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JAN 12 2010

Dear (b)(6)

This is to respond to your January 6, 2010, email to Secretary Duncan that was forwarded to this Office. This Office administers the Family Educational Rights and Privacy Act (FERPA), which addresses issues pertaining to education records.

In this Office's August 4, 2005, response to your May 12, 2005, letter to the Department, this Office informed you that FERPA does not apply to individuals who were never students (see enclosed). In your recent January 2010 email you request the Department's assistance to ask American University (University) to retain documents which are not your education records. You still have not provided this Office with information which verifies that you were a student. Accordingly, documents which the University maintains about you are not protected by FERPA. Additionally, this Office does not address issues unrelated to FERPA and this Office is unable to assist you with your inquiry.

Sincerely,

Paul Gammill
Director
Family Policy Compliance Office

Enclosure