

**Freedom of Information Act (FOIA) Activity for the Week of
December 22, 2022- December 28, 2022
DHS Privacy Office
January 3, 2022
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On December 27, 2022, **Alain Vartanian**, a representative of *Growlogics Media* in Brooklyn, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to import and export records, including title names, “bill of lading” or “shipping manifests.” (Case number CBP-FO-2023-023405)
- On December 27, 2022, **Dave Cullinane**, a representative of *Barstool Sports* in Walpole, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to the employment history of William Farwell. (Case Number 2023-TSFO-00241)
- On December 27, 2022, **Aaron West**, a private individual in Portland, Oregon, requested from the Transportation Security Administration (TSA) records pertaining to a firearm that was discovered in a jar of peanut butter at baggage screening at JFK Airport in 2022. (Case Number 2023-TSFO-00242)
- On December 28, 2022, **Hayley Fox**, a representative of **Western Sound** in Los Angeles, California, requested from the United States Coast Guard (USCG) records pertaining to audio or video recordings between April 19 and April 30, 2010, related to Deepwater Horizon, Transocean, or B.P. (Case Number 2023-CGFO-00514)
- On December 28, 2022, **Reed Rubinstein**, a representative of **America First Legal Foundation** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the email history of Jim Clapper and Mike Hayden, the first two signatories to a Public Statement on the Hunter-Biden Emails. (Case Number 2023-HQFO-00545)
- On December 28, 2022, **Andrew Free**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to contracting documents evidencing ICE’s transfer of technological responsibility to private contractor Deloitte for handling Freedom of Information Act Requests, including any Quality Assurance Surveillance Plan, Statement of Work, Performance Work Statement, or other similar document outlining the responsibilities Deloitte has accepted with respect to processing FOIA requests. (Case Number 2023-HQFO-00552)

- On December 28, 2022, **Mark Tapscott** with *The Epoch Times* in New York, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to a listing of participants in attendance of the December 2, 2022, Alternatives to Detention (ATD) symposium. (Case Number 2023-ICFO-08104)

Late Requests:

- On November 28, 2022, **Marcia Robiou**, a representative of *WGBH* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the prosecutorial discretion for U.S. Department of Labor witnesses. (Case Number 2023-ICFO-08067)
- On December 16, 2022, **Susan B. Long**, a representative of **Syracuse University's Transactional Records Access Clearinghouse (TRAC)** in Syracuse, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to case-by-case records on credible fear and reasonable fear cases from November 1, 2021, through November 30, 2022. (Case Number COW 2022-006328)
- On December 16, 2022, **Kelsey Raymond**, a representative with the **American Civil Liberties Union (ACLU)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the detention of migrants at the Migrant Operations Center at the United States Naval Station in Guantanamo Bay, Cuba. (Case Number COW 2022-006335)
- On December 16, 2022, **Audrey Ash**, a representative of *CNN* in Atlanta, Georgia, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to any and all civil surgeons who have had their designation with USCIS revoked for the time period of January 1, 1990, through December 15, 2022. (Case Number COW 2022-006341)
- On September 17, 2022, **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late professional wrestler Adam Windsor. (Case Number COW 2022-004619)
- On September 17, 2022, **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late professional wrestler Jose William Alfred Robinson, better known as Billy Robinson. (Case Number COW 2022-004621)
- On December 14, 2022, **Arjun Singh**, a representative of *The Daily Caller* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the U.S. Citizenship Test. (Case Number COW 2022-006286)

III. Freedom of Information Act Releases

- On December 15, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **David Jones**, a representative of *The Real Deal*, in New York, New York, 1,683 pages of records pertaining to Notices of Intent to Terminate as related to the Immigrant Investor Program from January 1, 2017, through May 2, 2018. Portions of the release were withheld pursuant to FOIA Exemptions 4, and 6. (Case Number COW 2018-000541)
- On December 22, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **Sharvari Dalal-Dheini**, a representative of **American Immigration Lawyers Association** in Washington, D.C., 681 pages of records pertaining to expanded in-person interview requirements for employment-based adjustments. Portions of the release were withheld pursuant to FOIA Exemptions 5, 7(C), and 7(E). (Case Number USCIS COW 2018-000096)
- On December 22, 2022, the Department of Homeland Security (DHS) Privacy Office released to **Dana Quinn**, a private individual in Folkston, Georgia, 14 pages of records pertaining to a copy of the letter delegating authorities to the Components for Human Capital and Human Resources. Portions of this release will be withheld pursuant to FOIA Exemption 6. (Case Number 2022-HQFO-02002).
- On December 22, 2022, U.S. Customs and Border Protection (CBP) released to **Patrick Eddington**, a representative of *Cato Institute* in Annandale, Virginia, 121 pages of records pertaining to Jones Act Division of Enforcement (JADE) enforcement actions. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case number CBP-FO-2023-011492)
- On December 23, 2022, U.S. Immigration and Customs Enforcement (ICE) released to **Mehreen Rasheed**, a representative of *American Oversight* in Washington, D.C., 777 pages of records pertaining to policies or protocols for screening, testing, and treating detainees for the infectious diseases at U.S. Immigration and Customs Enforcement (ICE) facilities, along with records reflecting any policies or protocols for preventing the spread of the infectious diseases. Portions of the release will be withheld pursuant to FOIA Exemption 6(C), 7(C), and 7(E). (Case Number 2020-ICFO-02603)
- On December 27, 2022, U.S. Customs and Border Protection (CBP) released to **Mark Greenblatt**, a representative of *Scripps Washington Bureau*, in Washington, D.C., 104 pages of records pertaining to CBP employees arrested on criminal charges from October 1, 2017, to present. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP- 2021-042325)
- On December 27, 2022, U.S. Customs and Border Protection (CBP) issued a no-records response to **David McDonald**, a private individual in Montague, Ontario, pertaining to his request for statistics on foreigners refused entry to the U.S. and their connection to marijuana use, addiction or employment in the legal sale of marijuana in Canada from October 17, 2018, to the present. (CBP-FO-2023-007285)

- On December 28, 2022, U.S. Customs and Border Protection (CBP) released to **Julia Lerner**, a representative of *Cascadia Daily News*, in Bellingham, Washington, 116 pages of records pertaining to searches and seizures conducted by the U.S. Border Patrol Blaine Sector between January 1, 2021, and January 3, 2022. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-028939)
- On December 28, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **Christopher M. Pinkerton**, a private individual in Lee's Summit, Missouri, 176 pages of records pertaining to the immigration records of the former Secretary of State, Madeleine Albright also known as Marie Jana Korbelová. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2022-002527)
- On December 28, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 78 pages of records pertaining to the Alien File of the late Ivana Marie Trump. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number COW 2022-003554)
- On December 28, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **Maria Sacchetti**, a representative of *The Washington Post* in Washington, D.C., 78 pages of records pertaining to the Alien File of the late Ivana Marie Trump. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number COW 2022-003964)
- On December 28, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, 42 pages of records pertaining to the Alien File of the late professional wrestler Seiji Goto, also known as Tarzan Goto. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2022-004618)
- On December 28, 2022, U.S. Citizenship and Immigration Services (USCIS) released to **Jennifer Pasquarella**, a representative of **ACLU of Southern California** in Los Angeles, California, 866 pages of records pertaining to the Alien File of Jimmy Narvaez Rivadeneira. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number NRC 2022-158443)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Safe Horizon v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS)(21-cv-02328)*, plaintiff

filed a FOIA request on February 19, 2020, seeking records pertaining to an applicant's prior criminal contact in the adjudication of petitions for U nonimmigrant status and applications for adjustment of status for U nonimmigrants based on an underlying U nonimmigrant visa. On December 15, 2022, U.S. Citizenship and Immigration Services (USCIS) released 1,000 pages of records to the plaintiff.

- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS), U.S. Customs and Border Protection (CBP), U.S. Immigration and Customs Enforcement (ICE), U.S. Citizenship and Immigration Services (USCIS), (21-cv-01171)*, plaintiff filed a FOIA request on March 23, 2020, seeking records pertaining to e-mail communications from USCIS Officials regarding Migrant Protection Protocols, and 12 other keywords. On December 15, 2022, U.S. Citizenship and Immigration Services (USCIS) released 477 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center v. Chad E. Wolf, U.S. Department of Homeland Security (DHS) (20-cv-02348)*, plaintiff filed a FOIA request on September 25, 2019, seeking records pertaining to the special training for Iraqi and Syria cases given to Asylum Officers from January 1, 2018, through the present. On December 19, 2022, U.S. Citizenship and Immigration Services (USCIS) released 1,109 pages of records to the plaintiff.
- In the matter of *Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to the Temporary Protected Status from January 20, 2017, through August 12, 2019. On December 20, 2022, U.S. Citizenship and Immigration Services (USCIS) released 338 pages of records and nine spreadsheets to the plaintiff.
- In the matter of *Louise Trauma Center v. U.S. Department of Homeland Security (DHS) (20-cv-02371)*, plaintiff filed a FOIA request on September 11, 2020, seeking records pertaining to distance learning for newly hired asylum officers from January 1, 2020, through the present. On December 22, 2022, U.S. Citizenship and Immigration Services (USCIS) released 144 pages of records to the plaintiff.
- In the matter of *Allan S. Lolly v. U.S. Citizenship and Immigration Services (USCIS) (21-cv-01925)*, plaintiff filed a FOIA request on August 31, 2021, seeking records pertaining to the adjudications of no risk determinations under the Adam Walsh Act. On December 23, 2022, U.S. Citizenship and Immigration Services (USCIS) released two pages of records to the plaintiff.
- In the matter of *International Refugee Assistance Project v. U.S. Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS) (21-cv-09519)*, plaintiff filed a FOIA request on August 20, 2021, seeking records consisting of copies of all USCIS systems, manuals, and policies training materials from January 1, 2016, through the present. On December 27, 2022, USCIS released to the plaintiff 27 pages of records.

- In the matter of *Harvard Immigration and Refugee and Clinical Program v. U.S. Customs and Border Protection (CBP) (22-cv-10301)* plaintiff filed a FOIA request on May 29, 2020, seeking records pertaining to individuals with F-1 student visas who were denied entry and/or deemed inadmissible by CBP at ports of entry. Plaintiff filed suit on February 23, 2022, claiming injunctive relief. On December 27, 2022, U.S. Customs and Border Protection (CBP) issued its fifth interim release, consisting of 355 pages of records to the plaintiff.
- In the matter of the *Yale Law School Center for Global Legal Challenges, an independent center within the Yale Law School Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-01011) (2021-HQLI-00043)*, plaintiff filed a FOIA request on December 29, 2020, seeking records pertaining to the DHS General Counsel's Office unclassified guidance, policies, directives, rules, or regulations governing the drafting of nonbinding understandings and arrangements with foreign countries or international organizations. On December 27, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released 59 pages of records to the plaintiff. Portions of this release are being withheld in full pursuant to FOIA Exemptions 3, 6, and 7 (E).
- In the matter of *Project South and Center for Constitutional Rights v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-08440)*, plaintiff filed a complaint on October 13, 2021, seeking records pertaining to the ICE removals of Cameroonian and other African migrants, from August 1, 2020, to January 19, 2021, and ICE deportations of Cameroonian and other African migrants, from August 1, 2020, to February 26, 2021. On December 27, 2022, U.S. Immigration and Customs Enforcement (ICE) released 261 pages of records to the plaintiff.
- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On December 27, 2022, U.S. Immigration and Customs Enforcement (ICE) released 87 pages of records to the plaintiff.
- In the matter of *RAICES v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00171)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On December 28, 2022, U.S. Immigration and Customs Enforcement (ICE) released one video clip of 30:01 sec to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
January 5, 2023- January 11, 2023
DHS Privacy Office
January 17, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On January 5, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails sent by or to Tammy Meckley from January 1, 2010, through the present which contain the keyword "compaction". (Case Number COW 2023-000103)
- on January 5, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails sent by or to Tammy Meckley from January 1, 2010, through the present which contain the keyword "Rafacs." (Case Number COW 2023-000104)
- On January 5, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails sent by or to Robert Cowan, former director of the National Benefits Center (NBC), from January 1, 2010, through the present which contains the keyword "Rafacs." (Case Number COW 2023-000105)
- On, January 5, 2023, **Erin McIntyre**, a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to 2 alleged sexual assault incidents on March 5, 2021, and December 2, 2021, at the FLETC Artesia campus. (Case Number 2023-FLETC-FO-00049)
- On January 5, 2023, **Ross Holiday Jones**, a representative of **Clark Hill** in Beaumont, Texas, requested from the U.S. Coast Guard (USCG) records pertaining to photographs, maps of spills, quarantine zone, timelines, and a list of cleanup materials associated with the Intercontinental Terminals Company fire and spill into the Houston Ship Channel on or about March 16, 2019. (Case Number 2023-CGFO-00563)
- On January 5, 2023, **Patrick Lohmann** a representative of **Source New Mexico** in New Mexico requested from the Federal Emergency Management Agency (FEMA) records pertaining to services provided in response to the Hermit's Peak-Calf Canyon Fire. (Case Number 2023-FEFO-00254)

- On January 5, 2023, **Rachel Ensign**, a representative of *The Wall Street Journal* in New York, New York, requested from the U.S. Coast Guard (USCG) records pertaining to an incident that took place near the Bahamas a day or two before Christmas 2021 concerning U.S. flagged yacht UTOPIA IV. (Case Number 2023-CGFO-00564)
- On January 6, 2023, **Ben Makuch**, a representative of *Vice News* in Brooklyn, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to interactions between Customs and Border Protection officers and specific members of the public who had the intent to join the Ukrainian army. Additionally, seeking records pertaining to editions of the "Intelligence Note" that mention both the word "Ukraine" and the phrases "foreign fighters," "boogaloo," "RMVE," or "RMEVE" between March 8, 2022, to present. (Case number CBP-FO-2023-026152)
- On January 6, 2023, **Alexander Marquez**, a reporter with *KRQE News 13* in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) the lapel and dashcam footage from the U.S. Border Patrol Agent who was shot and returned fire at an occupant of a suspected smuggling vehicle on New Mexico Highway 146. (Case number CBP-FO-2023-026326)
- On January 6, 2023, **Zachary Stieber**, a representative of *The Epoch Times* in New York City, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the number of Venezuelans projected to utilize the migrant enforcement program, the expected and/or finalized costs of the program and any changes to staffing for the program; including the expansion of the process to Cubans, Nicaraguans, and Haitians. (Case Number 2023-HQFO-00616)
- On January 9, 2023, **Carlo Foppiano Palacios**, a representative of **Cooper University Hospital** in Plymouth Meeting, Pennsylvania, requested from U.S. Customs and Border Protection (CBP) records pertaining to the number of infectious diseases for all migrants in facilities associated with the CBP between January 1, 2020, and December 31, 2022. (Case number CBP-FO-2023-026615)
- On January 9, 2023, **Ann Piper**, a representative of **Peacock Pipe** in Long Beach, California, requested from the U.S. Coast Guard (USCG) records pertaining to the planning and construction of the BETA offshore unit; pipeline design features, internal design pressure of the pipeline; valves, flanges, and fittings provided; pipeline inspection; and records of testing (integrity testing) performed on the pipeline. (Case Number 2023-CGFO-00579)
- On, January 9, 2023, **Erin McIntyre**, a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to a 2012 investigation into fraternization at FLETC regarding the 2015 lawsuit *Joseph F. Clipse v. DHS*. (Case Number 2023-FLETC-FO-00052)
- On, January 9, 2023, **Erin McIntyre**, a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to FLETC FOIA logs for 2020 and 2021. (2023-FLETC-FO-00053)

- On January 9, 2023, **Robert Herguth**, a representative of the *Chicago Sun-Times* in Chicago, Illinois, requested from the Transportation Security Administration (TSA) records pertaining to the number of firearms that unlawfully made it through airport passenger checkpoints at O'Hare Airport in Chicago from 2019 through 2022. (Case Number 2023-TSFO-00283)
- On January 10, 2023, **Ryan Mulvey**, a representative of **America for Prosperity Foundation** in Arlington, Virginia, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to outgoing email messages from Secretary Mayorkas's official DHS email account to any of his personal email accounts; DHS's current policy directive/rule concerning the use of personal accounts on agency technology systems or for official business (Case Number 2023-HQFO-00641)
- On January 10, 2023, **Jessica Chasmar**, a representative of *Fox News* in Palm Beach Gardens, Florida, requested from U.S. Customs and Border Protection (CBP) records pertaining to copies of any inter-agency or intra-agency communications, from December 22, 2022, to January 8, 2023, that include any of the following terms: "El Paso", "Sacred Heart", "White House", "president", "Biden", "administration". (Case number CBP-FO-2023-027133)
- On January 11, 2023, **Kyle Peterson** a representative of *The Wall Street Journal* requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to training materials presented to employees, managers, or leadership on the topic of diversity, equity, inclusion, and accessibility. (Case Number 2023-FEFO-00272)
- On January 11, 2023, **Sonner Kehrt**, a representative of *The War Horse News* in Richlands, North Carolina, requested from the U.S. Coast Guard (USCG) records pertaining to the completed CGIS investigation, including all enclosures, into a USCG CAPT conducted in 2020 and/or 2021. (Case Number 2023-CGFO-00548)
- On January 11, 2023, **Kyle Peterson**, a representative of *The Wall Street Journal* in New York, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to training materials presented to employees, managers, or leadership on the topic of diversity, equity, inclusion, and accessibility from January 1, 2022, through the present. (Case Number 2023-HQFO-00660)
- On January 11, 2023, **Reed Rubinstein**, a representative of **America First Legal Foundation** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to goods and services offered and/or provided by DHS that were intended to benefit the migrant individuals and families who arrived in Martha's Vineyard on September 14, 2022, from Texas; records reflecting any reimbursements or payments made to private entities or public-private partnerships intended to cover costs related to goods or services offered and/or provided to the migrants (Case Number 2023-HQFO-00658)
- On January 11, 2023, **Erin McIntyre**, a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the September 15, 2019, alleged sexual assault of a female border patrol trainee by a border patrol instructor at the FLETC Artesia campus. (Case Number 2023-FLETC-FO-00055)

Late Requests:

- On November 27, 2022, **Dan Bauman** a representative of *The Chronicle of Higher Education* in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the ICE FOIA Log spanning requests submitted from January 2018 through the present.

III. Freedom of Information Act Releases

- On January 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Angelika Albaladejo**, a representative of *Capital & Main* in Los Angeles, California, 199 pages of records pertaining to the ICE Enforcement and Removal Operations (ERO), ICE Air Operations (IAO) and Air Charter Operations Policy, dated May 18, 2018. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2020-ICFO-32357)
- On January 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Mehreen Rasheed**, a representative of *American Oversight* in Washington D.C., 17 pages of records pertaining to written communications from Federal Security Director Jay Brainard, Administrator David P. Pekoske, Acting Deputy Administrator Patricia Cogswell, Chief of Staff Ryan J. Propis, Executive Assistant Administrator Stacy Fitzmaurice, and Deputy Chief of Staff Dennis G. Scarborough that refer to COVID-19 virus. Portions of the release are withheld pursuant to FOIA Exemptions 5 and 6. *The Transportation Security Administration (TSA) referred this case to the Department of Homeland Security (DHS) Privacy Office on July 19, 2022 (Case Number 2020-TSFO-00565).* (Case Number 2022-HQFO-01436)
- On January 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **David McSwane**, a representative of *ProPublica* in Washington, D.C. a one-page record pertaining to ICE detainee civil rights complaints from January 1, 2016, through the present. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2020-ICFO-26228)
- On January 6, 2023, U.S. Customs and Border Protection (CBP) released to **Hart Wood**, a representative of *American Oversight* in Washington, D.C., 11 pages of records pertaining to the “after-action report” prepared by Border Patrol's El Paso Sector in late 2017. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2022-022233)
- On January 9, 2023, the Cybersecurity and Infrastructure Security Agency (CISA) released to **Harm Venhuizen**, a representative of *The Associated Press* in Madison, Wisconsin, 25 pages of records pertaining to the Security at First Entry (SAFE) reports and reviewer notes generated in relation to SAFE reviews conducted of the Madison, Wisconsin city clerk’s office and the Dane County, Wisconsin county clerk’s office in or around March 2022. Portions of this release were withheld

pursuant to FOIA Exemptions 5, 6, 7(C), 7(E), and 7(F). (Case Number 2022-NPFO-00308)

- On January 10, 2023, the Department of Homeland Security (DHS) Privacy Office will release to **Morgan Yardis**, a representative of the **Protect the Public's Trust** in Washington D.C., five pages of records pertaining to waivers, impartiality determinations, or guidance and communications regarding exempting political appointees of the Biden Administration from any part of their obligations. On September 26, 2022, OGE referred this request and five pages of records to the DHS Privacy Office for review and direct response. Portions of this response are being withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2023-HQFO-00196)
- On January 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Elisabeth Holmes**, a representative of *Willamette Riverkeeper* in Eugene, Oregon, 18 pages of records pertaining to DHS's scoping, planning, decision, and approval of the use chemical munitions against protesters in Portland, Oregon. Portions of the release were withheld pursuant to FOIA Exemption 6, 7(C), and 7(E). (Case Number 2021-ICFO-24712)
- On January 10, 2023, U.S. Customs and Border Protection (CBP) released to **Patrick Eddington**, a representative of the *Cato Institute* in Annandale, Virginia, 19 pages of records pertaining to Jones Act Division of Enforcement (JADE) enforcement actions from January 1, 2016, to the present. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case number CBP-FO-2023-011492)
- On January 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Charles Joseph Moloney** a private individual in Stafford, Virginia, 114 pages of records pertaining to all senior call email reports disseminated by the National Operations Center's Office of Operations Coordination's Communications Watch Officer from December 2, 2021, through January 27, 2022. Portions of this response are being withheld pursuant to FOIA Exemptions 6 and 7(C). (Case Number 2022-HQFO-00526)
- On January 11, 2023, U.S. Customs and Border Protection (CBP) issued to **John Darwin Kurc**, a private individual in Tucson, Arizona, a no records response regarding his request for the telephone recordings of a deceased individual from the dispatch line for the Border Patrol station in Douglas, Arizona. (Case number CBP-2022-068442)
- On January 11, 2023, the Cybersecurity and Infrastructure Security Agency (CISA) released to **Jack Gillum**, a representative of *Bloomberg News* in Washington D.C., 23 pages of records pertaining to emails sent to Director Jen Easterly or Executive Director Brandon Wales in which the words "Dragos" is in the subject or body of the message from January 1, 2022, to February 1, 2022. Portions of this release were withheld according to FOIA Exemptions 5, 6, and 7. (Case Number 2022-NPFO-00117).
- On January 11, 2023, the Cybersecurity and Infrastructure Security Agency (CISA) released to **AFL**, a representative of *MuckRock News* in Boston, Massachusetts, a

one-page record pertaining to an unredacted copy of the email with the subject line "Misinformation Reports" posted January. 7, 2021 on Twitter. Portions of this response are withheld pursuant to FOIA exemption 6. (Case Number 2023-NPFO-00070)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *EFF v. U.S. Department of Homeland Security (DHS) (22-cv-01957)*, plaintiff filed a FOIA request on March 28, 2022, seeking records pertaining to the Visa Lifecycle Vetting Initiative (VLVI), an immigration screening and vetting program that evolved from former President Donald Trump's "extreme vetting" proposal. On January 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 23 pages of record to the plaintiff.
- In the matter of *Louise Trauma Center v. Chad E. Wolf and U.S. Department of Homeland Security (DHS) (22-cv-01917)*, plaintiff filed a FOIA request on November 3, 2020, seeking records pertaining to a copy of USCIS' Functional Profiles document. On January 5, 2023, U.S. Immigration and Citizenship Services (USCIS) released 560 pages of records to the plaintiff.
- In the matter of *Jesus Vidal-Martinez v. U.S. Immigration and Customs Enforcement, U.S. Department of Homeland Security (21-cv-06177)*, plaintiff filed a FOIA request on December 29, 2020, seeking records pertaining to communications sent between ICE and Decatur County Sheriff and between ICE and the U.S. Department of Justice related to Jesus Vidal-Martinez. On January 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 126 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children, the cancelation or postponement of Operation Talon, and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On January 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 273 pages of records to the plaintiff.
- In the matter of *Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592)* plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to government processes concerning minor children accompanied by a non-parent relative. Plaintiff filed suit on September 22,

- 2021, claiming injunctive relief. On January 8, 2022, U.S. Customs and Border Protection (CBP) released 267 pages of records to the plaintiff.
- In the matter of *National Press Club Journalism Institute v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-02932)*, plaintiff filed a FOIA request on May 18, 2018, seeking records pertaining to the United States' treatment of Mexican journalist Emilio Gutierrez-Soto, his son, Oscar Emilio Gutierrez-Soto, and their attorney, Eduardo Beckett. On January 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 704 pages of records to the plaintiff.
 - In the matter of *UCI Law School Immigrant Rights Clinic and Just Futures Law v. U.S. Immigration and Customs Enforcement (ICE)*, plaintiff filed a FOIA request on July 6, 2020, seeking records pertaining to the purchase and use of Palantir Technologies, Inc. database systems FALCON and the Investigative Case Management (ICM). On January 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 235 pages of records to the plaintiff.
 - In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, through the present. On January 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 961 pages of records to the plaintiff.
 - In the matter of *American Immigration Council v. U.S. Department of Homeland Security (DHS) (22-cv-02250)*, plaintiff filed a FOIA request on December 21, 2021, seeking records pertaining to the current Intergovernmental Service Agreement (IGSA) that services the Detention Facility; records regarding detainees received at the Detention Facility beginning on September 1, 2021, through the present date. On January 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 355 pages of records to the plaintiff.
 - In the matter of *Protect the Public Trust v. U.S. Department of Homeland Security (22-cv-01489) (2022-HQLI-00037)*, plaintiff filed a FOIA request on June 2, 2021, seeking records pertaining to waivers, impartiality determinations, and guidance issued to political appointees of the Biden Administration exempting them from any part of their obligations. On January 10, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released 13 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2022-HQLI-00037)
 - In the matter of *the American Civil Liberties Union v. U.S. Department of Justice, Federal Bureau of Investigation, Department of Homeland Security, U.S. Customs and Border Protection, U.S. Citizenship and Immigration Services, U.S. Immigration and Customs Enforcement and U.S. Department of State (19-cv-00290) (2020-HQLI-00003)*, plaintiff filed a complaint on January 17, 2019, seeking records pertaining to the expedited request of five categories of records including social media

surveillance-related policies and guidance, records concerning the purchase or acquisition of social media surveillance technologies, communications to or from private businesses concerning social media surveillance products, communications to or from social media platforms concerning surveillance of social media content, and records concerning the use or incorporation of social media content within systems or programs that make use of algorithms, machine-learning processes, or predictive analytics applications. On January 10, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released 3 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 4, 5, 6, 7(E), and 7(C).

- In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to the video of January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard. On January 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released a 1-hour video clip to the plaintiff.
- In the matter of *Project South and Center for Constitutional Rights v. Immigration and Customs and Enforcement (ICE) (21-cv-08440) (2022-HQLI-00004)*, plaintiff filed a complaint on October 13, 2021, seeking records pertaining to the ICE removals and deportations of Cameroonian and other African migrants, from August 1, 2020, to January 19, 2021. On January 11, 2023, U.S. Immigration and Customs and Enforcement (ICE) released 94 pages of records to the plaintiff. Portions of the release were withheld in full, and 85 pages are partially withheld pursuant to FOIA exemptions 3, 5, 6, and 7 (C).
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On January 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 397 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to the Department of Homeland Security (DHS) policy on immigration detention practices (release rather than detain) and detention capacity. On January 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 189 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
January 2, 2023 – January 8, 2023
DHS Privacy Office
February 13, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On February 2, 2023, **Aumro Warrayat**, a representative of *ABC15 News* in Conway, South Carolina, requested from the United States Coast Guard (USCG) records pertaining to incident reports involving a capsized vessel/boat in North Myrtle Beach leaving two people in the water. (Case Number 2023-CGFO-00789)
- On February 3, 2023, **Jennie Grudzina** a representative of *WISN-12 (ABC News)* in Milwaukee, Wisconsin, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to an accidental discharge of a p320 Sig Sauer handgun. (Case Number 2023-ICFO-13113)
- On February 3, 2023, **Carl A Prine** a representative of *Coffee or Die* in Westfield, Indiana, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to internal reports compiled by the Center, HSI, and ICE that demonstrate how their agents identify, block from entry or re-entry, and remove suspected violators of the laws of armed conflict (LOAC) and human rights abusers. (Case Number 2023-ICFO-12385)
- On February 3, 2023, **Erin McIntyre**, a private individual in Chapel Hill, North Carolina, requested from U.S. Customs and Border Protection (CBP) records pertaining to the most current list of Office of Internal Affairs directives. (Case number CBP-FO-2023-036540)
- On February 6, 2023, **Emma McIntosh**, a representative of *The Narwhal* in Toronto, Canada, requested from the United States Coast Guard (USCG) records pertaining to correspondences in response to a June 9, 2022, oil spill on the St. Mary's River that originated at Algoma Steel, on the Canadian side of the border. (Case Number 2023-CGFO-00795)
- On February 6, 2023, **Sana Singh**, a representative of the *ACLU of Northern California* in San Francisco, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee grievance log maintained by facility staff at the Adelanto ICE Processing Center, Desert View Annex, Golden State Annex, Mesa Verde ICE Processing Center, and the Otay Mesa Detention Center (Case Number 2023-ICFO-12506)

- On February 7, 2023, **Alexis Krell**, a representative of *The News Tribune* in Tacoma, Washington, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the non-lethal use of force process at the Northwest ICE Processing Center. (Case Number 2023-ICFO-12685)
- On February 7, 2023, **Michael Stromberg**, a representative of **Lattice Publishing** in Altadena, California, requested from the Transportation Security Administration (TSA) records pertaining to the TSA wait time data from January 1, 2000, to February 7, 2023, at several U.S. airports. (Case Number 2023-TSFO-00379)
- On February 6, 2023, **Mia Cathell**, a representative of *Townhall.com* in Arlington, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to discussions related to the idea, design, and dissemination of CBP's Privacy and Diversity Office (PDO) "National Black History Month, February 2023: Black Resistance" flyer. (Case number CBP-FO-2023-037995)
- On February 8, 2023, **Amanda Marrazzo**, a representative of the *Northwest Herald Newspaper* in McHenry County, Illinois, requested from the United States Coast Guard (USCG) a former USCG employee's employment history, charges filed, and the outcome of the employee's trial. (Case Number 2023-CGFO-00836)

Late Requests:

- On January 19, 2023, **Krystina Meens** a representative of *Plum Productions* in London, United Kingdom, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the importation and sale of banned substances, including but not limited to ephedra/ephedrine. (Case Number 2023-ICFO-12276)
- On January 24, 2023, **Kristy Hutchings**, a representative of *Southern California News Group (SCNG)* in Lomita, California, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late Huu Can Tran, the perpetrator of the Monterey Park, California mass shooting. (Case Number COW 2023-000621)
- On January 27, 2023, **Eleonora Bianchi** a representative of *New Bedford Light*, in New Bedford, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the alien booking records of immigrants captured in New Bedford, Massachusetts, and deported to their countries, from January 1, 2017, to January 1, 2023. (Case Number 2023-ICFO-11419)

III. Freedom of Information Act Releases

- On February 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Emily Creighton**, a representative of the **American Immigration Council** in Washington, D.C., 32 pages of records pertaining to current ICE Office of Principle Legal Advisory (OPLA) policies and guidance regarding the case *Dent v. Holder*; records related to policies and guidance governing how ICE responds to respondents'

requests for documents in removal proceedings. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2022-ICFO-10987)

- On February 3, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Natasha Merle**, a representative of the **NAACP Legal Defense and Educational Fund (LDF)** in New York City, New York, 10 pages of records pertaining to the authorization for the deployment of U.S. Marshalls Service (USMS) personnel to respond to and support other law enforcement efforts related to protests and demonstrations occurring in Washington, D.C. between May 25, 2020, through the present. Portions of this release will be withheld pursuant to FOIA Exemption 5, 6, and 7(E). (Case Number 2022-HQFO-01068)
- On February 3, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Erin McIntyre**, a representative of the **Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, records pertaining to FLETC FOIA logs for 2020 and 2021. Portions of the FOIA Logs were withheld pursuant to FOIA Exemptions 6. (Case Number 2023-FLETC-FO-00053)
- On February 3, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release to **Jeremy Borden**, a representative of the **Tech Transparency Project** in Durham, North Carolina, 8 pages of records pertaining to the Intergovernmental Personnel Act Mobility Program (IPA) and all employment-related agreements with companies such as Federation of American Scientists, Day One, Schmidt Futures, America's Frontier Fund, The Center for Digital Talent, and Competitive Studies Project, including communications to and from the Office of the Secretary from the stated companies' from January 1, 2017, through the present. Portions of this release will be withheld pursuant to FOIA Exemption 6. (Case Number 2022-HQFO-01032)
- On February 3, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **John Greenwald**, a representative of **The Black Vault, Inc.** in Castaic, California, 19 pages of records pertaining to the FOIA Officer's Conference Call minutes and transcripts reports from January of 2020 to December of 2020. Portions of this release will be withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2021-HQFO-01535)
- On February 6, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Erin McIntyre**, a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, a no-records response regarding her request for records pertaining to a March 5, 2021, and December 2, 2021, alleged sexual assault in Artesia, California. (Case Number 2023-FLETC-FO-00049)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02153)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to policies, procedures, and guidelines related to the detention of a transgender or intersex person; materials concerning the detention of transgender or intersex person during the COVID-19 pandemic from January 1, 2020, to the present; and any training manuals, guides, memoranda, and other documents used to train ICE employees, DHS employees, or third-party contractors in the administration, regulation, or provision of medical and mental health care of transgender or intersex people in detention. On February 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 477 pages of records to the plaintiff.
- In the matter of *HIRC v. U.S. Department of Homeland Security (DHS) (21-cv-12030)*, plaintiff filed FOIA requests on December 13, 2021, seeking records submitted by ICE to the Office of Inspector General (OIG) and the Office for Civil Rights and Civil Liberties (CRCL) relating to ICE detainees placed into segregated housing. On February 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 24 pages of records to the plaintiff.
- In the matter of *Center for Immigration Studies v. U.S. Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS) (22-cv-02107)*, plaintiff filed a FOIA request on August 18, 2021, seeking records pertaining to the Temporary Protected Status on key USCIS leadership individuals. On February 2, 2023, U.S. Citizenship and Immigration Services (USCIS) released 610 pages of records and one spreadsheet to the plaintiff. x
- In the matter of *AIC v. U.S. Department of Homeland Security (DHS) (22-cv-02250)* plaintiff filed a FOIA request on December 21, 2021, seeking records pertaining to the current Intergovernmental Service Agreement (IGSA) that services the Detention Facility; records regarding detainees received at the Detention Facility beginning on September 1, 2021, to the present date, including Haitian nationals and records regarding complaints related to the conditions at the Detention Facilities. On February 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 610 pages of records to the plaintiff.
- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to active contracts between ICE and eleven companies that owned, operated, or managed detention facilities. On February 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 500 pages of records.
- In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking

records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On February 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 538 pages of records to the plaintiff.

- In the matter of *Kathryn O. Greenberg Immigration Justice Clinic at the Benjamin N. Cardozo School of Law and Envision Freedom Fund v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-02885), plaintiff filed a FOIA request on January 18, 2022, seeking records pertaining to policies, guidelines, or procedures relating to immigration bonds. On February 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 11 pages of records to the plaintiff.
- In the matter of the *American Center for Law and Justice (ACLJ) v. the U.S. Department of Homeland Security (DHS)* (22-cv-00355) (2022-HQLI-00027), plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children; the cancellation or postponement of Operation Talon, and removal of the posting of CBP's press release on arrest of persons on the FBI's terrorism watch list. On February 7, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 27 pages of records to the plaintiff. Portions of this release are withheld in part or in full pursuant to FOIA exemptions 5, 6, and 7.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS)*(21-cv-01171) (2021-HQLI-00032), plaintiff filed a FOIA request on May 26, 2021, seeking records pertaining to Migrant Protection Protocols (MPP), and emails sent by custodians listed in the request. On February 7, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will make an interim release 12 pages of records to the plaintiff. Portions of this release are being withheld in full pursuant to FOIA exemption 5.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS)* (19-cv-00912) (2019-HQLI-00013) plaintiff filed a FOIA request on October 17, 2018, seeking records pertaining to the calendar entries maintained on behalf of Kirstjen Nielsen and other senior-level DHS officials including anyone who has served as White House Liaison since January 20, 2017. On February 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 1,275 pages of records to the plaintiff. Portions of the release have been withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E).
- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS)* (22-cv-01896), plaintiff filed a FOIA request on October 12, 2022, seeking records pertaining to political leadership and staffing at the Department of Homeland Security's (DHS). On February 8, 2023, U.S. Citizenship and Immigration Services (USCIS) released 10 pages of records to the plaintiff.
- In the matter of the *American Immigration Council v. U.S. Department of Homeland Security (DHS) and U.S. Customs and Border Protection (CBP)* (20-cv-06449) (2021-HQLI-00015), plaintiff filed a complaint on October 29, 2020, seeking

records pertaining to the “Pandemic Integrated Logistics Support Plan” (ILSP) approved by the DHS Chief Readiness Support Officer (CRSO) and implemented by CBP. On February 9, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 95 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 6 and 7(E).

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
January 12, 2022- January 18, 2022
DHS Privacy Office
January 23, 2022
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On January 5, 2023, **Kyle Virgien** a representative of the **ACLU National Prison Project** in San Francisco, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the type of COVID-19 antiviral drugs, and the number of treatment courses prescribed and provided to people detained in immigration detention facilities
- On January 12, 2023, **Patrick Lohmann** representative of *Source New Mexico* in Santa Fe, New Mexico, requested the Federal Emergency Management Agency (FEMA) records pertaining to the disaster sheltering and housing strategy prepared for responding to the aftermath of the Hermit's Peak - Calf Canyon Fire. (Case Number 2023-FEFO-00275)
- On January 13, 2023, **Susan B. Long**, a representative of **Transactional Records Access Clearinghouse (TRAC) at Syracuse University** in Syracuse, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to credible fear and reasonable fear cases from November 1, 2021, through December 31, 2022. (Case Number COW 2023-000309)
- On January 13, 2023, **Isabelle Chapman**, a representative of *CNN* in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the outcomes of all revocation proceedings regarding designated civil surgeons from January 1, 2013, through December 31, 2022. (Case Number COW 2023-000313)
- On January 13, 2023, **Kyle Peterson**, a representative of *The Wall Street Journal*, in New York, New York, requested from the United States Coast Guard (USCG) records pertaining to training materials offered to employees, managers, or leadership about diversity, equity, inclusion, and accessibility from January 1, 2022, to present. (Case Number 2023-CGFO-00632)
- On January 13, 2023, **Leonard Seidman**, a private individual in Montreal, Ontario, Canada, requested from U.S. Customs and Border Protection (CBP) records pertaining to the directive which indicates which Non-Immigrant travelers are required to have a COVID-19 vaccine to enter the United States. (Case number CBP-FO-2023-028733)

- On January 13, 2023, **Richard Madden**, a representative of **Maritime Safety Innovation Lab**, in Glen Burnie, Maryland, requested from the United States Coast Guard (USCG) records pertaining to a collision in the Gulf of Mexico between two vessels, OSV THUNDER and MV BUNUN QUEEN OOA, between July 1, 2022, and August 22, 2022. (Case Number 2023-CGFO-00631)
- On January 15, 2023, **Micaela Burrow**, a representative of the **Daily Caller News Foundation**, in Washington, D.C., requested from the United States Coast Guard (USCG) records pertaining to courses, training, and supplementary materials related to Diversity, Equity, and Inclusion (DEI) since January 2021, and all email correspondence concerning the Black Lives Matter, Transgender/Transgender Rights, and antiracism/antiracist which are provided for training and advisory. (Case Number 2023-CGFO-00637)
- On January 15, 2023, **Grey Moran**, a representative of **Civil Eats** in New Orleans, Louisiana, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the number of notifications of abandonment, filed by employers of H-2A guest workers to USCIS, between January 1, 2022, through December 31, 2022. (Case Number COW 2023-000325)
- On January 16, 2023, **Lucille Lannigan** a representative of **Fresh Take Florida** in Gainesville, Florida, requested the Federal Emergency Management Agency (FEMA) records pertaining to materials related to the 2015 Hurricane Kate disaster drill. (Case Number 2021-FEFO-00282)
- On January 17, 2023, **Nichola Groom**, a representative of **Reuters News** in Altadena, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the total number and value of detainments of shipments from the Uyghur Forced Labor Prevention Act between June 21, 2022, through the present. (Case number CBP-FO-2023-029835)
- On January 17, 2023, **Elizabeth Rosales**, a private individual in Tijuana, Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the number of undocumented persons located via non-intrusive inspection technologies at the Southern Border from January 1, 2015, to the present. (Case number CBP-FO-2023-029920)
- On January 18, 2023, **Kaila Nichols**, a representative of **Medill News Service** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to complaints of hair searches from Blacks/African Americans from January 2015 to the present. (Case Number 2023-TSFO-00314)
- On January 18, 2023, **Kaila Nichols**, a representative of **Medill News Service** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to policy, procedures, and training documents regarding TSA hair searches from 2013 to 2023. (Case Number 2023-TSFO-00315)
- On January 18, 2023, **Micaela Burrow**, a representative of the **Daily Caller News Foundation**, in Washington, D.C., requested from the United States Coast Guard (USCG) records pertaining to COVID-19 vaccine religious exemption requests

received by USCG headquarters between August 24, 2021, and January 11, 2023. (Case Number 2023-CGFO-00661)

Late Requests:

- On January 11, 2023, **Kyle Peterson**, a representative of *The Wall Street Journal* in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to training materials presented to employees, managers or leadership on the topic of diversity, equity, inclusion and accessibility from January 1, 2022, through the present. (Case Number COW 2023-000274)
- On January 11, 2023, **Martha Mendoza**, a representative of the *Associated Press* in Santa Cruz, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to a parole request from Stephanie Mast, Richard Mast or Kimberley Motley from January 1, 2019, to the present. (Case number CBP-FO-2023-027727)

III. Freedom of Information Act Releases

- On January 12, 2023, U.S. Customs and Border Protection (CBP) issued to **Martha Mendoza**, a representative of *The Associated Press* in Santa Cruz, California, a full denial regarding his request for records related to parole requests from Stephanie Mast, Richard Mast or Kimberley Motley from January 1, 2019, to the present. The records were withheld pursuant to FOIA exemptions 6 and 7(C). (Case number CBP-FO-2023-027727)
- On January 18, 2023, U.S. Customs and Border Protection (CBP) released to **Charlotte Cuthbertson**, a representative of *The Epoch Times*, in New York, New York, a one-page records pertaining to migrant death statistics for FY2021 and FY2022. This record was released in full. (Case number CBP-FO-2023-000883)
- On January 18, 2022, U.S. Customs and Border Protection (CBP) released to **Jason Buch**, a private individual in Austin, Texas, 95 pages of records pertaining to CBP-related deaths recorded from January 1, 2009, to December 31, 2021. Portions of this release were withheld pursuant to FOIA exemption 7(E). (Case number CBP-2022-045556)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. **Litigation**

- In the matter of *The Center for Investigative Reporting and Najib Aminy, v. U.S. Department of Homeland Security (DHS) (22-cv-05964)*, plaintiff filed a FOIA request on February 17, 2022, seeking records pertaining to Afghan evacuation and post-evacuation efforts from January 1, 2021, through February 1, 2022. On January 12, 2023, U.S. Citizenship and Immigration Services (USCIS) released 671 pages of records to the plaintiff.
- In the matter of *Lila Hassan v. U.S. Department of Homeland Security (DHS) (21-cv-00877)*, plaintiff filed a FOIA request on February 11, 2020, seeking records pertaining to individuals arrested for critical incident weapons discharged (i.e. firearms usage) over the past five years between FY 2016 and FY 2020. On January 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released 98 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed a FOIA request on October 8, 2020, seeking records pertaining to protest response directives and guidance drafted, revised, finalized, or distributed from May 25, 2020, through October 20, 2020. On January 12, 2023, U.S. Customs and Border Protection (CBP) issued the tenth interim release, consisting of 18 pages of records to the plaintiff.
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)*, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On January 12, 2023, U.S. Customs and Border Protection (CBP) released its twenty-seventh interim response, consisting of 336 pages of records to the plaintiff.
- In the matter of *Ammad Omar and National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking records pertaining to detention facility contracts. Specifically, “white papers” produced by local ICE field offices regarding additional detention space; communications related to the opening of detention facilities at former prisons; and communications related to the contracting process for detention center operators previously found to be deficient. On January 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released 549 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Immigration Customs Enforcement (ICE) (21-cv-01171)*, plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to final talking points prepared for Secretary Nielsen regarding the Migrant Protection Protocols (MPP) and issues related to it, such as plans for lodging asylum seekers in Tijuana, plans for transporting migrants to and from Tijuana and the expansion of the protocol to additional ports of entry. On January 13, 2023, U.S.

- Immigration and Customs Enforcement (ICE) released 128 pages of records to the plaintiff.
- In the matter of *Safe Horizon v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS) (21-cv-02328)*, plaintiff filed a FOIA request on February 19, 2020, seeking records pertaining to an applicant's prior criminal contact in the adjudication of petitions for U nonimmigrant status and applications for adjustment of status for U nonimmigrants based on an underlying U nonimmigrant visa. On January 13, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,117 pages of records to the plaintiff.
 - In the matter of *Center to Advance Security in America v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01656)*, plaintiff filed a FOIA request on January 11, 2022, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On January 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 337 pages of records to the plaintiff.
 - In the matter of *Emily Ryo v U.S. Department of Homeland Security (DHS) (20-cv-01166)*, plaintiff filed a FOIA request on October 11, 2017, seeking records pertaining to individuals arrested/apprehended, booked, or detained during immigration and criminal law enforcement investigations and operations conducted by ICE and CBP from October 1, 2012. On January 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 8 pages of records to the plaintiff.
 - In the matter of *OCAD, IDP, and CCR v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02519)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE's decision to expend resources to establish "Citizens Academies". On January 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 380 pages of records to the plaintiff.
 - In the matter of *Buzzfeed INC. v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01501)*, plaintiff filed a FOIA request on September 15, 2017, seeking records pertaining to written notices to each ICE field office director of instances when a detainee has been held continuously in segregation, and all subsequent reviews conducted by the field office director. On January 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 4 pages of records to the plaintiff.
 - In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS)(19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to multiple individuals who died while in ICE custody. On January 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 194 pages of records to the plaintiff.
 - In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to Mortality Reviews created by the Immigrant Health

Service Corps (IHSC) regarding the death of Anthony Jones also known as Henry Missick. On January 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 177 pages of records to the plaintiff.

- In the matter of *Center for Immigration Studies v. U.S. Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS) (22-cv-03594)*, plaintiff filed a FOIA request on September 29, 2022, seeking records pertaining to credible fear screenings performed since 2010. On January 18, 2023, U.S. Citizenship and Immigration Services (USCIS) released a one-page record to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
January 19, 2023- January 25, 2023
DHS Privacy Office
January 30, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On January 18, 2023, **Jay Horowitz** a representative of **Real-World Media LLC** in Tucson, Arizona requested from the National Transportation Safety Board (NTSB) records pertaining to the NOMADIC MILDE's collision with the ATLANTIC VENUS on the Lower Mississippi River, near New Orleans, Louisiana on May 8, 2020. This request was referred to the United States Coast Guard (USCG). (Case Number 2023-CGFO-00677)
- On January 19, 2023, **Todd Wallack**, a representative of **WBUR Radio** in Boston, Massachusetts, requested from the United States Coast Guard (USCG) records pertaining to a list of incident investigative reports contained on the public-facing website from October 2002 to the present. (Case Number 2023-CGFO-00679)
- On January 20, 2023, **Malcolm Byrne**, a representative of **The National Security Archive** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to memoranda, reports, and guidelines describing the Joint Cybercrime Action Taskforce (J-CAT) and the role of Homeland Security Investigations (HSI); instructions and guidance for HSI personnel assigned to the Taskforce and reports on HSI activities as part of J-CAT for the year 2022 (Case Number 2023-HQFO-00754)
- On January 20, 2023, **Chris Stanley**, a representative of **Functional Government Initiative** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the drafting, implementation, or enforcement of contract provisions pertaining to vaccination of the employees of contractors and subcontractors developed pursuant to Executive Order 13991. (Case Number 2023-HQFO-00803)
- On January 20, 2023, **David Bier**, a representative of the **CATO Institute** in Washington, D.C., requested from the U.S. Customs and Border Protection (CBP) records pertaining to the number of appointments at southwest land ports of entry scheduled using the CBP One app; the number of persons processed at the southwest land ports of entry following an appointment scheduled using the CBP One app; the number of persons expelled under Title 42 at southwest land ports of entry following

- an appointment scheduled using the CBP One app. (Case number CBP-FO-2023-031159)
- On January 22, 2023, **Rachel Monroe**, a private individual in Marfa, Texas, requested from the United States Coast Guard (USCG) records pertaining to communications and the investigations related to the reported disappearance of a U.S. fisheries observer from August 1, 2015, to January 22, 2023. (Case Number 2023-CGFO-00686)
 - On January 23, 2023, **Seth Wessler**, a representative of *Pro Publica* in Atlanta, Georgia, requested from the United States Coast Guard (USCG) records pertaining to the Coast Guard migrant interdiction operations in the Coast Guard's District 7 as including activities of the USCG in the Caribbean. (Case Number 2023-CGFO-00691)
 - On January 23, 2023, **Hannah Lambert**, a representative of *Fox News* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to data on the number of Border Patrol applicants who failed to advance past the polygraph stage of the hiring process for the time frame of January 2021 to January 2023. (Case number CBP-FO-2023-031887)
 - On January 23, 2023, **Hannah Lambert**, a representative of *Fox News* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to data showing how many Customs and Border Protection job applicants were suspected of being involved with cartel activity for the years 2017-2021. (Case number CBP-FO-2023-031898)
 - On January 23, 2023, **Chris Nelson**, a representative of **Judicial Watch, Inc.** in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to any person who was screened or vetted utilizing physical screening methods and techniques and/or background checks prior to entering or requesting to enter the residence Vice President Joe Biden's primary private residence located near Barley Mill Road in Wilmington, Delaware, from January 20, 2017, to January 21, 2021. (USSS Case Number 20230375).
 - On January 24, 2023, **Michael Ravnitzky**, a private individual in Silver Spring, Maryland, requested from U.S. Customs and Border Protection (CBP) records pertaining to incident reports and complaints against CBP officers; encounter reports at ports of entry containing the key terms "illegal search" and racial profiling reports filed with CBP's Office of Internal Affairs between January 1, 2015, and January 1, 2017. (Case number CBP-FO-2023-032915)
 - On January 24, 2023, **Michael Carlucci**, a representative of **MCL Associates, Inc.** in Plymouth, Massachusetts, requested from the United States Secret Service (USSS) records pertaining to individuals who visited/stayed at the President of the United States Joseph Biden's residence in Delaware during 2015-2022, to include names of individuals/corporations that met with President Biden's family including his brother James, son Hunter, and sister Valerie Biden Owens and their spouses. (USSS Case Number 20230378).

