Enrique. I am happy we were able to resolve this question.

---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Sent:** Wednesday, September 16, 2020 5:39:58 PM  
**To:** Steinmetz, Michele <Michele.Steinmetz@hq.dhs.gov>; Cannon, Michael (Federal) <MCannon@doc.gov>; Risko, Daniel (Federal) <DRisko@doc.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>; Victoria Velkoff (CENSUS/ADDP FED) <Victoria.A.Velkoff@census.gov>  
**Cc:** McCament, James <james.mccament@hq.dhs.gov>; DOREY, DAVID <david.dorey@hq.dhs.gov>; Brown, Katherine <katherine.brown@hq.dhs.gov>; Rosenblum, Marc <marc.rosenblum@hq.dhs.gov>  
**Subject:** Re: Question on the effect of SDNY's Court Order on Census Work

CAUTION: This email originated from outside of DHS. DO NOT click links or open attachments unless you recognize and/or trust the sender. Contact your component SOC with questions or concerns.

Michele,  
Thank you for all your help. You and Marc have been excellent to work with through this process.

Enrique Lamas  
Senior Advisor  
Director's Office  
U.S. Census Bureau  
Office: 301-763-3811

---

**From:** Steinmetz, Michele <Michele.Steinmetz@hq.dhs.gov>  
**Sent:** Wednesday, September 16, 2020 4:45 PM  
**To:** Cannon, Michael (Federal) <MCannon@doc.gov>; Risko, Daniel (Federal) <DRisko@doc.gov>; Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>; Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>; Victoria Velkoff (CENSUS/ADDP FED) <Victoria.A.Velkoff@census.gov>  
**Cc:** McCament, James <james.mccament@hq.dhs.gov>; DOREY, DAVID <david.dorey@hq.dhs.gov>; Brown, Katherine <katherine.brown@hq.dhs.gov>; Rosenblum, Marc <marc.rosenblum@hq.dhs.gov>  
**Subject:** (b) (5)

(b) (5)

# Congress of the United States

## House of Representatives

COMMITTEE ON OVERSIGHT AND REFORM

2157 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6143

MAJORITY (202) 225-6051  
MINORITY (202) 225-6074  
<http://oversight.house.gov>

August 4, 2020

The Honorable Steven Dillingham  
Director  
U.S. Census Bureau  
4600 Silver Hill Rd  
Suitland-Silver Hill, MD 20746

Dear Director Dillingham:

In light of alarming news about additional efforts to rush and politicize the 2020 Census, the Committee on Oversight and Reform requests the appearance of Census Bureau employees for transcribed interviews.

Last night, you issued a statement that the Census Bureau will be ending Non-Response Follow-Up (NRFU) and online responses on September 30, 2020—a full month earlier than previously announced.<sup>1</sup> You did not mention this change during your testimony last week before the Committee. This move will rush the enumeration process, result in inadequate follow-up, and undercount immigrant communities and communities of color who are historically undercounted. As Former Director John Thompson testified to the Committee:

The career people who are experts at taking the census requested a four month extension of the deadlines that's in their Title. They know what they are doing. They know what it's going to take to get the census done. Not extending those deadlines is going to put tremendous pressure on the Census Bureau. It's not clear what kind of quality counts they can produce if they don't get the extension. So it could be a really big problem.<sup>2</sup>

Senior career staff at the Census Bureau have publicly stated that meeting the statutory deadlines is impossible because of the delays that have already occurred. On July 8, 2020, Al Fontenot, Associate Director for Decennial Census Programs, stated of the December 31, 2020, statutory deadlines: "We are past the window of being able to get those counts by those dates at

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<sup>1</sup> U.S. Census Bureau, *Statement from U.S. Census Bureau Director Steven Dillingham: Delivering a Complete and Accurate 2020 Census Count* (Aug. 3, 2020) (online at [www.census.gov/newsroom/press-releases/2020/delivering-complete-accurate-count.html](http://www.census.gov/newsroom/press-releases/2020/delivering-complete-accurate-count.html)).