- On January 24, 2023, **Nick Penzenstadler**, a representative of *USA Today* in Milwaukee, Wisconsin, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to notifications of cybersecurity incidents related to the "Federal no-fly list" and the "Terrorism Screening Database" maintained by the Transportation Security Administration (TSA) from January 1, 2021, to the present. (Case Number 2023-HQFO-00792)
- On January 25, 2023, **Hannah Gais**, a representative of the **Southern Poverty Law Center** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to communications between the TSA and other federal agencies since October 2022 concerning Andrew Anglin or Andrew B. Anglin. (Case Number 2023-TSFO-00334)
- On January 25, 2023, **Jennie Taer**, a representative of *Daily Caller News Foundation* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email communications with representatives of New Virginia Majority, the National Immigration Law Center, Immigrant Legal Resource Center, Black Alliance for Just Immigration, National Immigration Forum, Unidos U.S. Action Fund, America's Voice and United We Dream, from January 20, 2021, to December 31, 2022. (Case Number 2023-HQFO-00799)

Late Requests:

- On January 11, 2023, **Kyle Peterson**, a representative of *The Wall Street Journal* in New York, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to training materials presented to employees, managers, or leadership on the topic of diversity, equity, inclusion, and accessibility, beginning January 1, 2022, to the present. (Case Number 2023-ICFO-09396)
- On November 18, 2022, **Claire Galofaro**, a representative of *The Associated Press* in Louisville, Kentucky, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the adoption or alleged abduction of an Afghan orphan by U.S. Marine Joshua Mast. (Case Number 2023-ICFO-08090)

III. Freedom of Information Act Releases

- On January 19, 2023, U.S. Customs and Border Protection (CBP) released to **Enid Zhou**, a representative of the **Electronic Information Privacy Center (EPIC)** in Washington, D.C., 22 pages of records pertaining to CBP's License Plate Readers and agreements with the Drug Enforcement Administration (DEA). Portions of this request were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2019-026691)
- On January 19, 2023, U.S. Customs and Border Protection (CBP) issued to **Roxanne Scott**, a representative of *Futuro Media* in New York, New York, a no records response regarding her request for the forms used by Border Patrol and BORSTAR

- when conducting a rescue or when encountering a missing migrant. (Case number CBP-2022-036683)
- On January 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **J Ader**, a representative of **MuckRock News** in Somerville, Massachusetts, 13 pages of records pertaining to the design of Challenge Coins from January 21, 2020, through the present. Portions of this response are withheld pursuant to FOIA exemptions 6 and 7(C). (Case Number 2021-HQFO-00646)
 - On January 24, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Bhaskar Ghosh**, a representative of the **Columbia Journalism School** in Broadway, New York, 13 pages of records pertaining to forms I-485, I-130, I-103-a and I-864 from January 1, 2008, through December 31, 2018. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number COW 2019-500063)
 - On January 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Angelika Albaladejo**, a representative of **The Marshall Project** in Los Angeles, California, 6 pages of records pertaining to quarterly operational summary safety reports filed by contractors working with the ICE Air Operations (IAO) arm of the Office of Enforcement and Removal Operations (ERO), from 2003 to the present. Portions of the release were withheld pursuant to FOIA Exemption 7(E). (Case Number 2021-ICAP-00009)
 - On January 24, 2023, U.S. Citizenship and Immigration Service (USCIS) released to **Heidi Perez-Moreno**, a representative of the **Hussman School of Journalism and Media** in Chapel Hill, North Carolina, one spreadsheet pertaining to Deferred Action for Childhood Arrival students' applications filed since January 1, 2020. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number COW 2020-002698)
 - On January 25, 2023, U.S. Customs and Border Protection (CBP) issued to **Jason Hopkins**, a representative of the **Immigration Reform Law Institute** in Washington, D.C., a no records response in regard to his request for records pertaining to intercountry travel of foreign nationals who were placed in DHS custody from January 20, 2021, through December 16, 2021. (Case number CBP-2022-028079)
 - On January 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Rachel Santasiero**, a representative of **The National Security Archive** in Washington, D.C., 20 pages of records pertaining to contracts awarded to The GEO Group, Inc. from January 1, 2010, to October 1, 2010, for setting up a temporary detention center in Guantanamo Bay immediately following the 2010 Earthquake in Haiti. Portions of the release were withheld pursuant to FOIA Exemptions 4, 6, 7(C), and 7(E). (Case Number 2022-ICFO-25998)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On January 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 excel spreadsheet to the plaintiff.
- In the matter of *Community Justice Exchange v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-02328)*, plaintiff filed a FOIA request on April 14, 2022, seeking records pertaining to the use of B.I. Incorporated's SmartLINK Application for the Intensive Supervision Appearance Program (ISAP). On January 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 125 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On January 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 481 pages of records to the plaintiff.
- In the matter of *Crew v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02553)*, plaintiffs filed a FOIA request on September 11, 2020, seeking records pertaining to communications from June 2, 2020, relating to decision to deploy federal agents to Portland, Oregon and Chicago, Illinois. On January 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 361 pages of records to the plaintiffs.
- In the matter of *New York Legal Assistance Group v. U.S. Department of Homeland Security (DHS) (22-cv-05928) (2022-HQLI-00050)* plaintiff filed a FOIA request on September 29, 2020, seeking records pertaining to the authorization of ICE, HSI, or any other DHS personnel to respond to, assist in responding to, and/or support other law enforcement efforts related to Protests occurring in New York City. On January 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 316 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 7(E).
- In the matter of *American Civil Liberties Union Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)*, plaintiff filed a FOIA request on April 7, 2022, seeking records pertaining to the establishment of the Center for Prevention Programs and Partnerships (CP3) and the domestic terrorism branch within

- the Office of Intelligence and Analysis (I&A). On January 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 54 pages of records to the plaintiff.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to written reports referred to in the subsection titled "Weekly Reporting of All Enforcement and Removal Actions" on page 7 of a memorandum from Tae D. Johnson to "All ICE Employees". On January 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 excel spreadsheet to the plaintiff.
 - In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, between ICE and eleven companies which owned, operated, or managed detention facilities. On January 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 411 pages of records.
 - In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-92080)*, plaintiff filed a FOIA request on December 14, 2021, seeking records pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On January 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 excel spreadsheet to the plaintiff.
 - In the matter of *American Accountability Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-00880)*, plaintiff filed a FOIA request on April 28, 2021, seeking records pertaining to emails relevant to Family Endeavors, Inc. obtaining the contract to house immigrant families. On January 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,228 pages of records to the plaintiff.
 - In the matter of *Northeast Justice Center, LLC v. U.S. Citizenship & Immigration Services (22-cv-11353)*, plaintiff filed a FOIA request on March 15, 2022, seeking records pertaining to documents that compose the "Vital Records Program" of USCIS, as that term is defined in Code of Federal Regulations Title 36, Part 1223; and (2) the most recent "inventory of essential records" created by USCIS, as that term is used in Annex F to Federal Continuity Directive 1. On January 19, 2023, USCIS released to the plaintiff of 32 pages of records.
 - In the matter of *Immigrant Investors Association, Inc., dba Invest in the USA (IIUSA) v. United States Citizenship and Immigration Services (USCIS) (20-cv-02082)*, plaintiff filed a FOIA request on March 6, 2018, seeking records pertaining to form I-924As filed by EB-5 Regional Centers for the fiscal year 2017. On January 20, 2023, United States Citizenship and Immigration Services (USCIS) released 536 pages of records to the plaintiff.
 - In the matter of *The Center for Investigative Reporting and Najib Aminy, v. U.S. Department of Homeland Security (DHS) (22-cv-05964)*, plaintiff filed a FOIA request on February 17, 2022, seeking records pertaining to materials and data related to Afghan

evacuation and post evacuation efforts from January 1, 2021, through February 1, 2022. On January 20, 2023, U.S. Citizenship and Immigration Services (USCIS) released 30 pages of records to the plaintiff.

- In the matter of *American Civil Liberties Union of Massachusetts v. U.S. Department of Homeland Security (DHS) (19-cv-12564)*, plaintiff filed a FOIA request on December 23, 2019, seeking records pertaining to the profiling of certain individuals as alleged gang members and the collaboration of Massachusetts state and local law enforcement with DHS in performing such profiling. On January 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 13 pages of records to the plaintiff.
- In the matter of *Albaledejo v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-01843)*, plaintiff filed a FOIA request on July 12, 2021, seeking records pertaining to quarterly operational summary Safety Reports filed by contractors working with ICE Air Operations (IAO) from 2003 to the present and records related to alleged misconduct by IAO employees between 2003 through the present. On January 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 132 pages of records to the plaintiff.
- In the matter of *New York Legal Assistance Group, Inc v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-005928)*, plaintiff filed a FOIA request on September 29, 2020, seeking records pertaining to the deployment of federal law enforcement personnel in New York City between May 25, 2020, and September 29, 2020. On January 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 132 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462) (2022-HQLI-00010)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS's policy on immigration detention practices (release rather than detain) and detention capacity. On January 24, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 52 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet and records related to ICE's communications and contracts with Babel Street's software and use of location data. On January 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 101 pages of records to the plaintiff.
- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to the Secretary's *New Immigration Priorities* and the names of all stakeholders from January 20, 2021, to December 31, 2021. On January 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 391 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.

- In the matter of *Oona Hathaway v. U.S. Department of Homeland Security (DHS) (21-cv-01011) (2021-HQLI-00043)* plaintiff filed a FOIA request on December 29, 2020, seeking records held by DHS's Office of the General Counsel (OGC) pertaining to nonbinding international understandings and arrangements for the period from January 1, 1989, to December 31, 2019. On January 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 3 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462) (2022-HQLI-00010)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS policies on immigration detention practices (release rather than detain) and detention capacity. On January 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 5 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01896)*, plaintiff filed a FOIA request on October 12, 2022, seeking records pertaining to political leadership and staffing at the Department of Homeland Security (DHS). On January 25, 2023, the U.S. Citizenship and Immigration Services (USCIS) released 60 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
January 26, 2023 – February 1, 2023
DHS Privacy Office
February 6, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On January 24, 2023, **Seth Wessler**, a representative of *ProPublica* in Atlanta, Georgia, requested from the United States Coast Guard (USCG) records pertaining to a migrant interdiction operation in USCG District 7. (Case Number 2023-CGFO-00704)
- On January 27, 2023, **Erin McIntyre**, a representative of **The Center for Investigative Reporting** in Emeryville, California, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the April 7, 2022 memorandum by DHS Secretary Alejandro Mayorkas in which Mayorkas directs General Counsel Jonathan Meyer to immediately stand up and lead a Department-wide working group to conduct a 45-day review of the employee misconduct discipline processes currently in effect throughout DHS. (Case Number 2023-HQFO-00827)
- On January 30, 2023, **Mandy Miles**, a representative of *The Keys Weekly* in Key West, Florida, requested from the United States Coast Guard (USCG) records pertaining to USCG reports related to January 19, 2023, incident at USCG Sector Key West involving a free diver who was reported missing off Key West. (Case Number 2023-CGFO-00736)
- On January 30, 2023, **Shelby Bizub**, a private individual in Norristown, Pennsylvania, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to notifications to consumers of non-terrorism-related data breaches received by the Department of Homeland Security Cybersecurity and Infrastructure Agency from 2010 to 2023. (Case Number 2023-HQFO-00845)
- On January 31, 2023, **Matthew Petti**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to documents mentioning, describing, or generated in response to the CommuteAir leak, the preceding hack or subsequent fallout. (Case Number 2023-TSFO-00351)
- On February 2, 2023, **Emily Schwing**, a private individual, requested from the Federal Emergency Management Agency (FEMA) records pertaining to correspondences dated September 15, 2022, to January 15, 2023, between FEMA employees and Accent on Languages staff, including but not limited to correspondence with Accent on Languages CEO Caroline Lee.

Late Requests:

- On January 17, 2023, **Bret Jaspers** a representative of **KERA** in Dallas, Texas, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the inspection of the Dallas County Jail or detention facilities within the Dallas County Sheriffs Department in 2022. (Case Number 2023-ICFO-09953)
- On January 24, 2023, **Michelle (Minju) Cho**, a representative of **American Civil Liberties Union of Northern California (ALCU NorCal)** in San Francisco, California, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the situational exemptions to Terrorism-Related Inadmissibility Grounds. (Case Number COW 2023-000525)

III. Freedom of Information Act Releases

- On January 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Michael Tan**, a representative of the **American Civil Liberties Union Foundation** in New York, New York, 14 pages of records pertaining to Migrant Protection Protocols at Laredo/Nuevo Laredo, Brownsville/Matamoros border. Portions of the release were withheld pursuant to FOIA Exemption 6. (Case Number USCIS COW2019501729)
- On January 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued to **Hart W. Wood, Esq.** a representative of **American Oversight** in Washington D.C. a no records determination in response to his request for records and correspondence mentioning or referring to Mitigation Protection Protocols. (Case Number 2021-HQLI-00032)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of **EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)**, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet; records related to ICE's communications and contracts with Babel Street's software and use of location data. On January 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 150 pages of records to the plaintiff.
- In the matter of **Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)**, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at the Stewart- Detention Center (SDC),

including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On January 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 618 pages of records.

- In the matter of *Jacqueline Stevens v. U.S. Department of Health and Human Services (HHS) (22-cv-05072)*, plaintiff filed a FOIA request on June 22, 2021, seeking records maintained, produced, or distributed by ICE pertaining to Miguel Guzman Silvestre. On January 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 373 pages of records to the plaintiff.
- In the matter of *Citizens United v. U.S. Department of Homeland Security (DHS) (22-cv-02019)(2022-HQLI-00057)* plaintiff filed a FOIA request on May 4, 2022, seeking records pertaining to communications between DHS senior officials, including the Executive Office of the President, members of the United States House of Representatives and/or the United States Senate, regarding or discussing the Disinformation Governance Board and the individuals nominated and/or appointed to the Disinformation Governance Board. On January 27, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released 238 pages of records to the plaintiff. Of the 238 pages, 14 pages are released in full, 196 pages are withheld, and 28 pages are withheld in part pursuant to FOIA exemptions 5 and 6.
- In the matter of *Louise Trauma Center v. Chad E. Wolf, Acting Secretary and U.S. Department of Homeland Security (DHS) (22-cv-01917)*, plaintiff filed a FOIA request on November 30, 2020, seeking records pertaining to a copy of the materials from the Refugee, Asylum, and International Operations (RAIO) Research Unit page on Mexico. On January 27, 2023, U.S. Citizenship and Immigration Services (USCIS) released 6 pages of records to the plaintiff.
- In the matter of *Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to the Temporary Protected Status from January 20, 2017, through August 12, 2019. On January 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 331 pages of records to the plaintiff.
- In the matter of *Jason Leopold & BuzzFeed INC v. U.S. Department of Homeland Security (DHS) (17-cv-02175) (2018-HQLI-00001)* plaintiff filed a FOIA request on July 30, 2017, seeking records pertaining to emails dated January 21, 2017, through July 31, 2017, sent or received by former Secretary John Kelly. On January 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 108 pages of records. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(C).
- In the matter of *American Immigration Council and International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (22-cv-05312)*, plaintiff filed a FOIA request on March 15, 2022, seeking records pertaining to data sets, guidance, procedures, policies, and directives regarding the processing of humanitarian parole requests by USCIS with a specific focus on Afghan nationals since January 1, 2021.

- On January 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 587 pages of records to the plaintiff and two spreadsheets of aggregate data.
- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On January 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 133 pages of records to the plaintiff.
 - In the matter of *Project South and Center for Constitutional Rights v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-08440)*, the plaintiff filed a complaint on October 13, 2021, seeking records pertaining to the ICE removals of Cameroonian and other African migrants, from August 1, 2020, to January 19, 2021, and ICE deportations of Cameroonian and other African migrants, from August 1, 2020, to February 26, 2021. On January 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 191 pages of records to the plaintiff.
 - In the matter of *American Immigrant Investor Alliance (AIIC) v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02598)*, plaintiff filed a FOIA request on October 21, 2021, seeking records pertaining to policies related to the lawful source and path of EB-5 capital requirements during I-829 adjudication; and records that relate to policies regarding the processing of EB-5 Regional Center related petitions filed before July 1, 2021. On January 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 149 pages of records to the plaintiff.
 - In the matter of *American Friends Service Committee v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02774)*, plaintiff filed a FOIA request on October 19, 2021, seeking records pertaining to environmental hazards and conditions at and near the Homestead detention center, as well as plans for migrant detention there. On January 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 628 pages of records to the plaintiff.
 - In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-04288)*, plaintiff filed a FOIA request on December 26, 2019, seeking records pertaining to the administrative arrest warrants and administrative subpoenas. On January 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 537 pages of records to the plaintiff.
 - In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On January 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 988 pages of records the plaintiff.
 - In the matter of *Documented v. U.S. Department of Homeland Security (21-cv-03142) (2022-HQLI-00013)*, plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary's Decision Papers issued or published on or after January 1, 2017, to the present. On January 31, 2023, the U.S. Department of

Homeland Security (DHS) Privacy Office released 69 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 3, 4, 5, and 6.

- In the matter of *Center to Advance Security in America v. U.S. Department of Homeland Security (DHS) (22-cv-01934)(2022-HQLI-00049)* plaintiff filed a FOIA request on February 11, 2022, seeking records pertaining to purported mis-, dis-, and mal-information (MDM); records related to the Homeland Security Grant Program (HSGP); records related to the Nonprofit Security Grant Program (NSGP) and supporting records and internal communications of individuals related to the Bulletin and statements regarding COVID-19. On January 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 270 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *RAICES v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00171)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On January 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff one video clip of 02:01:00 and three audio clips of 15:10, 13:39, and 1:01.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
February 9, 2023- February 15, 2023
DHS Privacy Office
February 20, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On February 9, 2023, **Alex Calzareth**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late Peter Mayhew, best known for playing Chewbacca in the Star Wars series. (Case Number COW 2023-000865)
- On February 9, 2023, **Abraham Payton**, a private individual in Lakeville, Minnesota, requested from U.S. Customs and Border Protection (CBP) records pertaining to Congressional Correspondence logs maintained for the Congressional members, Brian Fitzpatrick, David Valadao, Ashley Hinson, David Schweikert, Young Kim, Juan Ciscomani, Anthony D'Esposito, and George Santos from January 1, 2023, to present. (Case number CBP-FO-2023-039848)
- On February 12, 2023, **Erin McIntyre**, a representative of *The Center for Investigative Reporting* in Chapel Hill, North Carolina, requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP's Office of Professional Responsibility's Joint Intake Center (JIC) which corresponds to an alleged rape incident reported in September 2019 from FLETC Artesia. (Case number CBP-FO-2023-040978)
- On February 12, 2023, **Erin McIntyre** a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina, requested from the Federal Law Enforcement Training Center (FLETC) records pertaining to investigatory casefile documentation and investigatory findings related to allegations of fraternization. (2023-FLETC-FO-00075)
- On February 13, 2023, **Jed Lipinski**, a representative of *Cadence13* in Redding, Connecticut, requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP FOIA logs for records requests related to former Border Patrol agent Juan David Ortiz. (Case number CBP-FO-2023-041261)
- On February 13, 2023, **Gabriela Villegas**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to the death of all migrants remains found by Border Patrol in fiscal years 2020-2022. (Case number CBP-FO-2023-041548)

- On February 14, 2023, **Nick Schwellenbach**, a private individual in Washington, D.C. requested records from the Office of Inspector General (OIG) records pertaining to allegations of discrimination, harassment, and other prohibited personnel practices (Case Number 2023-IGFO-00369)
- On February 14, 2023, **Mike Stolp**, a representative of *WSOC-TV* in Charlotte, North Carolina, requested from the Transportation Security Administration (TSA) records pertaining to the video of an incident at Charlotte Douglas Airport on March 29, 2020. (Case Number 2023-TSFO-00402)
- On February 15, 2023, **Jacob Burbrink**, a representative of *Fox 59* in Indianapolis, Indiana, requested from the Transportation Security Administration (TSA) records pertaining to civil penalties issued against Indianapolis passengers from 2018 to 2022 regarding firearms at the checkpoint. (Case Number 2023-TSFO-00405)
- On February 15, 2023, **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to cell phone text messages which include the terms "missing migrant(s)," "search" and/or "rescue" between Tucson Sector BORSTAR officer Mario Agundez and external parties from January 1, 2022, through December 31, 2022. (Case Number CBP-FO-2023-042658)

Late Requests:

- On January 11, 2023, **Eileen Sullivan** a representative of *The New York Times* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the humanitarian parole programs for Venezuelans, Nicaraguans, Haitians, and Cubans from October 1, 2022, through the present. (Case Number COW 2023-000257)
- On February 8, 2023, **Ruth Styles**, a representative of *DailyMail* in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to number of calls made to Border Patrol from 100 Willow Cross Circle (Vermilion Mountain Ranch), Nogales, Arizona, between January 1, 2022, and January 31, 2023. (Case number CBP-FO-2023-039304)

III. Freedom of Information Act Releases

- On February 9, 2023, U.S. Customs and Border Protection (CBP) issued to **Alexander Marquez**, a representative of *KRQE News 13*, in Albuquerque, New Mexico, a no records response regarding his request for lapel and dashcam footage from the U.S. Border Patrol Agent assigned to the Lordsburg, New Mexico, Station where a shooting incident occurred. (Case number CBP-FO-2023-026326)
- On February 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Mehreen Rasheed**, a representative of *American Oversight* in Washington, D.C.,

2,966 pages of records and 3 excel spreadsheets in response to her request for records pertaining to ICE Health Service Corps Quality Improvement Audits, inspection reports, and action plans for several detention and correctional centers. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2020-ICFO-29037)

- On February 10, 2023, U.S. Customs and Border Protection (CBP) issued to **Ruth Styles**, a representative of *DailyMail* in Los Angeles, California, a full denial in response to her request for records pertaining to the number of calls made to Border Patrol from 100 Willow Cross Circle (Vermilion Mountain Ranch), Nogales, Arizona between January 1, 2022, and January 31, 2023. This request was denied pursuant to FOIA exemptions 6, 7(C), 7(D), and 7(E). (Case number CBP-FO-2023-039304)
- On February 10, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Kristy Hutchings**, a representative of *Southern California News Group (SCNG)* in Lomita, California, 60 pages of records pertaining to the Alien File of the late Huu Can Tran, the perpetrator of the Monterey Park, California mass shooting. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(E). (Case Number COW 2023-000621)
- On February 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Nathaniel Serslev**, a representative of the **Legacy Foundation** in Sioux City, Iowa, 155 pages of records pertaining to correspondences between Veronica Escobar and her staff; correspondences between Veronica Escobar and her husband Michael Pleters from January 1, 2017, through the present. Portions of the release were withheld according to FOIA Exemption 6. (Case Number 2019-HQFO-00566)
- On February 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Annie Gaus** a representative of the *San Francisco Standard* in San Francisco, California, 83 pages of records pertaining to applications for reimbursement of funds for the cost of putting individuals in hotels in San Francisco during COVID and any Federal Emergency Management Agency (FEMA) responses. Portions of this response are being withheld pursuant to FOIA Exemption 6. (Case Number 2020-HQFO-01133)
- On February 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Patrick Eddington**, a representative of the **Cato Institute** in Annandale, Virginia, 6 pages of records pertaining to correspondences between the Office of the Secretary and the Executive Office of the President regarding potential or actual responses to civil unrest, including street demonstrations from January 1, 2017, through the present. Portions of this release were withheld according to FOIA Exemptions 5,6,7(C) and 7 (E). (Case Number 2022-HQFO-00531)
- On February 11, 2023, U.S. Customs and Border Protection (CBP) issued to **Sherri Kukla**, a representative of *S&S Publishing* in Borrego Springs, California, a full denial in response to her request for video of vehicles that passed southbound through the border check on Highway 86 at the intersection of Highway 78 on February 10,

2022. This release was denied pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-117377)

- On February 13, 2023, The U.S. Department of Homeland Security (DHS) Privacy Office released to **Enid Zhou**, a representative of the **Electronic Privacy Information Center (EPIC)** in Washington, D.C., 73 pages of records pertaining to the department's pilot program to conduct temperature checks at the airports. Portions of this response are withheld pursuant to FOIA exemption 6. (Case Number 2021-HQFO-01100)
- On February 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Anil Karia**, a representative of **The Public Safety Labor Group** in Portland, Oregon, 19 pages of records pertaining to the body-worn camera policy for ICE DHS police officers. Portions of the release were withheld pursuant to FOIA Exemption 7(E). (Case Number 2022-ICFO-09378)
- On February 14, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Kenric Ward**, a representative of **ImmigrationReform.com** in San Antonio, Texas, one spreadsheet pertaining to the number of "green cards" issued for the EB-5 project Green Tech Automotive. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2018-000283)
- On February 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Rebecca Bloomfield**, a representative of **Defending Rights & Dissent** in Washington, D.C., 107 pages of records pertaining to slide presentations delivered at the Targeted Violence and Terrorism Prevention Grantee Symposium held on November 3 and 4, 2022. Portions of this release will be withheld pursuant to FOIA Exemption 6. (Case Number 2023-HQFO-00332)
- On February 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Angelika Albaladejo**, a representative of **The Marshall Project** in Chicago, Illinois, 13 pages of records pertaining to data on the administration of psychotropics. Portions of the release were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number 2021-ICAP-00842)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of **NBC 7 San Diego, Tom Jones, Reporters Committee for Freedom of the Press v. U.S. Department of Homeland Security (DHS) (19-cv-01146)**, plaintiff filed a FOIA request on March 20, 2019, seeking records pertaining to e-mails containing the keywords "media," "report" or "journalist" in combination with

- a list of enumerated key words. On February 9, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,368 pages of records to the plaintiff.
- In the matter of *Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592)* plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to government processes concerning minor children accompanied by a non-parent relative. Plaintiff filed suit on September 22, 2021, claiming injunctive relief. On February 9, 2023, U.S. Customs and Border Protection (CBP) issued its eighth interim response consisting of 987 pages of records to the plaintiff.
 - In the matter of *CREW v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03120)*, plaintiff filed a FOIA request on September 21, 2020, seeking records pertaining to nonconsensual medical procedures at the Irwin County Detention Center. On February 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released one Excel spreadsheet to the plaintiff.
 - In the matter of *NILA v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-11331)*, plaintiff filed a FOIA request on May 28, 2022, seeking records pertaining to guidance or policies regarding ICE's screening and/or processing of withholding/CAT grantees for deportation/removal to non-designated countries. On February 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 13 pages of records to the plaintiff.
 - In the matter of the *American Immigration Council v. U.S. Department of Homeland Security (DHS) (20-cv-06449) (2021-HQLI-00015)*, plaintiff filed a complaint on October 29, 2020, seeking records pertaining to the Pandemic Integrated Logistics Support Plan (ILSP) approved by the DHS Chief Readiness Support Officer (CRSO) and implemented by CBP. On February 9, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 95 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 6 and 7(E).
 - In the matter of *E.G.V. v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00407)*, plaintiff filed a FOIA request on January 29, 2021, seeking records pertaining to ICE arrest records; requests for ICE detainers or warrants and detention center records. On February 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 3 pages of records to the plaintiff.
 - In the matter of *American Civil Liberties Union Foundation v. U.S. Customs and Border Patrol (CBP) (21-cv-10430)*, plaintiff filed a FOIA request on August 17, 2020, under 2020-HQFO-01588, seeking records pertaining to the use of aerial surveillance associated with Civil Unrest surrounding the death of George Floyd. Plaintiff filed suit on December 7, 2021, claiming declaratory and injunctive relief. On February 10, 2023, U.S. Customs and Border Patrol (CBP) released its fourth interim response consisting of 11 videos to the plaintiff.
 - In the matter of *American Oversight v. Immigration and U.S. Immigration Customs Enforcement (ICE) (21-cv-01171)*, plaintiff filed a FOIA request on July 16, 2021,

seeking records pertaining to the final talking points prepared for Secretary Nielsen regarding the Migrant Protection Protocols (MPP) and issues related to it, such as plans for lodging asylum seekers in Tijuana, plans for transporting migrants to and from Tijuana and the expansion of the protocol to additional ports of entry. On February 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 306 pages of records to the plaintiff.

- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (22-cv-00183)*, plaintiff filed a FOIA request on September 23, 2021, seeking records pertaining to the operational guidance regarding the process for ICE Field Office Directors or Special Agents in Charge to review and approve civil immigration enforcement actions against individuals outside of the interim enforcement and removal priorities. On February 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 2 excel spreadsheets to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed a complaint on October 8, 2020, seeking records pertaining to protest response directives and guidance drafted, revised, finalized, or distributed from May 25, 2020, through October 20, 2020. On February 13, 2023, U.S. Customs and Border Protection (CBP) issued the eleventh interim release, consisting of 262 pages of records to the plaintiff.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On February 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 328 pages of records to the plaintiff.
- In the matter of *Northeast Justice Center, LLC v. U.S. Citizenship & Immigration Services (USCIS) (22-cv-11353)*, plaintiff filed a FOIA request on March 15, 2022, seeking records pertaining to the "Vital Records Program" of USCIS and the most recent inventory of essential records created by USCIS. On February 15, 2023, U.S. Citizenship & Immigration Services (USCIS) released to the plaintiff of 89 pages of records.
- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-02015) (2022-HQLI-00047)*, plaintiff filed a FOIA request on May 5, 2022, seeking records pertaining to the formation of the Disinformation Governance Board. On February 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 109 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *American Civil Liberties Union Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)*, plaintiff filed a FOIA request on April 7, 2022, seeking records pertaining to CP3, risk factors of targeted violence, tools to address radicalization to violence, agency response to

targeted violence and associated civil rights, liberties, and privacy safeguards. On February 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 232 pages of records to the plaintiff.

- In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)*, plaintiff filed a FOIA request on January 11, 2018, seeking records pertaining to emails sent or received by U.S. Citizenship and Immigration Services (USCIS) Ombudsman Julie Kirchner, including to and from her non-DHS email account. On February 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release the 49th interim response, consisting of 223 pages of records to the plaintiff.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to all “written reports” referred to in the subsection titled “Weekly Reporting of All Enforcement and Removal Actions” on page 7 of a memorandum from Tae D. Johnson to “All ICE Employees”. On February 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 excel spreadsheet to the plaintiff.
- In the matter of *New York Legal Assistance Group, Inc v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-005928)*, plaintiff filed a FOIA request on September 29, 2020, seeking records pertaining to critical records related to the deployment of federal law enforcement personnel in New York City between May 25, 2020, and September 29, 2020. On February 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 25 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed FOIA requests on December 14, 2021, pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On February 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
February 16, 2023- February 22, 2023
DHS Privacy Office
February 27, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On February 16, 2023, **Chris Nelson**, a representative of **Judicial Watch** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications between DHS officials and from any representative or employee of The Washington Post, The Associated Press, Politico, and CNN regarding the potential impeachment of Secretary Alejandro Mayorkas from November 1, 2022, through the present. (Case Number 2023-HQFO-00975)
- On February 17, 2023, **Rebecca Jacobs**, a representative of **Citizens for Responsibility & Ethics in Washington (CREW)** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to communications within CBP's Enforcement Programs Division and Law Enforcement Explorer Program related to the U.S. Capitol Breach from January 1, 2021, through the present. (Case Number CBP-FO-2023-043692)
- On February 17, 2023, **Rosa Flores**, a representative of **Cable News Network** in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to fines issued, fines paid, and the Memorandum of Understanding (MOU) related to the transporting of individuals without proper documents from January 1, 2019, through February 1, 2023. (Case Number CBP-FO-2023-044056)
- On February 17, 2023, **Joseph Cox**, a representative of **Motherboard - VICE** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to an awarded contract from January 1, 2020, through the present. (Case Number CBP-FO-2023-044151)
- On February 17, 2023, **Chris Nelson**, a representative of **Judicial Watch** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications or interface of DHS NBIC employees with the DHS Office of Intelligence and Analysis (DHS I&A) regarding construction or editing of the Ground Truth Network RFP grant or contract; information shared between NBIC, and DHS I&A received from EcoHealth Alliance or Ground Truth Network. (Case Number 2023-HQFO-00986)

- On February 17, 2023, **Caterina Barbera**, a private individual in New York, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to correspondence, and memoranda from DHS Legal advisors to Secretary Kirstjen Nielsen between November 2017 and April 2018, regarding the end of Temporary Protected Status and implications of the decision to end TPS for El Salvador, Honduras, and Haiti (Case Number 2023-HQFO-01004)
- On February 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) all records pertaining to Award ID 70B03C21F00001116 from January 1, 2020, through the present. (Case Number CBP-FO-2023-044153)
- On February 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) all records pertaining to Award ID 70B03C22F00001110 from January 1, 2020, through the present. (Case Number CBP-FO-2023-044161)
- On February 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) all records pertaining to Award ID 70B03C20F00001282 from January 1, 2020, through the present. (Case Number CBP-FO-2023-044162)
- On February 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) all records pertaining to Award ID 70B03C19F00000847 from January 1, 2020, through the present. (Case Number CBP-FO-2023-044163)
- On February 20, 2023, **Jeremy Helfgot**, a representative of *J.M. Helfgot Communications* in Phoenix, Arizona, requested from the Transportation Security Administration (TSA) records pertaining to complaints filed in connection with a screening experience on January 27, 2022, at Portland International Airport. (Case Number 2023-TSPA-00013)
- On February 21, 2023, **Joseph Hart**, a representative of the **Florida Office of Attorney** in Tallahassee, Florida requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to memorandum creating, authorizing, or establishing new parole processes for Cubans, Haitians, and Nicaraguans from January 20, 2021, through the present. (Case Number 2023-HQFO-01023)
- On February 21, 2023, **Caroline Haskins**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to communications that relate to TSA's response to Senators Jeff Merkley, Ed Markey, Cory Booker, Elizabeth Warren, and Bernie Sanders February 9, 2023, letter to TSA Administrator David Pekoske to halt its deployment of facial recognition technology. (Case Number 2023-TSFO-00418)
- On February 21, 2023, **Jeremy Cox**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to invoices, purchases orders, contracts, loan agreements, and

procurement documents relating to an awarded contract from January 1, 2020, to the present. (Case Number TSA 2023-TSFO-00420)

- On February 21, 2023, **Joseph Hart**, a representative of the **State of Florida** in Tallahassee, Florida requested from U.S. Customs and Border Protection (CBP) records pertaining to memorandum creating, authorizing, or establishing new parole processes for Cubans, Haitians, and Nicaraguans from January 20, 2021, through the present. (Case Number CBP-FO-2023-044842)

Late Requests:

- On January 11, 2023, **Eileen Sullivan** a representative of *The New York Times* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the humanitarian parole programs for Venezuelans, Nicaraguans, Haitians, and Cubans from October 1, 2022, through the present. (Case Number COW 2023-000257)
- On February 15, 2023, **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to cell phone text messages which include the terms "missing migrant(s)," "search" and/or "rescue" between Tucson Sector BORSTAR officer Mario Agundez and external parties from January 1, 2022, through December 31, 2022. (Case Number CBP-FO-2023-042658)

III. Freedom of Information Act Releases

- On February 16, 2023, the U.S. Customs and Border Protection (CBP) issued to **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, a full denial in response to her request for records pertaining to text messages between Border Patrol agent Mario Agundez and external parties from January 1, 2022, through December 31, 2022. These records were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number CBP-FO-2023-042658)
- On February 16, 2023, the U.S. Customs and Border Protection (CBP) issued to **Elizabeth Rosales**, a private individual in Tijuana, Mexico, a full denial in response to her request for records pertaining to the number of undocumented persons identified using non-intrusive technologies. These records were withheld pursuant to FOIA exemption 7(E). (Case Number CBP-FO-2023-029920)
- On February 16, 2023, the U.S. Customs and Border Protection (CBP) issued to **Elsa Goossen**, a representative of the *American Civil Liberties Union (ACLU)* in Albuquerque, New Mexico, a full denial in response to her request for records pertaining to a pursuit and crash in El Paso, Texas on August 15, 2022. These records were withheld pursuant to FOIA exemption 7(A). (Case number CBP-FO-2023-035624)
- On February 16, 2023, the U.S. Immigration and Customs Enforcement (ICE) released to **J. Ader**, a representative of *Muckrock News* in Somerville,

Massachusetts, 53 pages of records pertaining to the design of the Challenge Coins. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-ICFO-26059)

- On February 20, 2023, the U.S. Immigration and Customs Enforcement (ICE) released to **Nina Sparling**, a representative of *The Public's Radio* in Providence, Rhode Island, 64 pages of records pertaining to notices of Inspection Results, Warning Notices, Notices of Technical or Procedural Failures, Notices of Discrepancies, Notices of Suspect Document, and Final Orders, issued to businesses or individuals in Massachusetts and Rhode Island between January 1, 2015, and November 1, 2022. Portions of the release were withheld pursuant to FOIA Exemptions 7(A) and 7(E). (Case Number 2023-ICFO-03917)
- On February 21, 2023, the U.S. Immigration and Customs Enforcement (ICE) released to **Areeba Shah**, a representative of *Citizens for Responsibility & Ethics in Washington (CREW)* in Washington, D.C., 83 pages of records pertaining to complaints submitted to ICE about racial discrimination, racial profiling, acts of violence and mistreatment of immigrants arrested or detained by state or local law enforcement entity participating in the 287(g) Program. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2022-ICFO-12286)
- On February 21, 2023, the U.S. Customs and Border Protection (CBP) issued to **Andrew Free**, a representative of *MuckRock News* in Boston, Massachusetts, a full denial in response to his request for records pertaining to communications from a recently deactivated @CBPWestTexas Twitter account related to texts, emails, social media posts and comments. These records were withheld pursuant to FOIA exemption 7(A). (Case number CBP-2022-129992)
- On February 22, 2023, the U.S. Customs and Border Protection (CBP) released to **Zachary Stieber**, a representative of *The Epoch Times* in New York, New York, 12 pages of records pertaining to the August 2022 decision to suspend field operations within the Border Patrol's Del Rio Sector. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2022-120545)
- On February 22, 2023, the U.S. Department of Homeland Security (DHS) released to **Nate Jones**, a representative of *The Washington Post* in Washington, D.C., 53 pages of records pertaining to plans, memorandum, and emails regarding security planning for the January 6, 2021 "Save America" event on the U.S. National Mall. Portions of this response are being withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-HQFO-01118)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *New York Legal Assistance Group Inc., v. U.S. Department of Homeland Security (DHS) (22-cv-05928) (2022-HQLI-00050)* plaintiff filed a complaint on September 29, 2020, seeking records pertaining to the authorization of DHS personnel to assist other law enforcement efforts related to protests occurring in New York City. On February 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 72 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Safe Horizon v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS) (21-cv-02328)*, plaintiff filed a FOIA request on February 19, 2020, seeking records pertaining to an applicant's prior criminal contact in the adjudication of petitions for U nonimmigrant status and applications for adjustment of status for U nonimmigrants based on an underlying U nonimmigrant visa. On February 16, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,014 pages of records to the plaintiff.
- In the matter of *Ammad Omar and National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking records pertaining to documents produced or maintained by the agency relating to its detention facility contracts. On February 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released 504 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462) (2022-HQLI-00010)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS's policy on immigration detention practices (release rather than detain) and detention capacity. On February 16, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office, issued its 12th interim response consisting of 44 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Oona Hathaway v. U.S. Department of Homeland Security (DHS) (21-cv-01011) (2021-HQLI-00043)*, plaintiff filed a FOIA request on December 29, 2020, seeking records held by DHS's Office of the General Counsel (OGC) pertaining to nonbinding international understandings and arrangements from January 1, 1989, to December 31, 2019. On February 17, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 7 pages of records to the plaintiff.
- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to the Secretary's New Immigration Priorities. On February 17, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office, issued its second interim response consisting of 713

pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 4, 5, and 6.

- In the matter of *Center to Advance Security in America v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01656)*, plaintiff filed a FOIA request on January 11, 2022, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On February 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 315 pages of records to the plaintiff.
- In the matter of *OCAD, IDP, and CCR v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02519)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE's decision to expend resources to establish "Citizens Academies". On February 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 318 pages of records to the plaintiff.
- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01896) (2022-HQLI-00044)*, plaintiff filed a complaint on July 5, 2022, seeking records pertaining to DHS political appointees, and career employees who were detailed to open political appointee positions from January 20, 2021, to the present. On February 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 14 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Stevens v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02725)*, plaintiff filed a FOIA request on August 6, 2018, seeking records pertaining to the submission, acceptance, and review of detainee health with Kenosha County, Wisconsin for the health care provided to people held under immigration laws. On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 769 pages of records to the plaintiff.
- In the matter of *Buzzfeed INC. v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01501)*, plaintiff filed a FOIA request on September 15, 2017, seeking records pertaining to written notices to each ICE field office director of instances when a detainee has been held continuously in segregation, and all subsequent reviews conducted by the field office director. On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 8 pages of records to the plaintiff.
- In the matter of *RDN and TLC v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06788)*, plaintiff filed a FOIA request on August 6, 2018, seeking records pertaining to transgender detainee segregation. On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 592 pages of records to the plaintiff.
- In the matter of *Llamas v. U.S. Customs and Border Protection (CBP) (21-cv-01169)(2021-HQLI-00041)*, plaintiff filed a complaint on July 19, 2021, seeking records pertaining to emails sent from the U.S. Department of Homeland Security

(DHS) press secretary, assistant secretary, office of public affairs, deputy assistant secretary, media operations, and deputy assistant secretary, and strategic communications in response to the federal deployment of assets regarding the mass protest and civil unrest related to the death of George Floyd, from May 2020, through August 2020. On February 21, 2023, the DHS Privacy Office, released 17 pages of records to the plaintiff that were referred by the United States Marshals Service (USMS). Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7 (C), and 7 (F).

- In the matter of *Just Futures Law v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02208)*, plaintiff filed a FOIA request on June 10, 2021, seeking records pertaining to DHS contracts for use of identification products and technologies provided by RELX and Thomas Reuters. On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 246 pages of records to the plaintiff.
- In the matter of *HIRC. v. U.S. Department of Homeland Security (DHS) (21-cv-12030)*, plaintiff filed a FOIA request on February 11, 2020, seeking records pertaining to individuals arrested related to critical incident weapons discharged (i.e., firearms usage) over the past five years between FY 2016 and FY 2020. On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 52 pages of records to the plaintiff.
- In the matter of *EFF v. U.S. Department of Homeland Security (DHS) (22-cv-01957)*, plaintiff filed a FOIA request on March 28, 2022, seeking records pertaining to agreements with SRA International. On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 540 pages of records to the plaintiff.
- In the matter of *Community Justice Exchange v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-02328)*, plaintiff filed a FOIA request on April 14, 2022, seeking records pertaining to B.I. Incorporated's SmartLink Application for the Intensive Supervision Appearance Program (ISAP). On February 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 133 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On February 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 688 pages of records to the plaintiff.
- In the matter of *National Immigration Project of the National Lawyers Guild v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-03634)*, plaintiff filed a FOIA request on June 7, 2022, seeking records pertaining to the number of adjustments of status applications USCIS denied pursuant to the Immigration and Nationality Act (INA) between January 1, 2016, through the present. On February 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released one Excel spreadsheet to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
February 23, 2023- March 1, 2023
DHS Privacy Office
March 6, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On February 22, 2023, a representative of **Taylor Stoneman** a representative of **American Oversight** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to ICE Health Service Corps (IHSC) Mortality Review Report of Findings for individuals who died in ICE custody. (Case Number 2023-ICFO-12446)
- On February 23, 2023, **Andrew Free** a representative of **MuckRock News** in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to IHSC staffing requirements for ICE facilities based on detention standards. (Case Number 2023-ICFO-15006)
- On February 27, 2023, **Byron Tau**, a representative of **The Wall Street Journal** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts between CBP and Four Points Technology, LLC providing Amazon web services to the Office of Information Technology. (Case Number CBP-FO-2023-048186)
- On February 27, 2023, **Jesse Franzblau**, a representative of the **National Immigrant Justice Center** in Washington D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to contracts and/or memorandums of understanding (MOU) between ICE and Acuity International, LLC. (Case Number 2023-HQFO-01075)
- On February 27, 2023, **Byron Tau**, a representative of **The Wall Street Journal** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts between U.S. Customs and Border Protection and Akira Technologies Inc. for computer-related services. (Case Number CBP-FO-2023-048207)
- On February 28, 2023, **Ruth Bashinsky**, a representative of the **Daily Mail** in New York, New York, requested from the Transportation Security Administration (TSA) records pertaining to X-Ray images of a suitcase that contained guns belonging to Seretse Clouden, on December 30, 2022, at Newark Liberty International Airport. (Case Number 2023-TSFO-00444)
- On February 28, 2023, **Nick Penzenstadler**, a representative of **USA Today** in Milwaukee, Wisconsin, requested from the Transportation Security Administration (TSA) records pertaining to notifications of cybersecurity incidents related to the

"federal no-fly list" and the "Terrorism Screening Database" maintained by the TSA from January 1, 2021, to the present date. (Case Number 2023-TSFO-00420)

- On February 28, 2023, **Jonathon Hauenschild**, a representative of **Lincoln Network** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to documents identifying any full-time senior official the Secretary designated to perform his functions on the Task Force to Address Online Harassment and Abuse (Case Number 2023-HQFO-01083)
- On February 28, 2023, **Joyce Lee**, a representative of **The Washington Post** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to personnel records to include training, disciplinary actions, date of birth, current positions, and potential departure from the agency for several named individuals. (Case Number CBP-FO-2023-048667)
- On March 1, 2023, **Austin Evers** a representative of **American Oversight** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications sent by (i) former Acting Secretary of Homeland Security Chad Wolf, (ii) former Acting Chief of Staff Scott Erickson, or (iii) former Assistant Secretary for International Affairs during Wolf's delegation to the Middle East, including Cyprus, Bahrain, and Qatar, that occurred on or about January 3, 2021, to January 8, 2021. (Case Number 2023-HQFO-01087)

Late Requests:

- On February 22, 2023, **Sam Biddle**, a representative of **The Intercept** in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to visual data captured on February 22, 2023, by the CBP Tactical Aerostats at the following locations: Sullivan City, Peñitas, Nearby Falfurrias, and South Padres Island. (Case Number CBP-FO-2023-045768)
- On February 22, 2023, **Liam Elder-Connors**, a representative of **Vermont Public** in Colchester, Vermont, requested from U.S. Customs and Border Protection (CBP) all incident reports and video, including body camera footage, dash cameras or surveillance footage, related to a border patrol response to three people crossing from Canada in Holland, Vermont on February 19, 2023, at approximately 10:30 PM. (Case Number CBP-FO-2023-045920)

III. Freedom of Information Act Releases

- On February 23, 2023, U.S. Customs and Border Protection (CBP) issued a full denial to **Erin Siegal McIntyre**, a private individual in Chapel Hill, North Carolina, regarding her request for records related to the exit interviews of female Border Patrol agents in the Rio Grande Valley sector from 2010 to present. There are no responsive records. (Case Number CBP-2022-036121)
- On February 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Ali West**, a representative of the **Democratic Congressional Campaign Committee** in Washington, D.C., one spreadsheet pertaining to logs of congressional correspondence to or from any officials at USCIS and Representative David

- Schweikert (R-AZ) between January 1, 2013, through May 10, 2018. These records were released in full. (Case Number COW 2018-000641)
- On February 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 346 pages of records pertaining to the Alien File of the late Peter Mayhew, best known for playing Chewbacca in the Star Wars series. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2023-000865)
 - On February 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Narimes Parakul** a representative of *Insider, Inc.* in Santa Rosa, California, 18 pages of records pertaining to ICE's official protocol(s) governing plans for abortion access and facilitation, to be facilitated and enforced following the repeal of *Roe v. Wade*. Portions of the release were withheld pursuant to FOIA Exemptions 7(E). (Case Number 2022-ICFO-22540)
 - On February 23, 2023, U.S. Customs and Border Protection (CBP) released to **Aline Barros**, a representative of *Voice of America* in Washington, D.C., one letter pertaining to the numbers of dead migrants retrieved, discovered, and/or recorded by CBP from 2019 to 2022. This information was released in full. (Case number CBP-2022-074196)
 - On February 27, 2023, U.S. Customs and Border Protection (CBP) issued to **Sofía Mejías-Pascoe**, a representative of *inewsourc*e in San Diego, California, a full denial regarding her request for video footage of Joel Reyes Muñoz, a 38-year-old Mexican citizen who died at 9495 Customhouse Plaza on January 12, 2022. These records were withheld pursuant to FOIA exemption 7(A). (Case number CBP-2022-116369)
 - On February 28, 2023, U.S. Customs and Border Protection (CBP) released to **Rosa Flores**, a correspondent with *Cable News Network* in Los Angeles, California, one spreadsheet of data pertaining to carrier fines issued and paid for violations of 8 USC 1323 from January 1, 2019, to February 1, 2023; as well as one document consisting of the Memorandum of Understanding (MOU) between CBP and carriers relating to the transport of aliens without proper documents. (Case Number CBP-FO-2023-044056)
 - On February 28, 2023, U.S. Customs and Border Protection (CBP) issued to **Tanvi Misra**, an independent reporter, requesting through *MuckRock News* in Somerville, Massachusetts, a no records response in response to her request for records pertaining to cell site simulators. (Case number CBP-2022-062199)
 - On February 28, 2023, U.S. Customs and Border Protection (CBP) issued to **Dianne Solis**, a representative of *The Dallas Morning News* in Dallas, Texas, a full denial in response to her request for records pertaining to a January 21, 2022, accident in Maverick County, Texas, that resulted in the death of Texas Department of Safety Special Agent Anthony C. Salas in a vehicle driven by a U.S. Border Patrol Agent. This record was withheld pursuant to FOIA exemption 7(A). (Case number CBP- 2022-132488)
 - On March 1, 2023, the United States Secret Service (USSS) released to **Jason Leopold**, a representative of *Bloomberg News*, in Beverly Hills, California, 22 pages of records pertaining to communications and reports concerning a dinner at Mar-a-Lago attended by former President Donald Trump and Nick Fuentes and Kanye West

during the week of November 21. Portions of this request were withheld pursuant to FOIA exemptions 6, 7(C), 7 (D), and 7 (E). (Case Number USSS 20230224)

- On March 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Nick Schwellenbach**, a representative of *Project on Government Oversight* in Washington, D. C., 40 pages of records pertaining to "10 Critical Incident/Use of Deadly Force incident reviews" conducted by ICE's Office of Professional Responsibility in FY 2021 and all completed critical incident/use of deadly force reports for FY 2022. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2022-ICFO-22566)
- On March 1, 2023, U.S. Customs and Border Protection (CBP) released to **Jeremy Schwartz**, a representative of *ProPublica* in Austin Texas, 60 pages of records pertaining to documents referencing the "border wall," "border fencing," "tactical infrastructure," or "levee-wall" on the Lower Rio Grande Valley National Wildlife Refuge. On June 2, 2021, FWS referred to U.S. Customs and Border Protection (CBP) 60 pages of records for CBP's determination and direct response to the requester. Portions of this request were withheld pursuant to FOIA exemptions 3, 6, 7(C), and 7(E). (Case number CBP-2021-069600)
- On March 1, 2023, U.S. Customs and Border Protection (CBP) issued to **Joyce Lee**, a representative of *The Washington Post* in Washington, D.C., a full denial in response to her request for records pertaining to personnel records to include training, disciplinary actions, date of birth, current positions, and potential departure from the agency for several named individuals. (Case Number CBP-FO-2023-048667)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Rifkin & Fox-Isicoff v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-24204)*, plaintiff filed a FOIA request on May 11, 2022, seeking records pertaining to the status of I-924 petitions on June 30, 2021; memos, comments to regulations, policy considerations, and policy memoranda drafted to establish I-924 fees; (4) the entire adjudications process for I-924 petitions from receipt at USCIS through adjudication and decision; (5) all posted processing times for I-924 petitions from 2000 through the present; and (6) the total fees collected on all filed, but unadjudicated I-924 petitions. On February 16, 2023, U.S. Citizenship and Immigration Services (USCIS) released one Excel spreadsheet and 616 pages of records to the plaintiff.
- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01896) (2022-HQLI-00044)*, plaintiff filed a complaint on July 5, 2022, seeking records pertaining to all political appointees since January 20, 2021. On February 20, 2023, the U.S. Department of Homeland Security (DHS)

Privacy Office, will issue its *final supplemental response* consisting of 14 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.

- In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to communications between government officials and representatives of Amazon or AWS regarding facial recognition technology. On February 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 15 pages of records to the plaintiff.
- In the matter of *Jason Leopold/Buzzfeed Inc. v. U.S. Department of Homeland Security (DHS) (20-cv-2179) (2020-HQLI-00037)*, plaintiff filed a complaint on August 12, 2020, seeking records pertaining to communications involving the agency decision-makers mentioning or referencing protest and riots across the U.S. relating to the death of George Floyd between May 25, 2020, through the present. On February 24, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued its eleventh interim response consisting of 35 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 6, 7(A), 7(C), 7(D), 7(E), and 7(F).
- In the matter of *American Oversight v. U.S. Department of Defense (DOD) (21-cv-02800) (2022-HQLI-00009)*, plaintiff filed a complaint on October 21, 2021, seeking records pertaining to email communications sent or received by former agency officials on January 6, 2021, related to the events at the U.S. Capitol. On February 24, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 5 pages of records to the plaintiff. Records are being withheld in part, pursuant to FOIA Exemptions 6 and 7(C).
- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-02015) (2022-HQLI-00047)* plaintiff filed a FOIA request on May 5, 2022, seeking records pertaining to the creation of the Disinformation Governance Board. On February 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 205 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Center to Advance Security in America (CASA) v. U.S. Department of Homeland Security (DHS) (22-cv-02246) (2022-HQLI-00060)*, plaintiff filed a complaint on August 2, 2022, seeking records pertaining to the ICE Air Operations domestic transfer flights. On February 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued its first interim response consisting of 214 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On February 24,

2023, U.S. Immigration and Customs Enforcement (ICE) released 289 pages of records to the plaintiff.