<sup>2</sup> *Oversight Committee Held Emergency Hearing on Trump Administration's Unconstitutional Politicization of 2020 Census* (July 29, 2020) (online at <https://oversight.house.gov/news/press-releases/oversight-committee-held-emergency-hearing-on-trump-administration-s>).

this point.”<sup>3</sup> On May 26, 2020, Tim Olson, Associate Director for Field Operations, said publicly: “We have passed the point where we could even meet the current legislative requirement of December 31. We can’t do that anymore.”<sup>4</sup>

Testimony on July 29, 2020, during the Committee’s emergency hearing underscored the Committee’s concerns about the administration of the 2020 Census. Four former Directors of the Census Bureau testified that the President’s memorandum issued on July 21, 2020, directing the Secretary of Commerce to exclude undocumented immigrants from the apportionment count, is unconstitutional.

In addition, your testimony at that hearing revealed new and troubling information about the White House’s inappropriate partisan influence over how the 2020 Census is conducted. For example, when you were asked whether you or anyone else at the Census Bureau contributed to the President’s July 21, 2020, legal memorandum or provided any input on it before it was released, you responded, “Madam Chairwoman, I certainly did not, and I’m not aware of others in the Census Bureau that did.”<sup>5</sup> When you were asked when you first became aware of the President’s intention to exclude undocumented immigrants from the Apportionment count, you responded, “As I recall, someone from the press reported that a directive may be coming down.”<sup>6</sup>

For the foregoing reasons, the Committee requests that Census Bureau officials appear for virtual transcribed interviews on the following dates:

- **August 10, 2020:** Enrique Lamas, Chief Advisor to the Deputy Director;
- **August 11, 2020:** Timothy P. Olson, Associate Director for Field Operations;
- **August 12, 2020:** Victoria Velkoff, Associate Director for Demographic Programs;
- **August 14, 2020:** Albert Fontenot, Jr, Associate Director for Decennial Census Programs;
- **August 17, 2020:** John Abowd, Chief Scientist and Associate Director for Research and Methodology;
- **August 19, 2020:** Adam Korzeniewski, Assistant Deputy Director for Policy;
- **August 20, 2020:** Nathaniel Cogley, Deputy Director for Policy; and
- **August 21, 2020:** Ron S. Jarmin, Deputy Director and Chief Operating Officer.

---

<sup>3</sup> *Republicans Signal They’re Willing To Cut The Census Counting Short*, National Public Radio (July 28, 2020) (online at [www.npr.org/2020/07/28/895744449/republicans-signal-theyre-willing-to-cut-short-census-counting](http://www.npr.org/2020/07/28/895744449/republicans-signal-theyre-willing-to-cut-short-census-counting)).

<sup>4</sup> *‘We’re Running Out of Time’: Census Turns to Congress to Push Deadlines*, National Public Radio (May 27, 2020) (online at [www.npr.org/sections/coronavirus-live-updates/2020/05/27/863290458/we-re-running-out-of-time-census-turns-to-congress-to-push-deadlines](http://www.npr.org/sections/coronavirus-live-updates/2020/05/27/863290458/we-re-running-out-of-time-census-turns-to-congress-to-push-deadlines)).

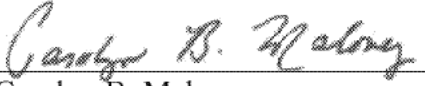
<sup>5</sup> Committee on Oversight and Reform, *Counting Every Person: Safeguarding the 2020 Census Against the Trump Administration’s Unconstitutional Attacks* (July 29, 2020) (online at <https://oversight.house.gov/legislation/hearings/counting-every-person-safeguarding-the-2020-census-against-the-trump>).

<sup>6</sup> *Id.*

The Committee on Oversight and Reform is the principal oversight committee of the House of Representatives and has broad authority to investigate “any matter” at “any time” under House Rule X. In addition, the Committee has jurisdiction over “Population and demography generally, including the Census.”<sup>7</sup>

Please confirm whether the requested witnesses will appear voluntarily by August 7, 2020. If you have any questions regarding this request, please contact Committee staff at (202) 225-5051.

Sincerely,

  
Carolyn B. Maloney  
Chairwoman

cc: The Honorable James R. Comer, Ranking Member

---

<sup>7</sup> House rule X, clause 1(n)(8).