- In the matter of *Immigrant Defense Project v. U.S. Department of Homeland Security (DHS) (20-cv-10625)*, plaintiff filed a FOIA request on June 14, 2022, seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO,” “50/50 CBP Assist” between CBP or DHS and any other federal agencies between December 1, 2019, to March 31, 2020. On February 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 81 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-03462)*, plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to documents that describe ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On February 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released one handheld video of 16 minutes and 49 seconds to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-02153)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to the detention of a transgender or intersex person in existence on or after January 1, 2015; records pertaining to the detention of transgender or intersex person during the COVID-19 pandemic. On February 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 622 pages of records to the plaintiff.
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)*, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On February 27, 2023, U.S. Customs and Border Protection (CBP) released its twenty-eighth interim response, consisting of 260 pages of records to the plaintiff.
- In the matter of *Immigrant Investors Association, Inc. v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), (20-cv-02082)*, plaintiff filed a FOIA request on March 6, 2018, seeking records pertaining to form I-924As filed by EB-5 Regional Centers for the fiscal year 2017. On February 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,243 pages of records to the plaintiff.
- In the matter of *Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On February 28, 2022, U.S. Citizenship and Immigration Services (USCIS) released 194 pages of records to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS)(21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking

- records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On February 28, 2023, U.S. Customs and Border Protection (CBP) issued its ninth interim response consisting of 173 pages of records to the plaintiff
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)* plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On February 28, 2023, U.S. Customs and Border Protection (CBP) released its twenty-ninth interim response, consisting of 300 pages of records to the plaintiff.
 - In the matter of *American Immigration Council and International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (22-cv-05312)*, plaintiff filed a FOIA request on March 15, 2022, seeking records pertaining to the processing of humanitarian parole requests by USCIS with a specific focus on Afghan nationals since January 1, 2021. On February 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released 436 pages of records to the plaintiff.
 - In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On February 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 257 pages of records to the plaintiff.
 - In the matter of *RAICES v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00171)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On February 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip of 02:00:20 to the plaintiff.
 - In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet. On February 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 171 pages of records to the plaintiff.
 - In the matter of *Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)*, plaintiff filed a FOIA request on April 8, 2022, seeking records from January 2020 pertaining to ICE's standards of operation at SDC, including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On February 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 636 pages of records to the plaintiff.
 - In the matter of *Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592) (2021-HQLI-00044)*, plaintiff

filed a FOIA request on July 16, 2021, seeking records pertaining to the agency's treatment and processing of minor children apprehended at the U.S.-Mexico border in the company of an adult or adults. On March 1, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 114 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.

- In the matter of *America First Legal Foundation v. Cybersecurity and Infrastructure Security Agency (CISA) (22-cv-01255) (2023-HQLI-00004)*, plaintiff filed a FOIA request on April 4, 2022, seeking records pertaining to correspondences related to CISA's Countering Foreign Influence Task Force (CFITF), MDM team; policies and directives relating to the 2020 election, and communications between certain CISA employees and specific private entities. On March 1, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 219 pages of records to the plaintiff. Of the 219 pages, 65 pages are released in full, and 154 pages are released in part pursuant to 6.
- In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On March 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 995 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
March 2, 2023- March 8, 2023
DHS Privacy Office
March 13, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On March 2, 2023, **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, requested from the U.S. Customs and Border Protection (CBP) records pertaining to incident reports and follow-up correspondence which include the terms "911", "lost alien" or "medical" from October 13, 2018, through October 20, 2018, generated by the Tucson Sector Joint Intelligence Operation Center and/or Arizona Air Coordination Center (A2C2). (Case Number CBP-FO-2023-050292)
- On March 2, 2023, **Sofia Mejias-Pasco**, a representative of *inewssource* in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the CBP Emergency Driving and Vehicular Pursuit policies in effect from January 1, 2018, through March 3, 2023. (Case number CBP-FO-2023-050588)
- On March 3, 2023, **Mike Dorfman**, a representative of *National Broadcasting Company* in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to statistics related to Inadmissible aliens. Specifically, any subsection relating to "reason to believe" clauses and how many individuals were denied entry to the United States from January 1, 2018, to December 31, 2022. (Case number CBP-FO-2023-051241)
- On March 4, 2023, **Jordan Jordan**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to policies and procedures related to the inspection of individuals and goods at ports of entry, including policies related to the use of force, the handling of contraband, the treatment of detainees, and the use of technology by CBP agents, including the use of drones, facial recognition software, and other surveillance technologies. (Case number CBP-FO-2023-051298)
- On March 6, 2023, **Annmarie Timmins**, a representative of the *New Hampshire Bulletin* in Concord, New Hampshire, requested from U.S. Customs and Border Protection (CBP) records pertaining to the numbers of arrests and encounters involving border patrol within New Hampshire for 2018-2023. (Case number CBP-FO-2023-051901)
- On March 6, 2023, **Austin Evers**, a representative of *American Oversight* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records

pertaining to email communications between former Border Patrol Agent Mike Banks and several named external parties from January 1, 2022, through January 20, 2023. (Case number CBP-FO-2023-051752)

- On March 6, 2023, **Joyce Lee**, a representative of *The Washington Post* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the employment status and the current employment status for several named individuals. (Case Number CBP-FO-2023-051803)
- On March 7, 2023, **Waylon Cunningham**, a representative of **Thomson Reuters** in London, England, requested from U.S. Customs and Border Protection (CBP) records pertaining to awarded contracts; internal memos that mention the following terms: "data labeling"; "data labelers"; "data labeling" and "data annotators". (Case number CBP-FO-2023-052555)
- On March 8, 2023, **Daniel Bates**, a representative of *DailyMail.com* requested from the Federal Emergency Management Agency (FEMA) records pertaining to email communications related to the East Palestine, Ohio, train derailment. (Case Number 2023-FEFO-00426)
- On March 8, 2023, **Michael Lowry**, a representative of *WPLG-TV* requested from the Federal Emergency Management Agency (FEMA) records pertaining to obligated disaster costs/amounts for every FEMA Disaster Declaration since 1971 for each of the following program areas: Administration, Firefighter, Grant Programs, Individual Assistance, Mitigation, Operations, Public Assistance. (Case Number 2023-FEFO-00427)
- On March 8, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the Alien File (A-File) of Prince Henry Charles Albert David concerning applications for immigration benefits filed, whether or not adjudicated; Forms I-213, I-275, and Forms I-877. (Case Number 2023-HQFO-01164)

Late Requests:

- On March 1, 2023, **Austin Evers**, a representative of *American Oversight* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications between Congressional liaison Courtland Sykes and several named external parties from October 1, 2020, to January 20, 2021. (Case number CBP-FO-2023-049524)
- On March 1, 2023, **Austin Evers**, a representative of *American Oversight* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications between Congressional liaison Courtland Sykes and Patrick Byrne and/or any other person from The American Project with an email domain of americanproject.com or theamericanproject.com from April 1, 2020, to January 20, 2021. (Case number CBP-FO-2023-049534)
- On March 1, 2023, **Austin Evers**, a representative of *American Oversight* in Washington, D.C. requested from U.S. Customs and Border Protection (CBP) records

pertaining to email communications between Congressional liaison Courtland Sykes and three named individuals and/or any other parties using an email from One America News Network with an email domain of oann.com from April 1, 2020, to January 20, 2021. (Case number CBP-FO-2023-049536)

III. Freedom of Information Act Releases

- On March 2, 2023, U.S. Customs and Border Protection (CBP) released to **Erin Siegal McIntyre**, a private individual in Chapel Hill, North Carolina, 2,845 pages of records pertaining to shift logs in response to her request for copies of all records related to shifting musters on March 10 to July 31, 2014, from the Border Patrol station in McAllen, Texas. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-033949)
- On March 6, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of **MuckRock News, Inc.** in Somerville, Massachusetts, 300 pages of records pertaining to location-tracking software BabelStreet/Locate X from 2017. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2020-074221)
- On March 6, 2023, U.S. Customs and Border Protection (CBP) released to **Bryon Tau**, a representative of the **Wall Street Journal**, in Washington, D.C., 300 pages of records pertaining to location-tracking software BabelStreet/Locate X from 2017. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2020-041951)
- On March 6, 2023, U.S. Customs and Border Protection (CBP) released to **Matthew Drange**, a representative of **Business Insider**, in San Francisco, California, 300 pages of records pertaining to location-tracking software BabelStreet/Locate X from 2017. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2020-037997)
- On March 6, 2023, U.S. Customs and Border Protection (CBP) released to **Jake Wiener**, a representative of **Electronic Privacy Information Center (EPIC)** in Washington, D.C., 300 pages of records pertaining to location-tracking software BabelStreet/Locate X from 2017. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2022-020605)
- On March 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Angelina Godoy**, a representative of the **University of Washington Center of Human Rights** in Seattle, Washington, 80 pages of records pertaining to the hourly rates that ICE provided to the contractor The GEO Group Inc. and its subcontractors for services performed under an awarded contract. Portions of the release were withheld pursuant to FOIA Exemptions 4, 5, 6, 7(C), and 7(E). (Case Number 2022-ICFO-01849)
- On March 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Eric Hananoki**, a representative of **Media Matters for America** in Washington, D.C., 23 pages of records pertaining to emails from ICE senior advisor Jon Feere that mention

"Coulter" or "AnnCoulter.com" from January 20, 2017, to February 5, 2019. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7(C). (Case Number 2019-ICFO-29743)

- On March 8, 2023, U.S. Customs and Border Protection (CBP) released to **Thomas Steller**, a representative of *Arizona Daily Star* in Tucson, Arizona, 40 pages of records pertaining to the death of Griselda Verduzco Armenta on April 11, 2022, on the border wall in Cochise County, Arizona. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-075794)
- On March 8, 2023, U.S. Customs and Border Protection (CBP) issued to **Patrick Eddington**, a representative of *Cato Institute* in Annandale, Virginia, a full denial in response to his request for emails pertaining to JADE action penalties from January 1, 2016, to the present. These records were withheld pursuant to FOIA exemptions 4, 5, 6, 7(C), and 7(E). (Case number CBP-FO-2023-011492)
- On March 8, 2023, U.S. Customs and Border Protection (CBP) released to **Danyelle I Khmara**, a representative of *Arizona Daily Star* in Tucson, Arizona, 26 pages of records pertaining to a vehicle pursuit on July 28, 2022, that resulted in one fatality. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2022-125349)
- On March 8, 2023, U.S. Customs and Border Protection (CBP) issued to **Joyce Lee**, a representative of *The Washington Post* in Washington, D.C., a full denial in response to her request for records pertaining to the employment status for several named individuals. These records were withheld pursuant to FOIA exemptions 2, 6, and 7(C). (Case Number CBP-FO-2023-048667)

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IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *EFF v. U.S. Department of Homeland Security (DHS) (22-cv-01957)*, plaintiff filed a FOIA request on March 28, 2022, seeking records pertaining to all agreements with SRA International. On March 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 165 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-03030)*, plaintiff filed a FOIA request on November 16, 2021, seeking records pertaining to detainee death reviews. On March 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 454 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to the Standard Operating Procedures (SOPs) for flight schedules and data management staff working for ICE Air Operations within ICE ERO.

- On March 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 506 pages of records to the plaintiff.
- In the matter of *Boston University School of Law, Immigrants' Rights & Human Trafficking Program v. U.S. Department of Homeland Security (DHS) (22-cv-03539)*, plaintiff filed a FOIA request on November 21, 2022, seeking records pertaining to the total number of DHS I-138 Immigration Enforcement Subpoenas issued between January 1, 2018, to the present. On March 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 202 pages of records and 2 excel spreadsheets to the plaintiff
 - In the matter of *Innovation Law Lab v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00443)*, plaintiff filed a FOIA request on May 3, 2022, seeking records pertaining to the DHS Office of Inspector General (OIG) inspection of the Torrance County Detention Facility (TCDF) that took place from February 1, 2022, through February 3, 2022. On March 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,946 pages of records to the plaintiff.
 - In the matter of *Al Otro Lado v. U.S. Customs and Border Protection (CBP) (22-cv-01450)* plaintiff filed a FOIA request on July 20, 2021, seeking records pertaining to policies, complaints, statistics, and guidance relating to the treatment and processing of migrants injured due to falling from the US-Mexican border wall. Plaintiff filed suit on March 4, 2022, seeking declaratory and injunctive relief. On March 6, 2023, U.S. Customs and Border Protection (CBP) issued its third interim response consisting of 416 pages of records to the plaintiff.
 - In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to meeting agendas, calendar information, notes, attendance information and emails between stakeholders and Secretary Mayorkas, as referenced in the press release. On March 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will issue its third interim response consisting of 684 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E).
 - In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462) (2022-HQLI-00010)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS policy on immigration detention practices (release rather than detain) and detention capacity. On March 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued its 13th interim response consisting of 134 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
 - In the matter of *Louise Trauma Center, LLC v. U.S. Department of Homeland Security (DHS) (22-cv-01917)*, plaintiff filed a FOIA request on August 16, 2020, seeking records pertaining to the Asylum Officer Performance Plan, and Appraisal from January 1, 2020, through the present. On March 6, 2023, the U.S. Citizenship and Immigration Services (USCIS) released 85 pages of records to the plaintiff.
 - In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR)

Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On March 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 924 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
March 9, 2023- March 15, 2023
DHS Privacy Office
March 20, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On March 9, 2023, **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to BORSTAR After Action Reports containing the keywords "search" or "911" from (1) October 13, 2018 - October 20, 2018; (2) February 15, 2022 - February 19, 2022; and (3) October 17, 2022 - October 24, 2022. (Case number CBP-FO-2023-053964)
- On March 9, 2023, **Emily Tucker**, a representative of the *Center on Privacy & Technology* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the collection of DNA from non-U.S. detainees from January 1, 2016, through the present. (Case number CBP-FO-2023-054109)
- On March 13, 2023, **SiMohamed Benbattouche**, a private individual in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to US-VISIT records related to deceased U.S. Citizen, Jeffrey Epstein. (Case number CBP-FO-2023-055948)
- On March 13, 2023, **Penny Loeb**, a representative of **DailyMail.com** requested from the Federal Emergency Management Agency (FEMA) records pertaining to applications for individual assistance after a 2016 Flood in Richwood West, Virginia. (Case Number 2023-FEFO-00436)
- On March 14, 2023, **Marc Cecotti**, a representative of *The Drive* in Reims, France, requested from U.S. Customs and Border Protection (CBP) records pertaining to events involving Unmanned Aerial Vehicle (UAV), drones, or balloons in Arizona from January 1, 2018, through the present. (Case number CBP-FO-2023-056361)
- On March 14, 2023, **Joseph Cox**, a representative of *VICE – Motherboard* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to directives and email correspondence related to the CBP One application from January 1, 2022, through the present. (Case number CBP-FO-2023-056621)

Late Requests:

- On March 8, 2023, **Warner Dixon**, a representative of *Citizens for Responsibility and Ethics in Washington* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to communications sent by CBP personnel via the Wickr application that were marked for deletion from April 20, 2021, through the present. (Case number CBP-FO-2023-053202)
- On March 8, 2023, **Andrew Fels**, a representative of *Al Otro Lado* in Knoxville, Tennessee, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and incident reports related to the death of a Cuban national in Eagle Pass, Texas from January 2, 2023, through January 15, 2023. (Case number CBP-FO-2023-053353)

III. Freedom of Information Act Releases

- On March 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Perla Trevizo**, a representative of *Arizona Daily Star* in Tucson, Arizona, 187 pages of records pertaining to documents generated between CBP and ICE officials in Arizona and Washington, D.C. between September 17, 2018, and October 5, 2018, leading up to the release of about 700 adults and their children in Southern Arizona. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2019-ICFO-23435)
- On March 10, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Nicholas Banco**, a representative of the **Department of Interior (DOI)** records 47 pages of records pertaining to Heather Swift's detail to DHS. Portions of this release are withheld pursuant to FOIA Exemption 6. (Case Number COW 2023-001417)
- On March 10, 2023, the Transportation Security Administration (TSA) released to **Catherine Welch**, a representative of *WFAE* in Charlotte, North Carolina, a one-page record pertaining to a list of fines handed out to passengers caught with either a loaded or unloaded gun at a TSA checkpoint in the Asheville Regional Airport between January 1, 2021, and March 31, 2021. Portions of the release are withheld pursuant to FOIA Exemption 6. (Case Number 2022-TSFO-00561)
- On March 10, 2023, the Transportation Security Administration (TSA) released to **Rebecca Smith**, a representative of *The Wall Street Journal* in San Francisco, California, 431 pages of records pertaining to the Surface Transportation Security Advisory Committee, in response to the TSA Modernization Act of 2018. Portions of the release are withheld pursuant to FOIA Exemptions 2, 3, 5, and 6. (Case Number 2021-TSFO-00743)
- On March 10, 2023, the U.S. Immigration and Customs Enforcement (ICE) released to **Meredith Stewart**, a representative of the *Southern Poverty Law Center* in New Orleans, Louisiana, 525 pages of records pertaining to the Stewart Detention Center from 2008 to the present. Portions of the release were withheld pursuant to FOIA Exemptions 4, 6, 7(C), and 7(E). (Case Number 2018-ICFO-40647)

- On March 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Hannah Dreier** a representative of the *New York Times* in New York, New York, 12 Excel spreadsheets pertaining to a database of Victims Assistance referrals who were identified as human trafficking. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2022-ICFO-24072)
- On March 13, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Ben Plowman** a private individual in San Francisco, California, 46 pages of records pertaining to memos and email communications which reference the terms "Protect American Communities Taskforce", "PACT", "Rapid Development Team", "RDT", or "Portland", authored by or sent to any federal government officials from June 1, 2020, to August 13, 2020. (Case Number 2020-HQFO-01545)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to active contracts between ICE and eleven companies that owned, operated, or managed detention facilities. On March 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 412 pages of records to the plaintiff.
- In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to individuals who died while in ICE custody. On March 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 407 pages of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. CBP, (20-cv-1583)*, plaintiff filed a FOIA request on August 16, 2019, requesting records regarding all efforts toward family reunification and the release of the minor from the U.S. Department of Homeland Security ("DHS") custody and/or facilities, as required by Paragraph 18 of the *Flores* Settlement. On March 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 695 pages of records.
- In the matter of the *Brennan Center for Justice v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02443)* plaintiff filed a FOIA request on June 19, 2018, seeking records pertaining to HSI Special Agent Handbooks, memoranda, or training materials issued from January 21, 2017, through the present. On March 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 63 pages of records to the plaintiff.

- In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-04288)*, plaintiff filed a FOIA request on December 26, 2019, seeking records pertaining to data regarding administrative arrest warrants and administrative subpoenas. On March 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 546 pages of records to the plaintiff.
- In the matter of *Erin Siegal McIntyre v. U.S. Customs and Border Protection (CBP) (21-cv-03157)* plaintiff filed a FOIA request on July 12, 2021, seeking records pertaining to agency organizational charts of current U.S. Border Patrol (USBP) structure reflecting positions and/or names of individuals in each position for every sector in the Border Patrol from 2010 to 2021. Plaintiff filed suit on December 2, 2021, claiming constructive denial. On March 9, 2023, U.S. Customs and Border Protection (CBP) released 1,570 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice (ACLJ) v. U.S. Department of Homeland Security (DHS) (22-00355)* plaintiff filed a FOIA request on January 25, 2022, seeking records pertaining to human trafficking and related email correspondence. Plaintiff filed suit on February 9, 2022, claiming injunctive relief. On March 9, 2023, the U.S. Customs and Border Protection (CBP) released 27 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (22-cv-00183)*, plaintiff filed a FOIA request on September 23, 2021, seeking records pertaining to the operational guidance regarding the process for ICE Field Office Directors or Special Agents in Charge to review and approve civil immigration enforcement actions against individuals outside of the interim enforcement and removal priorities. On March 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 78 pages of records to the plaintiff.
- In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard. On March 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released a 1-hour video clip of records to the plaintiff.
- In the matter of *Ammad Omar and National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking records pertaining to detention facility contracts. Specifically, “white papers” produced by local ICE field offices regarding additional detention space; communications related to the opening of detention facilities at former prisons; and communications related to the contracting process for detention center operators previously found to be deficient. On March 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 53 pages of records to the plaintiff.
- In the matter of *New York Legal Assistance Group (NYLAG) v. U.S. Department of Homeland Security (DHS) (22-cv-05928)* plaintiff filed a FOIA request on October 5, 2020, seeking records pertaining to the authorization of CBP personnel to respond

to protests occurring in New York City from May 25, 2020, through September 29, 2020. Plaintiff filed suit on July 12, 2022, claiming injunctive relief. On March 10, 2023, U.S. Customs and Border Protection (CBP) released 198 pages of records to the plaintiff.

- In the matter of *Citizens for Responsibility and Ethics in Washington (CREW) v. U.S. Department of Homeland Security (DHS) (22-cv-00457) (2022-HQLI-00028)* plaintiff filed a complaint on February 22, 2022, seeking records and communications pertaining to the origins and creation of DHS' Center for Prevention Programs and Partnerships (CP3). On March 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 285 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS's policy on immigration detention practices (release rather than detain) and detention capacity. On March 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 2 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.
- In the matter of *Partially Important Productions, LLC v. U.S. Citizenship and Immigration Services (USCIS), United States Citizenship and Immigration Services (USCIS)(21-cv-02169)*, plaintiff filed a FOIA request on January 24, 2020, seeking records pertaining to settlement negotiations between the musician Lee Greenwood and USCIS over USCIS's alleged copyright infringement of Greenwood's song "God Bless the USA" and current Naturalization Ceremony Presentations. On March 10, 2023, U.S. Citizenship and Immigration Services (USCIS) released 29 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed a complaint on October 8, 2020, seeking records pertaining to the deployment of CBP personnel to protests, as a result of the death of George Floyd from May 25, 2020, through October 20, 2020. On March 13, 2023, U.S. Customs and Border Protection (CBP) released 292 pages of records to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics in Washington v. U.S. Department of Justice (DOJ) and U.S. Department of Homeland Security (DHS) (20-cv-02553)*, plaintiff filed a FOIA request on July 23, 2020, seeking records pertaining to the deployment of CBP personnel to protests, as a result of the death of George Floyd. Plaintiff filed suit on September 11, 2020, claiming injunctive and declaratory relief. On March 13, 2023, U.S. Customs and Border Protection (CBP) released 18 pages of records to the plaintiff.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to all "written reports" referred to in the subsection titled "Weekly Reporting of All Enforcement and Removal Actions" in a memorandum

- from Tac D. Johnson to “All ICE Employees”. On March 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS)*, (21-cv-09208), plaintiff filed FOIA requests on December 14, 2021, pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On March 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
 - In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-03511), plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ), CoreCivic and GEO Group. On March 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 314 pages of records to the plaintiff.
 - In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-07534), plaintiff filed a FOIA request on September 26, 2022, seeking records pertaining to template forms used by inspection officials in conducting ICE detention facility inspections as overseen by ICE ODO; inspection template forms provided by ICE ERO to its contractor organization, Nakamoto, as well as all inspection template forms provided from Nakamoto to ICE and as used by inspection officials in conducting ICE detention facility inspections. On March 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 684 pages of records to the plaintiff.
 - In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS)* (22-cv-01329), plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of the draft, unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On March 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 256 pages of records to the plaintiff.
 - In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS)* (18-cv-01523) (2018-HQLI-00033), plaintiff filed a FOIA request on January 11, 2018, seeking records pertaining to emails sent or received by U.S. Citizenship and Immigration Services (USCIS) Ombudsman Julie Kirchner, including to and from her non-DHS email account; all meeting notes, minutes and summaries prepared by or for Ms. Kirchner; and her calendar, appointment book, and phone call log. On March 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 338 pages of records to the plaintiff.
 - In the matter of *Safe Horizon v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS)* (21-cv-02328), plaintiff filed a FOIA request on February 19, 2020, seeking records pertaining to an applicant’s prior criminal contact in the adjudication of petitions for U nonimmigrant

status and applications for adjustment of status for U nonimmigrants based on an underlying U nonimmigrant visa. On March 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,216 pages of records to the plaintiff.

- In the matter of ***Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592)***, plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to government processes concerning minor children accompanied by a non-parent relative. Plaintiff filed suit on September 22, 2021, claiming injunctive relief. On March 15, 2023, U.S. Customs and Border Protection (CBP) released its ninth interim response consisting of 191 pages of records to the plaintiff.
- In the matter of ***New York Legal Assistance Group (NYLAG) v. U.S. Department of Homeland Security (DHS) (22-cv-05928)*** plaintiff filed a FOIA request on October 5, 2020, seeking records pertaining to the authorization of CBP personnel to respond to protests occurring in New York City from May 25, 2020, through September 29, 2020. Plaintiff filed suit on July 12, 2022, claiming injunctive relief. On March 15, 2023, U.S. Customs and Border Protection (CBP) released its second interim response, consisting of 187 pages of records to the plaintiff.
- In the matter of ***American Oversight v. U.S. Department of Homeland Security (DHS)(21-cv-01171) (2021-HQLI-00032)***, plaintiff filed a FOIA request on May 26, 2021, seeking records pertaining to Migrant Protection Protocols (MPP), and emails sent by custodians listed in the request. On March 15, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released 7 pages of records to the plaintiff. Of the 7 pages, 3 pages are being released in full, 2 pages are being released in part, and 2 pages are being withheld in full pursuant to FOIA exemptions 5 and 6.
- In the matter of ***Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-02687)***, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress regarding the source of funds or path funds issues in the EB-5 program. On March 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,422 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
March 16, 2023- March 22, 2023
DHS Privacy Office
March 27, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On March 15, 2023, **Brett Kaufman**, a representative of the **American Civil Liberties Foundation (ACLU)** in New York, New York, requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the deployment of airplanes, helicopters, and drones by local, state, and federal law enforcement agencies, as well as by military agencies anywhere in the United States, from May 25, 2020, to present. (Case Number 2023-FLETC-FO-00096)
- On March 16, 2023, **Kate Masters**, a representative of *Reuters* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to textile shipments detained or investigated pursuant to the Uyghur Forced Labor Prevention Act between the dates of June 21, 2022, to March 16, 2023. (Case number CBP-FO-2023-057618)
- On March 21, 2023, **Kate Masters**, a representative of *Reuters* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts and purchase order agreements between CBP and Oritain USA Inc. (Case number CBP-FO-2023-059458)
- On March 21, 2023, **Lara S Nochomovitz**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to worksheets, rubrics, policies, decision trees, and formal and informal guidance, related to how ICE and CBP decide how and when to grant or deny parole to a detained immigrant. (Case Number 2023-HQFO-01248)
- On March 21, 2023, **Pam Kelley**, a private individual, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the 21 public assistance projects that were deemed eligible for St. Andrews University in Laurinburg, North Carolina. (Case Number 2023-FEFO-00464)
- On March 22, 2023, **Austin Evers** a representative of **American Oversight** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to email communications between federal officials and Ohio officials. (Case Number 2023-FEFO-00466)
- On March 22, 2023, **Jeffrey Booth**, a representative of *Justice Report News* in Washington, D.C., requested from the Transportation Security Administration (TSA)

records pertaining to the formation of the National Justice Party. (Case Number 2023-TSFO-00537)

- On, March 22, 2023, **Jeffery Booth**, a representative of *Justice Report* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the 2021 formation of the National Justice Party LLC (NJP) and memoranda and emails discussing the importance of the NJP. (Case Number 2023-FLETC-FO-00097)

Late Requests:

- On February 26, 2023, **Arcelia Rodriguez**, a representative of **Catholic Charities Legal Services** in Miami, Florida, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of Venezuelan Navy Vice Admiral Mario Iván Carratú Molina. (Case Number NRC 2023-061754)
- On March 8, 2023, **Mike Howell**, a representative with **The Heritage Foundation** in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of Prince Henry Charles Albert David. (Case Number COW 2023-001566)
- On March 15, 2023, **Jessica Contrera**, a representative of *The Washington Post* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to border patrol agent Aaron Thomas Mitchell including background checks, reports, misconduct, and training. (Case number CBP-FO-2023-056998)
- On March 15, 2023, **Joseph Palamar**, a representative of **New York University Langone Medical Center** in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to a list of seizures of ketamine including dates, port, city, and state, between the years of 2017 to 2022. (Case number CBP-FO-2023-056741)

III. Freedom of Information Act Releases

- On March 16, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 22 pages of records pertaining to the Petition File of the late Mary Trump. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2021-004727)
- On March 16, 2023, the Cybersecurity and Infrastructure Security Agency (CISA), released to **Sean Dunagan**, a representative of **Judicial Watch** in Glenwood Springs, Colorado, 88 pages of records pertaining to presentations, briefings, and meetings between any employee of CISA and any representative of the League of Women Voters from January 1, 2020, through November 1, 2022. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number 2023-NPFO-00037)
- On March 17, 2023, the Cybersecurity and Infrastructure Security Agency (CISA), released to **Aaron Siri**, a representative of **Siri Glimstad** in New York, New York,

- 136 pages of records pertaining to the “Protecting Critical Infrastructure from Misinformation & Disinformation Subcommittee” meetings conducted by or with the Cybersecurity and Infrastructure Security Agency (CISA) as reported on October 31, 2022. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7(C). (Case Number 2023-NPFO-00044)
- On March 17, 2023, U.S. Customs and Border Protection (CBP) released to **C. Craig Samtmann**, a representative of the **Immigration Reform Law Institute** in Washington, D.C., 225 pages of records pertaining to the Wall Acquisition Program. Portions of the release were withheld pursuant to FOIA Exemptions 4, 6, 7(C), and 7(E). (Case number CBP-2020-072408)
 - On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti** a private individual in New York, New York, 26 pages of records pertaining to the Petition File of the late Hans Krieger, a German writer, essayist, and journalist. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2022-000564)
 - On March 22, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Emma Best**, a representative of **MuckRock News** in Somerville, Massachusetts, 124 pages of records pertaining to memos and email correspondences mentioning or describing the firm Perceptics, including but not limited to the 2019 hack of the Perceptics firm. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7 (E). (Case Number 2020-HQFO-00694)
 - On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 16 pages of records pertaining to the Petition File of the late Edith Norma Shearer Thalberg, a Canadian American actress. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2022-000923)
 - On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 107 pages of records pertaining to the Petition File of the late Antonio Quinn, better known as Anthony Quinn, a Mexican American actor. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2022-000932)
 - On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 35 pages of records pertaining to the Petition File of the late Erick Homburger Erikson, German American psychologist. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2022-000934)
 - On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 11 pages of records pertaining to the Petition File of the late Saul Gordon Bellow, Nobel and Pulitzer Prize winner for his literary work. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2022-000939)
 - On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 18 pages of records

pertaining to the Petition File of the late Charles Ponzi, Italian swindler and con artist. These records were released in full. (Case Number COW 2022-000941)

- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 62 pages of records pertaining to the Petition File of the late Fritz Julius Kuhn, German Nazi activist. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2022-000942)
- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 32 pages of records pertaining to the Petition File of the late Bhagat Singh Thind, Indian independence activist. These records were released in full. (Case Number COW 2022-000943)
- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 28 pages of records pertaining to the Petition File of the late Marcus Rothkowitz (Mark Rothko), Latvian American abstract painter. These records were released in full. (Case Number COW 2022-000944)
- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 18 pages of records pertaining to the Petition File of the late Lee Strasberg, an American Austrian-Hungarian theatre director, actor, acting coach, drama teacher. These records were released in full. (Case Number COW 2022-000945)
- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 18 pages of records pertaining to the Petition File of the late Festus Claudius (Claude) McKay, Jamaican American writer, and poet. These records were released in full. (Case Number COW 2022-000946)
- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 28 pages of records pertaining to the Petition File of the late Otto Loewi an American German pharmacologist and psychobiologist who was awarded the Nobel Prize in Physiology or Medicine in 1936. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2022-000947)
- On March 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 20 pages of records pertaining to the Petition File of the late Stanislaw Marcin Ulam an American Polish scientist in the fields of mathematics and nuclear physics. These records were released in full. (Case Number COW 2022-000954)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *New York Legal Assistance Group v. U.S. Department of Homeland Security (DHS) (22-cv-05928) (2022-HQLI-00050)* plaintiff filed a FOIA request on September 29, 2020, seeking records pertaining to the authorization of ICE, HSI, or any other DHS personnel to respond to, assist in responding to, and/or support other law enforcement efforts related to Protests occurring in New York City. On March 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 34 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)* plaintiff filed a FOIA request on April 7, 2022, seeking records pertaining to the establishment of the Center for Prevention Programs and Partnerships (CP3) and the domestic terrorism branch within the Office of Intelligence and Analysis (I&A). On March 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 173 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Reed Smith LLP v. U.S. Department of Homeland Security (DHS) and U.S. Customs and Border Protection (CBP) (21-cv-01701)*, plaintiff filed a FOIA request on April 16, 2021, seeking records pertaining to the release of records related to United States Border Patrol transportation checks in or around Spokane, Washington. Plaintiff filed suit on June 24, 2021, claiming declaratory and injunctive relief. On March 16, 2023, U.S. Customs and Border Protection (CBP) released 802 pages of records to the plaintiff.
- In the matter of *CREW v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03120)*, plaintiff filed FOIA a request on September 21, 2020, seeking records pertaining to nonconsensual medical procedures at the Irwin County Detention Center. On March 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released one excel spreadsheet of records to the plaintiff.
- In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to the video of the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard. On March 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released a 4:23 video clip of records to the plaintiff.
- In the matter of *National Public Radio, INC, and Tom Dreisbach v. U.S. Department of Homeland Security (DHS) (20-cv-02468) (2020-HQLI-00039)*, plaintiff filed a FOIA request on December 5, 2019, seeking records pertaining to all Office for Civil Rights and Civil Liberties (CRCL) on-site inspection reports of immigration detention facilities from January 1, 2017, to December 31,

2019. Plaintiff filed suit on September 4, 2020, claiming injunctive relief. On March 17, 2023, the Office for Civil Rights and Civil Liberties (CRCL) released 1,094 pages of records to the plaintiff.
- In the matter of *Immigrant Defense Project v. U.S. Department of Homeland Security (DHS) (20-cv-10625)*, plaintiff filed a FOIA request on June 14, 2022, seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and any other federal agencies between the dates of December 1, 2019, and March 31, 2020. On March 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 153 pages of records to the plaintiff.
 - In the matter of *Byron Tau v. U.S. Department of Homeland Security (DHS) (21-cv-03339) (2022-HQLI-00018)* plaintiff filed a FOIA request on May 22, 2020, and July 19, 2021, seeking records pertaining to the use of commercially available data or metadata products, services or databases, including but not limited to anonymized mobile phone geolocation/GPS data, social media feeds, transaction or financial records. On March 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 369 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 5 and 6.
 - In the matter of *American Friends Service Committee v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02774)*, plaintiff filed a FOIA request on October 19, 2021, seeking records pertaining to environmental hazards and conditions at and near the Homestead detention center, as well as plans for migrant detention there. On March 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 270 pages of records to the plaintiff.
 - In the matter of *Center to Advance Security in America v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01656)*, plaintiff filed a FOIA request on January 11, 2022, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On March 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 296 pages of records to the plaintiff.
 - In the matter of *Jacqueline Stevens v. HHS (22-cv-05072)*, plaintiff filed a FOIA request on June 22, 2021, seeking records pertaining to Miguel Guzman Silvestre. On March 21, 2023, U.S. Immigration and Customs Enforcement released 225 pages of records to the plaintiff.
 - In the matter of *OCAD, IDP, and CCR v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02519)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE’s decision to expend resources to establish “Citizens Academies”. On March 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 461 pages of records to the plaintiff.
 - In the matter of *Center for Immigration Studies v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02089)*, plaintiff filed a FOIA request on May 21, 2021, seeking records pertaining to the naturalization civics test and barriers to

- legal immigration. On March 21, 2023, U.S. Citizenship and Immigration Services (USCIS) released two Excel spreadsheets to the plaintiff.
- In the matter of *Stevens v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02725)*, plaintiff filed a FOIA request on August 6, 2018, seeking records pertaining to contracts and associated attachments related to detainee health with Kenosha County, Wisconsin for the health care provided to people held under immigration laws. On March 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 801 pages of records to the plaintiff.
 - In the matter of *Documented NY v. U.S. Department of Homeland Security (21-cv-03142) (2022-HQLI-00013)*, the plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary's Decision Papers issued or published on or after January 1, 2017, to January 11, 2021. On March 22, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 69 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 3, 4, 5, and 6.
 - In the matter of *American Oversight v. U.S. Immigration Customs Enforcement (ICE) (21-cv-01171)*, plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to the final talking points prepared for Secretary Nielsen regarding the MPP and issues related to it, such as plans for lodging asylum seekers in Tijuana, plans for transporting migrants to and from Tijuana, expansion of the protocol to additional ports of entry. On March 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 157 pages of records to the plaintiff

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
March 23, 2023- March 29, 2023
DHS Privacy Office
April 3, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On March 24, 2023, **Carson Frame**, a representative of *Texas Public Radio* in San Antonio, Texas, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the resettlement of Afghan nationals in the United States. (Case Number COW 2023-002021)
- On March 24, 2023, **Benjamin Barnes**, a private individual in Stanton, Iowa, requested from U.S. Customs and Border Protection (CBP) records pertaining to the Blackhawk flights of David Simeur that were flown in January 2012 at Mt Rainier National Park covering the ranger shooting incident occurring at Barn Flat turnaround on Paradise Road. (Case number CBP-FO-2023-061146)
- On March 27, 2023, **Jose Ignacio Castaneda**, a representative of *The Arizona Republic* in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to the body-worn camera footage of the border patrol agent-involved shooting that happened on Brown Bear Canyon Road in Arizona on March 14, 2023. (Case number CBP-FO-2023-061918)
- On March 28, 2023, **Anna Comfort**, a private individual in Alpine, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the incident in which a Border Patrol van in Potrero, California, collided with a civilian motorcyclist, resulting in that individual's death on February 19, 2023. (Case number CBP-FO-2023-062717)
- On March 29, 2023, **Nazmul Ahasan**, a representative of UC Berkeley in Oakland, California, requested from the Transportation Security Administration (TSA) records pertaining to an alleged confiscation of a large sum of cash from a passenger during a search and/or detention at an airport in Dallas, Texas. (Case Number 2023-TSFO-00567)

Late Requests:

- Nothing significant to report.

III. Freedom of Information Act Releases

- On March 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 24 pages of records pertaining to the Petition File of the late Ewald André Dupont, a German film industry pioneer. Portions of this release were withheld pursuant to FOIA Exemptions 7(C), and 7(E). (Case Number COW 2022-001212)
- On March 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 42 pages of records pertaining to the Petition File of the late Otto Fritz Meyerhof, the Nobel Prize winner in Physiology and Medicine in 1922. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2022-001221)
- On March 23, 2023, U.S. Customs and Border Protection (CBP) released to **Charlotte Cuthbertson** a representative of *The Epoch Times* a one-page record pertaining to gotaways statistics. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(E). (Case number CBP-FO-2023-000885)
- On March 23, 2023, U.S. Customs and Border Protection (CBP) released to **Nicholas Erickson**, a representative of the **Republican National Committee**, a one-page record pertaining to gotaways statistics. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(E). (Case number CBP-2022-085969)
- On March 27, 2023, U.S. Customs and Border Protection (CBP) released to **Angel Hernandez**, a private individual in Mexico City, Mexico, 14 pages of records pertaining to seizures of drones or unmanned aerial vehicles from 2015 to the present, that were used, or suspected be used for drug trafficking activities. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-033504)
- On March 27, 2023, U.S. Customs and Border Protection (CBP) issued to **Sam Biddle**, a representative of *The Intercept* in Los Angeles, California, a full denial in response to his request for video footage captured on February 22, 2023, by the CBP Tactical Aerostats at Sullivan City, Peñitas, Nearby Falfurrias, and South Padres Island. This release was withheld in full pursuant to FOIA exemption 7(E). (Case number CBP-FO-2023-045768)
- On March 28, 2023, U.S. Customs and Border Protection (CBP) issued to **Jessica Conterra**, a representative of the *Washington Post* in Washington, D.C., a full denial in response to her request for records pertaining to the employment of former CBP Officer Aaron Thomas Mitchell. This release was withheld in full pursuant to FOIA exemptions 6, 7(A), and 7(C). (Case number CBP-FO-2023-056998)
- On March 28, 2023, U.S. Customs and Border Protection (CBP) issued to **Erin McIntyre**, a representative of **The Center for Investigative Reporting** in Chapel Hill, North Carolina, a full denial in response to her request for records related to CBP's Office of Professional Responsibility's Joint Intake Center (JIC) case number: 201911879, which corresponds to an alleged rape incident reported in September 2019 from FLETC Artesia. This release was withheld in full pursuant to FOIA exemption 7(A). (Case number CBP-FO-2023-040978)

- On March 28, 2023, U.S. Customs and Border Protection (CBP) issued to **Roxanne Scott**, a representative of **Futuro Media**, in New York, New York, a no records determination in response to her request for the number of functioning rescue beacons in sectors along the southwest border, the number of rescue beacon activations, and responses to the activations for FY 2021 and FY 2022. (Case number CBP-2022-075150)
- On March 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Ilaria Bangara**, a representative of the **U.S. Department of Interior (DOS)** one unclassified document consisting of five pages of emails pertaining to the National Interest Exemption. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2023-001683)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of **Louise Trauma Center v. U.S. Department of Homeland Security (DHS) (21-cv-02371)**, plaintiff filed a FOIA request on May 18, 2020, seeking records pertaining to DHS's processing system and what electronic searches it permits. On March 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released a one-page record to the plaintiff.
- In the matter of **American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)**, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On March 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 103 pages of records.
- In the matter of **Jestan Sands v. U.S. Department of Homeland Security (DHS) (20-cv-02679)**, plaintiff filed a FOIA request on March 19, 2020, seeking records pertaining to meetings between Jestan Sands with several HSI agents that took place in or about June 2016 through February 2017 about Peter J. Nygard and his businesses, Nygard International Partnership and Nygard Inc. On March 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 53 pages of records to the plaintiff.
- In the matter of **Justice Action Immigration Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592)**, plaintiff filed a FOIA request on September 22, 2021, seeking records pertaining to the federal government's policies regarding the treatment of children who are apprehended at the border in the company of adults, particularly when either the child or adult state that they are related to each other. On March 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 62 pages of records and 1 Excel spreadsheet to the plaintiff.

- In the matter of ***Knight First Amendment Institute v. U.S. Department of Homeland Security (DHS) (22-cv-03003) (2022-HQLI-00031)***, plaintiff filed a complaint on February 15, 2022, seeking records pertaining to President Biden's Proclamation on Ending Discriminatory Bans on Entry to the United States, including the use of social media identifiers by the U.S. Department of State and the Department of Homeland Security. On March 27, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released 56 pages of records to the plaintiff. Portions of this release are withheld pursuant to Exemptions 5 and 6.
- In the matter of ***American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)***, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On March 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 394 pages of records to the plaintiff.
- In the matter of ***RDN and TLC v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06788)***, plaintiff filed a FOIA request on August 6, 2018, seeking records pertaining to two FOIA requests filed with ICE on April 19, 2021, that sought records regarding transgender detainee segregation and PREA repo. On March 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 415 pages of records to the plaintiff.
- In the matter of ***American Civil Liberties Union Foundation v. U.S. Customs and Border Protection (CBP) (21-cv-10430)***, plaintiff filed a FOIA request on August 17, 2020, under 2020-HQFO-01588, seeking records pertaining to the use of aerial surveillance associated with Civil Unrest surrounding the death of George Floyd. Plaintiff filed suit on December 7, 2021, claiming declaratory and injunctive relief. On March 28, 2023, U.S. Customs and Border Protection (CBP) released its fifth interim response consisting of 1 public video link to 7 videos and 6 pages of records to the plaintiff.
- In the matter of the ***Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)***, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On March 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 941 pages of records to the plaintiff.
- In the matter of ***Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)***, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at SDC, including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On March 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 618 pages of records to the plaintiff.
- In the matter of ***America First Legal Foundation v. Cybersecurity and Infrastructure Security Agency (CISA) (22-cv-01255) (2023-HQLI-00004)***, plaintiff filed a FOIA request on April 4, 2022, seeking records pertaining to correspondences relating to

CISA's Countering Foreign Influence Task Force (CFITF); policies and directives relating to the 2020 election, and communications between certain CISA employees and specific private entities. On March 29, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 329 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.

- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia, including accommodations for disabled people. On March 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 90 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
March 30, 2023- April 5, 2023
DHS Privacy Office
April 10, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On March 30, 2023, **Rebecca Santana**, a representative of *The Associated Press* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to aggregate data from the I-765 forms specifically for people who came to the United States on humanitarian parole from Ukraine, Cuba, Haiti, Nicaragua, and Venezuela on or after January 1, 2022. (Case Number COW 2023-002159)
- On March 30, 2023, **Rebecca Santana**, a representative of *The Associated Press* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to aggregate data from the I-134A form or any form used before the introduction of I-134A regarding the processing of humanitarian parole applications for beneficiaries from Ukraine, Haiti, Cuba, Nicaragua, and Venezuela after January 1, 2022. (Case Number COW 2023-002160)
- On March 31, 2023, **Jason Leopold** a representative of *Bloomberg News* in Beverly Hills, California, requested from the United States Secret Service (USSS) records pertaining to communications referencing former President Donald Trump and the indictment of former President Donald Trump by a Grand Jury in Manhattan; copies of Standard Operating Procedures advising how Secretive Service agents who protect former President Trump should respond to an indictment of the former president and what steps need to be taken to turn him over to authorities; and correspondences between Secret Service agents who protect former president Trump and the Office of NYC District Attorney Alvin Bragg and NY Police Department referencing the indictment of former President Trump. (USSS Case Number 20230500).
- On April 3, 2023, **Nick Bauer** a representative of the **Democratic National Committee** in Washington, D.C., records pertaining to correspondences sent or received by several DHS Senior officials that include the keywords “Youngkin” or “Carlyle” in the “from,” “to,” “CC” or “BCC” fields or in the subject line or body of the correspondence. (Case Number 2023-HQFO-01310)
- On April 3, 2023, **Hannah Dreier** a representative of the *New York Times* in Manhattan, New York, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the result of OPR investigation "OPR-FEMA-A-FY23-

02494" including communications related to the execution of this investigation. (Case Number 2023-FEFO-00536)

- On April 3, 2023, **Jack Poulson**, a representative of *Tech Inquiry* in Ridgewood, New York, requested from the Transportation Security Administration (TSA) records pertaining to the contract including modifications and statements of work between FS Partners LLP and the TSA related to communications with representatives of FS Partners relating to this award. (Case Number 2023-TSFO-00585)
- On April 4, 2023, **Laura Crimaldi**, a representative of the *Boston Globe* in Boston, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to William T. Farwell's notification of employment and termination from TSA in 2022. (Case Number 2023-TSFO-00604)
- On April 4, 2023, **Ameerah Siddiqi**, a representative of the **International Refugee Assistance Project (IRAP)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to form I-134A, Online Request to be a Supporter and Declaration of Financial Support, issued in January 2023. (Case Number COW 2023-002268)
- On April 4, 2023, **Jackie Botts**, a representative of *Reuters* in Mexico City, Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to an incident-level dataset of all USBP Southwest Land Border drug seizure incidents from January 1, 2012, through the present. (Case Number CBP-FO-2023-065585)
- On April 4, 2023, **John Sharp**, a representative of the **Law Office of John E. Sharp** in San Rafael, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the shooting death of Edward Colin Colteaux by an off-duty Border Patrol Agent on October 9, 2021. (Case Number CBP-FO-2023-065967)

Late Requests:

- On March 16, 2023, **Elsa Goossen** a representative of *ACLU* in Albuquerque, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to 30 separate FOIA requests that relate to the death of Kelsey Vial and/or the Torrance County Detention Center.
- On March 17, 2023, **Kelsey Raymond**, a representative of the **American Civil Liberties Union (ACLU)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the detention of migrants at the Migrant Operations Center at the United States Naval Station in Guantanamo Bay, Cuba. (Case Number COW 2023-001803)
- On March 28, 2023, **Elsa Goossen** a representative of *ACLU* in Albuquerque, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to emails and attachments received by or sent by specific ICE employees, relating to the New Mexico Legislature's Senate Bill 172 (also known as "SB 172") from December 1, 2022, through the present. (Case Number 2023-ICFO-19458)

III. Freedom of Information Act Releases

- On March 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Lauren Dillon** a representative of the **Democratic National Committee** in Washington, D.C., 54 pages of records pertaining to emails that contain the phrase “binary choice”, sent by Department Officials, Secretary Kirstjen M. Nielsen, Claire M. Grady, Chad Wolf, and Michael Dougherty from September 1, 2018, to October 15, 2018. Portions of this response are being withheld pursuant to FOIA Exemptions 5, 6, and 7(C). (Case Number 2019-HQFO-00473)
- On March 30, 2023, The Federal Law Enforcement Training Centers (FLETC) released to **Brett Kaufman** a representative of the **American Civil Liberties Foundation (ACLU)** in New York, New York, 55 pages of records pertaining to the law on the use of drones in the United States. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7. (Case Number 2023-FLETC-FO-00096)
- On March 30, 2023, U.S. Customs and Border Protection (CBP) released to **Valerie Gonzalez**, a representative of **The Monitor** in Edinburg, Texas, three pages of records pertaining to stash houses in the Rio Grande Valley. Portions of this release were withheld pursuant to FOIA exemption 7(E). (Case number CBP-2022-107219)
- On March 31, 2023, the Cybersecurity and Infrastructure Security Agency (CISA) released to **Madison McVan**, a representative of **Midwest Center for Investigative Reporting** in Champaign, Illinois, 392 pages of records pertaining to emails received by, or sent from, Brandon Wales, Eric Goldstein, Dr. David Mussington, Bob Kolasky, and Billy Bob Brown Jr. containing the keyword "JBS" between May 28, 2021, to June 4, 2021. Portions of this request were withheld according to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-NPFO-00096)
- On March 31, 2022, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Sam Knight**, a representative of **District Means and Sentinel TV** in Washington D.C., 39 pages of records pertaining to communications from Senior officials at DHS involving the terms “ANTIFA” and “Boogaloo” from May 1, 2020, through June 10, 2020. Portions of this release were withheld according to FOIA Exemptions 5, 6, 7(C), and 7 (E). (Case Number 2020-HQFO-01277)
- On April 4, 2023, U.S. Customs and Border Protection (CBP) released to **Adolfo Flores**, a representative of **BuzzFeed News** in Los Angeles, California, 47 pages of records pertaining to the agency organizational chart of the current CBP structure reflecting positions and/or names of the individuals in each position. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2020-021697)
- On April 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Forrest Behne**, a representative of **Muck Rock News** in Somerville, Massachusetts, 258 pages of records pertaining to the final death reports of offender population between January 2000 to December 2020, and any ICE policies, regulation, and procedures pertaining to in-custody deaths. Portions of the release were withheld

pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-ICFO-37017)

- On April 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Connors Stubbs**, a representative on behalf of Congressman Adam Smith, 258 pages were found in response to his request seeking copies of the latest GEO Group contract information for the Northwest ICE Processing Center in Tacoma, WA. Portions of the release were withheld pursuant to FOIA Exemptions 4, 6, 7(C), and 7(E). (Case Number 2021-ICFO-37355)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS), U.S Customs and Border Protection (CBP), U.S. Immigration and Customs Enforcement (ICE), U.S. Citizenship and Immigration Services (USCIS) (21-cv-01171)*, plaintiff filed a FOIA request on March 23, 2020, seeking records pertaining to e-mail communications from USCIS Officials regarding 12 keywords pertaining to Migrant Protection Protocols. On March 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 52 pages of records to the plaintiff.
- In the matter of *Steven A. Brown v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-04151)*, plaintiff filed a FOIA request on March September 30, 2020, seeking records pertaining to meetings held that pertain to H-4 dependent spouses including (1) emails to and from certain domains; (2) statistics that relate to adjudication times for I-765 and I-539 applications from January 1, 2015, through February 6, 2023; and (3) documents and other records that relate to analyses that contain information about removing H-4 dependent spouses. On March 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 294 pages of records to the plaintiff.
- In the matter of *Laila L. Hlass, The Door - A Center of Alternatives v. U.S. Citizenship and Immigration Services (USCIS) (21-cv-02200)*, plaintiff filed a FOIA request on April 21, 2021, seeking records pertaining to Special Immigrant Juvenile Status, and Form I-360 applications from fiscal years 2010 through 2021. On March 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released a one-page record and one Excel spreadsheet to the plaintiff.
- In the matter of *American Immigration Council and International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (22 -cv-05312)*, plaintiff filed a FOIA request on March 15, 2022, seeking records pertaining to data sets, guidance, procedures, and policies related to the processing of humanitarian parole requests by

- USCIS with a specific focus on Afghan nationals since January 1, 2021. On March 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 264 pages of records to the plaintiff.
- In the matter of *American Immigrant Investor Alliance (AIIC) v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02598)*, plaintiff filed a FOIA request on October 21, 2021, seeking records pertaining to policies relating to the lawful source and path of EB-5 capital requirements during I-829 adjudication and records that relate to policies regarding the processing of EB-5 Regional Center-related petitions filed before July 1, 2021, and sought staffing information pertaining to the Investor Program Office. On March 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 2,741 pages of records to the plaintiff.
 - In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to multiple individuals who died while in ICE custody. On March 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 265 pages of records to the plaintiff.
 - In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, the plaintiff filed a FOIA request on July 2, 2019, seeking all records pertaining to multiple individuals who died while in ICE custody. On March 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 212 pages of records to the plaintiff.
 - In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to communications between government officials and representatives of Amazon regarding facial recognition technology. On March 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 4 pages of records to the plaintiff.
 - In the matter of *RAICES v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00171)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On March 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip of 02:00:34 to the plaintiff.
 - In the matter of *American Civil Liberties Union of Massachusetts v. U.S. Department of Homeland Security (DHS) (19-cv-12564)*, plaintiff filed a FOIA request on December 23, 2019, seeking records pertaining to the profiling of certain individuals as alleged gang members and the collaboration of Massachusetts state and local law enforcement with DHS in performing such profiling. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 33 pages of records to the plaintiff.
 - In the matter of *Crew v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02553)* plaintiff filed a FOIA request on September 11, 2020, seeking records pertaining to communications from June 2, 2020, relating to the decision to deploy

federal agents to several cities/states in response to protest. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 236 pages of records to the plaintiff.

- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02153)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to policies and procedures concerning detention of a transgender or intersex person in existence on or after January 1, 2015; training manuals and memoranda used to train ICE employees, DHS employees, or third-party contractors in the administration, regulation, or provision of medical and mental health care of transgender or intersex people in detention in existence on or after January 1, 2015. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 389 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-03030)*, plaintiff filed a FOIA request on November 16, 2021, seeking records pertaining to detainee death reviews. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 13 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children, the cancelation or postponement of Operation Talon, and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 409 pages of records to the plaintiff.
- In the matter of *Innovation Law Lab v. U.S. Immigration and Customs Enforcement (ICE), (22-cv-00443)*, plaintiff filed a FOIA request on May 3, 2022, seeking records pertaining to reports, memoranda and correspondences regarding the DHS Office of Inspector General (OIG) inspection of the Torrance County Detention Facility (TCDF) that took place from February 1, 2022, through February 3, 2022. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 937 pages of records to the plaintiff.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On March 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 455 pages of records to the plaintiff.
- In the matter of *Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On March 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 216 pages of records to the plaintiff.

- In the matter of *Bleach v. U.S. Citizenship and Immigration Services (USCIS)*(22-cv-03792), plaintiff filed a FOIA request on October 24, 2022, seeking records pertaining to the Immigrant Investor Program Office, and records related to the Tryon Equestrian Project associated with Odium Equestrian Lenders, LLC. On March 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 409 pages of records to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS)* (21-cv-14462), plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On March 31, 2023, U.S. Customs and Border Protection (CBP) issued its tenth interim response consisting of 188 pages of records to the plaintiff.
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS)* (19-cv-03438), plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to policies, procedures, guidelines, and communications relating to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On March 31, 2023, U.S. Customs and Border Protection (CBP) released its thirtieth interim response, consisting of 269 pages of records to the plaintiff.
- In the matter of *Jason Leopold/Buzzfeed Inc. v. U.S. Department of Homeland Security (DHS)* (20-cv-02179) (2020-HQLI-00037), plaintiff filed a complaint on August 12, 2020, seeking records pertaining to communications involving agency decision-makers mentioning or referencing protest and riots across the U.S. relating to the death of George Floyd between May 25, 2020, through the present. On March 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued its twelfth and final interim response consisting of 40 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 6 and 7 (E).
- In the matter of *CREW v. U.S. Department of Homeland Security (DHS)* (19-cv-03544) (2020-HQLI-00010), plaintiff filed a complaint on August 18, 2017, seeking records pertaining to calendar entries from January 20, 2017, through the present reflecting Katharine Gorka meetings; documents reflecting the responsibilities and duties of Katherine Gorka, both in her current role as Adviser to the DHS Office of Policy and in her previous role as Adviser to the DHS Chief of Staff's Office. On March 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 121 pages of records to the plaintiff.
- In the matter of *The Heritage Foundation & Michael Howell v. U.S. Department of Homeland Security (DHS)* (22-cv-02298) (2022-HQLI-00059), plaintiff filed a complaint on August 8, 2022, seeking records pertaining to the September 30, 2021, release of the "Secretary Mayorkas New Immigration Enforcement Priorities", including all meeting agendas, calendar information, notes, engagements attendance information, and emails between the Secretary's office and the stakeholder organizations from January 20, 2021, to December 12, 2021. On April 3, 2023, the

- U.S. Department of Homeland Security (DHS) Privacy Office issued to the plaintiff the fourth interim response consisting of 755 pages of records. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *New York Legal Assistance Group, Inc v. U.S. Immigration and Customs Enforcement (ICE)*(22-cv-005928), plaintiff filed a FOIA request on September 29, 2020, seeking records pertaining to the deployment of federal law enforcement personnel in New York City between May 25, 2020, and September 29, 2020. On April 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 247 pages of records to the plaintiff.
 - In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-00762), plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet; records related to ICE's communications and contracts with Babel Street's software and use of location data. On April 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 567 pages of records to the plaintiff.
 - In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE)* (21-cv-03462), plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to documents that describe ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On April 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 736 pages of records and 2 Excel Spreadsheets to the plaintiff.
 - In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE)* (21-cv-02291), plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, between ICE and eleven companies which owned, operated, or managed detention facilities. On April 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 412 pages of records to the plaintiff.
 - In the matter of *Ammad Omar; National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS)*(21-cv-09928), plaintiff filed a FOIA request on December 27, 2021, seeking records pertaining to “white papers” produced by local ICE field offices regarding additional detention space; communications related to the opening of detention facilities at former prisons; and communications related to the contracting process for detention center operators previously found to be deficient. On April 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 328 pages of records to the plaintiff.
 - In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE)* (21-cv-06239), plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE’s use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On April 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 508 pages of records to the plaintiff.
 - In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS)* (22-cv-01329), plaintiff filed a FOIA request on December 6, 2021,

seeking records pertaining to the Standard Operating Procedures (SOPs) for flight schedules and data management staff working for ICE Air Operations within ICE ERO. On April 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 3 Excel spreadsheets to the plaintiff.

- In the matter of *Shirley Borromeo v. U.S. Department of Homeland Security (DHS) (22-cv-00289)*, plaintiff filed a FOIA request on September 8, 2021, seeking records pertaining to the Alien file of Shirley Borromeo and her deceased mother, Amelia Celestino Surat and any entry in any INS/USCIS databases related to mentioned individuals. On April 5, 2023, U.S. Citizenship and Immigration Services (USCIS) released 39 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
April 6, 2023, to April 12, 2023
DHS Privacy Office
April 17, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On April 6, 2023, **Annmarie Timmins**, a representative of *New Hampshire Bulletin* in Concord, New Hampshire, requested from U.S. Customs and Border Protection (CBP) records pertaining to the number and type of Border Patrol encounters in New Hampshire from January 1, 2018, through April 1, 2023. (Case number CBP-FO-2023-066961)
- On April 6, 2023, **Kim Lain**, a representative of *The Daily Signal* in Galveston, Texas, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications between government officials and legal advisors related to the DHS Secretary impeachment processes. (Case Number 2023-HQFO-01333)
- On April 7, 2023, **Adam Marshall**, a representative of the **Reporters Committee** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to FOIA determination letters sent to FOIA requesters from October 1, 2017, through September 30, 2021. (Case number CBP-FO-2023-067350)
- On April 7, 2023, **Rose Thayer**, a representative of the *Stars and Stripes* in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to the investigative report related to the shooting of a migrant by Texas National Guard Angel Gallegos who was patrolling the Southern Border in Hidalgo County, Texas on January 15, 2023. (Case number CBP-FO-2023-067400)
- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2021, to the present. (Case Number 2023-ICFO-20906)
- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2018, to December 31, 2020. (Case Number 2023-ICFO-20907)

- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2015, to December 31, 2017. (Case Number 2023-ICFO-20908)
- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2012, to December 31, 2014. (Case Number 2023-ICFO-20910)
- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2012, to December 31, 2014. (Case Number 2023-ICFO-20910)
- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2009, to December 31, 2011. (Case Number 2023-ICFO-20911)
- On April 7, 2023, **Kayla Young** a representative of *WFAE News* in Charlotte, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to use of force reports involving ICE detainees at the Alamance County Detention Facility in Graham, North Carolina from January 1, 2007, to December 31, 2008. (Case Number 2023-ICFO-20912)
- On April 10, 2023, **John Kramer**, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications between DHS and entertainment company A24, regarding the production and distribution of films or television shows from January 1, 2020, to the present. (Case Number 2023-HQFO-01345)
- On April 10, 2023, **Najib Aminy**, a representative of **The Center for Investigative Reporting** in Emeryville, California, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to Afghans seeking Humanitarian Parole from January 1, 2021, through the present. (Case Number COW 2023-002443)
- On April 11, 2023, **Nathan Collins**, a representative of *KERA News* in Dallas, Texas, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to all Form I-918 Supplement B applications and I-914 applications in Texas from 2009 through 2023. (Case Number COW 2023-002466)
- On April 11, 2023, **Rommel Ojeda**, requested from the Federal Emergency Management Agency (FEMA) records pertaining to findings and recommendations done by FEMA inspectors of the premises of a resident location following the damages resulting from Hurricane Ida in 2021. The inspection was done between the months of January 2022 and May 2022. (Case Number 2023-FEFO-00545)

Late Requests:

- On April 3, 2023, **Sana Singh** a representative of *ACLU* in San Francisco, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee grievance log maintained by previous facilities from the period of March 1, 2023, to March 31, 2023. (Case Number 2023-ICFO-20329)
- On April 5, 2023, **SangYeob Kim**, a representative of the *American Civil Liberties Union Foundation of New Hampshire (ACLU)* in Concord, New Hampshire, requested from U.S. Customs and Border Protection (CBP) records pertaining to apprehensions and encounters in New Hampshire from October 1, 2022, through January 31, 2023. (Case number CBP-FO-2023-066185)

III. Freedom of Information Act Releases

- On April 6, 2023, U.S. Customs and Border Protection (CBP) released to **Ann Brown**, a representative of the **Center for Biological Diversity** in Portland, Oregon, 18 pages of records pertaining to CBP activities within or associated with the Kootenai National Forest. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2022-025302)
- On April 6, 2023, U.S. Customs and Border Protection (CBP) issued to **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, a full denial in response to her request for records pertaining to 911 calls from Guatemalan national Olga Lorena Rodriguez Gonzalez. These records were withheld pursuant to FOIA exemptions 6 and 7(C). (Case number CBP-FO-2023-012759)
- On April 7, 2023, U.S. Customs and Border Protection (CBP) released to **Roxanne Scott**, a representative of *Futuro Media Group* in New York, New York, 3 pages of records pertaining to an incident report related to the rescue of a migrant woman along the Baboquivari Mountains in Arizona on January 20, 2022. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-038146)
- On April 7, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Joseph Lloyd**, a private individual, 19 pages of records from January 1, 2021, through January 12, 2021, pertaining to communications between DHS and the United States Capitol Police's executive team. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2021-HQFO-00412)
- On April 11, 2023, U.S. Customs and Border Protection (CBP) released to **Belisa Morillo**, a representative of *Telemundo* in Miami, Florida, 2 pages of records pertaining to enforcement statistics related to human smuggling utilizing trailers. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-131104)

- On April 11, 2023, the U.S. Department of Homeland Security (DHS) released to **Lauren Harper**, a representative of the **National Security Archive** in Washington D.C., 369 pages of records pertaining to pandemic modeling reports produced by the National Infrastructure Simulation and Analysis Center (NISAC) from January 1, 2010, through December 31, 2017, including two reports from 2007 and 2009 relating to H5N1 and H1N1, respectively, as amended on January 27, 2023. Portions of this response are withheld pursuant to FOIA exemption 6. (Case Number 2020-HQFO-00755)
- On April 12, 2023, the U.S. Department of Homeland Security (DHS) released to **Paul Smith**, a representative of *The Intercept* in Long Island, New York, 64 pages of records pertaining to communications produced from December 1, 2020, with the key terms “Center for Prevention Programs and Partnerships” or “CP3”. Portions of this response are being withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number 2022-HQFO-00178)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (23-cv-00510) (2023-HQLI-00021)*, plaintiff filed a complaint on February 24, 2023, seeking records pertaining to outgoing email messages from Secretary Mayorkas’s official DHS email account(s) to any of his personal email accounts; a copy of DHS’s current policy directive/rule concerning the use of personal accounts on agency technology systems or for official business. On April 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 418 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Immigrant Defense Project and the Center for Constitutional Rights v. U.S. Customs and Border Protection (CBP) and U.S. Department of Homeland Security (DHS) (22-cv-09920)*, plaintiff filed a FOIA request on May 24, 2022, seeking records pertaining to Operation Palladium, Operation “SUB ZERO”, “50/50 CBP Assist” and other CBP participation in related ICE immigration enforcement, policing and/or “surge” operations. Plaintiff filed suit on November 21, 2022, claiming injunctive relief. On April 10, 2023, U.S. Customs and Border Protection (CBP) released 306 pages of records to the plaintiff.
- In the matter of the *Brennan Center for Justice v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02443)*, plaintiff filed a FOIA request on June 19, 2018, seeking records pertaining to HSI Special Agent Handbooks, memoranda, or training

materials issued from January 21, 2017, through the present. On April 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 364 pages of records to the plaintiff.

- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts from January 20, 2021, to the present between ICE Office of Acquisition Management (OAQ) and GEO Group; contracts from January 1, 2021, to the present between ICE OAQ and CoreCivic. On April 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 662 pages of records to the plaintiff.
- In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07534)*, plaintiff filed a FOIA request on September 26, 2022, seeking records pertaining to template forms used by inspection officials in conducting ICE detention facility inspections as overseen by ICE ODO; inspection template forms provided by ICE ERO to its contractor organization, Nakamoto, as well as all inspection template forms provided from Nakamoto to ICE and as used by inspection officials in conducting ICE detention facility inspections. On April 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 500 pages of records to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02153)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to policies and procedures concerning the detention of a transgender or intersex person in existence on or after January 1, 2015; training manuals and memoranda used to train ICE employees, DHS employees, or third-party contractors in the administration, regulation, or provision of medical and mental health care of transgender or intersex people in detention in existence on or after January 1, 2015. On April 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 494 pages of records to the plaintiff.
- In the matter of *Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592)*, plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to government processes related to minor children accompanied by a non-parent relative. Plaintiff filed suit on September 22, 2021, claiming injunctive relief. On April 12, 2023, U.S. Customs and Border Protection (CBP) released its tenth interim response consisting of 94 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed a complaint on October 8, 2020, seeking records pertaining to the deployment of CBP personnel to protests, because of the death of George Floyd from May 25, 2020, through October 20, 2020. On April 12, 2023, U.S. Customs and Border Protection (CBP) released its thirteenth interim response, consisting of 328 pages of records to the plaintiff.

- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01896)*, plaintiff filed a FOIA request on October 12, 2022, seeking records pertaining to political leadership and staffing at the Department of Homeland Security's (DHS). On April 12, 2023, U.S. Citizenship and Immigration Services (USCIS) released 70 pages of records to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffrey Hernandez Rodriguez aka Roy Alexander Hernandez Rodriguez aka Roxsana Hernandez. On April 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released 385 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
April 13, 2023- April 19, 2023
DHS Privacy Office
April 24, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

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Late Requests:

III. Freedom of Information Act Releases

- On April 13, 2023, the Cybersecurity & Infrastructure Security Agency (CISA) will release to **Patrick Eddington**, a representative of the **Cato Institute** in Annandale, Virginia, 14 pages of records pertaining to memoranda or reports, issued by the Secretary of Homeland Security, or his designees, regarding the implementation of or reporting on activities, programs, or operations pursuant to the Executive Order, Protecting Americans' Sensitive Data From Foreign Adversaries, issued by President Biden on June 9, 2021. Portions of this response are being withheld pursuant to FOIA Exemption 6. (Case Number 2022-NPFO-00072)
- On April 14, 2023, the Department of Homeland Security (DHS) will release to **Jason R. Baron**, a representative of the **University of Maryland** in College Park, Maryland, 38 pages of records pertaining to DHS official guidance to staff on the Capstone email policy issued by leadership officials, records management officials, the Office of the Chief Information Officer (CIO), the General Counsel's office, FOIA staff, or any other office responsible for the management of email records. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2021-HQFO-01478)

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IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (23-cv-00510) (2023-HQLI-00021)*, plaintiff filed a complaint on February 24,

2023, seeking records pertaining to outgoing email messages from Secretary Mayorkas's official DHS email account(s) to any of his personal email accounts; records reflecting email messages from Secretary Mayorkas's personal email account(s) that were received in his official DHS email account(s); copy of DHS's current policy directive/rule concerning the use of personal accounts on agency technology systems (e.g., web-based email accessed through agency computers) or for official business (e.g., use of personal accounts on personal devices). On April 13, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office, will issue its first interim response consisting of 418 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.

In the matter of *AIC v. U.S. Department of Homeland Security (DHS) (19-cv-02965) (2020-HQLI-00005)*, plaintiff filed a complaint on October 2, 2019, seeking records pertaining to the usage of CBP officers to conduct Credible or Reasonable Fear Interviews, and any training or proposed training related to CBP officers conducting CFI's or RFI's. On April 13, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 4 pages of records to the plaintiff.

In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)*, plaintiff filed a FOIA request on April 7, 2022, seeking records pertaining to the establishment of the Center for Prevention Programs and Partnerships (CP3) and the domestic terrorism branch within the Office of Intelligence and Analysis (I&A). On April 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release a supplemental response, consisting of 173 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.

In the matter of *National Police Association, Inc v. U.S. Department of Homeland Security (DHS) (22-cv-01724) (2022-HQLI-00042)*, plaintiff filed a FOIA request on February 22, 2022, seeking records pertaining to the investigation into allegations made against or about U.S. Customs and Border Protection (CBP) agents "whipping" or otherwise engaging migrants attempting to cross into the United States in or near the Rio Grande River near Del Rio, Texas on September 19, 2021. On April 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 11 pages of records to the plaintiff.

In the matter of *Project South and Center for Constitutional Rights v. U.S. Department of Homeland Security (DHS) (21-cv-08440) (2022-HQLI-00004)*, plaintiff filed three FOIA requests on April and June 2021 seeking records pertaining to the removals of Cameroonian and other African migrants, from August 1, 2020, to January 19, 2021, and ICE deportations of Cameroonian and other African migrants, from August 1, 2020, to February 26, 2021. On April 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 8 pages of records to the plaintiff. Of the 8 pages, 2 pages are released in full, while 6 pages are withheld in part pursuant to FOIA exemption 6.

In the matter of *Oona Hathaway v. U.S. Department of Homeland Security (DHS) (21-cv-01011) (2021-HQLI-00043)*, plaintiff filed a FOIA request on December 29, 2020, seeking records held by DHS's Office of the General Counsel (OGC) pertaining to nonbinding

international understandings and arrangements for the period of January 1, 1989, to December 31, 2019. On April 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 4 pages of records to the plaintiff.

In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (2022-CV-02015) (2022-HQLI-00047)*, the plaintiff filed a FOIA request on May 5, 2022, seeking all records pertaining to the formation of the Disinformation Governance Board. On April 17, 2023, the DHS Privacy Office will release, to the plaintiff, an interim response of 67 pages of records. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6

In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)*, plaintiff filed a FOIA request on January 11, 2018, seeking records pertaining to emails sent or received by U.S. Citizenship and Immigration Services (USCIS) Ombudsman Julie Kirchner, including to and from her non-DHS email account; all meeting notes, minutes and summaries prepared by or for Ms. Kirchner; and her calendar, appointment book, and phone call log. On April 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release the 51st interim response, consisting of 251 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
April 27, 2023- May 3, 2023
DHS Privacy Office
May 8, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On April 21, 2023, **Andrew Masse** a representative of *NBC Universal* in West Hartford, Connecticut, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the investigation into the Electric Blue Club in Tolland. (Case Number 2023-ICFO-23836)
- On April 27, 2023, **Alex Calzareth**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Petition File of Ernst Toch, an Austrian and American composer of classical music. (Case Number COW 2023-002893)
- On April 27, 2023, **Chris Stanley**, a representative of **Functional Government Initiative** in Washington, D.C. requested from the Federal Law Enforcement Training Center (FLETC) records pertaining to the total aggregate hours of leave used by all employees from all federal agencies for which the National Finance Center processes the transactions from 2018-2021. (Case Number 2023-FLETC-FO-00134)
- On April 28, 2023, **Cassandra Hebert**, a representative of *Journalist Contractor* in Renton, Washington, requested from the Transportation Security Administration (TSA) records pertaining to claims data from 2015 to 2022. (Case Number 2023-TSFO-00710)
- On April 28, 2023, **Sean Dunagan**, a representative of **Judicial Watch** in Glenwood Springs, Colorado, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the planned migrant processing centers to be operated in Mexico and/or Guatemala (Case Number 2023-HQFO-01472)
- On April 28, 2023, **Chris Stanley**, a representative of the **Functional Government Institute** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to the total aggregate hours of leave used by all employees from all federal agencies for which the National Finance Center processes the transactions from calendar years 2018 to 2021 (Case Number 2023-TSFO-00716)
- On April 28, 2023, **Chris Stanley**, a representative of **Functional Government Initiative (FGI)** in Washington, D.C., requested from the U.S. Coast Guard (USCG) records pertaining to course syllabi, PowerPoints, and analogous training lecture presentations in the Office of the Commandant's possession that include the following terms: Critical Race Theory; CRT; Anti-racism; Diversity, Equity, and Inclusion;

DEI; White Privilege; internalized racism; anti-bias; systemic racism; microaggressions; robust equity; and or social justice. (Case Number 2023-CGFO-01390)

- On May 1, 2023, **Jay Horowitz**, a representative of **Real-World Police** in Tucson, Arizona, requested from the Transportation Security Administration (TSA) records pertaining to the most recent version of each SSI Identification Guide published by TSA. (Case Number 2023-TSFO-00730)
- On May 2, 2023, **Colin Aamot**, a representative of **Muckrock News** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to the FOIA Logs from 2000 to the present. (Case Number 2023-TSFO-00742)
- On May 2, 2023, **David Siffert**, a representative of the **Surveillance Technology Oversight Project (STOP)** requested from the U.S. Coast Guard (USCG) records pertaining to the New York Police Department's (NYPD) sharing of live video feeds with the USCG; USCG policies pertaining to sharing live video feeds; and emails to or from USCG employees with an email account at any domain, including "nypd.org". (Case Number 2023-CGFO-01389)
- On May 3, 2023, **Tara Copp**, a representative of the **Associated Press** in Alexandria, Virginia, requested from the U.S. Coast Guard (USCG) records pertaining to the service records associated with the former service member involved in the Atlanta shooting incident on May 3, 2023. (Case Number 2023-CGFO-01424)
- On May 3, 2023, **Colin Aamot**, a private individual in Washington, D.C., requested from the Federal Law Enforcement Training Center (FLETC) records pertaining to FLETC FOIA logs from 2000 to the present. (Case Number 2023-FLETC-FO-00135)

Late Requests:

- On April 18, 2023, **Kathleen Hickey**, a representative of **New Wave Media International** in New York, New York, requested from the U.S. Coast Guard (USCG) records pertaining to a copy of the Merchant Vessels of the United States database which lists documented vessels. (Case Number 2023-CGFO-01309)

III. Freedom of Information Act Releases

- On May 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Sean Dunagan** a representative of **Judicial Watch** in Salt Lake City, Utah, 980 pages of records pertaining to the apprehension, processing, and/or housing of undocumented migrants between January 20, 2021, through the present; records related to the treatment, living conditions, medical care, and access to education of unaccompanied undocumented minors in the custody of the Department of Homeland Security or the Department of Health and Human Services. Portions of the release were withheld FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-ICFO-34372)
- On May 4, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Tal Kopan**, a representative of the **San Francisco Chronicle** in San Francisco, California, 29 pages of records pertaining to the communication strategy

with the public about the Migrant Protection Protocols (MPP), the Legal Access at the Border (LAB) program and guidance's to judges on managing their dockets for MPP cases. Portions of this release will be withheld pursuant to FOIA Exemptions 5, 6, and 7(C). (Case Number 2023-HQFO-00380)

- On May 4, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Austin Evers**, a representative of **American Oversight** in Washington, D.C., 9 pages of records pertaining to guidance regarding safety measures to combat the spread of COVID-19 at airports. (Case Number 2023-HQFO-00193)
- On May 5, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Mark Robertson** a representative of **Mark Robertson Investigation, Inc** in Portland, Oregon, 52 pages of records pertaining to communications regarding lasers, targeting, and/or injuring officers under the command and supervision of the U.S. Department of Homeland Security deployed to Portland, Oregon. Portions of this release will be withheld pursuant to FOIA Exemption 6, 7(C), and 7(E). (Case Number 2022-HQFO-01035)
- On May 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Hopkins**, a representative of **Federation American Immigration Reform (FAIR)** in Washington, D.C., 11 pages of records pertaining to email communications between DHS staff and U.S. Immigration and Customs Enforcement (ICE) staff, that mention "Ed Gonzalez" and/or his nomination process to be the Director of ICE, from January 20, 2021, to March 14, 2022. Portions of this release will be withheld pursuant to FOIA Exemption 5, 6, 7(C). (Case Number 2022-HQFO-00638)
- On May 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Martha Mendoza**, a representative of *The Associated Press* in Santa Cruz, California, 7 pages of records pertaining to video footage recorded at or near The U.S. Capitol and other federal buildings, internal documents pertaining to planning for the #Stopthespread event in Washington, D.C.; communications with the Office of the President of the United States, the Office of the Secretary of Defense, the U.S. Capitol Police and/or any other local, state or federal law enforcement agencies regarding the #stopthesteal protest and subsequent riot at the U.S. Capitol on January 6, 2021. Portions of this release will be withheld pursuant to FOIA Exemption 6, 7(C), and 7(E). (Case Number 2022-HQFO-01692)
- On May 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Leopold**, a representative of *BuzzFeed News* from Beverly Hills, California, 82 pages of records pertaining to emails sent by Katharine Gorka since January 21, 2017, that mention or refer to Life After Hate, migrants, immigration, southwest border, Muslims, Mexicans, Donald Trump, fake news, Islam, Muslim Brotherhood, terrorism, Sebastian Gorka, extremism, extremist, white supremacists, Antifa, Countering Violent Extremism. Portions of this release will be withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2019-HQFO-00877)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (23-cv-00510) (2023-HQLI-00021)*, plaintiff filed a complaint on February 24, 2023, seeking records pertaining to outgoing email messages from Secretary Mayorkas's official DHS email account(s) to any of his personal email accounts; records reflecting email messages from Secretary Mayorkas's personal email account(s) that were received in his official DHS email account(s); copy of DHS's current policy directive/rule concerning the use of personal accounts on agency technology systems (e.g., web-based email accessed through agency computers) or for official business (e.g., use of personal accounts on personal devices). On April 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 418 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)*, plaintiff filed a FOIA request on December 15, 2022, seeking records pertaining to emails, policy guidance and training materials related to the Dedicated Docket program. On April 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 168 pages of records to the plaintiff.
- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On April 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 199 pages of records to the plaintiff.
- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On April 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 536 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-03462)*, plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to documents that describe ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings,

- etc.). On April 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,213 pages of records to the plaintiff.
- In the matter of *EPIC v. U.S. Immigrations and Customs Enforcement (ICE)* (22-cv-00762), plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet; records related to ICE's communications and contracts with Babel Street's software and use of location data. On April 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 362 pages of records to the plaintiff.
 - In the matter of *Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS)* (20-cv-02042), plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On April 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released 353 pages of records to the plaintiff.
 - In the matter of *Steven A. Brown v. U.S. Citizenship and Immigration Services (USCIS)* (22 -cv-04151), plaintiff filed a FOIA request on September 30, 2020, for records related to specific meetings held that pertain to H-4 dependent spouses, emails to and from certain domains, statistics that relate to adjudication times for I-765 and I-539 applications from January 1, 2015, to February 6, 2023, along with documents and other records that relate to analyses that contains information about removing H-4 dependent spouses. On April 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released to the plaintiff 153 pages of records.
 - In the matter of *Center for Immigration Studies v. U.S. Citizenship and Immigration Services (USCIS)* (22-cv-02089), plaintiff filed a FOIA request on May 21, 2021, seeking records pertaining to the naturalization civics test and email communications regarding the naturalization civics test and barriers to legal immigration. On April 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released 497 pages of records to the plaintiff.
 - In the matter of *American Immigrant Investor Alliance (AIIC) v. U.S. Citizenship and Immigration Services (USCIS)* (22 -cv-02598), plaintiff filed a FOIA request on October 18, 2021, seeking records pertaining to the process of assigning, adjudicating, and communicating decisions on Forms I-526, I-829 and I-924 to USCIS adjudicators. On April 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released 314 pages of records to the plaintiff.
 - In the matter of *American Immigration Council and International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS)* (22-cv-05312), plaintiff filed a FOIA request on April 28, 2022, seeking records pertaining to data sets, guidance, procedures, policies, directives, and similar documents regarding the processing of humanitarian parole requests by USCIS with a specific focus on Afghan nationals since January 1, 2021. On April 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released 186 pages of records to the plaintiff.

- In the matter of *America First Legal Foundation v. Cybersecurity and Infrastructure Security Agency (CISA) (22-cv-01255) (2023-HQLI-00004)*, plaintiff filed a FOIA request on April 4, 2022, seeking records pertaining to correspondences relating to CISA's Countering Foreign Influence Task Force (CFITF), MDM team, policies and directives, relating to the 2020 election, and communications between certain CISA employees and specific private entities. On April 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 454 pages of records to the plaintiff. Of the 454 pages, 191 pages are being released in full and 263 pages are released in part pursuant to FOIA exemptions 6 and 7(E).
- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-02015) (2022-HQLI-00047)* plaintiff filed a FOIA request on May 5, 2022, seeking records pertaining to the creation of the Disinformation Governance Board. On April 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 291 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Justice & Diversity Center of the Bar Association of San Francisco v. U.S. Department of Homeland Security (DHS) (22-cv-08902) (2023-HQLI-00057)* plaintiff filed a complaint on July 12, 2022, seeking records pertaining to emails, policy guidance, training, and other government records related to the Dedicated Docket Program for family immigration cases at the Southwest Border. On April 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 389 pages of records to the plaintiff. Of the 389 pages, 99 pages are released in full, 113 pages are disclosed in part, and 177 pages are withheld in full pursuant to FOIA exemptions 5, 6, and 7 (E).
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02153)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to policies and procedures concerning the detention of a transgender or intersex person in existence on or after January 1, 2015; training manuals and memoranda used to train ICE employees, DHS employees, or third-party contractors in the administration, regulation, or provision of medical and mental health care of transgender or intersex people in detention in existence on or after January 1, 2015. On May 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 60 pages of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. U.S. Customs and Border Protection (CBP) (20-cv-01583)*, plaintiff filed a FOIA request on August 16, 2019, seeking records pertaining to efforts toward family reunification and the release of minors from DHS custody and/or facilities, as required by Paragraph 18 of the *Flores* Settlement. On May 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 491 pages of records to the plaintiff.
- In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of

supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On May 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 708 pages of records to the plaintiff.

- In the matter of *Jacqueline Stevens v. U.S. Department of Health and Human Services (HHS) (22-cv-05072)*, plaintiff filed a FOIA request on June 22, 2021, seeking records maintained, produced, or distributed by ICE pertaining to Miguel Guzman Silvestre. On May 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 660 pages of records to the plaintiff.
- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field Office District and records regarding the treatment of people detained at Batavia, including accommodations for disabled people; language access and access to justice; safe release practices; adequacy of medical care; solitary confinement practices; officer misconduct and abuse; and conditions of confinement. On May 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 142 pages of records to the plaintiff.
- In the matter of *OCAD, IDP, and CCR v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02519)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE's decision to expend resources to establish "Citizens Academies". On May 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 562 pages of record to the plaintiff.
- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, between ICE and eleven companies which owned, operated, or managed detention facilities. On May 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 338 pages of records to the plaintiff.
- In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On May 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 270 pages of records to the plaintiff.
- In the matter of *Ammad Omar, National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking produced by local ICE filed offices regarding additional detention space; communications related to the opening of detention facilities at former prisons; and communications related to the contracting process for detention

center operators previously found to be deficient. On May 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 190 pages of records to the plaintiff.

- In the matter of *Ammad Omar, National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking produced by local ICE filed offices regarding additional detention space; communications related to the opening of detention facilities at former prisons; and communications related to the contracting process for detention center operators previously found to be deficient. On May 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 17 pages of records to the plaintiff.
- In the matter of *American Accountability Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-00880) (2022-HQLI-00035)*, plaintiff filed a FOIA request on April 27, 2021, seeking records pertaining to email communications from government officials mentioning any of the following: Chip Fulghum, Andrew Lorenzen-Strait, Connie LaRossa, Tony Essalih, Susan Sweat, John Crumbliss, Anthony Lazarski, Cornerstone Government Affairs, Endeavors, Lorenzen-Strait Consulting Services, @cgagroup.com, and @endeavors.org. On May 4, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 7 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
May 4, 2023-May 10, 2023
DHS Privacy Office
May 15, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On May 4, 2023, **Kenneth Vogel**, a representative of the *New York Times* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to written material produced, sent, or received from several TSA officials mentioned in the attached record from October 1, 2017, to October 18, 2018. (Case Number 2023-TSFO-00755)
- On May 4, 2023, **Brian Schnee**, a representative of *KUTV (CBS)* in Salt Lake City, Utah, requested from U.S. Customs and Border Protection (CBP) records pertaining to body camera videos and surveillances of firearm apprehensions at the Eagle Pass South Station from March 7, 2023, through March 16, 2023. (Case number CBP-FO-2023-078786)
- On May 5, 2023, **Jessica Bruder**, a representative of the **Columbia Journalism School** in Brooklyn, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to statistical data related to the seizures of misoprostol and mifepristone from March 1, 2018, through the present. (Case number CBP-FO-2023-079280)
- On May 5, 2023, **Angie Nassar**, a representative of *Al Jazeera*, in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the 2022 budget allocation of Border Patrol Search, Trauma and Rescue (BORSTAR). (Case number CBP-FO-2023-079344)
- On May 5, 2023, **Mariko Hirose**, a representative of the **International Refugee Assistance Project (IRAP)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to final policy memoranda and standard operating procedures used to establish final agency policy or guidance in effect since January 1, 2016, relating to Requests for Evidence, Notices of Intent Deny, and Department of State’s reciprocity table for family-based immigration petitions; records pertaining to I-730 form processing by USCIS. (Case Number COW 2023-003182)
- On May 5, 2023, **Mariko Hirose**, a representative of the **International Refugee Assistance Project (IRAP)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to policy and data

information regarding Informal "CAMP" Marriages from January 20, 2021, as it pertains to President Biden's Executive Order, dated February 4, 2021. (Case Number COW 2023-003184)

- On May 5, 2023, **Winter Calvert**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to copies of the Standard Form 61 (SF61) that were signed by the Secretary of DHS, Alejandro Mayorkas and Kenneth Wainstein, DHS Chief Intelligence Officer. (Case Number 2023-HQFO-01519)
- On May 8, 2023, **Emma Best**, a representative of *MuckRock News* in Somerville, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to Private Industry Notifications (PINs) either produced or released in 2015. (Case Number 2023-TSFO-00774)
- On May 8, 2023, **William Gagner**, a representative of **Thomson Reuters**, in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to correspondences between the Federal Drug Administration (FDA) and any member of the public, relating to entries offered for import into the United States. (Case number CBP-FO-2023-079871)
- On May 9, 2023, **Chandler Gill**, a representative of *American Crossroads* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to correspondences between U.S. Representative Ruben Gallego or anyone using email addresses ending in 'gallego.house.gov' and any DHS employees from January 1, 2020, through the present regarding Title 42. (Case Number 2023-HQFO-01536)
- On May 9, 2023, **Chandler Gill**, a representative of *American Crossroads* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to correspondences between CBP and U.S. Representative Ruben Gallego regarding Title 42 from January 1, 2020, through the present. (Case number CBP-FO-2023-080511)
- On May 9, 2023, **Steven Robinson** a representative of *The Maine Wire* in Brunswick, Maine, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to flights purchased by DHS to relocate non-citizens, foreign nationals, or asylum seekers to Maine. (Case Number 2023-ICFO-25197)
- On May 9, 2023, **Michael Rapoport**, a representative of *Bloomberg Tax* in Montclair, New Jersey, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to L1 blanket visa petitions submitted to USCIS by Baker McKenzie, LLP of Chicago, Illinois, and related entities from January 1, 2010, through the present. (Case Number COW 2023-003264)
- On May 9, 2023, **Andrey Ash**, a representative of *Cable News Network (CNN)* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails to and from the office of the External Affairs Directorate that contain the domain "@pbr.com" from January 26, 2021, through May 9, 2023. (Case Number COW 2023-003270)

Late Requests:

- On April 28, 2023, **Sean Dunagan**, a representative of **Judicial Watch** in Glenwood Springs, Colorado, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the planned migrant processing centers to be operated in Mexico and/or Guatemala. (Case Number 2023-ICFO-23773)
- On May 2, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late Canadian singer-songwriter Gordon Lightfoot. (Case Number COW 2023-003069)

III. Freedom of Information Act Releases

- On May 4, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Lance Sims**, a representative of **Project on Government Oversight** in Washington, D.C., one Excel spreadsheet pertaining to L1-A visas granted to Russian nationals from January 1, 2010, through the present. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2019-500624)
- On May 4, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Maxine Doogan**, a representative of **ESPLER Project, Inc.** in Boston, Massachusetts, 180 pages of records pertaining to lesson plans, memorandums of understanding (MOU), and training material associated with the key terms "human trafficking," "sex trafficking," "prostitution," "commercial sex," "sex buyer," "trafficking demand," and "demand reduction" from the Federal Law Enforcement Training Centers (FLETC). Portions of this release were withheld pursuant to FOIA Exemptions 6. (Case Number 2023-FLETC-FO-00035)
- On May 5, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Sean Dunagan**, a representative of **Judicial Watch, Inc.** in Washington, D.C., 279 pages of records pertaining to communications sent by or addressed to USCIS official Brandon Prelogar, regarding the approval, disapproval, extension, or termination of Temporary Protected Status for citizens and residents of any foreign country. Portions of this release were withheld pursuant to FOIA Exemptions 5, and 6. (Case Number COW 2018-001150)
- On May 5, 2023, U.S. Citizenship and Immigration Service (USCIS) released to **Irena Sullivan**, a representative of **Tahirih Justice Center**, in Falls Church, Virginia, two Excel spreadsheets pertaining to gender base asylum claims from 1990 through 2019. (Case Number COW 2019-500881)
- On May 8, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Michael Adams**, a representative of **ABC 10** in Sacramento, California, 7 pages of records pertaining to refugee interviews conducted in Turkey on May 22, 2014. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number NRC 2018-138515)
- On May 8, 2023, U.S. Customs and Border Protection (CBP) released to **Jessica Bruder**, a representative of the **Columbia Journalism School** in Brooklyn, New York, a one-page record pertaining to statistical data concerning the seizures of

misoprostol and mifepristone. Portions of the release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-079280)

- On May 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Sean Riordan**, a representative of the *American Civil Liberties Union (ACLU)* in San Francisco, California, 276 pages of records pertaining to ICE's current Detention and Removal Operations Field Policy Manual, and any similar guidance ICE provides its officers regarding arrest, apprehension, detention and removal of noncitizens. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2022-ICFO-15936)
- On May 9, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **John Washington**, a representative of *The Nation* in New York, New York, 64 pages of records pertaining to statistical data related to the Protection Transfer Agreement; communications between DHS staff and United Nations High Commissioner for Refugees or International Organization for Migration staff. Portions of this release were withheld pursuant to FOIA Exemptions 5, and 6. (Case Number COW 2018-001149)
- On May 10, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Austin Rose**, a representative of **Capital Area Immigrants' Rights Coalition** in Washington, D.C., 242 pages of records pertaining to ICE policies and practices related to the custody of non-citizens granted withholding of removal or protection under the Convention Against Torture in immigration court. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2022-ICFO-17726)
- On May 11, 2023, the Federal Protective Service (FPS) issued to **Jacob Fenton**, a representative of *The Portland Record* in Portland, Oregon, a full denial determination in response to his request for records pertaining to the memorandum, after action report and technical assessments assessing the successes/failures/lessons learned from the deployment of C-UAS technology to Portland, Oregon, in 2020. These records were withheld pursuant to FOIA Exemption 5. (Case Number 2023-FPFO-00265)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Bleach v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-03792)*, plaintiff filed a FOIA request on October 24, 2022, seeking records pertaining to the Immigrant Investor Program Office and records related to the Tryon Equestrian Project associated with Odium Equestrian Lenders, LLC. On May 4, 2023,

the U.S. Citizenship and Immigration Services (USCIS) released five Excel spreadsheets and 289 pages of records to the plaintiff.

- In the matter of *CREW v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03120)*, plaintiff filed a FOIA request on September 21, 2020, seeking records pertaining to nonconsensual medical procedures at the Irwin County Detention Center. On May 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released one Excel spreadsheet of records to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)* plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ) and GEO Group; contracts or other agreements from January 1, 2021, to the present between ICE OAQ and CoreCivic. On May 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 454 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS)(22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children; the cancelation or postponement of Operation Talon and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On May 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 421 pages of records to the plaintiff.
- In the matter of *Immigrant Defense Project and the Center for Constitutional Rights v. U.S. Customs and Border Protection (CBP) and U.S. Department of Homeland Security (DHS) (22-cv-09920)*, plaintiff filed a FOIA request on May 24, 2022, seeking records pertaining to emails that reference Operation Palladium, Operation "SUB ZERO", "50/50 CBP Assist" between DHS or CBP and any other federal agency related to ICE immigration enforcement, policing and/or "surge" operations. Plaintiff filed suit on November 21, 2022, claiming injunctive relief. On May 9, 2023, the U.S. Customs and Border Protection (CBP) issued its second interim response consisting of 350 pages of records to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462) (2022-HQLI-00010)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS policy on immigration detention practices (release rather than detain) and detention capacity. On May 10, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office, released 7 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
May 11, 2023- May 17, 2023
DHS Privacy Office
May 22, 2023
Weekly FOIA Report**

- I. **Efficiency and Transparency** – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:
 - Nothing significant to report.
- II. **Freedom of Information Act Requests**
 - Late Requests:
- III. **Freedom of Information Act Releases**
 -
- IV. **Freedom of Information Act Appeals**
 - Nothing significant to report.
- V. **Freedom of Information Act Appeals Releases**
 - Nothing significant to report.
- VI. **Litigation**

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
May 18, 2023- May 24, 2023
DHS Privacy Office
May 29, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On May 17, 2023, **James Rogers**, a representative of **America First Legal Foundation** in Monroe, Georgia, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to data and communications concerning audits conducted by the Department of Labor’s Employment and Training Administration’s Office of Foreign Labor Certification (OFLC) of permanent labor certification program applications for Microsoft Corporation. (Case Number COW 2023-003494)
- On May 17, 2023, **Tamara Richter**, a representative of **KCRA News**, in Sacramento, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to complaints received, and internal communications related to issues with the CBPOne App from May 1, 2023, through the present. (Case number CBP-FO-2023-084409)
- On May 18, 2023, **Thomas Brewster**, a representative of **Forbes Media** in New York, New York, requested from the Transportation Security Administration (TSA) records pertaining to contracts, including cost and task order descriptions describing the agency's plans for the technology, signed between TSA and Laurretta.io. (Case Number 2023-TSFO-00815)
- On May 18, 2023, **Tim Kilcullen**, a representative of **CNS News** in Reston, Virginia, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email correspondences from Secretary Alejandro Mayorkas from March 1, 2023, to March 30, 2023. (Case Number 2023-HQFO-01641)
- On May 18, 2023, **Tim Kilcullen**, a representative of **CNS News** in Reston, Virginia, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email correspondences from Secretary Alejandro Mayorkas from April 1, 2023, to April 30, 2023. (Case Number 2023-HQFO-01642)
- On May 18, 2023, **Tim Kilcullen**, a representative of **CNS News** in Reston, Virginia, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications between Secretary Alejandro Mayorkas and former DHS employee Nina Jankowicz from February 2, 2021, to May 17, 2023; records pertaining to Secretary Mayorkas or the Disinformation Governance Board. (Case Number 2023-HQFO-01633)

- On May 18, 2023, **Tim Kilcullen**, a representative of *CNS News* in Reston, Virginia, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the Targeted Violence and Terrorism Prevention (TVTP) Program grants awarded to the Fairfax County Police Department; communications between the Department of Homeland Security (DHS)'s Center for Prevention Programs & Partnerships (CP3) and the Fairfax County Police Department. (Case Number 2023-HQFO-01623)
- On May 22, 2023, **Mikael Thalen**, a representative of *The Daily Dot* in Little Rock, Arkansas, requested from the Transportation Security Administration (TSA) records pertaining to communications sent or received by any employee of the TSA administration between March 2022 through the present which include or reference any of the following phrases: "Flipper Zero". (Case Number 2023-TSFO-00830)
- On May 23, 2023, **Holly Bennett** a representative of *Blast Films*, requested from the Federal Emergency Management Agency (FEMA) records pertaining to communications among the NRC, the Department of Energy (DOE), General Electric (GE) Energy, and Hitachi-GE Nuclear Energy concerning the Japanese nuclear incidents caused by the March 11, 2011, earthquake, and tsunami. (Case Number 2023-FEFO-00671)
- On May 22, 2023, **Dennis Culley**, a representative of **Feds for Medical Freedom**, in Westlake, Ohio, requested from U.S. Customs and Border Protection (CBP) records pertaining to policy, regulations, and communications concerning employee promotion actions and COVID-19 policies and vaccination status from December 1, 2020, through April 30, 2023. (Case number CBP-FO-2023-086209)
- On May 22, 2023, **Dennis Culley**, a representative of **Feds for Medical Freedom**, in Westlake, Ohio, requested from U.S. Customs and Border Protection (CBP) records pertaining to policy, regulations, and communications related to COVID-19 medical/religious accommodations, vaccination status, and vaccine injury for CBP employees from December 1, 2020, through April 30, 2023. (Case number CBP-FO-2023-086210)
- On May 22, 2023, **Tom Gantert**, a representative of *The Center Square News*, in Jackson, Michigan, requested from U.S. Customs and Border Protection (CBP) records pertaining to gross pay salaries including overtime and bonuses for all CBP employees from January 1, 2020, through December 31, 2022. (Case number CBP-FO-2023-086356)
- On May 22, 2023, **Armando Torres-Garcia**, a representative of *ABC News*, in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and videos concerning the in-custody death of an eight-year-old girl in Harlingen, Texas on May 17, 2023. (Case number CBP-FO-2023-086456)
- On May 22, 2023, **Daniel Silva**, a representative of *NBC News*, in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and videos concerning the in-custody death of an eight-year-old girl in Harlingen, Texas on May 17, 2023. (Case number CBP-FO-2023-086524)

- On May 22, 2023, **Theodore Hesson**, a representative of *Reuters*, in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and videos concerning a USBP agent involved shooting in Ajo, Arizona on May 18, 2023. (Case number CBP-FO-2023-086532)
- On May 22, 2023, **Anita Snow**, a representative of the *Associated Press*, in Phoenix, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and videos concerning a USBP agent involved shooting in Ajo, Arizona on May 18, 2023. (Case number CBP-FO-2023-086539)
- On May 22, 2023, **Kyle Cota**, a representative of *KVOA News*, in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and videos concerning a USBP agent involved shooting in Ajo, Arizona on May 18, 2023. (Case number CBP-FO-2023-086573)
- On May 23, 2023, **Jamie Donnelly**, a representative of the *Arizona Daily Star*, in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications and videos concerning a USBP agent involved shooting in Ajo, Arizona on May 18, 2023. (Case number CBP-FO-2023-087065)

Late Requests:

- Nothing significant to report.

III. Freedom of Information Act Releases

- On May 18, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 117 pages of records pertaining to the Petition File of the late Renato Joseph Almansì, an Italian American Clinical professor of psychiatry at New York University in New York City. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2023-001814)
- On May 18, 2023, the Federal Law Enforcement Training Center (FLETC) released to Chris Stanley, a representative of the **Functional Government Initiative** in Washington, D.C., 11 pages of records pertaining to the total aggregate hours of leave used by all employees from all federal agencies for which the National Finance Center processes the transactions for calendar years 2018 to 2021. (Case Number 2023-FLETC-FO-00134)
- On May 18, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 15 pages of records pertaining to the Alien File of the late Canadian singer-songwriter Gordon Lightfoot. Portions of this release are withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number COW 2023-003069)
- On May 18, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Margaret R. Fortier**, a private individual in Medford, Massachusetts, 45 pages of records pertaining to the Petition File of the late Enrico Fermi, an Italian American physicist and creator of the world's first nuclear reactor. Portions of this release were

- withheld pursuant to FOIA Exemptions 7(C), and 7(E). (Case Number COW 2023-001974)
- On May 18, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 15 pages of records pertaining to the Alien File of the late Canadian singer-songwriter Gordon Lightfoot. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number COW 2023-003069)
 - On May 18, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Samer E. Khalaf**, a representative of the **American-Arab Anti-Discrimination Committee (ADC)** in Washington, D.C., a one-page record pertaining to Arab/Middle Eastern non-citizen unaccompanied minors from January 1, 2017, through the present. These records were released in full. (Case Number NRC 2018-173118)
 - On May 18, 2023, U.S. Customs and Border Protection (CBP) released to **Austin Evers**, a representative of **American Oversight** in Washington, D.C., 200 pages of records pertaining to correspondences related to the coronavirus task force. Portions of the release were withheld pursuant to FOIA exemptions 5, 6, and 7(C), and 7(E). (Case number CBP-2020-044638)
 - On May 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Erica Hellerstein** a representative of the **International Women's Media Foundation** in San Francisco, California, 1,919 pages of records pertaining to policies, guidelines, or procedures regarding the temporary suspension of the visitation program Souls Offering Loving & Compassionate Ears (SOLACE) at the Otay Mesa Detention Center (OMDC) in San Diego, California. Portions of 1,361 pages will be withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2019-ICFO-25091)
 - On May 19, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Joshua Phillips**, a representative of **NPR** in New York, New York, 6 pages of records pertaining to communications between DHS Senior Leadership and Political figures mentioning the phrases: "Wuhan virus," "Kung Flu virus" and "Chinese Corona Virus." Portions of this response are withheld pursuant to FOIA exemption 6. (Case Number 2020-HQFO-00909)
 - On May 22, 2023, the U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 89 pages of records pertaining to the Alien File of the late English/Australian singer-songwriter and actor Andrew Roy Gibb. Portions of this release were withheld pursuant to FOIA Exemptions 5, and 6. (Case Number COW 2023-003347)
 - On May 22, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Leopold**, a representative of **Buzzfeed News** in Beverly Hills, California, 2 pages of records pertaining to protest in Los Angeles. Portions of this response are being withheld pursuant to FOIA Exemptions 6 and 7(C). (Case Number 2022-HQFO-01551)

- On May 24, 2023, U.S. Customs and Border Protection (CBP) issued to **Armando Torres-Garcia**, a representative of *ABC News* in New York, New York, a full denial in response to his request seeking records and videos related to the in-custody death of an eight-year-old girl in Harlingen, Texas on May 17, 2023. These records were withheld pursuant to FOIA Exemptions 6, 7(A), and 7(C). (Case Number CBP-FO-2023-086456)
- On May 24, 2023, U.S. Customs and Border Protection (CBP) issued to **Daniel Silva**, a representative of *NBC News*, in New York, New York, a full denial in response to his request seeking records and videos related to the in-custody death of an eight-year-old girl in Harlingen, Texas on May 17, 2023. These records were withheld pursuant to FOIA Exemptions 6, 7(A), and 7(C). (Case Number CBP-FO-2023-086524)
- On May 24, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Maria Sacchetti** a representative of *The Washington Post* in Washington, D.C., 2 Excel spreadsheets pertaining to Significant Event Notifications for the last three fiscal years regarding all detainee suicides and attempted suicides by detention facilities. Of the release, portions of 2 Excel spreadsheets will be withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2019-ICFO-23823)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *OCAD, IDP, and CCR v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02519)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE's decision to expend resources to establish "Citizens Academies". On May 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 401 pages of records to the plaintiff.
- In the matter of *Jason Leopold v. U.S. Department of Homeland Security (DHS) (20-cv-02508) (2021-HQLI-00003)* plaintiff filed a FOIA request on September 16, 2020, seeking records pertaining to communications referring or relating to the deployment of personnel from DHS or any component agency of DHS to Portland, Oregon and Chicago, Illinois including but not limited to all communications between DHS personnel and any personnel in the White House. On May 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 936 pages of records and 12 Excel spreadsheets to the plaintiff. Portions of this release will be withheld pursuant to FOIA Exemption 6, 7(C), 7(E), and 7(F).
- In the matter of *Noelle Llamas and Ken Klippenstein v. U.S. Customs and Border Protection (CBP)(21-cv-01169)*, plaintiff filed a FOIA request on January 2, 2021,

seeking records pertaining to correspondences from the CBP Press Secretary and CBP Assistant Director regarding protests surrounding the death of George Floyd from May 25, 2020, through August 15, 2020. Plaintiff filed suit on July 19, 2021, claiming injunctive relief. On May 19, 2023, U.S. Customs and Border Protection (CBP) released 1,064 pages of records to the plaintiff.

- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On May 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 664 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462) (2022-HQLI-00010)*, plaintiff filed a complaint on December 3, 2021, seeking records pertaining to DHS's policy on immigration detention practices and detention capacity. On May 22, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 11 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 7(E).
- In the matter of *Jason Leopold/Buzzfeed Inc. v. U.S. Department of Homeland Security (DHS) (20-cv-02179) (2020-HQLI-00037)*, plaintiff filed a complaint on August 12, 2020, seeking records pertaining to riots and protests and looting in certain cities relating to the death of George Floyd. On May 22, 2023, the U.S. Department of Homeland Security (DHS), Privacy Office released 11 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Americans for Prosperity Foundation v. DHS (23-cv-00510) (2023-HQLI-00021)*, plaintiff filed a complaint on February 24, 2023, seeking records pertaining to correspondences between Secretary Mayorkas DHS email and his personal email account; a copy of DHS's current policy directive/rule concerning the use of personal accounts on agency technology systems or for official business. On May 22, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 4 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.
- In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-04288)*, plaintiff filed a FOIA request on December 26, 2019, seeking records pertaining to administrative arrest warrants and administrative subpoenas. On May 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 9 pages of records to the plaintiff.
- In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-04288)*, plaintiff filed a FOIA request on December 26, 2019, seeking records pertaining to administrative arrest warrants and administrative subpoenas. On May 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 331 pages of records to the plaintiff.

- In the matter of *Justice Action Center v. U.S. Department of Homeland Security (21-cv-07592) (2021-HQLI-00044)*, plaintiff filed a complaint on September 22, 2021, seeking records pertaining to the treatment and processing of accompanied minor children apprehended at the U.S.- Mexico border. On May 24, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 486 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Knight First Amendment Institute v. U.S. Department of Homeland Security (DHS) (22-cv-03003) (2022-HQLI-00031)*, plaintiff filed a FOIA request on February 15, 2022, seeking records pertaining to the report ordered in Section 3 of the Biden Proclamation on “Ending Discriminatory Bans on Entry” to the United States and all records relating to the review ordered in Section 3(d) of the Biden Proclamation. On May 24, 2023, The U.S. Department of Homeland Security (DHS) Privacy Office released 14 pages of records to the plaintiff. Portions of this release are withheld pursuant to Exemptions 5 and 7E.
- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, to the present, between ICE and eleven companies which owned, operated, or managed detention facilities. On May 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 500 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
May 25, 2023- May 31, 2023
DHS Privacy Office
June 5, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On May 11, 2023, **Andrew Free** a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to significant event notifications and significant incident reports received by ICE Headquarters regarding ICE detention facilities between May 1, 2023, and May 10, 2023. (Case Number 2023-ICFO-25568)
- On May 11, 2023, **Andrew Free** a representative of *Muckrock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Tae Johnson, Peter Edge, or Mathew Albence sent to or received from the following individuals between June 1, 2021, and November 1, 2021. (Case Number 2023-ICFO-25567)
- On May 11, 2023, **Andrew Free** a representative of *Muckrock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to emails sent or received by Tae Johnson regarding the DHS-OIG Report designated OIG 23-12, on deaths in custody during FY21. (Case Number 2023-ICFO-25566)
- On May 11, 2023, **Andrew Free** a representative of *Muckrock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Corrective Action Plans and Contract Discrepancy Reports created on or after January 1, 2023, for ICE detention facilities or contractors. (Case Number 2023-ICFO-25565)
- On May 15, 2023, **Andrew Free** a representative *MuckRock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Forms CJ9, CJ9-A, CJ10, or CJ10-A sent from your agency to the Department of Justice, Bureau of Justice Statistics, in compliance with the Death in Custody Reporting Act since January 1, 2015. (Case Number 2023-ICFO-26206)
- On May 15, 2023, **Andrew Free** a representative of *Muckrock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to notifications DHS has made pursuant to the Death in Custody Reporting Act of 2013 beginning February 1, 2015, through the present. (Case Number 2023-ICFO-26205)

- On May 25, 2023, **Hannah Critchfield**, a representative of *Tampa Bay Times*, in St. Petersburg, Florida, requested from U.S. Customs and Border Protection (CBP) seeking records pertaining to entry summary documents concerning Sean Harder from July 1, 2020, to July 1, 2021, regarding cargo descriptions: green tea powder fertilizer, mitragyna speciosa powder, and mitragyna speciosa powder. (Case number CBP-FO-2023-087962)
- On May 25, 2023, **Mike Howell**, a representative of *The Heritage Foundation* in Washington, D.C, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the Center for Prevention Programs and Partnerships' Targeted Violence and Terrorism Prevention Grant Program. (Case Number 2023-HQFO-01701)
- On May 26, 2023, **Stanley Tromp**, a private individual in Vancouver, British Columbia, Canada, requested from U.S. Customs and Border Protection (CBP) records pertaining to a new policy in British Columbia that prevents adults found in possession of up to 2.5 grams of hard drugs from facing criminal charges (Case number CBP-FO-2023-088447)
- On May 29, 2023, **Juliet Linderman**, a representative of the *Associated Press*, requested from the Office of Inspector General (OIG) records pertaining to correspondences from the White House Office of Religious Freedom involving "foreign or international" AND "children, child, toddler, boy, girl, orphan, baby, babies, infant, infants," AND "adoption, guardianship and any correspondence or report in DHS custody that reference "Afghanistan or Afghan" and "baby, child, orphan, babies, toddler, boy, girl, infant" and "Mast" (Case Number 2023-IGFO-00396)

Late Requests:

- Nothing significant to report.

III. Freedom of Information Act Releases

- On May 23, 2023, U.S. Customs and Border Protection (CBP) released to **Andrew Calderon**, a journalist with *The Marshall Project*, in East Elmhurst, New York, 38 pages of emails pertaining to Laredo Sector BORSTAR and rescue operations. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-2021-077865)
- On May 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Wills Robinson**, a representative of *DailyMail.com* in New York, New York, a one-page record pertaining to the resignation letter of Nina Jankowicz, from January 1, 2022, to May 18, 2022. Portions of this release are withheld pursuant to FOIA Exemption 6. (Case Number 2022-HQFO-01153)
- On May 25, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Tim Marchman**, a representative of *MuckRock News* in Somerville, Massachusetts,

- 82 pages of records pertaining to HSI emails, Powerpoint slides, contracts, MOUs and calendar entries generated between January 1, 2014, mentioning "Operation Underground Railroad" or "Tim Ballard". Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-ICFO-17898)
- On May 25, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Angelina Godoy**, a representative of the **University of Washington Center for Human Rights** in Seattle, Washington, 610 pages of records pertaining to medical incident investigations carried out by ICE Enforcement and Removal Operations (ERO) and the Office of Acquisition and Management (OAQ) concerning the ICE Air Operations flight that departed from Louisiana to Somalia on December 7, 2017. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2022-ICFO-02613)
- On May 25, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Sharon Lerner**, a representative of *The Intercept* in New York, New York, 9 pages of records pertaining to communications relating to DHS' decision to use Chemical Agents against the Portland, Oregon Protesters. Portions of the release were withheld pursuant to FOIA Exemptions 5,6, 7(C), and 7(E). (Case Number 2021-ICFO-30300)
- On May 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Patrick Eddington**, a representative of the **Cato Institute** in Annandale, Virginia, 18 pages of records from the offices of the Secretary that mention Operation FOX HUNT from January 2014 to April 2022. Portions of this response are being withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number 2022-HQFO-00846)
- On May 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 89 pages of records pertaining to the Alien File of the late English/Australian singer-songwriter and actor Andrew Roy Gibb. Portions of this release were withheld pursuant to FOIA Exemptions 5, and 6. (Case Number COW 2023-003347)
- On May 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Candice Choi**, a representative of the *Associated Press* in New York, New York, 14 pages of records pertaining to the COVID-19 tests in the email accounts of Steve Monroe in the Office of Laboratory Science and Safety. (Case Number 2023-HQFO-01422)
- On May 31, 2023, U.S. Customs and Border Protection (CBP) issued to **Tanvi Misra**, a representative of *Type Investigations* in Woodside, New York, a no records response concerning BORSTAR After Action Reports containing the keywords "search" or "911" for the following time periods: October 13, 2018 - October 20, 2018; February 15, 2022 - February 19, 2022; and October 17, 2022 - October 24, 2022. (Case number CBP-FO-2023-053964)
- On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Daniel I James** a representative of *MuckRock News*, in Somerville, Massachusetts, 1 Excel Spreadsheet pertaining to information on "Official Detail" records from June

2019 to April 2, 2020). Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2021-ICFO-31791)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On May 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 66 pages of records to the plaintiff.
- In the matter of *Knight First Amendment Institute at Columbia University v. U.S. Department of Homeland Security (DHS) (17-cv-07572)*, plaintiff filed a FOIA request on August 7, 2017, seeking records pertaining to new vetting policies, including the government's understanding of its authority to base immigration decisions on individuals' speech, beliefs, or associations. On May 26, 2023, the U.S. Immigration and Customs Enforcement (ICE) released 48 pages of records to the plaintiff.
- In the matter of *Functional Government Initiative (FGI) v. U.S. Department of Homeland Security (DHS) (22-cv-02737)*, plaintiff filed a FOIA request on February 8, 2022, seeking records pertaining to the implementation of the Synthetics Trafficking and Overdose Prevention (STOP) Act of 2018 from January 1, 2020, through September 15, 2022. Plaintiff filed suit on September 15, 2022, claiming injunctive relief. On May 26, 2023, U.S. Customs and Border Protection (CBP) released 198 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS)(21-cv-01171) (2021-HQLI-00032)*, plaintiff filed a FOIA request on May 26, 2021, seeking records pertaining to Migrant Protection Protocols (MPP), and emails sent by custodians listed in the request. On May 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 9 pages of records to the plaintiff. Of the 9 pages released, 8 are being released in full, and 1 page is being released in part pursuant to FOIA exemptions 6.
- In the matter of *American Immigrant Investor Alliance (AIIC) v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-02598)*, plaintiff filed a FOIA request on October 18, 2021, seeking records pertaining to the process of assigning, adjudicating, and communicating decisions on Forms 1-526, 1-829 and 1-924 to USCIS adjudicators, relating to the lapse of statutory authorization of the EB-5

- Regional. On May 30, 2023, the U.S. Citizenship and Immigration Services (USCIS) released 35 pages of records to the plaintiff.
- In the matter of *American Immigration Council and International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (22 -cv-05312)*, plaintiff filed a FOIA request on October 26, 2021, seeking records pertaining to guidance, procedures, policies, directives, and similar documents regarding the processing of humanitarian parole requests by USCIS with a specific focus on Afghan nationals since January 1, 2021. On May 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 46 pages of records to the plaintiff.
 - In the matter of *American Immigrant Investor Alliance (AIIC) v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-02598)*, plaintiff filed a FOIA request on October 21, 2021, seeking records pertaining to policies relating to the lawful source and path of EB-5 capital requirements during I-829 adjudication and records that relate to policies regarding the processing of EB-5 Regional Center-related petitions filed before July 1, 2021. On May 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 30 pages of records to the plaintiff.
 - In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-04288)*, plaintiff filed a FOIA request on December 26, 2019, seeking records pertaining to administrative arrest warrants and administrative subpoenas. On May 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 436 pages of records to the plaintiff.
 - In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact black immigrants in ICE detention. On May 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 9 Excel spreadsheets of records to the plaintiff.
 - In the matter of the *National Bail Fund Network v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07772)*, plaintiff filed a FOIA request on June 24, 2022, seeking records pertaining to ICE's proactively published staff manuals and memoranda issued by ICE regarding how members of the public can pay immigration bonds to secure the release of individuals in ICE custody and policies and procedures governing. On May 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 226 pages of records to the plaintiff.
 - In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 85 pages of records to the plaintiff.

- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 505 pages of records to the plaintiff.
- In the matter of *Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)*, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at the Stewart Detention Center (SDC), including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 600 pages of records to the plaintiff.
- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia, including accommodations for disabled people; language access and access to justice; safe release practices; adequacy of medical care; solitary confinement practices; officer misconduct and abuse; and conditions of confinement. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 992 pages of records.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)* plaintiff filed FOIA requests on December 14, 2021, pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet of records to the plaintiff.
- In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 984 pages of records to the plaintiff.
- In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use

- of SocialNet. On May 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 123 pages of records to the plaintiff.
- In the matter of ***Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)***, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On May 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 129 pages of records to the plaintiff.
 - In the matter of the ***State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)***, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On May 31, 2023, U.S. Customs and Border Protection (CBP) released 118 pages of records to the plaintiff.
 - In the matter of ***Center for Immigration Studies v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02089)***, plaintiff filed a FOIA request on May 21, 2021, seeking records pertaining to the naturalization civics test and email communications regarding the naturalization civics test and barriers to legal immigration. On May 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 510 pages of records to the plaintiff.
 - In the matter of ***Bleach v. U.S. Citizenship and Immigration Services (USCIS)(22-cv-03792)***, plaintiff filed a FOIA request on October 24, 2022, seeking records pertaining to the Immigrant Investor Program Office and records related to the Tryon Equestrian Project associated with Odlum Equestrian Lenders, LLC. On May 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 109 pages of records and three Excel spreadsheets to the plaintiff.
 - In the matter of ***Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS)(22-cv-03184) (2023-HQLI-00003)***, plaintiff filed a complaint on July 19, 2022, seeking records pertaining to DHS's involvement in the Government's response to, and investigation of, an incident on September 19, 2021, in which allegations were made against Customs and Border Patrol Agents of improper treatment of migrants they encountered who were attempting to cross into the United States in or near the Rio Grande River near Del Rio, Texas. On May 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 341 pages of records to the plaintiff. Portions of this release are withheld pursuant to FOIA exemption 6 and 25 pages of duplicate/non-responsive and will not be processed. The 341 pages for release are bates stamped DHS-001-3184-000252 to DHS-001-3184-0000592.
 - In the matter of ***American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)***, plaintiff filed a complaint on June 15, 2022, seeking records pertaining to behaviors, ideologies, theories, beliefs, opinions, and risk factors purportedly associated with targeted violence; behavioral

threat assessment and management tools and training to address radicalization. On May 31, 2023, the DHS Privacy Office released 813 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

- Rodriguez aka Roxsana Hernandez. On June 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 305 pages of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. U.S. Customs and Border Protection (CBP) (20-cv-01583)*, plaintiff filed a FOIA request on August 16, 2019, seeking records pertaining to family reunification and the release of minors from DHS custody and/or facilities, as required by Paragraph 18 of the *Flores* Settlement. On June 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 597 pages of records to the plaintiff.
 - In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs. On June 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 987 pages of records to the plaintiff.
 - In the matter of *RAICES v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00171)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On June 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip of 08:00:00-9:20:53 to the plaintiff.
 - In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet and records related to ICE's communications and contracts with Babel Street's software and use of location data. On June 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 111 pages of records to the plaintiff.
 - In the matter of *The University of Washington v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to the draft, unsigned I-213 "Record of Deportable/Inadmissible Alien" forms, with corresponding I-247 "Continuation Form", for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On June 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
 - In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard of a detention center. On June 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip 0:00-02:00:00 of records to the plaintiff.
 - In the matter of *Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-03184) (2023-HQLI-00003)*, plaintiff filed a complaint on July 19, 2022, seeking records pertaining to the DHS response to an incident on September 19, 2022, involving allegations made against or about CBP agents "whipping" or otherwise improperly engaging migrants attempting to cross

into the United States in or near the Rio Grande River near Del Rio, Texas. On June 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 304 pages of records to the plaintiff. Portions of this release are withheld pursuant to FOIA exemptions 5 and 6.

- In the matter of the *Heritage Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01770) (2022-HQLI-00039)*, plaintiff filed a complaint on March 23, 2022, seeking records pertaining to an incident on September 19, 2022, involving allegations made against or about CBP agents “whipping” or otherwise improperly engaging migrants attempting to cross into the United States in or near the Rio Grande River near Del Rio, Texas. On June 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 368 pages of records to the plaintiff. Portions of this release are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On June 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 389 pages of records to the plaintiff.
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)*, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On June 30, 2023, U.S. Customs and Border Protection (CBP) released its thirty-third interim response, consisting of 319 pages of records to the plaintiff.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On June 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 509 pages of records to the plaintiff.
- In the matter of *Justice and Diversity Center v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-08902)*, plaintiff filed a FOIA request on December 15, 2022, seeking records pertaining to emails, policy guidance, training, and other government records related to the Dedicated Docket Program for family immigration cases at the Southwest Border. On July 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 171 pages of records to the plaintiff.
- In the matter of *NBC 7 San Diego v. U.S. Department of Homeland Security (DHS) (19-cv-01146) (2020-HQLI-00001)* plaintiff filed a complaint on March 20, 2019, seeking records pertaining to the arrival of migrant caravans on the U.S.-Mexican border. On July 3, 2023, the U.S. Department of Homeland Security (DHS) released

799 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA Exemptions 5 and 6. (Case Number

- In the matter of ***Knight First Amendment Institute at Columbia University v. U.S. Department of Homeland Security (DHS) (17-cv-07572)***, plaintiff filed a FOIA request on August 7, 2017, seeking records pertaining to new vetting policies, and about the government's understanding of its authority to base immigration decisions on individuals' speech, beliefs, or associations. On July 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 77 pages of records to the plaintiff.
- In the matter of ***Protect the Public's Trust v. U.S. Department of Homeland Security (DHS) (22-cv-01489) (2022-HQLI-00037)***, plaintiff filed a complaint on May 26, 2022, seeking records pertaining to guidance issued to political appointees of the Biden Administration including the Biden Administration's Ethics Pledge from November 23, 2020, through the date this request is processed. On July 5, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 3 pages of records to the plaintiff.
- In the matter of ***American Oversight v. U.S. Immigration and U.S. Immigration Customs Enforcement (ICE) (21-cv-01171)***, plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to final talking points prepared for Secretary Nielsen regarding the Migrant Protection Protocols (MPP), such as plans for lodging asylum seekers in Tijuana, plans for transporting migrants to and from Tijuana, expansion of the protocol to additional ports of entry, etc. On July 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 130 pages of records to the plaintiff.
- In the matter of ***Just Futures Law v. U.S. Immigration and U.S. Immigration Customs Enforcement (ICE) (21-cv-02208)***, plaintiff filed a FOIA request on June 10, 2021, seeking records pertaining to DHS contracts for the use of identification products and technologies provided by RELX, Thomas Reuters and other. On July 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 65 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
June 1, 2023- June 7, 2023
DHS Privacy Office
June 12, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On June 5, 2023, **Sana Singh** a representative of the *American Civil Liberties Union Foundation (ACLU)* in San Francisco, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee grievance logs from the period of May 1, 2023, to May 31, 2023, for Adelanto ICE Processing Center, Desert View, Golden State Annex, Imperial Regional Detention Facility, Mesa Verde ICE Processing Center, and Otay Mesa Detention Center, in accordance with PBNDS Section 6.2 (D). (Case Number 2023-ICFO-28869)
- On June 6, 2023, **Cecilia Kane**, a representative of **Colliers International** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the House Committee on Oversight and Accountability's letter, dated May 18, 2023, requesting documents and information on the agency's level of telework, how the agency has tracked its impact on performance, and what that impact has been. (Case Number 2023-HQFO-01814)
- On June 7, 2023, **Adam Mazmanian**, a representative of *Government Executive Media Group* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to e-mail communications and memoranda from the DHS Office of the Chief Information Officer to the DHS headquarters, DHS Office of Inspector General and other DHS components regarding the use of the Signal encrypted communications application on government devices in the wake of the SolarWinds breach from November 2020 through December 2021. (Case Number 2023-HQFO-01826)

Late Requests:

- Nothing significant to report.

III. Freedom of Information Act Releases

- On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE), released to **Daniel I. James** a representative of *MuckRock News*, in Somerville, Massachusetts, one Excel Spreadsheet pertaining to the information on Official Detail records in any

form they are recorded, filed for the period of June 2019 to April 2, 2020. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2021-ICFO-31791)

- On June 2, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Leopold**, a representative of *Buzzfeed News* in Beverly Hills, California, 4 pages of records pertaining to reports from the Office of Operations and Coordination (OPS) relating to the anti-abortion protests in May of 2022. Portions of this response are being withheld pursuant to FOIA Exemption 6. (Case Number 2022-HQFO-01119)
- On June 5, 2023, the U.S. Department of Homeland Security (DHS) released to **David Bier**, a representative of the **CATO Institute** in Washington D.C., 20 pages of records pertaining to emails in the Office of Strategy, Policy, and Plans possession that contain the following terms: David Bier, Nowratesh, Cato, Immigration or immigrants from the fiscal year 2016-2022. (Case Number 2022-HQFO-00208)
- On June 5, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Katy Smyser**, a representative of *NBC* in Chicago, Illinois, 24 pages of records pertaining to EEO records, e-mails, settlement agreements, and memorandums for the Chicago Field Office. Portions of the release were withheld pursuant to FOIA Exemptions 2, and 6. (Case Number COW 2018-000956)
- On June 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Michael Howell**, a representative of **The Heritage Foundation** in Washington, D.C., 17 pages of records pertaining to communications between staff of the Office of Strategic Policy and Plans and the Privacy Office to any individual with an email address ending in @fb.com, @meta.com, and @twitter.com. Portions of this response are being withheld pursuant to FOIA Exemption 6. (Case Number 2022-HQFO-01145)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Chaverra v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-00289)*, plaintiff filed a FOIA request on February 8, 2018, seeking records pertaining to all contracts and agreements governing detention and medical operations at the Stewart Detention Center in Lumpkin, Georgia between January 1, 2017, and the date of the agency's response. On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released a 1-page record to the plaintiff.
- In the matter of *Owners of America, Inc and Gun Owners Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01617) (2022-HQLI-00038)*

plaintiff filed a FOIA request on May 5, 2022, seeking records pertaining to the creation of the Disinformation Governance Board. On June 1, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 245 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).

- In the matter of ***Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)***, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffrey Hernandez Rodriguez aka Roy Hernandez Rodriguez aka Roxsana Hernandez. On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 481 pages of records to the plaintiff.
- In the matter of ***Innovation Law Lab v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00443)***, plaintiff filed a FOIA request on May 3, 2022, seeking records pertaining to reports, summaries, memoranda, and correspondences regarding the DHS Office of Inspector General (OIG) inspection of the Torrance County Detention Facility (TCDF) that took place from February 1, 2022, through February 3, 2022; records regarding the exit briefing that was conducted on or about February 3, 2022, by the DHS OIG inspection team with TCDF and ICE personnel; any and all formal response issued by CoreCivic regarding the inspection. On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,181 pages of records to the plaintiff.
- In the matter of ***AIC v. U.S. Department of Homeland Security (DHS) (22-cv-02250)***, plaintiff filed a FOIA request on December 21, 2021, seeking records pertaining to the current Intergovernmental Service Agreement (IGSA) that services the Detention Facility; records regarding detainees received at the Detention Facility beginning on September 1, 2021, to the present date, including Haitian nationals and records regarding complaints related to the conditions at the Detention Facilities. On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 22 pages of records and 8 Excel Spreadsheets to the plaintiff.
- In the matter of ***Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)***, plaintiff filed a complaint on July 12, 2022, seeking records pertaining to emails, policy guidance, training, and other government records related to the Dedicated Docket Program for family immigration cases at the Southwest Border. On June 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 224 pages of records to the plaintiff.
- In the matter of ***Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592)***, plaintiff filed a FOIA request on July 16, 2021, seeking records pertaining to government processes concerning minor children accompanied by a non-parent relative. Plaintiff filed suit on September 22, 2021, claiming injunctive relief. On June 2, 2023, U.S. Customs and Border Protection (CBP) issued its eleventh interim response consisting of 592 pages of records to the plaintiff.
- In the matter of ***Tammy Jane Owen v. U.S. Immigration and Customs Enforcement, (22-cv-00550)***, plaintiff filed a FOIA request on January 28, 2022, requesting the

encompasses FOIA requests 2021-ICFO-32419 (AOL “Meta-FOIA” request) and 2022-ICFO-07670 (AOL CRCL ICE Detention Center FOIA request). On June 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 312 pages of records to the plaintiff.

- In the matter of *RAICES v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00171)*, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential Center in Karnes City, Texas, until his death on or about March 18, 2020. On June 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip of 5:57:00-8:01:00 to the plaintiff.
- In the matter of *Documented v. U.S. Department of Homeland Security (21-cv-03142) (2022-HQLI-00013)*, plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary’s Decision Papers issued or published on or after January 1, 2017, to the present. On June 5, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office, released 3 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *American Civil Liberties Union Immigrant’s Right Project v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-07058)*, plaintiff filed a FOIA request on October 3, 2018, seeking records pertaining to updated spreadsheets on removals, immigration detention, and detainer requests. On June 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 20 Excel Spreadsheets of records to the plaintiff.
- In the matter of *Crew v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02553)* plaintiff filed a FOIA request on September 11, 2020, seeking records pertaining to communications from June 2, 2020, relating to the decision to deploy federal agents to Portland, Oregon and Chicago, Illinois. On June 7, 2023, U.S. Immigration and Customs Enforcement (ICE) re-released 597 pages of records to the plaintiff.
- In the matter of *Immigrant Defense Project v. U.S. Department of Homeland Security (DHS) (20-cv-10625)*, plaintiff filed a FOIA request on June 14, 2022, seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and any other federal agencies between the dates of December 1, 2019, and March 31, 2020. On June 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 17 pages of records to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics in Washington v. U.S. Department of Homeland Security (DHS) (20-cv-02553) (2021-HQLI-00009)* plaintiff filed a FOIA complaint on July 23, 2020, seeking records pertaining to the deployment of federal law enforcement in response to protests for racial justice across the country including policies that governed federal authorities’ treatment of these protesters. On June 7, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 24 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E).

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
June 8, 2023- June 14, 2023
DHS Privacy Office
June 20, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On June 9, 2023, **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late amateur wrestler Hossein Khosrow Ali Vaziri. (Case Number COW 2023-004048)
- On June 9, 2023, **Nichola Groom**, a representative of *Reuters News* in Altadena, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the most recent version of the CBP Detention Notice Addendum provided to importers detained under the Uyghur Forced Labor Protection Act. (Case number CBP-FO-2023-094554)
- On June 9, 2023, **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late professional wrestler Robert Miller. (Case Number COW 2023-004050)
- On June 12, 2023, **Susan Long**, a representative of the **Transactional Records Access Clearinghouse (TRAC)** in Syracuse, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to asylum cases from October 1, 2021, through May 31, 2023. (Case Number COW 2023-004090)
- On June 12, 2023, **Andrew Fels**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to agreements between DHS or any DHS component and the State of Texas, the Texas Military Department, the Texas State Guard, or any other government organization belonging to or affiliated with the State of Texas. (Case Number 2023-HQFO-01893)
- On June 13, 2023, **Jakob Rodriguez**, a representative of *KENS5* in San Antonio, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to a list containing locations, dates, and number of migrants found in human smuggling busts in train cars or tractor trailers from June 27, 2022, to present. (Case number CBP-FO-2023-095461)
- On June 13, 2023, **Jennie Taer**, a private individual in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications between Claire Trickler-McNulty and email addresses containing

'@migrationpolicy.org' from June 1, 2021, to October 1, 2021, regarding U.S. immigration policies. (Case Number 2023-ICFO-30068)

- On June 13, 2023, **Hibah Ansari** a representative of the *Sahan Journal* in St. Paul, Minnesota, requested from the Federal Emergency Management Agency (FEMA) records pertaining to a list of U.S. organizations that have applied for the Nonprofit Security Grant Program from 2018-2023. (Case Number 2023-FEFO-00761)
- On June 14, 2023, **Chase Hunter** a representative of the *Sonoma Index-Tribune* in Sonoma, California, requested from the Federal Emergency Management Agency (FEMA) records pertaining to disaster assistance recipients from the 2017 Sonoma County fires. (Case Number 2023-FEFO-00763)

Late Requests:

- On May 10, 2023, **Christopher Cartwright** a representative of *The Keene Sentinel*, in Dallas, Texas, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to logs, case files, memorandum, policies, and presentations related to the deployment of cell-site simulators (also known as "stingrays") by ICE within Windham County, Vermont, Windsor County, Vermont, or Cheshire County, New Hampshire. (Case Number 2023-ICFO-25426)
- On June 7, 2023, **Ella Evans**, a representative of **The Navy Art Collection** in Arlington, Virginia, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to naturalization information for the late Joseph Binder, an influential Austrian graphic designer during the beginning of the twentieth century. (Case Number COW 2023-003996)
- On June 7, 2023, **Ella Evans**, a representative of **The Navy Art Collection** in Arlington, Virginia, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to naturalization information for the late Anton Otto Fischer, an influential German illustrator during the beginning of the twentieth century. (Case Number COW 2023-004005)
- On June 7, 2023, **Danyelle Khmara**, a representative of the *Arizona Daily Star* in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to an incident where Border Patrol agents shot Tohono O'odham member Raymond Mattia on May 18, 2023. (Case number CBP-FO-2023-093257)
- On June 7, 2023, **Danyelle Khmara**, a representative of the *Arizona Daily Star* in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to an incident related to Noe Mejia being shot by a Border Patrol agent after failing to stop during a pursuit on March 14, 2023. (Case number CBP-FO-2023-093263)

III. Freedom of Information Act Releases

- On June 7, 2023, U.S. Customs and Border Protection (CBP) issued to **Danyelle Khmara**, a representative of the *Arizona Daily Star* in Tucson, Arizona, a full denial in response to her request seeking records pertaining to an incident where Border Patrol

- agents shot Tohono O’odham member Raymond Mattia on May 18, 2023. These records were withheld pursuant to FOIA Exemption 7(A). (Case number CBP-FO-2023-093257)
- On June 8, 2023, U.S. Customs and Border Protection (CBP) issued to **Christian Markmiller**, a private individual in Idaho Falls, Idaho, 20 pages of records pertaining to operational orders given to the La Paz County Sheriff by CBP regarding Operation Stonegarden. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-FO-2023-011022)
 - On June 8, 2023, U.S. Customs and Border Protection (CBP) issued to **Sofia Mejias-Pascoe**, a representative of *Inewsourc*e in San Diego, California, 35 pages of records pertaining to a Border Patrol pursuit of a white 2017 Infiniti Q50 on April 23, 2022, in El Cajon. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case number CBP-FO-2023-033396)
 - On June 12, 2023, U.S. Citizenship and Immigration Service (USCIS) released to **Michael Bott**, a representative of *NBC Bay Area*, in San Jose, California, 4 pages of records pertaining to F-1 and M-1 visa-holder applicants who have applied between January 1, 2003, through April 24, 2019, for approval for employment through all types of the Optional Practical Training program (Pre-Completion, Post-Completion, STEM Extension), and through the Curricular Practical Training program. Portions of the release were withheld pursuant to FOIA Exemptions 3, and 6. (Case Number COW 2019-500198)
 - On June 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Ken Klippenstein**, a representative of *The Intercept* in Washington, D.C., 10 pages of records pertaining to a memorandum for the DHS Secretary sent from Assistant Secretary for Countering Weapons of Mass Destruction James F. McDonnell, dated February 22, 2019, and bearing the subject line, “Use of counter-WMD authorities to combat fentanyl”. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2019-HQFO-00641)
 - On June 14, 2023, U.S. Customs and Border Protection (CBP) released to **James Percival** a representative of the **Florida Office of the Attorney General**, in Tallahassee, Florida, 6 pages of records pertaining to memos, emails, and guidance concerning the creation or implementation of new or previously eliminated release mechanisms for aliens at or near the Southwest Border, from January 1, 2023, through May 9, 2023. Portions of this release are withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-FO-2023-080772)
 - On June 14, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Hart**, a representative of the **Florida Office of the Attorney General**, in Tallahassee, Florida, 16 pages of memos, emails, and guidance concerning the streamlining of USBP NTA/Own Recognizance (OR) process Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-FO-2023-083733)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to communications between government officials and representatives of Amazon or AWS regarding facial recognition technology. On June 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 72 pages of records to the plaintiff.
- In the matter of *Ammad Omar; National Public Radio, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking records pertaining to detention facility contracts. Specifically, “white papers” produced by local ICE filed offices regarding additional detention space. On June 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 50 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On June 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 380 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-03462)*, plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to documents that describe ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On June 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,252 pages to the plaintiff.
- In the matter of *Thomas Carey, Jr. v. U.S. Department of Justice (DOJ) (22-cv-01527)*, plaintiff filed a FOIA request on June 22, 2021, seeking records pertaining to the May 2008 through June 2009 investigation of Jonathan Francis Coffey. On June 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 334 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through

November 30, 2021. On June 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.

- In the matter of *Immigrant Defense Project and the Center for Constitutional Rights v. U.S. Customs and Border Protection (CBP) and U.S. Department of Homeland Security (DHS) (22-cv-09920)*, plaintiff filed a FOIA request on May 24, 2022, seeking records pertaining to emails that reference “Operation Palladium”, “Operation SUB ZERO”, “50/50 CBP Assist” between DHS or CBP and any other federal agency related to ICE immigration enforcement, policing and/or “surge” operations. On June 9, 2023, U.S. Customs and Border Protection (CBP) issued its third interim response consisting of 422 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed two requests on June 25, 2020, and July 17, 2020, seeking records pertaining to the deployment of CBP personnel to protests, due to the death of George Floyd from May 25, 2020, through October 20, 2020. The plaintiff filed a complaint on October 8, 2020, seeking injunctive relief. On June 12, 2023, U.S. Customs and Border Protection (CBP) released its fifteenth interim response, consisting of 33 pages of records to the plaintiff.
- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to meeting agendas, calendar information, notes, attendance information and emails between stakeholders and Secretary Mayorkas, as referenced in the press release. On June 12, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 30 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 4, 5, and 6.
- In the matter of *Citizens United v. U.S. Department of Homeland Security (DHS) (22-cv-02019)(2022-HQLI-00057)* plaintiff filed a FOIA complaint on May 4, 2022, seeking records pertaining to communications between DHS senior officials, including the Executive Office of the President, members of the United States House of Representatives and/or the United States Senate, regarding or discussing the Disinformation Governance Board and the individuals nominated and/or appointed to the Disinformation Governance Board. On June 12, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 19 pages of records to the plaintiff. The 19 pages are partially withheld pursuant to FOIA exemptions 6, 7(C), 7(E), and 7(F).
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On June 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released 344 pages of records and 1 excel spreadsheet to the plaintiff.

- In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to multiple individuals who died while in ICE custody. On June 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 131 pages of record to the plaintiff.
- In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to multiple individuals who died while in ICE custody. On June 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 339 pages of records to the plaintiff.
- In the matter of *America First Legal Foundation v. DHS (22-cv-01896) (2022-HQLI-00044)* plaintiff filed a complaint on July 5, 2022, seeking records pertaining to all political appointees since January 20, 2021. On June 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 142 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
June 15, 2023- June 21, 2023
DHS Privacy Office
June 26, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On June 15, 2023, **Armando Torres Garcia**, a representative of *ABC News*, in New York City, New York, requested from U.S. Customs and Border Protection (CBP) email correspondences related to the in-custody death of CBP detainee, Anadith Tanay Reyes Álvarez, from May 1, 2023, through June 15, 2023. (Case number CBP-FO-2023-096794)
- On June 15, 2023, **Melissa Sanchez** a representative of **ProPublica** in Chicago, Illinois, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the ICE/HSI case management system on all worksite enforcement cases that resulted in sanctions, penalties, or settlements, on all cases with a Notice of Inspection (NOI) date since January 1, 2017. (Case Number 2023-ICFO-30526)
- On June 16, 2023, **Rosa Flores**, a representative of *CNN*, in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to incident reports, audio/video, transcripts, and investigative reports regarding the death of CBP detainee, Anadith Tanay Reyes Álvarez, on May 17, 2023, in Harlingen, Texas. (Case number CBP-FO-2023-097403)
- On June 17, 2023, **Chris Stanley**, a representative of **Functional Government Initiative** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the contacts list saved on the government phone of Alejandro Mayorkas, Secretary of Homeland Security and Kristie Canegallo, Chief of Staff (Case Number 2023-HQFO-01902)
- On June 18, 2023, **T. McElwee**, a representative of *Muckrock News*, in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to the border crossing, secondary screening, and interactions with CBP for the deceased individual Daniel Ellsberg. (Case number CBP-FO-2023-097944)
- On June 19, 2023, **Angie Nassar**, a representative of *Al Jazeera News*, in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to phone calls and log entries between the Arizona Air Coordination Center and the provided phone numbers from February 16 -18, 2023. (Case number CBP-FO-2023-098102)

- On June 19, 2023, **Michael Sinclair**, a representative of **SkySafe, Inc.**, in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to DJI's Aeroscope being a legally available means to detect drones in support of DHS and/or CBP's mission. (Case number CBP-FO-2023-098365)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP Directive No. 1420-012, CBP National Use of Force Review Board, dated December 2020. (Case number CBP-FO-2023-098876)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the implementation of CBP Directive No. 4510-25, or drafts of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-098877)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to Emergency Driving-Vehicle Pursuits (ED-VPs) Executive Agent under CBP Directive No. 4510-026A. (Case number CBP-FO-2023-098885)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the 2021 review of CBP "vehicular pursuit incidents," referenced in the "Commissioner's Message" that accompanied the January 2023 release of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-098886)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to current membership directories, membership rolls, or lists of participants for CBP's Local Use of Force Review Boards (LUF RBs). (Case number CBP-FO-2023-098887)
- On June 20, 2023, **Elsa Goossen**, a representative of American Civil Liberties Union (ACLU), in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to reports, memoranda, analyses, or recommendations prepared by the Law Enforcement Safety and Compliance (LESC) to present or memorialize the findings of a 2021 review by CBP of "vehicular pursuit incidents," referenced in the "Commissioner's Message" that accompanied the January 2023 release of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-098888)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to training standards, training requirements, and operational procedures that were revised by or in consultation with the LESC to implement CBP Directive No. 4510-026A. (Case number CBP-FO-2023-098890)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border

Protection (CBP) records pertaining to organizational charts reflecting all roles or positions in CBP which meet the definition of “Responsible Official (RO)” under CBP Directive Number 4510-026A. (Case number CBP-FO-2023-098892)

- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to efforts by LESC to prepare for, develop, initiate, distribute, implement, or provide training and certification regarding CBP Directive No. 4510-026A. (Case number CBP-FO-2023-098893)
- On June 20, 2023, **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to training standards, training requirements, and operational procedures that were in effect when CBP Acting Commissioner Troy A. Miller signed CBP Directive No. 4510-026A on January 10, 2023, and that LESC identified as inconsistent with CBP Directive No. 4510-026A or targeted for revision or modification to implement CBP Directive 4510-026A. (Case number CBP-FO-2023-098894)
- On June 20, 2023, **Tim Kilchullen** a representative of **CNS News** in Reston, Virginia, requested from the Federal Emergency Management Agency (FEMA) records pertaining to Hurricane Bertha which hit the North Carolina coast on July 12, 1996. (Case Number 2023-FEFO-00780)
- On June 20, 2023, **Jenna Anderson** a representative of **Inc. Magazine** in New York City, New York, requested from the Federal Emergency Management Agency (FEMA) records pertaining to FEMA contacts awarded to Shofur LLC and CharterUP, two charter bus companies. (Case Number 2023-FEFO-00783).
- On June 20, 2023, **Michael Sinclair**, a representative of **SkySafe Inc.** in San Diego, California, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to final agency decisions related to DJI's Aeroscope as a legally available means for DHS, its components, or both to detect drones, in the execution of DHS or its components' missions. (Case Number 2023-HQFO-01906)

Late Requests:

- On June 9, 2023, **Joshua Phillips**, a private individual requested from the Office of Inspector General (OIG) records pertaining to records of complaints, reports, allegations and investigations mentioning or referencing traumatic conditions and mental health diagnoses for unaccompanied minors from 2018 to the present. (Case Number 2023-IGFO-00399)
- On June 9, 2023, **Joshua Phillips**, a private individual requested from the Office of Inspector General (OIG) records mentioning or referencing self-harm inflicted by unaccompanied minors from 2013 through the present. (Case Number 2023-IGFO-00400)

- On June 9, 2023, **Joshua Phillips** a private individual in New York, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to documents requesting, authorizing, or referencing unaccompanied minors from 2013 through the present. (Case Number 2023-ICFO-30469)
- On June 10, 2023, **Joshua Phillips** a private individual in New York, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to documents requesting, authorizing, or referencing unaccompanied minors from 2013 through the present. (Case Number 2023-ICFO-30470)
- On June 12, 2023, **Jeremy Tanner**, a representative of *Nexstar Media* in Sacramento, California, requested from the Transportation Security Administration (TSA) records pertaining to documentation of seized firearms during the security screening process at California airports in 2023. (Case Number 2023-TSFO-00923)
- June 12, 2023, **Matthew Petti**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the late Iranian American politician Ebrahim Yazdi. (Case Number COW 2023-004112)
- On June 12, 2023, **Matthew Petti**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the late Iranian American politician Sadeq Qotbzadeh, also spelled Sadeq Ghotbzadeh. (Case Number COW 2023-004120)
- On June 12, 2023, **Matthew Petti**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to late Iranian American politician Mostafa Chamran Save'ei. (Case Number COW 2023-004164)
- On June 13, 2023, **Jennie Taer** a representative of **Daily Caller News Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications to and from Claire Trickler-McNulty, from January 20, 2021, to May 30, 2023, on the ice.gov domain, that include the following keywords: "Kids In Need Of Defense" "Asylum Seekers" "Rethinking" "skills-based immigration" "immigration enforcement" "immigrant integration" "Redesigning" "jailers" "Case Managers" "Immigration Detention System" "detention" "alternatives to detention" "custody". (Case Number 2023-ICFO-30103)
- On June 13, 2023, **Jennie Taer** a representative of **Daily Caller News Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications between Claire Trickler-McNulty and any email addresses containing '@SupportKIND.org' from January 20, 2021, to May 30, 2023. (Case Number 2023-ICFO-30102)
- On June 13, 2023, **Jennie Taer** a representative of **Daily Caller News Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications to and from Claire Trickler-McNulty, from September 1, 2018, to November 26, 2018, on the ice.gov domain, that include the following keywords: "Case Management" "AILA" "American Immigration

- Lawyers Association” “immigration law” “DHS” “ATD” “Alternatives to Detention” “Detention” “ISAP” “Intensive Supervision Appearance Program” “immigration requirements”. (Case Number 2023-ICFO-30082)
- On June 13, 2023, **Jennie Taer** a representative with the **Daily Caller News Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications to and from Claire Trickler-McNulty, from October 10, 2022, to November 10, 2022, on the ice.gov domain, that include the following keywords: “Case Management” “AILA” “American Immigration Lawyers Association” “immigration law” “DHS” “ATD” “Alternatives to Detention” “Detention” “ISAP” “Intensive Supervision Appearance Program” “immigration requirements”. (Case Number 2023-ICFO-30080)
- On June 13, 2023, **Jennie Taer** a representative of **Daily Caller News Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications between Claire Trickler-McNulty and email addresses containing ‘@aila.org’ from September 1, 2022, to December 31, 2022. (Case Number 2023-ICFO-30078)
- On June 13, 2023, **Jennie Taer** a representative of **Daily Caller News Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email communications to and from Claire Trickler-McNulty, from August 10, 2021, to September 10, 2021, on the ice.gov domain, that include the following keywords: “Migration Policy Institute” “Asylum Seekers” “Rethinking” “skills-based immigration” “immigration enforcement” “immigrant integration” “Redesigning” “jailers” “Case Managers” “Immigration Detention System”. (Case Number 2023-ICFO-30069)
- On June 13, 2023, **Eddie Chen**, a private individual in West Windsor, New Jersey, requested from the Transportation Security Administration (TSA) records pertaining to agreements between TSA and Clear. (Case Number 2023-TSFO-00929)
- On June 13, 2023, **Jason Leopold**, a representative of **Bloomberg News** in Beverly Hills, California, requested from the United States Secret Service (USSS) records prepared, drafted, or disseminated by the DHS components referencing the Justice Department's indictment and the arrest and arraignment of former President Donald Trump at the Wilkie D. Ferguson Jr. U.S. Courthouse in Miami, Florida on June 13, 2023. (Case Number USSS 20230658)

III. Freedom of Information Act Releases

- On June 16, 2023, U.S. Customs and Border Protection (CBP) released to **Jake Wiener**, a representative of **Electronic Privacy Information Center (EPIC)** in Washington, D.C., 172 pages of records pertaining to the location-tracking software BabelStreet/Locate X from 2017 through the present. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-020605)

- On June 16, 2023, U.S. Customs and Border Protection (CBP) released to **Matthew Drange**, a representative of *Business Insider*, in San Francisco, California, 172 pages of records pertaining to the location-tracking software BabelStreet/Locate X from 2017 through the present. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2020-037997)
- On June 16, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of *MuckRock News, Inc.* in Somerville, Massachusetts, 172 pages of records pertaining to the location-tracking software BabelStreet/Locate X from 2017 through the present. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2020-074221)
- On June 20, 2023, U.S. Customs and Border Protection (CBP) released to **Jackie Botts**, a representative of *Thomson Reuters* in Mexico City, Mexico, two spreadsheets of records pertaining to currency seizures at the Southwest Border from January 1, 2012, through the present. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-084159)
- On June 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Laura Rivera**, a representative of *Southern Poverty Law* in Decatur, Georgia, 458 pages of records pertaining to the death of Jean Joseph Jimenez and Yulio Castro Garrido. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2021-ICFO-37278)
- On June 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released to, **Hannah Dreier** a representative of the *New York Times* in New York, New York, 2 pages of records and 3 Excel spreadsheets generated by ERO regarding the database of Victims Assistance referrals who were identified as human trafficking victims. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2022-ICFO-24072)
- On June 21, 2023, U.S. Customs and Border Protection (CBP) issued to **Linda Sharp**, a representative of *Anchorage Daily News*, in Ajo, Arizona, a full denial in response to her request for records pertaining to CBP government housing in Ajo, Arizona, specifically rent amounts, lease lengths, RFPs, costs, and future construction for 2013 through 2015. These records were withheld pursuant to FOIA Exemption 6, 7(C), 7(E), and 7(F). (Case number CBP-2017-003005)
- On June 21, 2023, U.S. Customs and Border Protection (CBP) released to **Andrew Becker**, a representative of the **Center for Investigative Reporting** in Salt Lake City, Utah, a one-page record pertaining to the National Border Geospatial-Intelligence Strategy (NBGS) Fact Sheet. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number CBP-2017-050286)
- On June 21, 2023, U.S. Customs and Border Protection (CBP) issued to **Armando Torres Garcia**, a representative of *ABC News*, in New York City, New York, a full denial in response to his request for records pertaining to the in-custody death of CBP detainee, Anadith Tanay Reyes Álvarez, from May 1, 2023, through June 15, 2023.

These records were withheld pursuant to FOIA Exemption 7(A). (Case number CBP-FO-2023-096794)

- On June 21, 2023, U.S. Customs and Border Protection (CBP) issued to **Rosa Flores**, a representative of *CNN*, in Los Angeles, California, a full denial in response to her request for records pertaining to the death of CBP detainee, Anadith Tanay Reyes Álvarez, on May 17, 2023, in Harlingen, Texas. These records were withheld pursuant to FOIA Exemption 7(A). (Case number CBP-FO-2023-097403)
- On June 21, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, 108 pages of records pertaining to the Alien File of the late professional wrestler Robert Miller, better known by his ring names Butch Miller, Bushwhacker Butch, The Tiger, and Nick Carter. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2023-004050)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Matthew Borowski v. and U.S. Customs and Border Protection (CBP) (23-cv-00257)*, plaintiff filed a FOIA request on December 22, 2022, seeking records pertaining to his Trusted Traveler application, to include renewals, denials, and revocations. Plaintiff filed suit on March 24, 2023, claiming injunctive relief. On May 25, 2023, U.S. Customs and Border Protection (CBP) released 251 pages of records to the plaintiff.
- In the matter of *JG Law, PLLC v. U.S. Department of State (DOS) and U.S. Customs and Border Protection (CBP) (22-cv-02320)*, plaintiff filed two FOIA requests on August 28, 2021, and February 28, 2023, seeking records pertaining to the travel and apprehension records related to his client, Emil Mahfuz Hawitt Medrano. Plaintiff filed suit on August 9, 2022, claiming injunctive relief. On June 9, 2023, U.S. Customs and Border Protection (CBP) released 64 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to drafts and unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On June 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07534)*, plaintiff filed a FOIA request on September 26,

2022, seeking records pertaining to the template forms used by inspection officials in conducting ICE detention facility inspections as overseen by ICE ODO; inspection template forms provided by ICE ERO to its contractor organization, Nakamoto, as well as all inspection template forms provided from Nakamoto to ICE and as used by inspection officials in conducting ICE detention facility inspections. On June 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 387 pages of records to the plaintiff.

- In the matter of *Center for Immigration Studies v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-03368), plaintiff filed a FOIA request on December 13, 2022, seeking records sent or received by any person in Enforcement Removal Operations (ERO) at ICE headquarters regarding the U.S. Immigration and Customs Enforcement Fiscal Year 2021 Enforcement and Removal Operations Report. On June 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 91 pages of records and 1 Excel Spreadsheet to the plaintiff.
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS)* (22-cv-01721) (2022-HQLI-00040), plaintiff filed a complaint on June 15, 2022, seeking records pertaining to specific conduct, behaviors, ideologies, theories, beliefs, opinions, and risk factors purportedly associated with targeted violence; behavioral threat assessment and management tools and training to address radicalization. On June 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 221 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS)* (18-cv-01523) (2018-HQLI-00033) plaintiff filed a complaint on January 11, 2018, seeking records pertaining to emails sent or received by USCIS ombudsman Julie Kirchner, including the entire email chain in which Ms. Kirchner is a sender or recipient of one or more emails in the chain, any attachments, emails sent or received by Ms. Kirchner using any alias, and official communications sent or received by Ms. Kirchner using any non-DHS email account. On June 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the 53rd interim response, consisting of 233 pages of records to the plaintiff.
- In the matter of the *National Bail Fund Network v. U.S. Department of Homeland Security (DHS)* (22-cv-07772), plaintiff filed a FOIA request on June 24, 2022, seeking records pertaining to staff manuals, instructions to staff, memoranda, or other statements of policy and interpretation issued by ICE regarding how members of the public can pay immigration bonds to secure the release of individuals in ICE custody and policies and procedures governing. On June 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 226 pages of records to the plaintiff.
- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-00929), plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia, including accommodations for disabled people; language access and access

to justice; safe release practices; adequacy of medical care; solitary confinement practices; officer misconduct and abuse; and conditions of confinement. On June 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 420 pages of records to the plaintiff.