---

**From:** Enrique Lamas (CENSUS/DEPDIR FED) [Enrique.Lamas@census.gov]  
**Sent:** 9/25/2020 5:22:23 PM  
**Subject:** Fw: CMS Data Use Agreement 18931 w/Census  
**Attachments:** DUA RSCH-2008-18931 - CMS Approval of Update/Amendment (Federal Agency)--Michael Berning, United States Census Bureau (Request Tracking #20200903-940C)

---

**From:** Risko, Daniel (Federal) <DRisko@doc.gov>  
**Sent:** Friday, September 25, 2020 11:43 AM  
**To:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Cc:** Enrique Lamas (CENSUS/DEPDIR FED) <Enrique.Lamas@census.gov>  
**Subject:** FW: CMS Data Use Agreement 18931 w/Census

Confirming this is what we needed from CMS/Medicaid offices?

Side note, I spoke to the POC at HHS-IHS and have followed up accordingly.

Dan

---

**From:** Shatto, Andrew E. (CMS/OEDA) <Andrew.Shatto@cms.hhs.gov>  
**Sent:** Friday, September 25, 2020 11:32 AM  
**To:** Risko, Daniel (Federal) <DRisko@doc.gov>  
**Subject:** CMS Data Use Agreement 18931 w/Census

Dan,

Attached is the email confirming the approval of the CMS DUA modification to allow the data to be used for the EO. Let me know if you need anything else.

Andy

---

**From:** Shatto, Andrew E. (CMS/OEDA)  
**Sent:** Friday, September 25, 2020 11:15 AM  
**To:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Cc:** Nicole S Adolph (CENSUS/ERD FED) <Nicole.S.Adolph@census.gov>  
**Subject:** RE: Request for Priority Review/Approval

Hey Mike,

We approved the amendment to your DUA which authorizes the use of the data for the EO and for the Presidential Memorandum dated July 21<sup>st</sup>, 2020 on 9/11 (see attached). Maybe I'm getting confused, but for our side no other agreements are necessary. The IAA, as stated in the purpose section, is for the transfer of funding to cover the data processing fees. The IAA does not cover the use of the data, that is covered under the DUA. The memo just restates what was already approved in the DUA and it thus unnecessary. Is there someone on your side who is saying the memo is necessary?

Andy

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**From:** Michael A Berning (CENSUS/ERD FED) <Michael.A.Berning@census.gov>  
**Sent:** Wednesday, September 23, 2020 8:40 AM  
**To:** Shatto, Andrew E. (CMS/OEDA) <Andrew.Shatto@cms.hhs.gov>

**Cc:** Nicole S Adolph (CENSUS/ERD FED) <[Nicole.S.Adolph@census.gov](mailto:Nicole.S.Adolph@census.gov)>

**Subject:** Re: Request for Priority Review/Approval

Hello Andy,

Just checking in on the CMS review/signature of the modification memo.

Thanks!

Mike

Mike Berning, Assistant Division Chief for Data Acquisition and Curation

Economic Reimbursable Surveys Division

U.S. Census Bureau

O: 301-763-2028 | M: (b)(6)

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**From:** Michael A Berning (CENSUS/ERD FED) <[Michael.A.Berning@census.gov](mailto:Michael.A.Berning@census.gov)>

**Sent:** Wednesday, September 2, 2020 12:56 PM

**To:** Shatto, Andrew E. (CMS/OEDA) <[Andrew.Shatto@cms.hhs.gov](mailto:Andrew.Shatto@cms.hhs.gov)>

**Cc:** Nicole S Adolph (CENSUS/ERD FED) <[Nicole.S.Adolph@census.gov](mailto:Nicole.S.Adolph@census.gov)>

**Subject:** Re: Request for Priority Review/Approval

Hello Andrew,

Now that the DUA request has been submitted, I'm just checking in to see if there's any update on the status of our request.

Thanks again!

Mike

Mike Berning, Assistant Division Chief for Data Acquisition and Curation

Economic Reimbursable Surveys Division

U.S. Census Bureau

O: 301-763-2028 | M: (b)(6)

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**From:** Michael A Berning (CENSUS/ERD FED) <[Michael.A.Berning@census.gov](mailto:Michael.A.Berning@census.gov)>

**Sent:** Monday, August 24, 2020 12:47 PM

**To:** Shatto, Andrew E. (CMS/OEDA) <[Andrew.Shatto@cms.hhs.gov](mailto:Andrew.Shatto@cms.hhs.gov)>