- In the matter of *Muslim Advocates v. U.S. Department of Homeland Security (DHS) (17-cv-02080) (2018-HQLI-00006)* plaintiff filed a FOIA request on July 5, 2017, seeking records pertaining to the enforcement of the waiver provisions of the Second Executive Order. On June 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 300 pages of records to the plaintiff. Of the 300 pages, 2 pages were withheld in part, and 155 pages are withheld in full, pursuant to FOIA exemptions 5,6, and 7(E).
- In the matter of *ACLU Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-09083) (2022-HQLI-00010)* plaintiff filed a FOIA request on September 27, 2022, seeking records pertaining to complaints filed by individuals, families, community members, and advocacy organizations regarding the lack of adequate language access within detention facilities. On June 16, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 21 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA Exemption 6.
- In the matter of *ACLU of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On June 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,033 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
July 6, 2023- July 12, 2023
DHS Privacy Office
July 17, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On July 6, 2023, **Jack Poulson**, a representative of *Tech Inquiry* in Ridgewood, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondences, modifications, and statements of work related to contracts between Anduril Industries, Inc. and CBP from January 1, 2023, through July 6, 2023. (Case Number CBP-FO-2023-105071)
- On July 6, 2023, **Rebecca Schuetz**, a representative of *Houston Chronicle* in Houston, Texas, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the National Flood Insurance Program (NFIP) policy count by month since July of 2021 at the census tract level for the following counties: Fort Bend, Waller, Galveston, Harris, Liberty, Chambers, Brazoria, Austin, and Montgomery. (Case Number 2023-FEFO-00836).
- On July 6, 2023, **Chris Nelson**, a representative of *Judicial Watch* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to a white powdery substance found inside the West Wing of the White House on July 2, 2023, determined through testing to be the illegal drug cocaine, from July 1, 2023, to July 6, 2023. (USSS Case Number 20230718)
- On July 6, 2023, **David Bossie**, a representative of *Citizens United* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to communications between any employee of the U.S. Secret Service and any employee of the Executive Office of the President relating to the small amount of cocaine that was discovered in the West Wing on or around July 2, 2023. (USSS Case Number 20230720)
- On July 6, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the United States Secret Service (USSS) records pertaining to surveillance footage covering the area where cocaine was found in the White House on July 2, 2023. (USSS Case Number 20230721)
- On July 6, 2023, **Nick Penzenstadler**, a representative of *USA Today* in Milwaukee, Minnesota, requested from the United States Secret Service (USSS) records pertaining to emails sent or received from email accounts used by Director Kimberly Cheatle from July 2, 2023, through July 7, 2023, with the keyword: “cocaine.” (USSS Case Number 20230722)

- On July 6, 2023, **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills, California, requested from the United States Secret Service (USSS) records pertaining to communications referencing the cocaine found in the West Wing of the White House. (USSS Case Number 20230725)
- On July 7, 2023, **Andrew Free**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the Office of Inspector General (OIG) records pertaining to emails sent or received by Deputy Inspector General for Inspections and Evaluations Thomas Kait regarding in-custody deaths. (Case Number 2023-IGFO-00433)
- On July 7, 2023, **Andrew Free**, a representative of *MuckRock News* in Boston, Massachusetts, requested from the Office of Inspector General (OIG) records pertaining to Working Papers for the DHS-OIG Report designated OIG-23-12; communications sent or received by Inspector General Cuffari or his chief of staff regarding this report. (Case Number 2023-IGFO-00434)
- On July 10, 2023, **Sana Singh** a representative of *ACLU* in San Francisco, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to copies of the detainee grievance logs for various facilities. (Case Number 2023-ICFO-33672)
- On July 10, 2023, **Jonathan Leach**, a representative of *ABC News* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP personnel photos for former USBP Supervisor Juan David Ortiz. (Case Number CBP-FO-2023-106329)
- On July 11, 2023, **Raul Pinto**, a representative of **American Immigration Council** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to how CBP Office of Field Operations (OFO) manage undocumented noncitizens who approach Class A ports of entry along the U.S.-Mexico border seeking inspection. (Case Number CBP-FO-2023-107085)
- On July 11, 2023, **Eileen Sullivan**, a representative of *The New York Times* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications between USBP Sector Chief Patrol Agent David S. BeMiller, USBP Chief Raul Ortiz, Acting Commissioner Troy Miller, Acting Deputy Commissioner Pete R. Flores, Senior Advisor to the Commissioner Sigrid Gonzalez, Chief Patrol Agent Anthony "Scott" Good, Deputy Chief Patrol Agent Peter Jaquez, and the South Border Coordination Center (SBCC) from May 6, 2023, to May 16, 2023. (Case Number CBP-FO-2023-107088)
- On July 12, 2023, **Seth Wessler**, a representative of **ProPublica** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the treatment or processing of children including child migrants interdicted at sea by the United States Coast Guard or CBP and held, processed or detained by either of those agencies. This includes any records related to the treatment of medically or otherwise vulnerable children, unaccompanied children, or any other minors. (Case Number 2023-HQFO-02010)

- On July 12, 2023, **Joshua Miller**, a representative of the *New York Post* in New York, New York, requested from the Transportation Security Administration (TSA) records pertaining to the arrest history and charges filed against TSA officers, including complaints filed by travelers regarding actions of TSA screeners in the past year. (Case Number 2023-TSFO-01036)
- On July 12, 2023, **Ted Sherman**, a representative of *The Star-Ledger* in Newark, New Jersey, requested from the Federal Emergency Management Agency (FEMA) records pertaining to Port Security (PSGP) or Assistance to Firefighters Grants (AFGP) awards made from 2018 to present to the New Jersey cities of Newark, Elizabeth, and Bayonne. (Case Number 2023-FEFO-00840)

Late Requests:

- On July 5, 2023, **Seth Wessler**, a representative of **ProPublica** in Jackson Heights, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to data from the beginning of FY or CY 2012 through the present, pertaining to USCIS's involvement in processing of migrants, asylees, and refugees interdicted by the US Coast Guard at Sea, specifically about USCIS's work migrants, refugees, and asylum seekers held aboard US Coast Guard cutters or in Guantanamo Bay's Migrant Operation Center. (Case Number COW 2023-004610)

III. Freedom of Information Act Releases

- On June 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, 38 pages of records pertaining to the Alien File of the late amateur wrestler Hossein Khosrow Ali Vaziri. Portions of this release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2023-004048)
- On July 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Caroline Graham**, a representative of **The Democratic National Committee** in Washington, D.C., a 1-page record pertaining to the Freedom of Information Act (FOIA) requests received by DHS that mention the name "Tim Scott." (Case Number 2023-HQFO-01468)
- On July 10, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Colin Aamot**, a private individual in Washington, D.C., 76 pages of records pertaining to FLETC FOIA logs for the years 2000 to the present. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7. (Case Name 2023-FLETC-FO-00135)
- On July 11, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Catherine Rampell**, a representative of *The Washington Post* in New York, New York, one spreadsheet of records pertaining to Employment Authorization Document productivity at the Office of Intake and Document Production for FY2020. These records were released in full. (Case Number COW 2020-001620)

- On July 11, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 23 pages of records from the Alien File for the late Andre Maman, a prominent French politician. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2023-004331)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Documented v. U.S. Department of Homeland Security (DHS) (21-cv-03142) (2022-HQLI-00013)*, plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary's Decision Papers issued or published on or after January 1, 2017, to the present. On June 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 2 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5.
- In the matter of *Justice Action Center v. U.S. Citizenship and Immigration Services (USCIS) (20-cv-06982)*, plaintiff filed a FOIA request on January 30, 2020, seeking records pertaining to the Deferred Action for Childhood Arrivals program records including policies, guidance, correspondence, emails, reports, and data. On July 6, 2023, U.S. Citizenship and Immigration Services (USCIS) released 268 pages of records to the plaintiff.
- In the matter of *Byron Tau v. U.S. Department of Defense (21-cv-03329) (2022-HQLI-00018)* plaintiff filed a FOIA request on May 22, 2020, and July 19, 2021, seeking records pertaining to the use of commercially available data or metadata products, services or databases. On July 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 110 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *American Oversight v. U.S. Department of Defense (DOD) (21-cv-02800) (2022-HQLI-00009)*, plaintiff filed a complaint on October 21, 2021, seeking records pertaining to email communications sent or received on January 6, 2021, by former agency officials. On July 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 7 pages of records returned from the consultation, which are being withheld in part, pursuant to FOIA Exemptions 6 and 7(C).
- In the matter of *Haitian Bridge Alliance v. U.S. Department of Homeland Security (DHS) (22-cv-08344) (2023-HQLI-00001)* plaintiff filed a complaint on February 25, 2022, seeking records pertaining to the treatment of the 15,000 Haitian migrants in Del Rio, Texas in September 2021. On July 7, 2023, the U.S. Department of

- Homeland Security (DHS) Privacy Office released 215 pages of records to the plaintiff. Portions of this release will be withheld pursuant to FOIA Exemptions 6.
- In the matter of ***International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-02931)***, plaintiff filed a FOIA request on November 1, 2022, seeking records pertaining to Central American Minor’s parole and Central American Minor’s re-parole from March 1, 2021, through November 1, 2022. On July 7, 2023, U.S. Citizenship and Immigration Services (USCIS) released 216 pages of records to the plaintiff.
 - In the matter of ***International Refugee Assistance Project v. U.S. Citizenship & Immigration Services (USCIS) and Department of State (DOS) (23-cv-01236)***, plaintiff filed a FOIA request on November 21, 2022, seeking records pertaining to standard operating procedures related to data entry, data maintenance, data reports, data retrieval, and data retention; contracts, memorandums of understanding, and other similar agreements with third parties regarding the creation, administration, operation, and maintenance of these case management systems. On July 7, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,044 pages of records to the plaintiff.
 - In the matter of ***Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02153)***, plaintiff filed a FOIA request on April 19, 2021, seeking records pertaining to policies, procedures, guidelines, instructions, and quotas concerning the detention of a transgender or intersex person in existence on or after January 1, 2015. On July 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 785 pages of records to the plaintiff.
 - In the matter of ***American Friends Service Committee v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02774)***, plaintiff filed a FOIA request on October 19, 2021, seeking records pertaining to environmental hazards and conditions at and near the Homestead detention center, as well as plans for migrant detention there. On July 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 28 pages of records to the plaintiff.
 - In the matter of ***Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)***, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE’s use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On July 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 731 pages of records to the plaintiff.
 - In the matter of ***The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)***, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to 1-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On July 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 1000 pages of records to the plaintiff.

- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS)(20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations facilities. On July 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 526 pages of records to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ) and GEO Group; contracts or other agreements from January 1, 2021, to the present between ICE OAQ and CoreCivic. On July 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 542 pages of records to the plaintiff.
- In the matter of *NBC 7 San Diego v. U.S. Department of Homeland Security (DHS)(19-cv-01146)* plaintiff filed a FOIA request on March 12, 2019, seeking records pertaining to protocols that have specific provisions regarding encounters with journalists, any and all records pertaining to DHS' Media Monitoring Services database; "Operation Secure Line" and records titled "ILU-OASISS-OMEGA", "San Diego Sector", "San Diego Sector Foreign Operations Branch", "Migrant Caravan FY-2019", "Suspected Organizers", "Coordinators", "Instigators and Media". On July 12, 2023, U.S. Immigration Customs and Enforcement (ICE) released 88 pages of records to the plaintiff.
- In the matter of *National Immigration Litigation Alliance v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-10674)*, plaintiff filed a FOIA request on August 16, 2022, seeking records pertaining to transfers of Refugee I-730 petitions between USCIS offices and/or service centers since January 2016. On July 12, 2023, U.S. Citizenship and Immigration Services (USCIS) released 4 spreadsheets and 458 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed FOIA requests on December 14, 2021, pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On July 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
June 29, 2023- July 5, 2023
DHS Privacy Office
July 10, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On June 27, 2023, **Daniel Moritz Rabson** a representative of *ProPublica*, in Brooklyn, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to complaints submitted to the Office of Civil Rights and Civil Liberties about the Orange County Correctional Facility or Orange County Jail in New York from January 1, 2020, until the present date. (Case Number 2023-ICFO-33162)
- On June 27, 2023, **Byron Tau**, a representative of *The Wall Street Journal* in Washington, D.C., records pertaining to contracts between the Office Chief Information Officer (OCIO) and Four Points Technology, LLC. (Case Number 2023-HQFO-01954)
- On June 29, 2023, **Sofia Mejias-Pascoe**, a representative of *Inewssource* in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to disciplinary records regarding several Border Patrol agents who were employed in the San Diego Sector in April 2022. (Case number CBP-FO-2023-103138)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to any manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Ketanji Brown Jackson from June 30, 2022, through the date the search is conducted. (Case number CBP-FO-2023-103253)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice John Paul Stevens from January 1, 2005, through June 29, 2010. (Case number CBP-FO-2023-103255)

- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Sandra Day O'Connor from January 1, 2005, through January 31, 2006. (Case number CBP-FO-2023-103256)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Antonin Scalia from January 1, 2005, through February 13, 2016. (Case number CBP-FO-2023-103258)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Anthony Kennedy from January 1, 2005, through July 31, 2018. (Case number CBP-FO-2023-103259)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice David Souter from January 1, 2005, through June 29, 2009. (Case number CBP-FO-2023-103262)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Clarence Thomas from January 1, 2005 through the date the search is conducted. (Case number CBP-FO-2023-103264)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Ruth Bader Ginsburg from January 1, 2005, through September 18, 2020. (Case number CBP-FO-2023-103265)

- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Steven Breyer from January 1, 2005, through June 30, 2022. (Case number CBP-FO-2023-103266)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Samuel Alito from January 31, 2006, through the date the search is conducted. (Case number CBP-FO-2023-103268)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Sonya Sotomayor from August 8, 2009, through the date the search is conducted. (Case number CBP-FO-2023-103270)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Elena Kagan from August 7, 2010, through the date the search is conducted. (Case number CBP-FO-2023-103271)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Neil Gorsuch from April 10, 2017, through the date the search is conducted. (Case number CBP-FO-2023-103272)
- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Brett Kavanaugh from October 6, 2018, through the date the search is conducted. (Case number CBP-FO-2023-103273)

- On June 29, 2023, **Austin Evers**, a representative of **American Oversight** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to manifests in the Advance Passenger Information System or the Automated Targeting System for all private aircraft and non-commercial small vessel and/or pleasure boat arrivals in or departures from the United States containing Supreme Court Justice Amy Coney Barrett from October 27, 2020, through the date the search is conducted. (Case number CBP-FO-2023-103274)
- On June 30, 2023, **Jeramie Scott**, a representative of **EPIC** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to audits, security assessments, and privacy assessments of commercial airlines, airport authorities, cruise lines, contractors, and vendors involved in Customs and Border Protection's Biometric Entry-Exit Program. (Case number CBP-FO-2023-103647)
- On June 30, 2023, **Jeramie Scott**, a representative of **EPIC** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the 2020 DHS Data Mining Report and all subsequent DHS data mining reports. (Case Number 2023-HQFO-01974)
- On June 30, 2023, Michael Steinborn, a private individual in Los Angeles, California, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the involvement of DHS Privacy Office (PRIV) with Super Bowl LVI (also known as Super Bowl 56), which took place on February 13, 2022. (Case Number 2023-HQFO-01957)
- On July 2, 2023, **Graham St John**, a private individual in Sheffield, United Kingdom, requested from U.S. Customs and Border Protection (CBP) records pertaining to Terence Kemp McKenna including his involvement in the criminal case "United States v. R. Curry, K. Mahoney Curry, W. Cole and D. McKenna". (Case number CBP-FO-2023-103847)
- On July 3, 2023, **Savannah de Tessieres**, a representative of **The United Nations** in Woluwe-Saint Pierre, Belgium, requested from U.S. Customs and Border Protection (CBP) records pertaining to seized outbound shipments of firearms, ammunition, weapon parts and accessories intended for delivery to Haiti from January 2020 through July 2023. (Case number CBP-FO-2023-103914)
- On July 3, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to communications to and from Michael Balero containing a list of terms including; "Afghanistan", "Withdrawal", "Non-Combatant Evacuation", "KIA", "State Department", "Working Group", "Operations Order", "OPORD", "Execution Order", "Combined Air Operations Cell", "Abbey Gate" and "off-the-record" from May 1, 2021, to December 31st, 2022. (Case number CBP-FO-2023-103955)
- On July 3, 2023, **Michael Howell**, a representative of the **Heritage Oversight Project** in Washington, D.C., requested from the Federal Emergency Management

Agency (FEMA) records pertaining to the email history of Robert Fenton. (Case Number 2023-FEFO-00819)

- On July 3, 2023, **Michael Howell**, a representative of the **Heritage Oversight Project** in Washington, D.C., requested from the Office of Inspector General (OIG) records pertaining to email communications between Joseph Cuffari, Thomas Kait, Kristen Bernard both unclassified and classified email networks. (Case Number 2023-IGFO-00432)
- On July 5, 2023, **William Marshall**, a representative of **Judicial Watch** in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to the investigation of a white powdery substance reportedly found in a ground floor library of the West Wing of the White House on or about the weekend of July 1-2, 2023. (Case Number USSS 20230712)

Late Requests:

- On June 28, 2023, **Byron Tau**, a representative of *The Wall Street Journal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts between CBP and Mythics Inc, including any statements of work, modifications or change orders regarding the contract. (Case number CBP-FO-2023-102122)

III. Freedom of Information Act Releases

- Nothing significant to report.

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Documented v. U.S. Department of Homeland Security (DHS) (21-cv-03142) (2022-HQLI-00013)*, plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary's Decision Papers issued or published on or after January 1, 2017, to the present. On June 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 2 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffrey Hernandez Rodriguez aka Roy Hernandez

**Freedom of Information Act (FOIA) Activity for the Week of
June 22, 2023- June 28, 2023
DHS Privacy Office
July 3, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On June 22, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late André Maman, prominent French politician and Romance Languages professor at Princeton. (Case Number COW 2023-004331)
- On June 22, 2023, **Niala Charles**, a representative of *NBC* in Los Angeles, California, requested from the Transportation Security Administration (TSA) records pertaining to an investigative report for a .38-caliber revolver that made it through TSA at Raleigh-Durham International Airport in January 2023. (Case Number 2023-TSFO-00980)
- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records originated from, or received by, the Columbus, New Mexico Port Director regarding compliances and training requirements of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099908)
- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records originated from, or received by, the El Paso Field Office Director of Field Operations regarding compliances and training requirements of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099909)
- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) all records originated from or received by, the El Paso Field Office Port of Director regarding compliances and training requirements of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099910)
- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications between CBP and the National Border Patrol Council (NBPC) concerning proposed revisions to CBP Directive No. 4510-25 and information on CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099911)

- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) all records originated from or received by El Paso Sector Chief Patrol Agent regarding compliances and training requirements of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099912)
- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications between CBP and the National Treasury Employees Union (NTEU) concerning proposed revisions to CBP Directive No. 4510-25 and information on CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099914)
- On June 22, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records originated from or received by the Santa Teresa Port Director regarding compliances and training requirements of CBP Directive No. 4510-026A. (Case number CBP-FO-2023-099915)
- On June 22, 2023, **Christopher Vondracek**, a representative of the **Star Tribune** in Minneapolis, Minnesota, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to a copy of a June 6 letter submitted to DHS by the Minnesota Department of Labor and Industry regarding a potential investigation into HyLife Foods. (Case Number 2023-HQFO-01915)
- On June 26, 2023, **Adrian Norman**, a representative of **Timcast News**, in Frederick, Maryland, requested from U.S. Customs and Border Protection (CBP) records pertaining to any known or suspected involvement of Mexican drug cartel, transnational criminal organizations, or individuals, relating to the Robb Elementary School shooting in Uvalde, Texas, from January 1, 2022, to the present. (Case number CBP-FO-2023-101084)
- On June 26, 2023, **Nassim Benchaabane** a representative of **St. Louis Post-Dispatch** in Saint Louis, Missouri, requested from the Federal Emergency Management Agency (FEMA) records pertaining to all property acquisitions in Missouri and in Illinois funded by FEMA from 2017 to 2023. (Case Number 2023-FEFO-00794)
- On June 26, 2023, **Sarah Holder**, a representative of **Bloomberg News/CityLab** in New York City, New York, requested from the Federal Emergency Management Agency (FEMA) records pertaining to a list of grantees and the size of the grants disbursed to each under the State Homeland Security Program from 2020 to 2022. (Case Number 2023-FEFO-00795)
- On June 27, 2023, **Ainslie Lycans**, a representative of **Live 5 News** in Charleston, South Carolina, requested from the Federal Emergency Management Agency (FEMA) Fire Incident Reports given to FEMA from the NFIRS database (Case Number 2023-FEFO-00802)
- On June 27, 2023, **Ryan Milliron**, a private individual, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the

email history of Nina Jankowicz from January 1, 2021, through May 28, 2022. (Case Number 2023-HQFO-01939)

- On June 27, 2023, **Ryan Milliron**, a private individual, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the email history of Samantha Vinograd from January 1, 2021, through May 28, 2022. (Case Number 2023-HQFO-01938)
- On June 27, 2023, **Ryan Milliron**, a private individual, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the email history of Robert Silvers from January 1, 2021, through May 28, 2022. (Case Number 2023-HQFO-01937)
- On June 27, 2023, **Ryan Milliron**, a private individual, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the email history of Eric Falcon from January 1, 2021, through May 28, 2022. (Case Number 2023-HQFO-01936)
- On June 27, 2023, **John Greenwald**, a representative of **The Black Vault** in Castaic, California, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications between the Office of the Chief Information Officer (OCIO) and the Bigelow Aerospace Advanced Space Studies (BAASS) or Bigelow Aerospace, between the dates of January 1, 2008, through December 31, 2015. (Case Number 2023-HQFO-01934)

Late Requests:

- On June 21, 2023, **Dhruv Mehrotra**, a representative of *WIRED Magazine* in Beacon, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the I-854, Inter-Agency Alien Witness and Informant Record. (Case Number COW 2023-004300)
- On June 21, 2023, **Jack Poulson**, a representative of *Tech Inquiry* in Ridgewood, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining email correspondence, modifications, and statements of work related to a contract between Anduril Industries, Inc. and CBP from January 1, 2023, through June 21, 2023. (Case Number CBP-FO-2023-099008)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to materials used to prepare or implement training on emergency driving as part of the “Advanced Training” at the U.S. Border Patrol Academy from December 1, 2021, through May 31, 2023. (Case Number CBP-FO-2023-099177)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to materials used to prepare or implement training on emergency driving as part of the “Basic Training” at the U.S. Border Patrol Academy from December 1, 2021, through May 31, 2023. (Case Number CBP-FO-2023-099179)

- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to materials used to prepare for, provide, or implement CBP's annual refresher course on emergency driving from December 1, 2021, through May 31, 2023. (Case Number CBP-FO-2023-099180)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to meeting agenda and meeting notes for the last two meetings of the Local Use of Force Review Board(s) (LUFBR(s)) charged with reviewing less-than-lethal use-of-force incidents involving CBP personnel in the state of New Mexico, El Paso County or Hudspeth County, Texas. (Case Number CBP-FO-2023-099182)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to meeting agenda and meeting notes for the last two meetings of the National Use of Force Review Board (NUFRB). (Case Number CBP-FO-2023-099184)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the current membership directory, membership roll, or list of participants for CBP's National Use of Force Review Board (NUFRB). (Case Number CBP-FO-2023-099185)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to materials used to prepare for, provide, or implement training on emergency driving as part of the "Advanced Training" at the OFO Field Operations Academy from December 1, 2021, through May 31, 2023. (Case Number CBP-FO-2023-099186)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to materials used to prepare for, provide, or implement training on emergency driving as part of the "Basic Training" at the OFO Field Operations Academy from December 1, 2021, through May 31, 2023. (Case Number CBP-FO-2023-099187)
- On June 21, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union (ACLU)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the current membership directory, membership roll, or list of participants for the Vehicular Pursuits Review Committee. (Case Number CBP-FO-2023-099188)

III. Freedom of Information Act Releases

- On June 23, 2023, the U.S. Immigration and Customs Enforcement (ICE) released to **Ian Head** a representative of **Immigration Defense Project, Organized Communities Against Deportations, and the Center for Constitutional Rights** in New York, New York, released 544 pages of records pertaining to the "Citizen Academies" run by ICE. Of the release, 75 pages were released in full, 146 pages were withheld in their entirety and portions of 323 pages were withheld pursuant to FOIA Exemptions 5, 6, 7(C) and 7(E). (Case Number 2020-ICFO-66235)
- On June 26, 2023, the Cybersecurity & Infrastructure Security Agency (CISA) released to **Aaron Schaffer**, a representative of the *Washington Post* in Washington D.C., 31 pages of records pertaining to email correspondence from CISA email accounts to social media companies about potential misinformation and disinformation, as detailed in an August 10, 2022, DHS Office of Inspector General report. Portions of this response are being withheld pursuant to FOIA Exemption 6. (Case Number 2022-NPFO-00194)
- On June 27, 2023, U.S. Customs and Border Protection (CBP) issued to **Adrian Norman**, a private individual with *Timcast News* in Frederick, Maryland, a full denial in response to his request seeking records pertaining to any known or suspected involvement of Mexican drug cartel, transnational criminal organizations, or individuals, relating to the Robb Elementary School shooting in Uvalde, Texas, from January 1, 2022, to the present. These records were withheld pursuant to FOIA Exemption 7(A). (Case number CBP-FO-2023-101084)
- On June 28, 2023, the Cybersecurity & Infrastructure Security Agency (CISA) released to **Michele Weckerly**, a representative of **Salmon Ricchezza Singer & Turchi, LLP** in Sewell, New Jersey, 4 pages of records pertaining to email communications from PECO to DHS concerning a report made by PECO Energy Company relating to individuals who requested access to PECO's rooftop in Philadelphia, Pennsylvania on October 17, 2019, and any investigation that took place as a result of that report from November 10, 2019, to June 22, 2022. Portions of the response will be withheld pursuant to FOIA Exemptions 4, 6 7(C), and 7(E). (Case Number 2022-NPFO-00164)
- On June 28, 2023, the U.S. Department of Homeland Security (DHS) released to **Jacob Fenton**, a representative of *MuckRock News* in Somerville, Massachusetts, four pages of records pertaining to email communications from employee Bhargav Patel containing the word "Portland" between May 1, 2020, and November 1, 2021, and any report, memorandum, after action report, technical assessment or the like assessing the successes/failures/lessons learned from the deployment of C-UAS technology to Portland, Oregon in the summer and fall of 2020. Portions of this release were withheld according to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-00609)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Al Otro Lado v. U.S. Customs and Border Protection (CBP) (22-cv-01450)* plaintiff filed a FOIA request on July 20, 2021, seeking records pertaining to policies, complaints, statistics, and guidance relating to the treatment and processing of migrants injured due to falling from the US-Mexican border wall. Plaintiff filed suit on March 4, 2022, seeking declaratory and injunctive relief. On June 22, 2023, U.S. Customs and Border Protection (CBP) issued its fifth interim response consisting of 83 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to drafts and unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On June 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On June 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 438 pages of records to the plaintiff.
- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, through the present between ICE and eleven companies which owned, operated, or managed detention facilities. On June 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 424 pages of records to the plaintiff.
- In the matter of *Boston University School of Law, Immigrants’ Rights & Human Trafficking Program v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03539)*, plaintiff filed a FOIA request on November 21, 2022, seeking records pertaining to the total number of DHS I-138 Immigration Enforcement Subpoenas issued to the several entities between January 1, 2018, to present. On June 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 79 pages of records to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS’s September 30, 2021, immigration

enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On June 23, 2023, U.S. Customs and Border Protection (CBP) issued its 13th interim response consisting of 181 pages of records to the plaintiff.

- In the matter of ***Documented v. U.S. Department of Homeland Security (DHS) (21-cv-03142) (2022-HQLI-00013)***, plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary's Decision Papers issued or published on or after January 1, 2017, to the present. On June 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 2 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5.
- In the matter of ***Muslim Advocates v. U.S. Department of Homeland Security (DHS) (17-cv-02080) (2018-HQLI-00006)*** plaintiff filed a FOIA request on July 5, 2017, seeking records pertaining to the enforcement of the waiver provisions of the Second Executive Order. On June 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 300 pages of records to the plaintiff. Of the 300 pages, 2 pages are withheld in part, and 155 pages are withheld in full, pursuant to FOIA exemptions 5,6, and 7(E).
- In the matter of ***America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01896) (2022-HQLI-00044)***, plaintiff filed a complaint on July 5, 2022, seeking records pertaining to political appointees since January 20, 2021. On June 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 122 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.
- In the matter of ***American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)***, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On June 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 147 pages of records to the plaintiff.
- In the matter of ***Innovation Law Lab v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00443)***, plaintiff filed a FOIA request on May 3, 2022, seeking records pertaining to the DHS Office of Inspector General (OIG) inspection of the Torrance County Detention Facility (TCDF) that took place from February 1, 2022, through February 3, 2022. On June 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 421 pages of records to the plaintiff.
- In the matter of ***Project South v. U.S. Immigration and Customs Enforcement (ICE)(22-cv-00979)***, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at the Stewart Detention Center (SDC), including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On June 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 600 pages of records to the plaintiff.

- In the matter of *Center to Advance Security in America v. U.S. Homeland Security (DHS) (22-cv-03329) (2023-HQLI-00018)* plaintiff filed a FOIA request in May and July 2022 seeking records pertaining to the Disinformation Governance Board. On June 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 22 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemption 6.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01255) (2023-HQLI-00004)*, plaintiff filed a complaint on April 4, 2022, seeking records pertaining to CISA's CFITF, MDM team, certain policies and directors, certain communications related to the 2020 election, and communications between certain CISA employees and specific private entities. On June 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 263 pages of records to the plaintiff. Portions of this release were withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-1171) (2021-HQLI-00032)*, plaintiff filed a complaint on April 4, 2021, seeking records mentioning or referring to Migrant Protection Protocols. On June 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 16 pages of records to the plaintiff.
- In the matter of *Charles Kuck, LLC v. U.S. Citizenship & Immigration Services (USCIS) (23-cv-01001)*, plaintiff filed a FOIA request on November 15, 2022, seeking records pertaining to the number of new H-1B petitions filed in FY 2022 after the employer was notified of their lottery selection in the FY 2022 lottery. On June 29, 2023, the U.S. Citizenship & Immigration Services (USCIS) released 1 Excel spreadsheet to the plaintiff.
- In the matter of *Catholic Legal Immigration Network, Inc. v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On June 30, 2023, U.S. Citizenship & Immigration Services (USCIS) released 3 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
July 13, 2023 - July 19, 2023
DHS Privacy Office
July 24, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On June 29, 2023, **Samuel Mangold-Lenett** a representative of **The Federalist** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications concerning DHS's funding and use of "artificial intelligence," "AI," "machine learning," and "deep learning" technologies for the use of identifying and securing "soft targets." (Case Number 2023-HQFO-02055)
- On July 13, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications from individuals within DHS immediate Office of the Secretary; Office of Intelligence and Analysis; Office of Homeland Security Situational Awareness; Cybersecurity and Infrastructure Security Agency; Office of Partnership and Engagement; and the Office for Civil Rights and Civil Liberties using the following terms "Moms for Liberty", "Tiffany Justice", "Tina Descovich". (Case Number 2023-HQFO-01995)
- On July 13, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email communications including attachments and calendar invites to or from David Sherborne; to or from the email domain "@5rb.com"; regarding Prince Henry Charles Albert David of the British Royal Family, Prince Harry, His Royal Highness Prince Henry of Wales or the Duke of Sussex. (Case Number 2023-HQFO-01999)
- On July 14, 2023, **William Robinson**, a representative of **MailOnline** in New York, New York, requested from the United States Secret Service (USSS) records pertaining to communications with external agencies including White House staff, the DC fire department and EMT and any other government agencies or local law enforcement the substance found at the White House on the evening of July 2, 2023. (USSS Case Number 20230733)
- On July 14, 2023, **Chris Nelson**, a representative with **Judicial Watch** in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to communications from the U.S. Secret Service from July 1, 2023, to July 14, 2023, regarding a white powdery substance found inside the West Wing of the

- White House on July 2, 2023, determined through testing to be the illegal drug cocaine. (Case Number 20230735)
- On July 14, 2023, **John Greenwald, Jr.**, a representative of *The Black Vault, Inc* in Castaic, California, requested from the United States Secret Service (USSS) records pertaining to the recent investigation into cocaine found at the White House on or around July 2, 2023. (Case Number 20230736)
 - On July 14, 2023, **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills, California, requested from the United States Secret Service (USSS) records pertaining to emails, text messages, photographs, memos, letters, directives, intelligence bulletins, threat assessments, after action reports, suspicious activity reporting, and open-source intelligence/social media monitoring reports, referencing the cocaine found in the West Wing of the White House. (Case Number 20230737)
 - On July 14, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the United States Secret Service (USSS) records pertaining to internal reports, documents, and communications surrounding the cannabis found at the White House during screenings on two separate occasions June and September 2022. (Case Number 20230738)
 - On July 16, 2023, **Ira Luschenstein**, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the DHS Organized Gangstalking and Community Policing program, including the training manuals/programs. (Case Number 2023-HQFO-02056)
 - On July 18, 2023, **Ashley Graham**, a representative of *NBC 2* in Fort Myers, Florida, requested from the Federal Emergency Management Agency (FEMA) records pertaining to contracts between FEMA and the Edison Grande apartments for Direct Lease tenants placed at the property due to Hurricane Ian. (Case Number 2023-FEFO-00857)
 - On July 18, 2023, **Joseph Cox** a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the banking system "Hawala" from January 1, 2020, to the date this request is processed. (Case Number 2023-ICFO-34826)
 - On July 19, 2023, **Mike Howell** a representative of the **Heritage Foundation Oversight Project** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining emails communications to and from Erik A. Hooks. (Case Number 2023-FEFO-00866)
 - On July 19, 2023, **Maria Louka**, a representative of *Fox News* in New York, New York, requested from the Transportation Security Administration (TSA) records pertaining to various surveillance footage of Samuel Otis Brinton, stealing luggage from Harry Reid Airport, Dulles International Airport and Minneapolis-Saint Paul International Airport. (Case Number 2023-TSFO-01066)
 - On July 19, 2023, **Mike Howell**, a representative with **The Heritage Foundation** in Washington, DC, requested from the United States Secret Service (USSS) a copy of

the index of several hundred individuals who may have accessed the area where the cocaine was found at the White House. (USSS Case Number 20230742)

- On July 19, 2023, **Dylan Winward** a representative of **The Daily Dot** in Austin, Texas, requested from the Federal Emergency Management Agency (FEMA) records pertaining to budgets, expenditures, public spending, advertising spends, contracts with independent advertising agencies, social media spending, content video production costs, advertising buys and remuneration for speakers and public influencers relating to The Great Shakeout campaign. (Case Number 2023-FEFO-00862)
- On July 19, 2023, **Grace Vitaglione** a representative of **Carolina Public Press** in Asheville, North Carolina, requested from the Federal Emergency Management Agency (FEMA) records pertaining to action plans/strategic plans submitted to FEMA by North Carolina Emergency Management in Fall 2019 to address North Carolina's performance to reduce errors on project application submissions to the Hazard Mitigation Grant Program for Hurricane Florence. (Case Number 2023-FEFO-00862)
- On July 19, 2023, **Donald Rudny**, a private individual, requested from the Federal Emergency Management Agency (FEMA) records pertaining to correspondences received by or transmitted to the Hawaii County Public Works Department regarding the Makea Stream Bridge located in Pepeekeo, Hawaii. (Case Number 2023-FEFO-00868)

Late Requests:

- On June 2, 2023, **Nadzeya Evgenis**, a private individual in Brooklyn, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to Olga Tsvyk, the victim of a high-profile attempted murder case in New York in 2016. (Case Number NRC 2023-171804)
- On July 6, 2023, **Yueding Wang**, a representative of **CNN** in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to internal communications that mention "Special Immigrant Visas" program, or "SIV" from January 1, 2023, through June 30, 2023. (Case Number COW 2023-004628)
- On July 10, 2023, **Mohamed Benbattouche**, a private individual, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the late Huu Can Tran, the perpetrator in the 2023 Monterey Park, California shooting. (Case Number COW 2023-004696)
- On July 10, 2023, **Mohamed Benbattouche**, a private individual, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the late Abdelkrim Belachheb, the perpetrator in the 1984 Dallas nightclub shooting. (Case on Number COW 2023-004697)

- On July 12, 2023, **Chris Opila**, a representative of the **International Refugee Assistance Project (IRAP)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the current version of the USCIS Refugee Application Assessment Standard Operating Procedure, which governs how USCIS refugee officers in the Refugee, Asylum, and International Operation (RAIO) Directorate record their adjudication of a refugee application (Form I-590) in the Refugee Application Assessment. (Case Number COW 2023-004750)

III. Freedom of Information Act Releases

- On July 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Ginger McCall**, a representative of **Demand Progress** in Arlington, Virginia, 29 pages of records and 10 Excel spreadsheets pertaining to plans and reports the agency produces for Congress, in accordance with statutory requirements or as directed in congressional reports. These records were released in full. (Case Number 2022-HQFO-00832)
- On July 19, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Zach Steiber**, a representative of **The Epoch Times** in New York City, New York, 60 pages of records pertaining to communications to and from Alejandro Mayorkas mentioning "truck", "truckers", or "bridge" from January 13, 2022, to February 13, 2022. Portions of this release were withheld according to FOIA Exemptions 6 and 7(C). (Case Number 2022-HQFO-00608)
- On July 19, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Leopold**, a representative of **BuzzFeed News** in Los Angeles, California, 7 pages of records pertaining to emails to and from senior officials related to the decision by DHS to suspend New York State resident's enrollment in Trusted Traveler programs, such as Global Entry and NEXUS. Portions of this response are being withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2020-HQFO-00561)
- On July 19, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Jolie McCullough**, a representative of the **Texas Tribune** in Austin, Texas, two spreadsheets and 10 pages of records pertaining to credible fear data in asylum cases. (Case Number COW 2018-000794)
- On July 19, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Betsy Lawrence**, a representative of **American Immigration Lawyers Association** in Washington, D.C., six Excel spreadsheets and 2,947 pages of records pertaining to the interpretation and/or implementation of the June 28, 2018, Policy Memorandum, "Updated Guidance for the Referral of Cases and Issuance of Notices to Appear in Cases Involving Inadmissible and Deportable Aliens". Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number COW 2018-001229)

- On July 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Carlo Foppiano Palacios** a representative of **Cooper University Hospital** in Plymouth Meeting, Pennsylvania, released a one-page record pertaining to ERO for information pertaining to patient sex, country of origin, the name of the holding facility, age of death, date of death, whether the death was due to an infectious agent, cause of death, and the location of death. (Case Number 2023-ICFO-02891)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *NBC 7 San Diego v. U.S. Department of Homeland Security (DHS), U.S. Customs and Border Protection (CBP), United States Immigration and Customs Enforcement (ICE), United States Citizenship and Immigration Services (USCIS) (19-cv-01146)*, plaintiff filed a FOIA request on March 20, 2019, seeking records consisting of addresses ending in “.cop.gov” that contain “media”, “reporter”, or “journalists”, and any of the following terms: caravan, migrant caravan, southern border, Mexican border, migrants, or refugees. On July 13, 2023, the United States Citizenship and Immigration Services (USCIS) released 102 pages of records to the plaintiff.
- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-02015) (2022-HQLI-00047)* plaintiff filed a complaint on May 5, 2022, seeking records pertaining to the formation of the Disinformation Governance Board. On July 13, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 138 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Immigrant Investor Association LLC v. U.S. Citizenship and Immigration Services (23-cv-00051)*, plaintiff filed a FOIA request on November 29, 2022, seeking records pertaining to the chain of custody and file movement for forms I-526 and I-829. On July 13, 2023, the United States Citizenship and Immigration Services (USCIS) released nine spreadsheets to the plaintiff.
- In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to communications between government officials and representatives of Amazon or AWS regarding facial recognition technology or Recognition. On July 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 78 pages of records to the plaintiff.
- In the matter of *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-10625)*, plaintiff filed a FOIA request on June 14, 2022,

seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and any other federal agencies between the dates of 12/01/2019-3/31/2020, Emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and the New York City Police Department from December, 1 2019 to March, 31, 2022. On July 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 490 pages of records to the plaintiff.

- In the matter of *Harvard Immigration and Refugee Clinical Program v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-104086)*, plaintiff filed a FOIA request on October 21, 2020, seeking records pertaining to the implementation of the Nationwide Policy and National Qualified Representative Program (NQRP) by DHS, ICE and CBP to provide enhanced procedural protections to certain unrepresented and detained individuals in removal proceedings with serious mental disorders or conditions that may render them incompetent to represent themselves in immigration proceedings. On July 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 393 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of draft, unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On July 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-01171) (2021-HQLI-00032)*, plaintiff filed a complaint on May 26, 2021, seeking records pertaining to correspondences, policies, and legal analyses mentioning or referring to Migrant Protection Protocols (MPP). On July 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 27 pages of records to the plaintiff. 8 pages are being released in full and 19 pages are being withheld in full pursuant to FOIA exemption 5.
- In the matter of *LEOPOLD/BUZZFEED v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)*, plaintiff filed a complaint on January 11, 2018, seeking records pertaining to the email history of USCIS ombudsman Julie Kirchner. On July 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the 54th interim response, consisting of 243 pages of records to the plaintiff.
- In the matter of *MA and CCR v. U.S. Department of Homeland Security (DHS) (22-cv-00138) (2022-HQLI-00022)* plaintiff filed a complaint on January 20, 2022, seeking records pertaining to political appointees and communications discussing citizen protests or school board meetings raising concerns about COVID-19 policies or critical race theory educational curriculum. On July 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 58 pages to the plaintiff.

- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)*, plaintiff filed a complaint on June 15, 2022, seeking records pertaining to the Center for Prevention Programs and Partnerships (CP3) and the Office of Intelligence and Analysis (I&A) work regarding domestic violent extremism. On July 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 458 pages of records to the plaintiff.
- In the matter of *Center for Immigration Studies v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03368)*, plaintiff filed a FOIA request on December 13, 2022, seeking records pertaining to communications and records sent or received by any person in Enforcement and Removal Operations (ERO) at ICE headquarters regarding the ICE Fiscal Year 2021 Enforcement and Removal Operations Report. On July 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet of records to the plaintiff.
- In the matter of *Ye Lwin v. U.S. Citizenship & Immigration Services (23-cv-01204)*, plaintiff filed a FOIA request on January 17, 2023, seeking records pertaining to the most current version of the Affirmative Asylum Procedures Manual (AAPM). On July 14, 2023, the United States Citizenship and Immigration Services (USCIS) released 253 pages of records to the plaintiff. In the matter of *Austin Sanctuary Network v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-01686)*, plaintiff filed a FOIA request on February 26, 2020, seeking records pertaining to current policies, procedures, guidelines, instructions, or other materials concerning when and how civil fines and penalties are issued. On July 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 283 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS) (22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children, the cancellation or postponement of Operation Talon, and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On July 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 386 pages of records to the plaintiff.
- In the matter of *New York Legal Assistance Group v. U.S. Department of Homeland Security (DHS) (22-cv-05928) (2022-HQLI-00050)* plaintiff filed a FOIA request on September 29, 2020, seeking records pertaining to the authorization of ICE, HSI, or any other DHS personnel to respond to, assist in responding to, and/or support other law enforcement efforts related to Protests occurring in New York City. On July 17, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 55 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E).
- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field

Office District (BFOD) and records regarding the treatment of people detained at Batavia. On July 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 376 pages of records to the plaintiff.

- In the matter of *Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02687)*, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress (or their staff) regarding the source of funds or path funds issues in the EB-5 program. On July 17, 2023, the U.S. Citizenship and Immigration Services (USCIS) released 181 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On July 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,080 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
July 20, 2023- July 26, 2023
DHS Privacy Office
July 31, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On July 20, 2023, **Sasha Pezenik**, a representative of *ABC News* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to Operation Lone Star, and complaints and/or violations of policy from March 2021 to July 2023. (Case Number CBP-FO-2023-111616)
- On July 20, 2023, **Sasha Pezenik**, a representative of *ABC News* in New York, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to coordinated interagency security at the U.S. Southern Border in Texas, specifically, Operation Lone Star; including records documenting complaints and/or violations by Texas State personnel including but not limited to employees and those assigned to the Texas Department of Public Safety, at the Texas-Mexico border for the time period of March 2021 through July 2023. (Case Number 2023-ICFO-35271)
- On July 21, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the United States Secret Service (USSS) records pertaining to any drugs being used or found in the White House since January 2021. (USSS Case Number 20230746)
- On July 21, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the United States Secret Service (USSS) records pertaining to the investigation, internal reports, documents, and communications surrounding the cocaine found in the White House on July 2, 2023. (USSS Case Number 20230747)
- On July 24, 2023, **Steven Miller**, a representative of **Real Clear Investigations**, requested from the United States Secret Service (USSS) records pertaining to reports resulting from tests on cocaine found in the White House in July. (USSS Case Number 20230749)
- On July 24, 2023, **Emiliana Wood**, a representative of *NewsNation* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining in possession of the United States Secret Service regarding a bag of cocaine found in the West Wing of the White House in July 2023. (USSS Case Number 20230751)
- On July 24, 2023, **Julia Love**, a representative of *Bloomberg News* in San Francisco, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications to and from the Sector Intelligence Unit agent or leadership to station leadership referencing the utilization of social media by

- members of human smuggling networks to recruit drivers, caretakers and other people involved in human smuggling incident. (Case Number CBP-FO-2023-113142)
- On July 24, 2023, **Mike Howell**, a representative of the **Heritage Foundation Oversight Project** in Washington, D.C., requested from the Office of Inspector General (OIG) records pertaining to the email history of Joseph V. Cuffari mentioning, “on the background”, “off the record”, “compliance”, “confidential”, “complaint”, “investigation”, “classified”, “LIMDIS”, “not for attribution”, “non-attribution”, “not attributed”, “source”, “anonymity”, “anonymous”, “sensitive”, “counsel”, “embargo”, “embargoed”, “policy draft”, “talking points”, “pre-read”, “briefing sheet”, “sitrep”, or “memorandum”. (Case Number 2023-IGFO-00439)
 - On July 24, 2023, **Mike Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to a current organizational hierarchy chart for FEMA. (Case Number 2023-FEFO-00880)
 - On July 24, 2023, **Mike Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to a current organizational hierarchy chart for the National Flood Insurance Program. (Case Number 2023-FEFO-00881)
 - On July 24, 2023, **Mike Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to a current organizational hierarchy chart for U.S. Fire Administration. (Case Number 2023-FEFO-00882)
 - On July 26, 2023, **Liam Elder-Connors**, a representative of **Vermont Public** in Colchester, Vermont, requested from the Federal Emergency Management Agency (FEMA) records pertaining to applications for Hazard Mitigation Assistance Grants (HMGP) for projects in Waterbury, Vermont, related to Tropical Storm Irene (Case Number 2023-FEFO-00897)
 - On July 27, 2023, **Angela Kitchen** a representative of **Mississippi Republic Free Press** in Jackson, Mississippi, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the Federal Natural Disaster Declaration for the City of Rolling Fork, Sharkey County, Mississippi; monetary amounts awarded to and paid to Sharkey County and the City of Rolling Fork, Mississippi, to include date of award and date of disbursement. (Case Number 2023-FEFO-00900)

Late Requests:

- On May 16, 2023, **Camille Legerme Motyl**, a private individual in Bronx, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to Pierre Eustache Daniel Fignole, a late prominent Haitian politician who served as Haiti’s provisional head of state briefly in 1957. (Case Number NRC 2023-150644)
- On June 27, 2023, **Andrew Free** a representative of **MuckRock News**, in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Forms CJ9, CJ9-A, CJ10, or CJ10-A sent from DHS to the

- Department of Justice, Bureau of Justice Statistics, in compliance with the Death in Custody Reporting Act since January 1, 2015. (Case Number 2023-ICFO-36257)
- On June 30, 2023, **Edgar Flores**, a private individual in Las Vegas, Nevada, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of Carlos Gurry, the alleged conspirator in the 1990 killing of an FBI agent in Las Vegas. (Case Number NRC 2023-204914)
 - On July 15, 2023, **Todd Brogowski**, a representative of *Mountainair Dispatch* in Mountainair, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to ICE Organizational Charts, Alert Rosters, and/or chain of command documents associated with the CoreCivic facility in Estancia, New Mexico. (Case Number 2023-ICFO-34589)
 - On July 15, 2023, **Todd Brogowski**, a representative of *Mountainair Dispatch* in Mountainair, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to standard operating procedures to be followed by any representative of ICE, CoreCivic, or all other agents assigned at the CoreCivic Detention Facility located in Estancia, New Mexico. (Case Number 2023-ICFO-34587)
 - On July 15, 2023, **Todd Brogowski**, a representative of *Mountainair Dispatch* in Mountainair, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to communications to the ICE agency fraud, waste, and abuse hotline, website, or to the ICE Office of the Inspector General pertaining to the ICE/CoreCivic facility in Estancia, New Mexico, from January 1, 2023, to the present. (Case Number 2023-ICFO-34599)
 - On July 15, 2023, **Todd Brogowski** a representative of *Mountainair Dispatch* in Mountainair, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to payroll records for ICE personnel or CoreCivic personnel operating in support of ICE at or associated with the CoreCivic Facility in Estancia, New Mexico. (Case Number 2023-ICFO-34590)
 - On July 15, 2023, **Todd Brogowski**, a representative of *Mountainair Dispatch* in Mountainair, New Mexico, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to contracts for the ICE/CoreCivic Estancia, New Mexico, facility. (Case Number 2023-ICFO-34593)
 - On July 17, 2023, **Lori Jane Gliha**, a representative of *Scripps News* in Denver, Colorado, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the internal affairs file and/or any similar documents that would have examined the allegations made against John Jacob Olivas. (Case Number 2023-ICFO-34718)
 - On July 19, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late Leonard Norman Cohen, a Canadian singer-songwriter, poet, and novelist, best known for his song “Hallelujah”. (Case Number COW 2023-004932)

III. Freedom of Information Act Releases

- On July 20, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Judy Rabinovitz**, a representative of the **American Civil Liberties Union (ACLU)** in New York, New York, 195 pages of records pertaining to the policies, guidance, and emails relating to the return of individuals to foreign contiguous territories. Portions of the release were withheld pursuant to FOIA Exemptions 5 and 6. (Case Number COW 2019-500613)
- On July 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Rebecca Sheff** a representative of the **American Civil Liberties Union** in Albuquerque, New Mexico, a one-page record pertaining to the Inmate Housing History Report for Kesley Vial during his detention at the Torrance County Detention Facility, from April 29, 2022, through August 18, 2022. Of the release, portions were withheld pursuant to FOIA Exemptions 7(E). (Case Number ICE 2023-ICFO-17758)
- On July 21, 2023, U.S. Customs and Border Protection (CBP) released to **Nichola Groom**, a representative of **Reuters News** in Altadena, California, 6 pages of records pertaining to a CBP Detention Notice that is provided to importers when their shipments are detained under the Uyghur Forced Labor Protection Act. This record was released in full. (Case number CBP-FO-2023-094554)
- On July 21, 2023, U.S. Customs and Border Protection (CBP) released to **Jonathan Leach**, a representative of **ABC News** in Washington, D.C., two pictures of former U.S. Border Patrol Supervisor Juan David Ortiz. These records were released in full. (Case number CBP-FO-2023-106329)
- On July 21, 2023, U.S. Customs and Border Protection (CBP) issued to **Edward Stanback**, a private individual in Elgin, Illinois, a full denial in response to his request for the names, titles, qualifications, and contact information of the members of CBP's Vaccine Exemption Review Board (VERB). This record was withheld in full pursuant to FOIA exemptions 6 and 7(C). (Case number CBP-2022-082016)
- On July 24, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Byron Tau**, a representative of **The Wall Street Journal** in Washington, D.C., 112 pages of records pertaining to a contract awarded to JHC Technology, Inc., LLC. Portions of the release were withheld pursuant to FOIA Exemptions 4 and 6. (Case Number CNT 2023-000015)
- On July 26, 2023, the U.S. Department of Homeland Security (DHS) released to **Christina Jump**, a representative of the **Constitutional Law Center for Muslims in America** in Richardson, Texas, 31 pages of records pertaining to Watch listing Advisory Council meetings. Portions of this response are withheld pursuant to FOIA exemptions 5, 6 7(C), and 7(E). (Case Number HQ 2022-HQFO-00829)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07534)*, plaintiff filed a FOIA request on September 26, 2022, seeking records pertaining to template forms used by inspection officials in conducting ICE detention facility inspections as overseen by ICE Office of Detention Oversight (ODO). On July 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 6 excel spreadsheets of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS) (22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children; the cancellation or postponement of Operation Talon and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On July 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 494 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of draft, unsigned I-213 "Record of Deportable/Inadmissible Alien" forms, with corresponding I-247 "Continuation Form", for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On July 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *Brown v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-01637)*, plaintiff filed a FOIA request on March 21, 2023, seeking records pertaining to the FY 2024 H-1B pre-registration that ran from March 1 to March 20, 2023. On July 21, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1 Excel spreadsheet to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Customs and Border Protection (CBP) (22-cv-01450)*, plaintiff filed a FOIA request on July 20, 2021, seeking records pertaining to policies, complaints, statistics, and guidance relating to the treatment and processing of migrants injured due to falling from the US-Mexican border wall. Plaintiff filed suit on March 4, 2022, seeking declaratory and injunctive relief. On July 21, 2023, U.S. Customs and Border Protection (CBP) released two videos and 11 segments of audio to the plaintiff.
- In the matter of *Crabtree v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00745)*, plaintiff filed a FOIA request on July 19, 2019, seeking records pertaining to adjudicative guidance on Form I-765 applications for employment

authorization documents. On July 24, 2023, U.S. Citizenship and Immigration Services (USCIS) released 379 pages of records to the plaintiff.

- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to DHS' discretion to release rather than detain inadmissible aliens entering the United States from the Southern border. On July 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 375 pages of records to the plaintiff.
- In the matter of *Meghan Conley v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-00128)*, plaintiff filed a FOIA request on April 28, 2022, seeking records pertaining to correspondences between ICE and Knox County Sheriff's Office employees regarding the negotiation and signing of ICE 287(g) agreements or ICE IGSA's between the dates of 2017-2022. On July 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 728 pages of records to the plaintiff.
- In the matter of *Knight First Amendment Institute v. U.S. Department of Homeland Security (DHS) (22-cv-03003) (2022-HQLI-00031)*, plaintiff filed a FOIA request on February 15, 2022, seeking records pertaining to a copy of the report ordered in Section 3 of the Biden Proclamation, ending discriminatory bans on entry to the United States, any cover letter, transmittal email, and all records relating to the review ordered in Section 3(d). On July 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 3 pages of records to the plaintiff.
- *Justice Action Center and Immigrant Defenders Law Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592) (2021-HQLI-00044)*, plaintiff filed a complaint on September 22, 2021, seeking records pertaining to the treatment of children who are apprehended at the Mexico border in the company of adults, particularly when either the child or adult state that they are related to each other since 2017. On July 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 27 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(C).
- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01896) (2022-HQLI-00044)*, plaintiff filed a complaint on July 5, 2022, seeking records pertaining to all political appointees since January 20, 2021. On July 25, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 144 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption FOIA exemptions 6 and 7(E).
- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On July 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 558 pages to the plaintiff.

- In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On July 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 994 pages of records to the plaintiff.
- In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet and records related to ICE's communications and contracts with Babel Street's software and use of location data. On July 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 274 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
July 27, 2023- August 2, 2023
DHS Privacy Office
August 7, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On July 27, 2023, **Olivia Weeks**, a representative of the *Daily Yonder* in Cambridge, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to the "U.S. Border Patrol Fiscal Year Sector Profile" particularly, the number of pounds of methamphetamine seized in the Southwest Border Sector each year between 2000 and 2010. (Case Number CBP-FO-2023-114823)
- On July 27, 2023, **Chris Nelson**, a representative of **Judicial Watch** in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to the communication history of employees of the U.S. Secret Service regarding Robert F. Kennedy Jr., 2024 Presidential Candidate, request for U.S. Secret Service protection. (USSS Case Number 20230759)
- On July 28, 2023, **Gregory Korte**, a representative of *Bloomberg News* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to the May 26, 2023, request for Secret Service protection for presidential candidate Robert F. Kennedy Jr.; any records of consultations on the request under 18 U.S.C. 3056; and any records of communications with the Executive Office of the President on the decision to deny protection. (USSS Case Number 20230760)
- On July 28, 2023, **Emily Baker-White**, a representative of **Forbes** in Arlington, Virginia, requested the Federal Emergency Management Agency (FEMA) records pertaining to policies, principles, rules, presentations, recordings, training materials, or guiding documents relating to the use of generative AI tools by department employees. (Case Number 2023-FEFO-00905)
- On July 29, 2023, **Noah Wicks**, a representative of *Agri-Pulse Communications, Inc.* in Nunda, South Dakota, requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence to and from Dina Amato which contain any of the following keywords: (1) "African Swine Fever"; (2) "ASF"; or (3) "swine," from January 1, 2023, through the present. (Case Number CBP-FO-2023-115887)
- On July 31, 2023, **Akela Lacy**, a representative of *The Intercept Media, Inc.* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to the two 2012 use of force incidents determined by CBP's National Use of Force Review Board (NUFRB) to have been outside of CBP policy, as well as

- recommendations for and implementation of discipline of the officers involved. (Case Number CBP-FO-2023-116026)
- On July 31, 2023, **Anna Flagg**, a representative of *The Marshall Project* in Portland, Maine, requested from U.S. Customs and Border Protection (CBP) records pertaining to custody logs for every U.S. Citizen newborn who was born in CBP custody and for every pregnant, postpartum, or nursing person detained in CBP custody from January 1, 2022, through the present. (CBP-FO-2023-116183)
- On July 31, 2023, **Anna Flagg**, a representative of *The Marshall Project* in Portland, Maine, requested from U.S. Customs and Border Protection (CBP) records pertaining to the monthly totals of infant, pregnant, postpartum, or nursing people detained in CBP custody from January 1, 2022, through the present. (CBP-FO-2023-116218)
- On July 31, 2023, **Juan Mendoza**, a representative of **Noticias En La Frontera** in Laredo, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to a CBP contract with a private landowner, Magali Urbina, in Eagle Pass, Texas authorizing CBP to apprehend migrants on their property. (CBP-FO-2023-116288)
- On July 31, 2023, **Kevin Bohn**, a representative of *NewsNation* in Chicago, Illinois, requested from the United States Secret Service (USSS) records pertaining to pictures and videos of the substance found on July 2nd in the West Wing later identified as cocaine; any reports summarizing the fingerprint and DNA tests conducted and the findings; and any summaries of the interviews conducted or reports summarizing the investigation. (USSS Case Number 20230761)
- On July 31, 2023, **John Greenwald**, a representative of *The Black Vault* in Castaic, California, requested from the United States Secret Service (USSS) records pertaining to a copy of the 67-page report submitted to the U.S. Secret Service by the campaign of Robert F. Kennedy Jr. as referenced in this July 28, 2023, tweet by Mr. Kennedy and any correspondence with the Kennedy campaign staff, lawyers, or Kennedy himself regarding his secret service protection. (USSS Case Number 20230763)
- On July 31, 2023, **Mike Howell**, a representative of the **Heritage Foundation** in Washington D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to the email history and calendar history of Chad M. Gorman from January 2021 to the present. (Case Number 2023-FEFO-00914)
- On July 31, 2023, **William Marshall**, a representative of **Judicial Watch** in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to communications sent to and from Secret Service officials regarding the provision for possible provision of USSS protective services to Democratic presidential candidate Robert F. Kennedy. (USSS Case Number 20230766)
- On August 1, 2023, **Nina Wang**, a representative of *Mother Jones* in San Francisco, California, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to USCIS Form I-601 (Application for Waiver of Grounds of Inadmissibility) since January 1, 2018. (Case Number COW 2023-005230)
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- On August 2, 2023, **Ed Gallek**, a representative of *Fox 8* in Cleveland, Ohio, requested from the Transportation Security Administration (TSA) records pertaining to letters of investigation sent by TSA to the City of Cleveland/Hopkins Airport between May 15, 2023, and August 1, 2023. (Case Number 2023-TSFO-01128)

Late Requests:

- On July 17, 2023, **Joseph Cox**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the banking system "Hawala" from January 1, 2020, to the present. (Case Number 2023-ICFO-36864)
- On July 26, 2023, **Ben Wermund**, a representative of *Houston Chronicle* in Arlington, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondences, to include briefings, sent to and from Loren Flossman, Raul Ortiz, and Kristie Canegallo which include any of the following terms: "buoy", "floating barrier", "buoy barrier" or "floating buoy barrier" from January 1, 2022, through January 31, 2023. (Case Number CBP-FO-2023-114284)

III. Freedom of Information Act Releases

- On July 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Aaron Schaffer**, a representative of *The Washington Post* in Washington D.C., 8 pages of records pertaining to emails to and from Tim Maurer mentioning TSA pipeline regulations including but not limited to TSA Security Directive Pipeline-2021-01 and Security Directive Pipeline-2021-02. Portions of this release were withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-01381)
- On July 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release to **Rachael Levy**, a representative of *The Wall Street Journal* in Washington, D.C., 51 pages of records pertaining to communications between employees at the DHS Office for Civil Rights and Civil Liberties, using the following search terms: DVE, domestic violent extremism, domestic terrorism, CVE, TVTP, countering violent extremism, Targeted Violence and Terrorism Prevention. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2022-HQFO-01046)
- On July 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Laura Nixon Kilby**, a private individual in Annapolis, Maryland, 8 pages of records pertaining to evaluation sheets from any interviews that were conducted, resume reviews, and final scores for two job announcements, Supervisory Government Information Specialist (Director, Privacy Oversight) and Supervisory Government Information Specialist (Director, Privacy Policy) that closed on January 15th, 2021. Portions of this response are withheld pursuant to FOIA exemptions 6. (Case Number 2021-HQFO-00497)

- On July 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jennie Taer**, a representative of **Daily Caller News Foundation** in Washington D.C., 74 pages of records pertaining to communications and memoranda received or sent by Secretary Alejandro Mayorkas involving Nina Jankowicz and the Disinformation Governance Board from April 27, 2022, through May 31, 2022. Portions of this request were withheld according to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-01525)
- On July 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jesse Coleman**, a representative of **MuckRock News** in Somerville, Massachusetts, 6 pages of records pertaining to guidance from the Office of the Secretary of the Interior to any law enforcement entities under the jurisdiction of the Secretary of the Interior describing preparation or reaction to the January 6th "Stop the Steal" event. Portions of this response are withheld pursuant to FOIA exemption 7(E). (Case Number 2022-HQFO-01304)
- On July 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Daniel Boguslaw**, a representative of **MuckRock News** in Somerville, Massachusetts, 10 pages of records pertaining to the last 200 pages of emails sent to, from, or copied to Samantha Power. Portions of this release will be withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2023-HQFO-01234)
- On July 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Andrew Free**, a representative of **MuckRock News** in Somerville, Massachusetts, 111 pages of records pertaining to issues of the DHS FOIA Professionals' Newsletter finalized between February 1, 2017, and the present; the full contents of the DHS FOIA Employees' Resource Page; and all emails from James Holzer to any DHS FOIA professional regarding COVID19 sent on or after March 1, 2020. Portions of this release will be withheld pursuant to FOIA Exemption 6. (Case Number 2020-HQFO-01731)
- On July 31, 2023, U.S. Customs and Border Protection (CBP) released to **Kendall Taggart**, a reporter with **BuzzFeed News** in New York, New York, 74 pages of email communications from Julie Kirshner, former adviser to CBP Acting Commissioner Kevin McAleenan. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case Number CBP-2017-057982)
- On July 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Al Otro Lado** a representative of **Muck Rock News** in Boston Massachusetts, 16 pages of records pertaining to all current ICE policies, directives, and memoranda regarding or discussing Special High-Risk Charter Flights, discussions of settlement authority for Federal Tort Claims Act cases, and memorandums discussing the use of force. Of the release, portions of 16 pages will be withheld pursuant to FOIA Exemptions 3, 5, 6, 7(C), and 7(E). (Case Number 2023-ICFO-20829)
- On July 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Taylor Stoneman**, a representative with **American Oversight** in Washington, DC, 25 pages in response to their request for records pertaining to a complete copy of any

ICE Health Service Corps (IHSC) Mortality Review Report of Findings for the following individuals who died in ICE custody: (a) Kuan Hui Lee, and (b) Felipe Montes. Of the release, portions of 25 pages will be withheld pursuant to FOIA Exemptions 5, 6 and 7(C). (Case Number ICE 2023-ICFO-12446)

- On August 1, 2023, U.S. Customs and Border Protection (CBP) issued to **Juan Mendoza**, a representative of *Noticias En La Frontera* in Laredo, Texas, a full denial in response to his request seeking documentation of a CBP contract with a private landowner, Magali Urbina, in Eagle Pass, Texas. These records were withheld pursuant to FOIA exemptions 6, and 7(C). (Case number CBP-FO-2023-1116288)
- On August 1, 2023, the Federal Protective Service (FPS) issued to **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills, California, a no-records response to his request for records pertaining to copies of Joint Intelligence Bulletins/intelligence bulletins, Warning Orders, Projected Incident Activity reporting, threat assessments, emails, open-source reporting, and analyses, referencing the potential indictment of former President Donald Trump in Fulton County, Georgia. (Case Number 2023-FPFO-00371)
- On August 2, 2023, U.S. Customs and Border Protection (CBP) released to **Sarah C. Pritchett**, a representative of *Lund University* in Austin, Texas, 49 pages of records pertaining to abusive complaints against Border Patrol officers in the Southwest region between January 2015-December 2021. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(A), 7(C), and 7(E). (Case number CBP-2022-118930)
- On August 2, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Rebecca Ballhaus**, a representative of *The Wall Street Journal* in New York, New York, 1 Excel workbook of records pertaining to DHS's list of employees who filed 278 financial disclosure reports from 2017 through 2021 in the Office of the Secretary. These records were released in full. (Case Number 2022-HQFO-01029)
- On August 2, 2023, the U.S. Department of Homeland Security (DHS) released to **Lydia Emmanouilidou**, a private individual from Dedham, Massachusetts, 16 pages of records pertaining to the May 25, 2022, official meeting between DHS Assistant Secretary for International Affairs Serena Hoy and Greek Migration and Asylum Minister Notis Mitarachi. Portions of this release were withheld according to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-01482)
- On August 2, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Nicole Neily**, a representative of **Parents Defending Education (PDE) Organization** in Arlington, Virginia, 19 pages of records pertaining to the DHS October 15, 2021, K-12 School Safety and Security meeting, held via Zoom from 2-3 PM ET. Portions of this release were withheld according to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-01030)
- On August 2, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Tanvi Misra**, a representative of *MuckRock News* in Somerville,

Massachusetts, 24 pages of records pertaining to a copy of a 2020 memorandum authored by former DHS top official Chad Mizelle on the purchase of location data by DHS agencies Customs and Border Protection (CBP) and Immigration and Customs Enforcement (ICE). Portions of the release were withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-00588)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Anayeli Pimental Solar v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-00405)*, plaintiff filed a FOIA request on May 12, 2023, seeking records pertaining to Benjamin Gonzalez-Soto. On May 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released 260 pages of records to the plaintiff.
- In the matter of *Center to Advance Security in America (CASA) v. U.S. Department of Homeland (DHS) (22-cv-02246)*, plaintiff filed a complaint on August 2, 2022, seeking records pertaining to the U.S. Immigration and Customs Enforcement (ICE) Air Operations domestic transfer flights. On July 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 18 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E).
- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, requesting records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On July 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 289 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS)(20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On July 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 281 pages and 1 Excel Spreadsheet of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. U.S. Customs and Border Protection (CBP) (20-cv-01583)*, plaintiff filed a FOIA request on August 16, 2019, seeking records pertaining to efforts toward family reunification and the release of the minor from DHS custody and/or facilities, as required by Paragraph 18 of the *Flores*

Settlement. On July 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 570 pages of records to the plaintiff.

- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of the draft, unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On July 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS)(21-cv-09208)*, plaintiff filed a FOIA request on December 14, 2021, seeking records pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On July 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet of records to the plaintiff.
- In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard. On July 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip 0:00-01:59:59 of records to the plaintiff.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On July 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 368 pages of records.
- In the matter of *Jacqueline Stevens v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-05072)*, plaintiff filed a FOIA request on June 22, 2021, seeking records pertaining to Miguel Guzman Silvestre. July 31, 2023, U.S. Immigration and Customs Enforcement released 485 pages of records to the plaintiff.
- In the matter of *Protect the Public’s Trust v. U.S. Department of Homeland Security (DHS) (22-cv-01246) (2022-HQLI-00036)* plaintiff filed a complaint on December 22, 2021, seeking records pertaining to DHS Secretary’s meeting requests, travel records, and visitor logs. On July 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 529 pages of records to the plaintiff. Of the 529 pages, 130 are released in full, and 399 pages are withheld in part pursuant to FOIA exemption 6.
- In the matter of *American Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01255) (2023-HQLI-00004)* plaintiff filed a FOIA request on April, 4, 2022, seeking records pertaining to the Cybersecurity and Infrastructure Security Agency (CISA) Mis-, Dis-, and Misinformation (MDM) team, formerly known as the Countering Foreign Influence Task Force (CFITF), certain policies and directors, certain communications relating to the 2020 election, and communications between certain CISA employees and specific private entities. On July 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 298 pages of records to the plaintiff.

- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-02015) (2022-HQLI-00047)* plaintiff filed a complaint on May 5, 2022, seeking records pertaining to the Disinformation Governance Board. On July 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 24 pages of records to the plaintiff.
- In the matter of *Heritage Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01770) (2022-HQLI-00039)*, plaintiff filed a complaint on March 23, 2022, seeking records pertaining to an investigation of a CBP incident in or near the Rio Grande River near Del Rio, Texas in September 2021. On August 1, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the second interim response, consisting of 326 pages of records to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffry Hernandez Rodriguez aka Roy Hernandez Rodriguez aka Roxsana Hernandez. On August 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 495 pages of records to the plaintiff.
- In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to multiple individuals who died while in ICE custody. On August 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 629 pages of records to the plaintiff.
- In the matter of *Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)*, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at SDC, including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On August 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 91 pages of records to the plaintiff.
- In the matter of *Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)*, plaintiff filed a FOIA request on December 15, 2022, seeking records pertaining to any case information relating to an individual noncitizen and any database information including the term "Dedicated Docket". On August 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 141 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
August 3, 2023- August 9, 2023
DHS Privacy Office
August 14, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On August 7, 2023, **Tyler Detrick**, a private individual, requested from the Federal Emergency Management Agency (FEMA) records pertaining to FEMA 404 Hazard Mitigation grants or Public Assistance - 406 Mitigation grants provided to the Puerto Rican Catholic dioceses of San Juan, Arecibo, Caguas, Fajardo-Humacao and The Catholic Church Extension Society (Catholic Extension). (Case Number 2023-FEFO-00941)
- On August 7, 2023, **Hannah Weinberger**, a private individual, requested from the Federal Emergency Management Agency (FEMA) records pertaining to electronic copies of FEMA's log of records requests fielded by FEMA Region 10 starting January 1, 2023, to August 7, 2023. (Case Number 2023-FEFO-00942)
- On August 8, 2023, **Nathaniel Serslev**, a representative of **Americans for Public Trust** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to emails containing the keywords “vaccine verification,” and/or “verification FAQs,” from the following CDC staff email accounts: Rochelle Walensky, Sherri Berger, Anne Schuchat, CDC Senior Leadership (SeniorLeadership@cdc.gov). (Case Number 2023-HQFO-02121)

Late Requests:

- On June 19, 2023, **Ivan Foronda**, a representative of **Foronda Law, APC** in Commerce, California, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the O-1 visa of Reggae artist Jamiel Foster, best known as Jahmiel. (Case Number NRC 2023-190398)
- On June 20, 2023, **Jeffrey Ehrenpreis**, a representative of **Ralph Ehrenpreis A PLC** in Los Angeles, California, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to Alain Goldman, French film producer best known for his work on *Casino* and *Babylon A.D.* (Case Number NRC 2023-191048)
- On July 28, 2023, **Emily Baker-White** a representative of **Forbes** in Jersey City, New Jersey, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the use of generative artificial intelligence (AI) tools. (Case Number 2023-ICFO-36583)

III. Freedom of Information Act Releases

- On August 3, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Adam Taylor Bates**, a representative of **International Refugee Assistance Project** in New York, New York, 11 pages of records pertaining to the adjudicative review conducted by USCIS, and referred to in the January 29, 2018, memorandum addressing New Procedures and Revised Guidelines for Refugee Adjudications as a Result of the 90-Day Review. Portions of the release were withheld pursuant to FOIA Exemptions 5, and 7(E). (Case Number NRC 2018-187360)
- On August 3, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Scott MacFarlane**, a representative of **COX TV** in Gaithersburg, Virginia, 5 pages of records pertaining to emails sent or received between the agency's "White House liaison" employee(s) and anyone with an email address ending in @who.eop.gov from January 5, 2021, through January 7, 2021. Portions of this response are withheld pursuant to FOIA exemptions 6. (Case Number 2022-HQFO-00422)
- On August 4, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **SiMohamed Benbattouche**, a private individual, 70 pages of records pertaining to the late Huu Can Tran, the perpetrator in the 2023 Monterey Park, California shooting. Portions of the release were withheld pursuant to FOIA Exemptions 6, and 7(E). (Case Number COW 2023-004696)
- On August 4, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Sean Dunagan**, a representative of **Judicial Watch** in Salt Lake City, Utah, 4 pages of records pertaining to any program or policy initiated by DHS to promote voter participation in response to Executive Order 14019, Promoting Access to Voting and strategic plans submitted to the White House Domestic Policy Office. Portions of this release will be withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-00880)
- On August 4, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Mohamed Benbattouche**, a private individual, 181 pages of records pertaining to the late Abdelkrim Belachheb, the perpetrator in the 1984 Dallas nightclub shooting. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case on Number COW 2023-004697)
- On August 8, 2023, the U.S. Department of Homeland Security (DHS) released to **Mehreen Rasheed**, a representative of **American Oversight** in Washington, D.C., 59 pages of records pertaining to decision memoranda, directives, policy interpretations, signed guidance and approved, or otherwise adopted by Acting Secretary Wolf from November 13, 2019, through January 27, 2020. Portions of this response are withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number 2020-HQFO-00482)
- On August 8, 2023, the U.S. Department of Homeland Security (DHS) released to **Justin Glawe**, a private individual in **Savannah, Georgia**, 24 pages of records

pertaining to email communications with email addresses ending in @amazon.com, @facebook.com, @fb.com, @apple.com, e@franklinsquaregroup.com using the terms Artificial intelligence, southern border, disinformation, misinformation, right-wing actors, right-wing extremists, Trump supporters, and QAnon from January 21, 2021, to September 16, 2021. Portions of this release are withheld according to FOIA Exemption 6. (Case Number HQ 2021-HQFO-01490)

- On August 8, 2023, the U.S. Department of Homeland Security (DHS) released to **Lauren Dillon**, a representative of the **Democratic National Committee (DNC)** in Washington D.C., 1,155 pages of records pertaining to calendars, agendas, and any other scheduling records of Acting Secretary Kevin McAleenan and Former Secretary Kirstjen Nielsen from April 4, 2019, through October 1, 2019. Portions of this release are withheld according to FOIA Exemptions 5, 6, 7 (C), and 7(E). (Case Number 2020-HQFO-00152)
- On August 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Samantha Manning**, a private individual in Washington, D.C., 16 pages of records pertaining to correspondence between DHS, the U.S. Capitol Police, the FBI, and the D.C. Metropolitan Police Department which include the keywords “Parler”, “protesters/protests”, “Proud Boys”, “USCP”, “Capitol” and “Inauguration” from January. 4, 2021, through January. 7, 2021. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E). (Case Number 2022-HQFO-00882)
- On August 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Al Otro Lado** a representative of **Muck Rock News** in Somerville, Massachusetts, 71 pages of records pertaining to all complaints of alleged misconduct by ICE employees working in the New Orleans ICE Field Office received since the beginning of Fiscal Year 2020, and all records concerning the investigation or resolution of those complaints. Of the release, portions of 71 pages will be withheld pursuant to Exemptions 6, 7(C), and 7(E). (Case Number 2022-ICFO-15653)
- On August 9, 2023, the U.S. Department of Homeland Security (DHS) released to **Jason Dearen**, a representative of the **Associated Press** in New York, New York, 10 pages of records pertaining to Dr. Martin Cetron, Director of CDC’s Division of Global Migration and Quarantine, emails related to Title 42 to and from email domains @nsc.eop.gov, @who.eop.gov, and @omb.eop., from January 1, 2022, through the date the search commences. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2022-HQFO-01379)
- On August 9, 2023, the U.S. Department of Homeland Security (DHS) released to **Jonathan Allen**, a representative of **Reuters**, 28 pages of records pertaining to emails to and from David Gersten, Acting Director of the DHS Office for Targeted Violence and Terrorism Prevention, regarding the creation and work of that office and all correspondence to and from the Office of Public Affairs regarding the DHS Office for Targeted Violence and Terrorism Prevention, including its most recent budget from March 1, 2019 to August 22, 2019. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2019-HQFO-01164)

- On August 9, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Hopkins**, a representative of the **Immigration Reform Law Institute** in Washington, D.C., 68 records pertaining to written communication within DHS and its agencies involving the SAFE Agreements from November 1, 2020, through February 24, 2021. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6. (Case Number 2021-HQFO-00623)
- On August 9, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Mehreen Rasheed**, a representative of **American Oversight** in Washington, D.C., 25 pages of records pertaining to the discussions and participants in a January 3, 2021, conference call regarding events at the U.S. Capitol, U.S. National Mall, and surrounding sites in Washington D.C. on January 6, 2021. Portions of this response are withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case Number 2022-HQFO-00302)
- On August 9, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alec Ferretti**, a private individual in New York, New York, 179 pages of records pertaining to the late Canadian singer-songwriter Leonard Norman Cohen, best known for his song “Hallelujah”. Portions of the release were withheld pursuant to FOIA Exemptions 3, 6, 7(C), and 7(E). (Case Number COW 2023-004932)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of the draft, unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On August 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *Knight First Amendment Institute at Columbia University v. U.S. Department of Homeland Security (DHS) (17-cv-07572)*, plaintiff filed a FOIA request on August 7, 2017, seeking records pertaining to any new vetting policies; information regarding the government’s understanding of its authority to base immigration decisions on individuals’ speech, beliefs, or associations. On August 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 252 pages of records to the plaintiff.

- In the matter of *Project on Government Oversight, Inc v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to any communications between government officials and representatives of Amazon or AWS regarding facial recognition technology or Recognition. On August 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 85 pages of records to the plaintiff.
- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations facilities. On August 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 190 pages of records to the plaintiff.
- In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On August 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 749 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of the draft, unsigned I-213 "Record of Deportable/Inadmissible Alien" forms, with corresponding I-247 "Continuation Form", for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On August 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *American Immigration Council v. U.S. Department of Homeland Security (DHS) (18-cv-01531) (2018-HQLI-00036)*, plaintiff filed a complaint on June 27, 2018, seeking records pertaining to the separation of adult family members from minor children, all complaints referencing family separation received by the agencies, and data capturing the number of children separated from their families and the number of adult family members who were referred for criminal prosecution. On August 4, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 609 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to digital copies of the draft, unsigned I-213 "Record of Deportable/Inadmissible Alien" forms, with corresponding I-247 "Continuation Form", for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On August 7, 2023, U.S.

Immigration and Customs Enforcement (ICE) released 19 pages of records to the plaintiff.

- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking digital copies of draft, unsigned I-213 “Record of Deportable/Inadmissible Alien” forms, with corresponding I-247 “Continuation Form”, for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On August 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 131 pages of records to the plaintiff.
- In the matter of *The Brennan Center v. U.S. Department of Homeland Security (DHS) (23-cv-05372)*, plaintiff filed a FOIA request on January 27, 2023, seeking records that describe, or discuss the following programs: Domestic Mantis Program or Domestic Mantis Initiative (DM); Forbidden Secrets; Project Campus Sentinel (PCS); Project Steady Stare (PS2); and Stella Sunrise Project (SSP). On August 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 845 pages of records to the plaintiff.
- In the matter of *Eric Chavis v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03113)*, plaintiff filed a FOIA request on May 10, 2022, seeking records pertaining to Eric Chavis. On August 8, 2023, U.S. Immigration and Customs Enforcement released 1,215 pages of records to the plaintiff.
- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to meeting agendas, calendar information, and notes from the engagements between stakeholders and Secretary Mayorkas or his staff. On August 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 67 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 4, 5, 6, and 7(E).
- In the matter of *Louise Trauma Center v. Chad E. Wolf, Acting Secretary, and U.S. Department of Homeland Security (DHS) (20-cv-02348)*, plaintiff filed a FOIA request on October 17, 2019, seeking records pertaining to instructions from Asylum Headquarters to each Asylum office about the frequency and content of training to be given to asylum officers from January 1, 2019, through the date you begin to process this request. On August 8, 2023, U.S. Citizenship and Immigration Services (USCIS) released 9 pages of records to the plaintiff
- In the matter of *Safe Horizon v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS) (21-cv-02328)*, plaintiff filed a FOIA request on February 19, 2020, seeking records pertaining to an applicant’s prior criminal contact in the adjudication of petitions for U nonimmigrant status and applications for adjustment of status for U nonimmigrants based on an underlying U nonimmigrant visa. On August 8, 2023, U.S. Citizenship and Immigration Services (USCIS) released 40 pages of records to the plaintiff.

- In the matter of ***Justice Action Center v. U.S. Department of Homeland Security (DHS) (20-cv-06982)***, plaintiff filed a FOIA request on January 30, 2020, seeking records pertaining to Deferred Action for Childhood Arrivals program records including policies, guidance, correspondence, emails, reports, and data. On August 9, 2023, U.S. Citizenship and Immigration Services (USCIS) released 72 pages of records to the plaintiff.
- In the matter of the ***National Police Association, Inc., v. U.S. Department of Homeland Security (DHS) (22-cv-01724) (2022-HQLI-00042)***, plaintiff filed a complaint on June 16, 2022, seeking records pertaining to the findings of the "investigative work" done by U.S. Customs and Border Protection's Office of Professional Responsibility in response to the September 19, 2021, incident which includes allegations made against or about United States Customs and Border Protection (CBP) agents "whipping" or otherwise engaging migrants attempting to cross into the United States in or near the Rio Grande River near Del Rio, Texas during the migrants' encounter with CBP agents. On August 9, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 29 pages of records to the plaintiff. Portions of this release are withheld pursuant to FOIA Exemptions 5 and 6.
- In the matter of ***The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)***, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to copies of the draft, unsigned I-213 "Record of Deportable/Inadmissible Alien" forms, with corresponding I-247 "Continuation Form", for all apprehensions in the Seattle Area of Responsibility for the time period from April 1, 2020, through November 30, 2021. On August 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 440 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
August 10, 2023- August 16, 2023
DHS Privacy Office
August 21, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On August 10, 2023, **Aaron Torres**, a representative of *The Dallas Morning News* in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to an attendance list of CBP employees and academy members who were present during a demonstration by Cochrane for the marine barriers that took place between June 1, 2020, to June 4, 2020. (Case number CBP-FO-2023-121587)
- On August 10, 2023, **Aaron Torres**, a representative of *The Dallas Morning News* in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to the "Buoy Barrier Demonstration" that took place between June 1, 2020, and June 4, 2020. (Case number CBP-FO-2023-121593)
- On August 10, 2023, **Aaron Torres**, a representative of *The Dallas Morning News* in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications between former CBP employee Loren Flossman and CBP's Jason D. Owens, that is associated with the "Buoy Barrier Demonstration" from June 1, 2020, and June 4, 2020. (Case number CBP-FO-2023-121598)
- On August 10, 2023, **Sherrie Hart**, a representative of *Muckrock News* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to emails and media mentioning "Cochrane" and/or "Cochrane USA" from CBP employees at the specified sectors from January 1, 2023, to present. (Case number CBP-FO-2023-121744)
- On August 10, 2023, **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills, California, requested from the United States Secret Service (USSS) records pertaining to threats of violence and death threats to President Joe Biden. (USSS Case Number 20230815)
- On August 10, 2023, **Paul Kamenar** a representative of *Esquire* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to the investigation of a bag of cocaine that was found in the White House on or about July 1, 2023, and the closing of that investigation. (USSS Case Number 20230816)
- On August 10, 2023, **Katelyn Polantz**, a representative of *CNN* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to emails provided to the Department of Justice special counsel's office from the Secret Service

- in its investigation of the mishandling of national defense material by former President Donald Trump. (USSS Case Number 20230822)
- On August 10, 2023, **Derek Wolf**, a private individual, requested from the United States Secret Service (USSS) records pertaining to an incident involving the discovery of cocaine within the White House premises. (USSS Case Number 20230833)
 - On August 11, 2023, **Sam Biddle**, a representative of *The Intercept* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to the TSA purchase of 200 additional Dataminr First Alert licenses. (Case Number 2023-TSFO-01179)
 - On August 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies (CIS)** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to a dataset reflecting each encounter with a person within the Terrorist Screening Dataset (TSDS) between Ports of Entry from January 1, 2021, through the present. (Case Number CBP-FO-2023-121937)
 - On August 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies (CIS)** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to FOIA requests related to immigration or border security, submitted by requesters classified as representatives of the news media; responsive records produced in response to FOIA requests submitted by several groups/organizations from January 1, 2021, through the present. (Case Number CBP-FO-2023-121963)
 - On August 12, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails sent between Tammy Meckley and any email address ending with senate.gov from January 1, 2010, through the present. (Case Number COW 2023-005524)
 - On August 12, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails sent between Tammy Meckley and any email address ending with house.gov from January 1, 2010, through the present. (Case Number COW 2023-005525)
 - On August 13, 2023, **Lucas McMahon**, a private individual in Lake Zurich, Illinois, requested from U.S. Customs and Border Protection (CBP) records pertaining to the handling and processing of unaccompanied minors and separation of families during processing from January 1, 2016, through December 31, 2020. (Case Number CBP-FO-2023-122468)
 - On August 14, 2023, **Jennie Taer**, a representative of *Daily Caller News Foundation* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to email communications to and from Avidah Moussavian to any email addresses containing '@nilc.org' from March 1, 2022, through July 31, 2023, on the uscis.gov domain. (Case Number COW 2023-005554)
 - On August 15, 2023, **Nicholas Florko**, a representative of *Boston Globe's STAT* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records

- pertaining to packages detained without physical examination from July 1, 2023, to present pursuant to FDA Import Alert 98-06. (Case Number CBP-FO-2023-123187)
- On August 15, 2023, **Ben Wermund**, a representative of the *Houston Chronicle* in Arlington, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to emails sent and received by Supervisory Border Patrol Agent Matthew Bauer from July 10, 2023, to August 15, 2023, containing the terms "Separation of Family Units," "family unit," and/or "father". (Case Number CBP-FO-2023-123253)
 - On August 15, 2023, **Ben Wermund**, a representative of the *Houston Chronicle* in Arlington, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to written communication sent and received by Patrol Agent in Charge Mike Banks relating to Operation Lone Star, Texas Department of Public Safety, and Texas Governor Greg Abbott from July 1, 2022, to February 1, 2023. (Case Number CBP-FO-2023-123257)
 - On August 15, 2023, **Kate Masters**, a representative of *Thomson Reuters* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to the dollar amount of tariffs/duties paid by SHEIN Distribution Corporation, by year, since January 1, 2017. (Case Number CBP-FO-2023-123269)
 - On August 15, 2023, **Jason Wolf**, a representative of *The Arizona Republic* in Phoenix, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to incident reports of stops that involved arrests for alien smuggling from January 24, 2022, through January 25, 2022, in the Tucson Sector. (Case Number CBP-FO-2023-123646)

Late Requests:

- On August 9, 2023, **Aaron Torres**, a representative of *The Dallas Morning News* in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to internal CBP documents, memos, instructions, and/or notes related to the "Buoy Barrier Demonstration" that took place from June 1, 2020, to June 4, 2020. (Case number CBP-FO-2023-120671)
- On August 9, 2023, **Aaron Torres**, a representative of *The Dallas Morning News* in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP photos and videos taken by any CBP or DHS employee from May 25, 2020, to June 30, 2020, that are directly related to the "Buoy Barrier Demonstration" that took place between June 1, 2020, to June 4, 2020, at the CBP Academy. (Case number CBP-FO-2023-120710)
- On August 9, 2023, **Kate Masters**, a representative of *Thomson Reuters* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to results from Oritain's technical demonstration for the verification of origin of finished cotton products, as outlined in a purchase order between Oritain and Customs & Border Protection. (Case number CBP-FO-2023-120945)
- On August 9, 2023, **Kate Masters**, a representative of *Thomson Reuters* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records

pertaining to apparel/footwear shipments denied, returned, or redirected by importers after those shipments were found to be in violation by CBP pursuant to the Uyghur Forced Labor Prevention Act (UFLPA) from January 1, 2023, to present. (Case number CBP-FO-2023-120949)

- On August 9, 2023, **Kate Masters**, a representative of *Thomson Reuters* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to the total number of isotopic/DNA tests requested by Customs and Border Protection and conducted on footwear/apparel shipments pursuant to the UFLPA from June 21, 2022, to present. (Case number CBP-FO-2023-120956)

III. Freedom of Information Act Releases

- On August 9, 2023, U.S. Customs and Border Protection (CBP) issued to **Jean Guerrero**, a representative of the *Los Angeles Times*, in La Mesa, California, a no records determination regarding her request for video footage of a Mexican national named Alberto Ortigoza Martinez who disappeared at around 2:56 p.m. near the Otay Mesa Port of Entry, on January 24, 2014. (Case number CBP-2019-031449)
- On August 10, 2023, U.S. Customs and Border Protection (CBP) issued to **Cristina Flores**, a representative of *KUTV* in Salt Lake City, Utah, a full denial regarding her request for records pertaining to the detention and alleged sexual assault of Lidia Oyola near Calexico in August of 2018. These records were denied pursuant to FOIA exemptions 6, and 7C. (Case number CBP-2019-004268)
- On August 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Manny Ramos**, a representative of *The Chicago Sun-Times* in Chicago, Illinois, 144 pages of records pertaining to invoices from the Chicago Police Department sent to Homeland Security Investigations (HSI) titled "Request for Reimbursement Forms" between January 1, 2012, to February 5, 2020. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C) and 7(E). (Case Number 2020-ICFO-21118)
- On August 10, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Kristina Cooke**, a representative of *Thomson Reuters* in Washington, D.C., 24 pages of records pertaining to the USCIS Language Access Plan published on June 4, 2015. Portions of this release were withheld pursuant to FOIA Exemption 5. (Case Number NRC 2019-010764)
- On August 11, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Matthew Taylor**, a representative of *MuckRock News* in Sommerville, Massachusetts, 169 pages of records pertaining to email communications to and from Kenneth Cuccinelli involving keywords FAIR, FAIRus.org, and CIS.org between May 1, 2019, through May 1, 2020. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number COW 2019-500870)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *CREW v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03120)*, plaintiff filed a FOIA request on September 21, 2020, seeking records pertaining to nonconsensual medical procedures at the Irwin County Detention Center. On August 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released one Excel spreadsheet to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ), CoreCivic and GEO Group. On August 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 319 pages of records to the plaintiff.
- In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-00552) (2023-HQLI-00027)*, plaintiff filed a FOIA request on December 12, 2022, seeking records pertaining to CISA senior officials' meetings on election security with the private sector and Election Infrastructure council groups. On August 11, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 55 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 5.
- In the matter of *American Oversight v. United States Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed two requests on June 25, 2020, and July 17, 2020, seeking records pertaining to the deployment of CBP personnel to protests, due to the death of George Floyd from May 25, 2020, through October 20, 2020. The plaintiff filed a complaint on October 8, 2020, seeking injunctive relief. On August 12, 2023, U.S. Customs and Border Protection (CBP) released its seventeenth interim response, consisting of 36 pages of records to the plaintiff.
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)*, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On August 12, 2023, U.S. Customs and Border Protection (CBP) released its thirty-fourth interim response, consisting of 352 pages of records to the plaintiff.
- In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)*, plaintiff filed a FOIA request on January 11, 2018, seeking records pertaining to emails sent or received by U.S. Citizenship and Immigration Services (USCIS) Ombudsman Julie Kirchner, including to and from her non-DHS email account; all meeting notes, minutes and summaries prepared by or for Ms. Kirchner; and her calendar, appointment book, and phone call log. On August 15,

2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the 55th interim response, consisting of 333 pages of records to the plaintiff. Portions of this release are withheld in part pursuant to FOIA exemptions 5 and 6 and two pages are under the purview of other agencies.

- In the matter of the *Yale Law School Center for Global Legal Challenges v. U.S. Department of Homeland Security (DHS) (21-cv-01011) (2021-HQLI-00043)* plaintiff filed a FOIA request on August 29, 2020, seeking records pertaining to the U.S. Department of Homeland Security records of unclassified guidance, policies, directives, rules, or regulations that govern the drafting of nonbinding understandings and arrangements with foreign countries or international organizations. On August 15, 2023, the U.S. Department of Homeland Security (DHS) released 3 pages of records to the plaintiff.
- In the matter of *Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-02687)*, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress regarding the source of funds or path funds issues in the EB-5 program. On August 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 199 pages of records to the plaintiff.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to all “written reports” referred to in the subsection titled “Weekly Reporting of All Enforcement and Removal Actions” in a memorandum from Tae D. Johnson to “All ICE Employees”. On August 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released one Excel spreadsheet to the plaintiff.
- In the matter of *Austin Sanctuary Network v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-01686)*, plaintiff filed a FOIA request on February 26, 2020, seeking records pertaining to current policies, procedures, guidelines, instructions, or other materials concerning when and how civil fines and penalties are issued. On August 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released 198 pages of records to the plaintiff.
- In the matter of *Immigrant Defense Project v. U.S. Department of Homeland Security (DHS) (20-cv-10625)* plaintiff filed a FOIA request on June 14, 2022, seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and any other federal agencies between the dates of 12/01/2019-3/31/2020, Emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and the New York City Police Department from December 1, 2019, to March 31, 2022. On August 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released 123 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
August 24, 2023- August 30, 2023
DHS Privacy Office
September 4, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On August 24, 2023, **David Bier**, a representative of the **Cato Institute** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to U.S. Border Patrol (USBP) drug seizure from FY 2012, through the present. (CBP-FO-2023-128210)
- On August 24, 2023, **David Bier**, a representative of the **Cato Institute** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to Office of Field Operations (OFO) drug seizure from FY 2012, through the present. (CBP-FO-2023-128211)
- On August 24, 2023, **David Bier**, a representative of the **Cato Institute** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP assets and personnel from FY 1999, through the present. (CBP-FO-2023-128355)
- On August 25, 2023, **David Bier**, a representative of the **Cato Institute** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the total length of the pedestrian border fencing and vehicle border fencing at the start of each fiscal year from FY 2000, through the present. (Case Number CBP-FO-2023-128577)
- On August 25, 2023, **Patrick Francescon**, a representative of **Judicial Watch** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the welding open 114 flood gates in the border wall in Arizona from August 25, 2022, through August 25, 2023. (Case Number CBP-FO-2023-128629)
- On August 25, 2023, **Sam Biddle**, a representative of *The Intercept* in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to emails mentioning the contract between Thundercat Technology, LLC and CBP. (Case Number CBP-FO-2023-128819)
- On August 25, 2023, **Sam Biddle**, a representative of *The Intercept* in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to emails mentioning the contract between Anduril Industries, Inc. and CBP. (Case Number CBP-FO-2023-128821)

- On August 27, 2023, **Tom Wong**, a representative of **U.S. Immigration Policy Center (USIPC) at UC San Diego** in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the daily number of appointments scheduled through the CBP One App from January 1, 2023, through the present. (Case Number CBP-FO-2023-129394)
- On August 30, 2023, **Aline Barros**, a representative of **VOA News** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications to and/or from DHS employees involved in the process of extending and/or redesignating countries for Temporary Protected Status/TPS from January 1, 2023, to August 30, 2023, with any of the following words: DRC, Democratic Republic of the Congo, Mauritania, Ukraine, Afghanistan, El Salvador, Nepal, redesignating, redesignation, extension, expanding, designation, expansion. (Case Number 2023-HQFO-02185)

Late Requests:

- On March 13, 2023, **Joseph Cox**, a representative of **Motherboard** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to Operation Disrupted Passage from January 1, 2018, through the present. (Case Number CBP-FO-2023-055952)
- On August 21, 2023, **Jane Liu** a representative of the **Young Center for Immigrant Children's Rights** in Chicago, Illinois, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to ICE's Young Adult Case Management Program (YACMP) established by ICE in January 2023 for youth aged 18-19 years old. (Case Number 2023-ICFO-39614)
- On August 21, 2023, **Amir Rizvi**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Oath of Office and Insurance Bond/Surety Bond of the USCIS Director Ur M. Jaddou. (Case Number COW 2023-005787)
- On August 23, 2023, **James Fitzpatrick**, a representative of **Center to Advance Security in America** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to meeting requests, calendar entries, virtual meeting invitations, call logs and chats pertaining to the development, implementation, and use of the CBP One Mobile Application from May 1, 2021, through the present. (Case Number CBP-FO-2023-127529)
- On August 23, 2023, **Aline Barros**, a representative of **VOA NEWS** in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to communications to and/or from USCIS employees involved in the processing of refugee and Special Immigrant Visas (SIV) applications from February 1, 2020, through August 22, 2023. (Case Number COW 2023-005767)

III. Freedom of Information Act Releases

- On August 25, 2023, U.S. Customs and Border Protection (CBP) released to **Schuyler Mitchell**, a representative of *The Intercept* in New York, New York, 56 pages of records pertaining to an awarded contract to Matroid, Inc. for custom computer programming services. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-087220)
- On August 25, 2023, U.S. Customs and Border Protection (CBP) released to **Sam Biddle**, a representative of *The Intercept*, in Los Angeles, California, 46 pages of records pertaining to an awarded contract to Thundercat Technology, LLC for Google Cloud Platform Software. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, and 7(C). (Case Number CBP-2023-119571)
- On August 25, 2023, U.S. Customs and Border Protection (CBP) released to **Sam Biddle**, a representative of *The Intercept*, in Los Angeles, California, 37 pages of records pertaining to an awarded contract to Anduril Industries for computer systems design. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-119572)
- On August 25, 2023, U.S. Customs and Border Protection (CBP) issued to **Kate Masters**, a representative of *Thomson Reuters*, in New York, New York, a full denial in response to her request for results and documents pertaining to Oritain's awarded contract for a cotton origin verification pilot program. These records were denied pursuant to FOIA exemptions 4 and 7(E). (Case Number CBP-FO-2023-120945)
- On August 25, 2023, U.S. Customs and Border Protection (CBP) released to **Kate Masters**, a representative of *Thomson Reuters*, in New York, New York, 18 pages of records pertaining to the results from isotopic testing of footwear/apparel shipments from the UFLPA since June 21, 2022. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-FO-2023-120956)
- On August 29, 2023, U.S. Customs and Border Protection (CBP) released to **Hannah Weinberger**, a representative of *Crosscut* in Seattle, Washington, 147 pages of records pertaining to an awarded contract to Hillrose Pet Resort for kenneling services. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-120433)
- On September 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Nick Bauer**, a representative of *The Democratic National Committee* in Washington, D.C., 53 pages of records pertaining to emails to/from Matthew Albence and Chris Kelly with the keywords "10-15", "Facebook", "Escobar", "AOC" or "Ocasio" from January 1, 2019, through the present. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C) and 7(E). (Case Number 2019-ICFO-61881)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Ammad Omar, National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking records pertaining to detention facility contracts produced by local ICE field offices regarding additional detention space; communications related to the opening of detention facilities at former prisons; and communications related to the contracting process for detention center operators previously found to be deficient. On August 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,342 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to whether DHS or any DHS employee, believes DHS has the discretion to release rather than detain inadmissible individuals entering the United States from the Southern border. On August 24, 2023, U.S. Immigration and Customs Enforcement (ICE) released 195 pages of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. U.S. Customs and Border Protection (CBP) (20-cv-01583)*, plaintiff filed a FOIA request on August 16, 2019, seeking records pertaining to efforts toward family reunification and the release of the minor from the DHS custody and/or facilities, as required by Paragraph 18 of the *Flores* Settlement. On August 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 750 pages of records to the plaintiff.
- In the matter of *Reporters Committee for Freedom of the Press v. U.S. Department of Homeland Security (DHS) (19-cv-01146) (2020-HQLI-00001)* plaintiff filed a complaint on March 20, 2019, seeking records pertaining to the arrival of migrant caravans on the U.S.-Mexican border and regarding associated media. On August 25, 2023, the U.S. Department of Homeland Security (DHS) released 123 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA Exemption 6.
- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On August 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 734 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021,

seeking records pertaining to Record of Deportable/Inadmissible Alien forms, with corresponding I-247 Continuation Form, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On August 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 9 pages of records to the plaintiff.

- In the matter of *Sampat v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-01426)*, plaintiff filed a FOIA request on May 11, 2022, seeking records pertaining to USCIS policy on support for or ties to totalitarianism. On August 25, 2023, U.S. Citizenship and Immigration Services (USCIS) released one Excel workbook to the plaintiff.
- In the matter of *Stevens v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02725)*, plaintiff filed a FOIA request on August 6, 2018, seeking records pertaining to contracts and associated attachments, memorandums of understanding, e-mail, and all other items associated with the submission; acceptance, and review of detainee health with Kenosha County, Wisconsin, for health care provided to people held under immigration laws. On August 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 6 Excel spreadsheets of records to the plaintiff.
- In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet and records related to ICE's communications and contracts with Babel Street's software and use of location data. On August 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 255 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to Record of Deportable/Inadmissible Alien forms, with corresponding I-247 Continuation Form, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On August 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 39 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to Record of Deportable/Inadmissible Alien forms, with corresponding I-247 Continuation Form, for all apprehensions in the Seattle Area of Responsibility for from April 1, 2020, through November 30, 2021. On August 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 152 pages of records to the plaintiff.
- In the matter of *The University of Washington v. U.S. Department of Homeland Security (DHS) (22-cv-01329)*, plaintiff filed a FOIA request on December 6, 2021, seeking records pertaining to Record of Deportable/Inadmissible Alien forms, with corresponding I-247 Continuation Form, for all apprehensions in the Seattle Area of Responsibility from April 1, 2020, through November 30, 2021. On August 28, 2023,

U.S. Immigration and Customs Enforcement (ICE) released 2,078 pages of records to the plaintiff.

- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On August 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 79 pages of records to the plaintiff.
- In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to the video of the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation detention facility yard. On August 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip from 0:00-01:59:57 of records to the plaintiff.
- In the matter of *Crabtree v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00745)*, plaintiff filed a FOIA request on July 19, 2019, seeking records pertaining to adjudicative guidance on Form I-765 applications for Category (C)(10) employment authorization documents. On August 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 493 pages of records to the plaintiff.
- In the matter of *Functional Government Initiative (FGI) v. U.S. Department of Homeland Security (DHS) (22-cv-02737)*, plaintiff filed a FOIA request on February 8, 2022, seeking records pertaining to the implementation of the Synthetics Trafficking and Overdose Prevention (STOP) Act of 2018 from January 1, 2020, through September 15, 2022. Plaintiff filed suit on September 15, 2022, claiming injunctive relief. On August 29, 2023, U.S. Customs and Border Protection (CBP) issued its fifth interim response, consisting of eight pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On August 30, 2023, U.S. Customs and Border Protection (CBP) issued its fourteenth interim response consisting of 224 pages of records to the plaintiff.
- In the matter of *Knight First Amendment Institute at Columbia University v. U.S. Department of Homeland Security (DHS) (17-cv-07572)*, plaintiff filed a FOIA request on August 7, 2017, seeking records pertaining to new vetting policies, and about the government's understanding of its authority to base immigration decisions on individuals' speech, beliefs, or associations. On August 30, 2023, Immigrations and Customs Enforcement (ICE) released 493 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union of Massachusetts v. U.S. Department of Homeland Security (DHS) (19-cv-12564)*, plaintiff filed a FOIA request on December 23, 2019, seeking records pertaining to the profiling of certain individuals as alleged gang members and the collaboration of Massachusetts state and

- local law enforcement with DHS in performing such profiling. On August 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 25 pages of records to the plaintiff.
- In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records about ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On August 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 750 pages of records to the plaintiff.
 - In the matter of *Catholic Legal Immigration Network, Inc, et al. v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On August 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 248 pages of records to the plaintiff.
 - In the matter of *International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-02931)*, plaintiff filed a FOIA request on November 1, 2022, seeking records pertaining to Central American Minors parole and Central American Minors re-parole from March 1, 2021, through, November 1, 2022. On August 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 26 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of

personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions.

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
August 17, 2023- August 23, 2023
DHS Privacy Office
August 28, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On August 17, 2023, **Princess Masilungan**, a representative of The Advancement Project in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to documentation that CBP maintains regarding the indictment of Metropolitan Police Department Lieutenant Shane Lamond. (Case Number CBP-FO-2023-124396)
- On August 17, 2023, **Nora Lamontagne**, a representative of *Le Journal de Montréal* in Montreal, Canada, requested from U.S. Customs and Border Protection (CBP) records pertaining to documents detailing the procedures for when an individual is detained at the northern border; statistics concerning the deportation of individuals encountered between ports of entry at the northern border since March 24, 2023, and any record of changes to the Safe Third Country Agreement since January 2022. (Case Number CBP-FO-2023-124535)
- On August 17, 2023, **Joseph Olmo**, a representative of *NBC 4* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to an airline employee who was cited for entering the security checkpoint with a loaded firearm at Ronald Reagan Washington National Airport. (Case Number 2023-TSFO-01190)
- On August 17, 2023, **Tonya Riley** a representative of *CyberScoop News* in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to LexisNexis usage logs between September 2022 and July 2023. (Case Number 2023-ICFO-39105)
- On August 18, 2023, **Marlene Berroa Rodriguez**, a representative of **Just Futures Law** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts between CBP and LexisNexis Special Services. (Case Number CBP-FO-2023-125051)
- On August 18, 2023, **Susan Long**, a representative of **Transactional Records Access Clearinghouse** in Syracuse, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to case-by-case data on Border Patrol apprehensions from July 1, 2022, through July 31, 2023. (Case number CBP-FO-2023-125067)
- On August 18, 2023, **William Marshall**, a representative of **Judicial Watch** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the wearing of face masks in airports, border checkpoints, and any facilities

- in which CBP operates, from January 1st, 2023, to the present. (Case Number CBP-FO-2023-125404)
- On August 21, 2023, **Luis Galvan**, a representative of *Enlace Magazine* in Victoria de Durango, Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the number of individuals who have applied for an asylum appointment through the CBP One application sorted by country of origin. (Case Number CBP-FO-2023-125850)
- On August 21, 2023, **Luis Galvan**, a representative of *Enlace magazine* in Victoria de Durango, Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to statistics on the death of migrants in attempted crossings for fiscal year 2023 separated by gender, age, and country of origin. (Case Number CBP-FO-2023-125851)
- On August 22, 2023, **Emily Keller-O'Donnell**, a private individual requested from the Federal Emergency Management Agency (FEMA) records pertaining to the grant application and award documents, and any associated documents, for the Pre-Disaster Mitigation grant awarded to the Washington State Office of Superintendent of Public Instruction (OSPI) in March 2012. (Case Number 2023-FEFO-00992)
- On August 24, 2023, **Amanda Siebe**, a representative of Rolling Rebel Audits, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the name, location, rate per room, dates the rooms were rented, and contracts with hotels used specifically for staff in Hawaii. (Case Number 2023-FEFO-00995)

Late Requests:

- On July 29, 2023, **Noah Wicks**, a representative of *Agri-Pulse Communications, Inc.* in Nunda, South Dakota, requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications from CBP employee Dina Amata regarding the African Swine Flu from January 1, 2023, to July 31, 2023. (Case Number CBP-FO-2023-115887)
- On August 16, 2023, **Jason Wolf**, a representative of *The Arizona Republic* in Phoenix, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to any Border Patrol traffic stops that involved a Chrysler PT Cruiser on January 24 or 25, 2022, in or near Bisbee, Arizona. (Case Number CBP-FO-2023-124287)

III. Freedom of Information Act Releases

- On August 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Pablo Manriquez**, a representative of *The New Republic* in Washington, D.C., one (1) Excel spreadsheet pertaining to allegations of abuse or assault reported in accordance with Directive 11062.2 between January 1, 2017, to present. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C) and 7(E). (Case Number 2021-ICFO-35155)
- On August 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Byron Tau**, a representative of *The Wall Street Journal* in Washington, DC, 62 pages of records pertaining to the contract between the DHS Office of the Chief

Information Officer and Four Points Technology, LLC. Portions of the release are withheld pursuant to FOIA Exemptions 4 and 6. (Case Number 2023-HQFO-01954)

- On August 21, 2023, U.S. Customs and Border Protection (CBP) issued to **Sherrie Hart**, a representative of **MuckRock News**, in Boston, Massachusetts, a no records response regarding her request for surveillance camera footage from the location where a buoy barrier has been installed along the Rio Grande, near Eagle Pass, between June 1, 2023, through the present. (Case number CBP-FO-2023-115942)
- On August 22, 2023, U.S. Customs and Border Protection (CBP) issued to **Aarian Marshall**, a representative of **WIRED**, in Seattle, Washington, a full denial regarding her request for contacts and correspondence between CBP employees and contractors of Aurora Innovation from July 1, 2022, and August 1, 2023. These records were denied pursuant to FOIA exemptions 4, 6 and 7C. (Case Number CBP-FO-2023-117699)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)*, plaintiff filed a complaint on June 15, 2022, seeking records pertaining to behavioral threat assessment processes and programs to address radicalization and targeted violence including the role and involvement federal, state, and local law enforcement agencies. On August 17, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 1,244 pages of records to the plaintiff. 393 pages are released in full, 67 pages are withheld, and 238 pages are withheld in part, pursuant to FOIA Exemptions 5 and 6.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On August 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,000 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (23-cv-01395) (2023-HQLI-00030)*, plaintiff filed a FOIA request on September 30, 2019, seeking records pertaining to the previous administration email communications between agency leadership and officials from and outside organizations and the White House regarding Migrant Protection Protocols (MPP). On August 18, 2023, the U.S. Department of Homeland Security (DHS) release 219 pages of records to the plaintiff. Portions of the release will be withheld pursuant to FOIA exemption 6.

- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia. On August 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 314 pages of records to the plaintiff.
- In the matter of *Community Justice Exchange v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-02328)*, plaintiff filed a FOIA request on April 14, 2022, seeking records pertaining to the use of B.I. Incorporated's SmartLINK Application for the Intensive Supervision Appearance Program (ISAP). On August 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 7 pages of records.
- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to the September 30, 2021, press release titled "Secretary Mayorkas Announces New Immigration Enforcement Priorities" including the names of all stakeholders that Secretary Mayorkas or staff in his office had engagements with. On August 21, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 24 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 7(A), and 7(E).
- In the matter of *Justice Action Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592) (2021-HQLI-00044)*, plaintiff filed a complaint on September 22, 2021, seeking records pertaining to the treatment and processing of accompanied minor children apprehended at the U.S./Mexico border. On August 21, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 5 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Elwood J. Cooper v. U.S. Department of Justice (DOJ) (99-cv-02513)*, plaintiff filed a FOIA request on May 3, 1999, seeking records pertaining to Elwood J. Cooper. On August 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 9 pages of records to the plaintiff.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On August 23, 2023, U.S. Immigration and Customs Enforcement (ICE) released 488 pages of records to the plaintiff.
- In the matter of *Heritage Foundation & Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-03184) (2023-HQLI-00003)*, plaintiff filed a complaint on July 19, 2022, seeking records pertaining to DHS's involvement in the Government's response to, and investigation of, an incident on September 19, 2021, in which Customs and Border Patrol Agents were accused of "whipping" or otherwise

improperly engaging migrants they encountered who were attempting to cross into the United States in or near the Rio Grande River near Del Rio. On August 23, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the third interim response, consisting of 322 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
August 31, 2023- September 6, 2023
DHS Privacy Office
September 11, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On August 31, 2023, the Federal Law Enforcement Training Centers (FLETC) received a referral FOIA request from the U.S. Department of Agriculture on behalf of **Chris Stanley**, a representative of the **Functional Government Initiative** in Washington, D.C., records pertaining to the calendar year 2022 of the total number of hours of leave used by all employees from all federal agencies for which the USDA National Finance Center processes payroll and leave transactions in the following categories: annual leave, sick leave, administrative leave, restored leave, compensatory time, COVID emergency leave, family medical leave. (Case Number 2023-FLETC-FO-00191)
- On August 31, 2023, **Caroline O'Donovan**, a representative of *The Washington Post* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to copies of incident reports that mention Amazon in the last 10 years. (Case Number 2023-TSFO-01143)
- On August 31, 2023, **Sofia Mejias-Pascoe**, a representative of *inewssource* in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the Office of Professional Responsibility's review or investigation of the death of Jesus Manuel Sladana Rocha on April 23, 2022. (Case Number CBP-FO-2023-131856)
- On August 31, 2023, **Mike McCarthy**, a representative of *WSYX ABC 6* in Columbus, Ohio, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the investigation involving Clayton Kuhles and affiliated MIA recoveries. (Case Number 2023-ICFO-41172)
- On September 1, 2023, **Chris Stanley**, a representative of the **Functional Government Institute** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to the total number of hours of leave used by all employees from all federal agencies for which the USDA National Finance Center processes payroll and leave transactions for calendar year 2022. (Case Number 2023-TSFO-01248)
- On September 1, 2023, **Chris Stanley**, a representative of the **Functional Government Initiative** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence related to the utilization of colored

wristbands to track migrants from August 30, 2022, through the present. (Case Number CBP-FO-2023-132861)

- On September 2, 2023, **John Wernet**, a private individual in Columbus, Ohio, requested from U.S. Customs and Border Protection (CBP) records pertaining to investigative documents related to the death of Border Patrol Agent Rogelio Martinez on November 19, 2017. (Case Number CBP-FO-2023-133079)
- On September 3, 2023, **Mark Sauter**, a representative of *Need to Share News* in Bethesda, Maryland, requested from U.S. Customs and Border Protection (CBP) records pertaining to migrant self-inflicted wounds from January 1, 2021, through the present. (Case Number CBP-FO-2023-133138)

Late Requests:

- On July 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to the banking system "Fei-Chien" from January 1, 2020, through the present. (Case Number CBP-FO-2023-110181)
- On July 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to "fentanyl" and "bitcoin" from January 1, 2021, through the present. (Case Number CBP-FO-2023-110182)
- On July 18, 2023, **Joseph Cox**, a representative of *Motherboard - VICE* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to the banking system "Hawala" from January 1, 2020, through the present. (Case Number CBP-FO-2023-110183)
- On August 30, 2023, **Ann Brown**, a representative of the **Center for Biological Diversity** in Portland, Oregon, requested from the U.S. Customs and Border Protection (CBP) records pertaining to flood modeling, environmental surveys, and the anticipated and observed impacts of the border walls in the Rio Grande Valley Sector from January 1, 2018, through the present. (Case Number CBP-FO-2023-131510)

III. Freedom of Information Act Releases

- On August 30, 2023, U.S. Customs and Border Protection (CBP) released to **Austin Evers**, a representative of **American Oversight**, in Washington, D.C., 22 pages of records pertaining to the separation of families during a public health crisis. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C) and 7(E). (Case number CBP-2020-071669)
- On September 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Nick Bauer**, a representative of **The Democratic National Committee** in Washington, D.C., 53 pages of records pertaining to email communications to and from Matthew Albence and Chris Kelly with the keywords "10-15", "Facebook", "Escobar", "AOC" or "Ocasio" from January 1, 2019, through the present. Portions

of the release were withheld pursuant to FOIA Exemptions 6, 7(C) and 7(E). (Case Number 2019-ICFO-61881)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- On August 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **David Bier**, a representative of the **Cato Institute** in Washington, D.C., a one-page spreadsheet of records pertaining to H2-B fraud and abuse investigations conducted by Fraud Detection and National Security (FDNS). Portions of this release were withheld pursuant to FOIA Exemptions 3, 5, 6, 7(C), and 7(E). (Case Number COW 2020-000267)
- On August 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Lamya Agarwal**, a representative of the **International Refugee Assistance Project** in New York, New York, 249 pages of records pertaining to the training and guidance for assessment of familial relationships for USRAP Refugee Priority 3 P3 applicants. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number COW 2020-000451)
- On September 6, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Chris Stanley**, a representative of the **Functional Government Initiative** in Washington, D.C., 3 pages of records pertaining to FGI requests records for calendar year 2022 of the total number of hours of leave used by all employees from all federal agencies for which the USDA National Finance Center processes payroll and leave transactions. The responsive records were released in full. (2023-FLETC-FO-00191)
- On September 7, 2023, the Federal Protective Service (FPS) issued to **Tom Dreisbach**, a representative of the **National Public Radio** in Culver City, California, a no-records determination in response to his request for records seeking all Information Bulletins issued by the Federal Protective Service's (FPS) Investigations Branch relating to criminal charges against former President Donald Trump, and any court appearances made by former President Donald Trump from January 1, 2023, to the date of the search. (Case Number 2023-FPFO-00442)

VI. Litigation

- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01255) (2023-HQLI-00004)* plaintiff filed a FOIA request on April 4, 2022 to the Cybersecurity and Infrastructure Agency (CISA) seeking records pertaining to CISA's "Mis-, Dis-, and Misinformation" (MDM) team, formerly known as the Countering Foreign Influence Task Force (CFITF), certain policies and directors, certain communications relating to the 2020 election, and communications between certain CISA employees and specific private entities. On August 31, 2023,

the U.S. Department of Homeland Security (DHS) Privacy Office released 327 pages of records to the plaintiff. Of the 327 pages, 176 pages are being released in full, and 151 pages are being released in part pursuant to 5, 6, and 7(E).

- In the matter of *Heritage Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01770) (2022-HQLI-00039)*, plaintiff filed a complaint on March 23, 2022, seeking records pertaining to an investigation of a CBP incident in or near the Rio Grande River near Del Rio, Texas in September 2021. On August 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the second interim response, consisting of 271 pages of records to the plaintiff.
- In the matter of *Byron Tau v. U.S. Department of Defense (DoD) (21-cv-03329) (2022-HQLI-00018)* plaintiff filed a FOIA complaint on May 22, 2020, and July 19, 2021, seeking records in the possession of the DHS Office of General Counsel and CRCL concerning the use of commercially-available data or metadata products, services or databases. On August 31, 2023, the U.S. Department of Homeland Security (DHS) released 44 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-01161) (2023-HQLI-00038)* plaintiff filed a complaint on November 2, 2022, seeking records from the Cybersecurity and Infrastructure Security Agency (CISA) records pertaining to the use of Facebook's Content Request Government Reporting System. On August 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 59 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffry Hernandez Rodriguez aka Roy Hernandez Rodriguez aka Roxsana Hernandez. On August 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 491 pages of records to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, requesting all records pertaining to Jeffry Hernandez Rodriguez aka Roy Hernandez Rodriguez aka Roxsana Hernandez. On August 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 63 pages of records to the plaintiff.
- In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, requesting records pertaining to communications between government officials and representatives of Amazon or Amazon Web Service (AWS) regarding facial recognition technology. On August 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 115 pages of records to the plaintiff.
- In the matter of *Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)*, plaintiff filed a FOIA request on December 15, 2022, seeking records from January 2021 through the present that includes the term

“Dedicated Docket,” except any case information relating to an individual noncitizen and any database information. On August 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 148 pages of records to the plaintiff.

- In the matter of *American Immigration Council v U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On August 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 381 pages of records to the plaintiff.
- In the matter of *Ammad Omar; National Public Radio, Inc. v. U.S. Department of Homeland Security (DHS) (21-cv-09928)*, plaintiff filed a FOIA request on December 27, 2021, seeking records produced or maintained by the agency relating to its detention facility contracts. On August 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 766 pages of records to the plaintiff.
- In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On September 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 135 pages and 5 Excel spreadsheets of records to the plaintiff.
- In the matter of *Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)*, plaintiff filed a FOIA request on April 8, 2022, seeking records from January 2020 to present relating to ICE’s standards of operation at the Stewart Detention Center (SDC) including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE’s records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On September 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 54 pages of records to the plaintiff.
- In the matter of *Haitian Bridge Alliance v. U.S. Department of Homeland Security (DHS) (22-cv-08344) (2023-HQLI-00001)* plaintiff filed a FOIA request on February 25, 2022, seeking records pertaining to the treatment of the 15,000 Haitian migrants in Del Rio, Texas in September 2021. On September 1, 2023, the U.S. Department of Homeland Security released 247 pages of records to the plaintiff. Portions of this release will be withheld pursuant to FOIA Exemptions 6.
- In the matter of *American Accountability Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-00880) (2022-HQLI-00035)*, plaintiff filed a FOIA request on April 27, 2021, seeking records pertaining to email communications from government officials mentioning any of the following: Chip Fulghum, Andrew Lorenzen-Strait, Connie LaRossa, Tony Essalih, Susan Sweat, John Crumbliss, Anthony Lazarski, Cornerstone Government Affairs, Endeavors, Lorenzen-Strait

Consulting Services, @cgagroup.com, and @endeavors.org. On September 1, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 8 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(C).

- In the matter of *Jason Leopold & BuzzFeed v. U.S. Department of Homeland Security (DHS) (19-cv-03028)*, plaintiff filed a FOIA request on July 2, 2019, seeking records pertaining to multiple individuals who died while in ICE custody. On September 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 550 pages of records to the plaintiff.
- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, between ICE and eleven companies which owned, operated, or managed detention facilities. On September 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 397 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS) (22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children, the cancelation or postponement of Operation Talon, and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On September 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 460 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Customs and Border Protection (CBP)(22-cv-01280)*, plaintiff filed a complaint on May 11, 2022, seeking records pertaining to requests for humanitarian parole at Ports of Entry along the Southern Border from January 1, 2020, through August 23, 2023. On September 6, 2023, U.S. Customs and Border Protection (CBP) issued the first interim release, consisting of 4 pages of records to the plaintiff.
- In the matter of *Stevens v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02725)*, plaintiff filed FOIA requests on August 6, 2018, seeking records pertaining to the submission; acceptance, and review of detainee health with Kenosha County, Wisconsin for the health care provided to people held under immigration laws. On September 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 199 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-01525)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to agency FOIA logs for the period of October 1, 2017, through September 30, 2021. On September 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
September 14, 2023, to September 20, 2023**

**DHS Privacy Office
September 25, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On September 14, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to all OGE Form 202 (Conflict of Interest Referral) generated within or by the agency or submitted to the Office of Government Ethics (OGE) from January 1, 2021 to present; Copies of all OGE Form 278e (Public Financial Disclosures) or OGE Form 278-T (Periodic Transaction Reports) generated within or by the agency or submitted to the Office of Government Ethics (OGE) from January 1, 2021 to present. (Case Number 2023-FLETC-FO-00196)
- On September 14, 2023, **Colin Aamot**, a representative of the *Daily Signal* in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Political appointments from January 20, 2021, to the present. (Case Number 2023-ICFO-43100)
- On September 14, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the identity of employees who entered a position at the agency as a Political Appointee since January 20, 2021; the resume provided by the individual to the agency in connection with determining the appropriate salary for the individual. (Case Number 2023-FLETC-FO-00197)
- On September 14, 2023, **Michael Howell**, a representative of *The Heritage Foundation* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to any communications between TSA and the Southern Poverty Law Center. (Case Number 2023-TSFO-01289)
- On September 15, 2023, **Jesse Westbrook**, a representative of *Capitol Account* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to communications between any individual employed by Clear Secure, Inc. (CLEAR), any individual registered to lobby on CLEAR's behalf and Transportation Security Administration (TSA) from January 2022 to the present pertaining to the Registered Travelers Program or CLEAR. (Case Number 2023-TSFO-01298)

- On September 15, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the monthly occupancy or vacancy rates for the agency's five largest buildings (measured by square footage) from January 1, 2020, to December 31, 2022; A copy of all agency telework policies or directives that were in place due to COVID-19 pandemic between January 1, 2020 and April 1, 2023. (Case Number 2023-FLETC-FO-00198)
- On September 15, 2023, **Colin Aamot**, a representative of *Daily Signal* in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the monthly occupancy or vacancy rates for the agency's five largest buildings (measured by square footage) from January 1, 2020, to December 31, 2022; copies of agency telework policies or directives that were in place due to COVID-19 pandemic between January 2020 and April 2023. (Case Number 2023-ICFO-43102)
- On September 15, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to contracts or grants referred for investigation, review, inquiry, or Office of the Inspector General (OIG) scrutiny due to potential, alleged, or confirmed fraud, waste, or abuse (FWA) from 2017 to present. (Case Number 2023-FLETC-FO-00199)
- On September 15, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to internal policy documents, memorandums or guidance pertaining to FOIA processing and procedures, FOIA Appeal processing and procedures, and Mandatory Declassification Review (MDR) processing Policy and Procedures between 2018 and present. (Case Number 2023-FLETC-FO-00200)
- On September 16, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the agency's usage and retention policies or directives for official communications via Slack, Signal, Microsoft Teams, Lync, or any other internal messaging platforms from 2018 to present. (Case Number 2023-FLETC-FO-00201)
- On September 16, 2023, **Colin Aamot**, a representative of *News Media* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to manuals or documents relating or pertaining to e-discovery vendor manuals, or e-discovery internal processes or processing steps for e-discovery software currently used by the agency with regard to discovery during litigation, FOIA litigation, or any other litigation holds for 2021 to present. (Case Number 2023-FLETC-FO-00202)
- On September 19, 2023, **Michael Williams**, a representative of *The Capitol Forum* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications between employees of DHS' Science and Technology Office and the company Evolv Technology from January 1, 2016, to September 19, 2023. (Case Number 2023-HQFO-02243)

- On September 19, 2023, **Michael Williams**, a representative of **The Capitol Forum** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to documents created by the DHS Science and Technology Directorate for the evaluation products manufactured by Evolv Technology for SAFETY Act designation. (Case Number 2023-HQFO-02244)

Late Requests:

- On September 13, 2023, **Christopher Opila**, a representative of the **International Refugee Assistance Project (IRAP)** in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to Refugee Resettlement Case Management System Materials. (Case Number COW 2023-006264)
- On September 13, 2023, **David Bixenspan**, a representative of **MEL Magazine** in Brooklyn, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Alien File of the late professional wrestler Antonino Bisetton, better known as Antonino Rocca and Argentina Rocca. (Case Number COW 2023-006276)
- On September 14, 2023, **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts awarded to Anduril Industries, Inc., from January 1, 2021, to the present. (Case Number CBP-FO-2023-139039)
- On September 14, 2023, **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts awarded to Anduril Industries, Inc., from January 1, 2021, to the present. (Case Number CBP-FO-2023-139041)
- On September 14, 2023, **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts awarded to Anduril Industries, Inc., from January 1, 2021, to the present. (Case Number CBP-FO-2023-139042)
- On September 14, 2023, **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts awarded to Anduril Industries, Inc., from January 1, 2021, to the present. (Case Number CBP-FO-2023-139044)
- On September 14, 2023, **Linnea Foote**, a representative of **NewsNation** in Chicago, Illinois, requested from U.S. Customs and Border Protection (CBP) records pertaining to bodycam footage, media, and documents pertaining to the apprehension of Danelo Cavalcante on September 13, 2023. (Case Number CBP-FO-2023-138545)
- On September 15, 2023, **Colin Aamot**, a private individual in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records demonstrating the monthly occupancy rates for CBP's five largest buildings and telework policies in place during the COVID-19 pandemic from January 1, 2020, through April 1, 2023. (Case Number CBP-FO-2023-139057)

- On September 15, 2023, **Colin Aamot**, a private individual in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to contracts or grants that were referred for investigation to the Office of Inspector General (OIG) due to potential, alleged, or confirmed Fraud, Waste or Abuse (FWA) from January 1, 2017, through the present. (Case Number CBP-FO-2023-139067)
- On September 15, 2023, **Nick Miroff**, a representative of *The Washington Post* in Silver Spring, Maryland, requested from U.S. Customs and Border Protection (CBP) records pertaining to the medical services contracted between CBP and Loyal Source Government Services, LLC from January 1, 2021, through the present. (Case Number CBP-FO-2023-139092)
- On September 15, 2023, **Colin Aamot**, a private individual in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to internal policy documents, memorandums or guidance pertaining to FOIA, FOIA Appeals, and Mandatory Declassification Review (MDR) processing Policy and Procedures from January 1, 2018, through the present. (Case Number CBP-FO-2023-139123)
- On September 15, 2023, **Mary Little**, a private individual in Menlo, Iowa, requested from U.S. Customs and Border Protection (CBP) records pertaining to the agents and K9 Yoda during the apprehension of Danelo Cavalcante. (Case Number CBP-FO-2023-139301)
- On September 16, 2023, **Colin Aamot**, a private individual in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP's usage and retention policies regarding official communications via Slack, Signal, Microsoft Teams, Lync, or any other internal messaging platforms from January 1, 2018, through the present. (Case Number CBP-FO-2023-139604)

III. Freedom of Information Act Releases

- On September 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Debbie Cenziper**, a representative of *The Washington Post* in Washington, D.C., 14 pages of records pertaining to complaints and allegations sent by local law enforcement participating in 287g (per Appendix B of 287g MOU; copy of June 2016 CRCL report about detainees at Etowah County (Alabama) Jail; correspondences between Megan H. Mack and ICE between January 2014 and December 2017. Portions of the release will be withheld pursuant to FOIA Exemptions 6, 7(C) and 7(E). (Case Number 2020-ICFO-48231)
- On September 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Adam Turner**, a representative of the **Center to Advance Security in America** in Washington D.C., 22 pages of records pertaining to communications from January 1, 2022, through June 13, 2022, between DHS personnel and institutions pertaining to the COVID-19 virus manipulation and origin

of the COVID-19 pandemic. Portions of the release were withheld pursuant to FOIA Exemptions 6 and 7(C). (Case Number 2022-HQFO-01214)

- On September 15, 2023, U.S. Customs and Border Protection (CBP) issued to **Linnea Foote**, a representative of *NewsNation* in Chicago, Illinois, a full denial in response to her request seeking all bodycam footage, media, and documents pertaining to the apprehension of Danelo Cavalcante on September 13, 2023. These records were withheld pursuant to FOIA Exemption 7(A). (Case Number CBP-FO-2023-138545)
- On September 18, 2023, the U.S. Department of Homeland Security (DHS) released to **Nico Ratkowski**, a representative of **Contreras & Metelska** in Saint Paul, Minnesota, two Excel sheets pertaining to a complete list of public filers employed by DHS (including all discreet subcomponents, including but not limited to USCIS, CBP, ICE, and HSI) between the dates of January 1, 2019, and December 31, 2019. (Case Number 2020-HQFO-01413)
- On September 19, 2023, U.S. Customs and Border Protection (CBP) released to **Hilary Beaumont**, a private individual in Venice, California, a one-page record pertaining to a report related to the interdictions of a migrant vessel on February 27, 2023. Portions of the release were withheld pursuant to FOIA Exemption 7(E). (Case Number CBP-FO-2023-072033)
- On September 19, 2023, U.S. Customs and Border Protection (CBP) issued to **Mary Little**, a private individual in Menlo, Iowa, a full denial in response to her request seeking all video, audio, and photos of the agents and K9 Yoda during the apprehension of Danelo Cavalcante. These records were withheld pursuant to FOIA Exemption 7(A). (Case Number CBP-FO-2023-139301)
- On September 20, 2023, U.S. Customs and Border Protection (CBP) released to **Jake Wiener**, a representative of the **Electronic Privacy Information Center (EPIC)** in Washington, D.C., 719 pages of records pertaining to the location-tracking software BabelStreet/Locate X since 2017. Portions of this release were withheld pursuant to FOIA exemptions 4, 5, 6, 7(C), and 7(E). (Case number CBP-2022-020605)
- On September 20, 2023, U.S. Customs and Border Protection (CBP) released to **Matthew Drange**, a representative of the *Business Insider*, in San Francisco, California, 719 pages of records pertaining to the location-tracking software BabelStreet/Locate X since 2017. Portions of this release were withheld pursuant to FOIA exemptions 4, 5, 6, 7(C), and 7(E). (Case number CBP-2020-037997)
- On September 20, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of *MuckRock News, Inc.* in Somerville, Massachusetts, 719 pages of records pertaining to the location-tracking software BabelStreet/Locate X since 2017. Portions of this release were withheld pursuant to FOIA exemptions 4, 5, 6, 7(C), and 7(E). (Case number CBP-2020-074221)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to engagements between Secretary Mayorkas or staff and stakeholders in 2021. On September 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 29 pages of records to the plaintiff. Portions of this response will be withheld in full pursuant to FOIA exemption 5.
- In the matter of *Lawyers for Civil Rights v. U.S. Citizenship and Immigration Services (USCIS) (20-cv-11777)*, plaintiff filed a FOIA request on January 28, 2019, seeking records pertaining to the drafting of the “public charge” regulation provision of the Immigration and Nationality Act. On September 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 22 pages of records to the plaintiff.
- In the matter of the *Center for Immigration Studies v. U.S. Customs and Border Protection (CBP) (23-cv-01115)* plaintiff filed a complaint on April 21, 2023, seeking records pertaining to the use of the CBP One Mobile Application to apply for humanitarian parole. On September 15, 2023, U.S. Customs and Border Protection (CBP) issued the second interim release, consisting of two pages and four spreadsheets of records.
- In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)*, plaintiff filed a FOIA request on January 11, 2018, seeking records pertaining to emails sent or received by U.S. Citizenship and Immigration Services (USCIS) Ombudsman Julie Kirchner, including to and from her non-DHS email account; all meeting notes, minutes and summaries prepared by or for Ms. Kirchner; and her calendar, appointment book, and phone call log. On September 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the 56th interim response, consisting of 177 pages of records to the plaintiff.
- In the matter of *Judicial Watch, Inc. v. U.S. Department of Homeland Security (DHS) (23-cv-00163) (2023-HQLI-00033)*, plaintiff filed a complaint on April 26, 2023, seeking records pertaining to communications regarding any meeting or between any official or employee at DHS and several Twitter employees between June 1, 2020, and the present. On September 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued its first interim response, consisting of 3 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.
- In the matter of *Kenneth White v. U.S. Department of Homeland Security (DHS), (23-cv-01679)*, plaintiff filed a FOIA request on January 22, 2020, seeking records pertaining to I-485 training materials, guidance, and memoranda used by I-485 adjudicators. On September 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 320 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-01561)*, plaintiff filed a FOIA request on January 5, 2021,

seeking records concerning training given to Asylum Officers at the Chicago Asylum Office from November 1, 2020, through the present. On September 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 891 pages of records to the plaintiff.

- In the matter of *Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02687)*, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress (or their staff) regarding the source of funds or path funds issues in the EB-5 program. On September 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 181 pages of records to the plaintiff.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to all “written reports” referred to in the subsection titled “Weekly Reporting of All Enforcement and Removal Actions” in a memorandum from Tae D. Johnson to “All ICE Employees”. On September 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
- In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07534)*, plaintiff filed a FOIA request on September 26, 2022, seeking records pertaining to template forms used by inspection officials in conducting ICE detention facility inspections as overseen by ICE ODO; inspection template forms provided by ICE ERO to its contractor organization, Nakamoto, as well as all inspection template forms provided from Nakamoto to ICE and as used by inspection officials in conducting ICE detention facility inspections. On September 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 6 Excel Spreadsheets of records to the plaintiff.
- In the matter of *Immigrant Defense Project v. U.S. Department of Homeland Security (DHS) (20-cv-10625)*, plaintiff filed a FOIA request on June 14, 2022, seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and any other federal agencies between the dates of 12/01/2019-3/31/2020, Emails with the terms “Palladium,” “SUB-ZERO”, “50/50 CBP Assist” between CBP or DHS and the New York City Police Department from December 1, 2019, to March 31, 2022. On September 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released 11 pages and 3 Excel Spreadsheets of records to the plaintiff.
- In the matter of *EFF v. U.S. Department of Homeland Security (DHS) (22-cv-01957)*, plaintiff filed a FOIA request on March 28, 2022, seeking records pertaining to agreements and awarded contracts with SRA International. On September 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 432 pages of records to the plaintiff.
- In the matter of *Owners of America, Inc. and Gun Owners Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01617) (2022-HQLI-00038)* plaintiff filed a FOIA request on May 5, 2022, seeking records pertaining to the creation of the Disinformation Governance Board. On September 18, 2023, the U.S.

- Department of Homeland Security (DHS) released 348 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of ***Functional Government Initiative v. U.S. Department of Homeland Security (DHS) (22-cv-02737) (2023-HQLI-00011)***, plaintiff filed a complaint on February 8, 2022, seeking records pertaining to meeting memos, briefing documents, emails with attachments, calendar items and text messages in the possession of any DHS employees relating to the implementation of the Synthetics Trafficking and Overdose Prevention (STOP) Act of 2018. On September 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 10 pages of records to the plaintiff.
 - In the matter of ***Austin Sanctuary Network v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-01686)***, plaintiff filed a FOIA request on February 26, 2020, seeking records pertaining to current policies, procedures, guidelines, instructions, or other materials concerning when and how civil fines and penalties are issued. On September 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 270 pages of records to the plaintiff.
 - In the matter of ***Stevens v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02725)***, plaintiff filed FOIA requests on August 6, 2018, seeking records pertaining to the submission, acceptance, and review of detainee health with Kenosha County, Wisconsin for the health care provided to people held under immigration laws. On September 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 70 pages of records to the plaintiff.
 - In the matter of ***Ammad Omar; National Public Radio, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-09928)***, plaintiff filed a FOIA request on December 27, 2021, seeking records produced or maintained by the agency relating to its detention facility contracts. On September 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 251 pages of records to the plaintiff.
 - In the matter of ***EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)***, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet and records related to ICE's communications and contracts with Babel Street's software and use of location data. On September 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 104 pages of records to the plaintiff.
 - In the matter of ***Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)***, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On September 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 535 pages of records to the plaintiff.
 - In the matter of ***the American Oversight v. U.S. Department of Homeland Security U.S. Immigration and Customs Enforcement, U.S. Customs and Border Protection and U.S. Citizenship and Immigration Services (2023-HQLI-00030) (23-cv-01395)*** plaintiff filed a complaint on May 7, 2023, seeking records pertaining to email communications between agency leadership and officials from the previous

administration and outside organizations, and the White House, pertaining to Migrant Protection Protocols. On September 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 216 pages of records to plaintiff. Portions of the release are withheld pursuant to FOIA exemption 5.

- In the matter of *Oona Hathaway v. U.S. Department of Homeland Security (DHS) (21-cv-01011) (2021-HQLI-00043)* plaintiff filed a FOIA request on December 29, 2020, seeking records held by DHS's Office of the General Counsel (OGC) pertaining to nonbinding international understandings and arrangements for the period from January 1, 1989, to December 31, 2019. On September 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 20 pages of records to the plaintiff. 17 pages are being released in full and 3 pages are being released in part pursuant to FOIA Exemption 6.
- In the matter of *ACLU v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-10407)*, plaintiff filed a FOIA request on January 31, 2022, seeking records pertaining to all guidance to ICE OPLA and/or OCC attorneys that is currently in effect to include emails and other electronic documents created up until the time that the search is concluded. On September 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 53 pages of records to the plaintiff.
- In the matter of *Justice Action Center v. U.S. Citizenship and Immigration Services (USCIS) (20-cv-06982)*, plaintiff filed a FOIA request on January 30, 2020, seeking records pertaining to the Deferred Action for Childhood Arrivals program. On September 20, 2023, U.S. Citizenship and Immigration Services (USCIS) released 199 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
September 28, 2023- October 4, 2023
DHS Privacy Office
October 9, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On September 28, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to Records Management Self-Assessment (RMSA) reports generated or submitted to the U.S. National Archives and Records Administration (NARA) for the past 7 years. (Case Number 2023-FLETC-FO-00209)
- On September 28, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the number of GLOMAR responses sent annually for the last 7 years in conjunction with the total number of FOIA requests closed out for the same period. (Case Number 2023-FLETC-FO-00210)
- On September 28, 2023, **Colin Aamot**, a representative of *Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to Records Management Self-Assessment (RMSA) reports generated or submitted to the U.S. National Archives and Records Administration (NARA) for the past 7 years. (Case Number 2023-TSFO-01364)
- On September 28, 2023, **Colin Aamot**, a representative of *Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to the number of GLOMAR responses sent annually for the last 7 years in conjunction with the total number of FOIA requests closed out for the same time period. (Case Number 2023-TSFO-01365)
- On September 28, 2023, **Aaron Schaffer**, a representative of *The Washington Post* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to all reports referenced in the TSA limited source justification notice. (Case Number 2023-TSFO-01379)
- On September 29, 2023, **Benjamin Goggin**, a representative of *NBC News* in Brooklyn, New York, requested from U.S. Customs and Border Protection records pertaining to written memos and staff communication pertaining to Elon Musk's visit to Eagle Pass, Texas from September 25, 2023, through September 29, 2023. (Case Number CBP-FO-2023-146208)
- On October 2, 2023, **Brody Ford**, a representative of *Bloomberg News* in Queens, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the contract, contract file checklist, copies of the quarterly

- performance review, and Determination and Finding documents for the contract with GOVPLACE, INC. for Snowflake software (Case Number CNT 2023-000029)
- On October 2, 2023, **Taylor Giorno**, a representative of *The Hill* in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to communications between Rich Gold, Scott Mason, and Holland & Knight related to Burning Man 2023, including but not limited to flooding and event evacuation. (Case Number 2024-FEFO-00002)
 - On October 2, 2023, **Brody Ford**, a representative of *Bloomberg News* in Queens, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the contract file checklist, copies of the quarterly performance review, Acquisition Strategy, and the Acquisition Plan, and Determination and Finding documents for the contract with Akira Technologies for Salesforce software. (Case Number CNT 2023-000030)
 - On October 3, 2023, **Dhruv Mehrotra**, a representative of *WIRED* in Beacon, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to a copy of the PTA developed for the AdID Efficacy Pilot program and disaggregated audit logs from all database providers of Commercial Telemetry Data (CTD) from October 1, 2018, through the present. (Case Number CBP-FO-2024-000725)
 - On October 3, 2023, **Susie Neilson**, a representative of *The San Francisco Chronicle* in San Francisco, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to all border patrol agent names and date of births, who were involved in a fatal vehicle pursuit on June 25, 2020, in El Paso, Texas. (Case Number CBP-FO-2024-000948)
 - On October 3, 2023, **Eric Fan**, a representative of *Bloomberg News* in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to employer-level records on H-1B lottery and petition results, from lottery season FY2021 (lottery conducted in 2020) to lottery season FY2024 (lottery conducted in 2023). (Case Number COW 2023-006698)
 - On October 3, 2023, **Ndonwie Churchill**, a representative of *Columbia Journalism Investigations, Reuters* in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to an I-870 Credible fear screening data report. (Case Number COW 2023-006702)
 - On October 3, 2023, **Ndonwie Churchill**, a representative of *Columbia Journalism Investigations, Reuters* in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Asylum prescreening master file report from FY2018, FY2019, FY2020, FY2021, FY2022, and FY2023. (Case Number COW 2023-006703)

Late Requests:

- On September 27, 2023, **Benjamin Whearty**, a representative of *Landmark Legal Foundation*, in Lansdowne, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to the statistical data related to the use of CBP One Mobile Application by any person seeking asylum from May 11, 2023, through September 11, 2023. (Case number CBP-FO-2023-144880)

III. Freedom of Information Act Releases

- On September 28, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **David Bixenspan**, a representative of *MEL Magazine* in Brooklyn, New York, 68 pages of records pertaining to the Alien File of the late professional wrestler Antonino Biassetton, better known as Antonino Rocca and Argentina Rocca. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number COW 2023-006276)
- On September 28, 2023, the Federal Protective Service (FPS) released to **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills, California, 25 pages of records pertaining to copies of Joint Intelligence Bulletins/intelligence bulletins, Warning Orders, Projected Incident Activity reporting, threat assessments, photographs, emails, open source reporting and analyses, referencing the potential indictment of former President Donald Trump in Fulton County, Georgia from August 14, 2023, through the present. Portions of this response will be withheld pursuant to FOIA Exemptions 5, 6, 7(A), 7(C), and 7(E). (Case Number 2023-FPFO-004039)
- On September 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Kenneth White**, a representative of *Columbia Journalism Investigations at Columbia University* in Woodland Hills, California, 190 pages of records and 3 Excel spreadsheets in response to their request for records pertaining to Aandwill LLC and AZTech Technologies LLC. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C) and 7(E). (Case Number 2020-ICFO-85172)
- On September 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Andrew Lindsay**, a representative of the **Brennan Center for Justice** in New York, New York, 5,159 pages of records pertaining to communications, training modules, and directives that reference social media screening programs; the final version of the Homeland Security Advanced Research Projects Agency report titled "Social Media Analytics Capability Testing: Independent Assessment," dated October 28, 2016. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number COW 2017-001125)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who

arrive at the border, particularly the U.S.-Mexico border. On September 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 495 pages of records to the plaintiff.

- In the matter of ***Knight First Amendment Institute v. U.S. Department of Homeland Security (DHS) (22-cv-03003) (2022-HQLI-00031)***, plaintiff filed a FOIA request on February 15, 2022, seeking records pertaining to a copy of the report ordered in Section 3 of the Biden Proclamation, as well as any cover letter, transmittal email, or document attached thereto; and all records relating to the review ordered in Section 3(d) of the Biden Proclamation. On September 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 6 pages of records to the plaintiff. Portions of the release will be withheld in part pursuant to Exemptions 3 and 6.
- In the matter of the ***Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)***, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to the present. On September 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 2 pages and 1 Excel Spreadsheet of records to the plaintiff.
- In the matter of ***American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-01171) (2021-HQLI-00032)***, plaintiff filed a FOIA request on January 19, 2019, seeking records pertaining to correspondences mentioning Migrant Protection Protocols. On September 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 19 pages of records to the plaintiff. 16 pages were released in full and 3 pages were released in part pursuant to FOIA Exemptions 6 and 7(C).
- In the matter of ***Documented (NY) v. U.S. Department of Homeland Security (DHS) (21-cv-03142) (2022-HQLI-00013)***, plaintiff filed a complaint on December 2, 2021, seeking records pertaining to the Secretary's Decision Papers issued or published on or after January 1, 2017, to present. On September 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 10 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 5.
- In the matter of ***Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-00552) (2023-HQLI-00027)*** plaintiff filed a FOIA request on December 12, 2022, seeking records pertaining to CISA senior officials' meetings on election security with the private sector and Election Infrastructure council groups. On September 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 70 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 7(E).
- In the matter of ***Elwood J. Cooper v. U.S. Department of Justice (DOJ) (99-cv-02513)***, plaintiff filed a FOIA request on May 3, 1999, seeking records pertaining to Elwood J. Cooper. On September 28, 2023, U.S. Immigration and Customs Enforcement (ICE) released 36 pages of records to the plaintiff.
- In the matter of ***Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)***, plaintiff filed a FOIA request on April 21, 2022, seeking records

- pertaining to a video of the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard and all video, pictures, documentary, or written documentation of the January 22, 2022, assault, and its aftermath. On September 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released one video clip from 0:00-01:59:57 to the plaintiff.
- In the matter of *Heritage Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01770) (2022-HQLI-00039)*, plaintiff filed a complaint on March 23, 2022, seeking records pertaining to an investigation of a U.S. Customs and Border Protection (CBP) incident in or near the Rio Grande River near Del Rio, Texas in September 2021. On September 29, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the second interim response, consisting of 260 pages of records to the plaintiff.
 - In the matter of *Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)*, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at the Stewart Detention Center (SDC), including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On September 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 211 pages of records to the plaintiff.
 - In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On September 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 422 pages of records to the plaintiff.
 - In the matter of *Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)*, plaintiff filed a FOIA request on December 15, 2022, seeking records pertaining to communications, policy guidance, and training materials related to the Dedicated Docket program. On September 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 103 pages of records to the plaintiff.
 - In the matter of *Crabtree v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00745)*, plaintiff filed a FOIA request on July 19, 2019, seeking records related to adjudicative guidance on Form I-765 applications for employment authorization documents. On September 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 488 pages of records to the plaintiff.
 - In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On September 29, 2023, U.S. Customs and Border Protection (CBP) issued its fifteenth interim response consisting of 44 pages of records to the plaintiff.
 - In the matter of *Catholic Legal Immigration Network, Inc., v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and*

- U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records related to Temporary Protected Status from January 20, 2017, through August 12, 2019. On September 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 104 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-01561)*, plaintiff filed a FOIA request on January 5, 2021, seeking records pertaining to case evaluation forms and other documents that track and evaluate the performance of FOIA employees from July 1, 2020, through the date that USCIS began processing this request. On September 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 12 spreadsheets and 128 pages of records to the plaintiff.
 - In the matter of *American Immigrant Investor Alliance v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00820)*, plaintiff filed a FOIA request on September 5, 2022, seeking records pertaining to adjudicating Forms I-526 and I-829 with regard to the use of currency swaps or informal value transfers from January 1, 2016, through September 1, 2022; all records that pertain to policies that were created for the conversion of VND to USD; records that refer to specific companies used for currency swaps, and aggregate data that associated with I-526 and I-829 and companies used for currency swaps. On September 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 405 pages of records to the plaintiff.
 - In the matter of *The Center for Investigative Reporting and Najib Aminy, v. U.S. Department of Homeland Security (DHS) (22-cv-05964)*, plaintiff filed a FOIA request on February 17, 2022, seeking records pertaining to materials related to Afghan Evacuation and Post Evacuation Efforts. On October 2, 2023, U.S. Citizenship and Immigration Services (USCIS) released two Excel data sets and 786 pages of records to the plaintiff.
 - In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS) (23-cv-01395)*, plaintiff filed a FOIA request on June 30, 2023, seeking records pertaining to communications between any employee or representative of Federation for American Immigration Reform, Immigration Reform Law Institute, Center for Immigration Studies, NumbersUSA, The Remembrance Project, Heritage Foundation, VDARE, Kris Kobach and any person at the White House Office regarding the Migrant Protection Protocols. On October 2, 2023, U.S. Citizenship and Immigration Services (USCIS) released 179 pages of records to the plaintiff.
 - In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS) (22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children; the cancelation or postponement of Operation Talon and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On October 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 446 pages of records to the plaintiff.
 - In the matter of *CREW v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03120)*, plaintiff filed FOIA requests on September 21, 2020, seeking records pertaining to nonconsensual medical procedures at the Irwin County Detention

Center. On October 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 6 Excel spreadsheets to the plaintiff.

- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, seeking records pertaining to the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia, including accommodations for disabled people; language access and access to justice; safe release practices; adequacy of medical care; solitary confinement practices; officer misconduct and abuse; and conditions of confinement. On October 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 112 pages of records to the plaintiff.
- In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-07534)*, plaintiff filed a FOIA request on September 26, 2022, seeking records for the period of January 1, 2018 through the present pertaining to template forms used by inspection officials in conducting ICE detention facility inspections as overseen by ICE ODO; inspection template forms provided by ICE ERO to its contractor organization, Nakamoto, as well as all inspection template forms provided from Nakamoto to ICE and as used by inspection officials in conducting ICE detention facility inspections. On October 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 182 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
September 7, 2023- September 13, 2023
DHS Privacy Office
September 18, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On September 7, 2023, **Emily Gogolak**, a private individual in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the use of tractor-trailers in smuggling attempts at the Border Patrol checkpoint at mile marker 29 of Interstate 35, in Laredo, Texas from January 1, 2023, through August 31, 2023. (Case Number CBP-FO-2023-135177)
- On September 8, 2023, **Mike Howell**, a representative of *The Heritage Foundation* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to monthly encounters related to the following: (1) CBP nationwide encounters FY23; (2) CBP Southwest SW Land Border Encounters FY23; (3) revise Oct thru Apr; (4) Office of Field Operations (OFO) Total Encounters FY23; and (5) U.S. Border Patrol Total Encounters FY23 from October 1, 2022, through June 30, 2023. (Case Number CBP-FO-2023-135548)
- On September 8, 2023, **Mike Howell**, a representative of *The Heritage Foundation* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to a list of political appointees from the immediate Office of the Secretary and the Office of Strategy, Policy, and Plans Terms. Including CBP nationwide encounters for FY23. (Case Number 2023-HQFO-022090)
- On September 8, 2023, **Andrew Free**, a representative of *MuckRock News* in Somerville, Massachusetts, requested from the Office of Inspector General (OIG) records pertaining to a “system-wide audit” of DHS facilities including a Report of Investigation that the system-wide audit has produced, or Memoranda of Activity it may have generated; communications between Inspector General Cuffari or his designee and Congress regarding the status of this “system-wide audit”. (Case Number 2023-IGFO-00454)
- On September 11, 2023, **Laura Nahmias**, a representative of *Bloomberg News* in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to any correspondence between Representatives of New York state’s Congressional delegation or their staff members and officials or employees of the Department of Homeland Security (DHS) related to migrants

traveling to New York, from April 1, 2022, through September 1, 2023. (Case Number COW 2023-006189)

- On September 11, 2023, **Jason Leopold**, a representative of *Bloomberg News* in New York, New York, requested from the Office of Inspector (OIG) records pertaining to the final report of investigation referencing the missing boxes of records and equipment from OSHA's 8th-floor storage space referred to as the "cage" related to OSHA's participation in the World Trade Center Disaster Recovery. (Case Number 2023-IGFO-00455)
- On September 11, 2023, **Jason Hopkins** a representative of **Immigration Reform Law Institute** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to emails sent to or from: Patrick J. Lechleitner, Tae Johnson, Staci A. Barrera, Deborah Fleischaker, Corey A. Price, Katrina W. Berger, Susan Dunbar, Erik P. Breitzke, and Kerry E. Doyle that mention the "287(g)" program from January 20, 2021 to April 20, 2021. (Case Number 2023-ICFO-42736)

Late Requests:

- On August 28, 2023, **Tom Dreisbach**, a representative of *National Public Radio* in Culver City, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee death review of Cristian Dumitrascu, who died on March 5, 2023, while in the custody of ICE at the Otay Mesa Detention Center in San Diego, California. (Case Number 2023-ICFO-40598)
- On August 28, 2023, **Tom Dreisbach**, a representative of *National Public Radio* in Culver City, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee death review for Ernesto Rocha-Cuadra, who died on June 23, 2023, while in the custody of Immigration and Customs Enforcement at the Central Louisiana ICE Processing Center (CLIPC), in Jena, Louisiana. (Case Number 2023-ICFO-40594)
- On August 28, 2023, **Tom Dreisbach**, a representative of *National Public Radio* in Culver City, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee death review for Salvador Rosales-Vargas, who died on April 4, 2023, while in the custody of ICE at the Stewart Detention Center in Lumpkin, Georgia. (Case Number 2023-ICFO-40592)
- On September 5, 2023, **Andrew Fels** a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to 1357(g) agreements between any DHS component and the State of Texas, the Texas Military Department, the Texas State Guard, or any other government organization belonging to or affiliated with the State of Texas. (Case Number 2023-ICFO-42684)
- On September 5, 2023, **Christopher Flavelle**, a representative of *Bloomberg News* in New York, New York, requested from the Federal Emergency Management Agency

(FEMA) records pertaining to materials prepared by FEMA for President-elect Biden's transition team. (Case Number 2023-FEFO-01038)

- On September 5, 2023, **Jason Leopold**, a representative of *BuzzFeed News* in New York, New York, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the 2023 Burning Man Festival, the heavy rains that prevented festival goers from entering or leaving the site and the threat to public safety; records referencing the decision to prevent festivalgoers from leaving or entering the site due to the rains and mud and copies of any final FEMA emergency action plan referencing Burning Man. (Case Number 2023-FEFO-01034)
- On September 5, 2023, **Lindsay Dove**, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the planning for the Animal Wellness Act. (Case Number 2023-FEFO-01031)
- On September 5, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to correspondences sent from USCIS' political appointees, from January 21, 2021, through the present that include any of the following email domains: (1) aila.org; (2) detentionwatchnetwork.org; (3) immigrationforum.org; (4) nilc.org; (5) immcouncil.org; (6) heartlandalliance.org; (7) unidosus.org; and (8) ilrc.org. (Case Number COW 2023-006050)
- On September 6, 2023, **Leila Fadel**, a representative of *National Public Radio* in Washington, District of Columbia, requested from U.S. Customs and Border Protection (CBP) all records, including but not limited to records that may be in the possession of the Tactical Terrorism Response Team (TTRT) related to eight named individuals from January 1, 2011, through the present. (Case Number CBP-FO-2023-134467)

III. Freedom of Information Act Releases

- On September 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Aura Bogado**, a representative of *Reveal News* in Emeryville, California, 167 pages of records pertaining to documents authored or received by press secretary Jennifer Elzea that contain the following keywords, written between February 1, 2017, through the present: "Aura", "Bogado", "Reveal", "Investigative", "CIR", "MVM", "Arabit", "Schmaler". Portions of the release will be withheld pursuant to FOIA Exemptions 5, 6, 7(C) and 7(E). (Case Number 2019-ICFO-26883)
- On September 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Zach Stieber**, a representative of *The Epoch Times* in New York, New York, 270 pages of records pertaining to communications from Alejandro Mayorkas mentioning "border" or "agents" from January 1, 2022, through February 1, 2022. Portions of the release were withheld pursuant to FOIA Exemptions 5, 6, 7(C) and 7(E). (Case Number 2022-HQFO-00647)
- On September 11, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills,

California, 37 pages of records pertaining to Joint Intelligence Bulletins, Warning Orders, Projected Incident Activity reporting, threat assessments, photographs, emails, open source reporting and analyses, referencing the August 3, 2023 arraignment of former President Donald Trump at US District Court in Washington, D.C. Portions of this response will be withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2023-FPFO-00400)

- On September 12, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Matt Cameron**, a representative of *MuckRock News* in Somerville, Massachusetts, 82 pages of records pertaining to the removal of “courtesy language” from USCIS denials--specifically the expressions “we regret to inform you” and “thank you for filing.” Portions of the release were withheld pursuant to FOIA Exemptions 5, and 6. (Case Number COW 2019-000086)
- On September 13, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Tim Novak**, a representative of *The Chicago Sun-Times* in Chicago, Illinois, 1,894 pages of records and one Excel spreadsheet pertaining to New Fortune Global investments in commercial enterprises, names of each foreign investor, the date of each foreign investment, the amount of each foreign investment, foreign investors who have received a “green card” and all Forms I-924, I-924A, I-526 and I-829 submitted by New Fortune Global’s Partners or its foreign investors since January 1, 2010. Portions of the release were withheld pursuant to FOIA Exemptions 3, 4, 5, 6, 7(C), and 7(E).
- On September 13, 2023, U.S. Customs and Border Protection (CBP) issued to **Emily Gogolak**, a private individual in Los Angeles, California, a full denial in response to her request for statistical data related to the use of tractor-trailers in smuggling attempts at the Border Patrol checkpoint at mile marker 29 of Interstate 35, in Laredo, Texas. These records were withheld pursuant to FOIA Exemption 7(E). (Case number CBP-FO-2023-135177)
- On September 13, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Spencer Mestel**, a private individual from Brooklyn, New York, 51 pages of records pertaining to emails between CISA employees and any of the following individuals named in the request that contain any of the following keywords: "Mobile Voting," "Tusk Philanthropies," or "Tusk Strategies." Portions of this response are being withheld pursuant to FOIA Exemptions 5 and 6. (Case Number 2022-HQFO-01585)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Center for Immigration Studies v. U.S. Citizenship and Immigration Services (USCIS)* (22-cv-02089), plaintiff filed a FOIA request on May 21, 2021, seeking records pertaining to email communications regarding the naturalization civics test and barriers to legal immigration. On September 7, 2023, U.S. Citizenship and Immigration Services (USCIS) released 421 pages of records to the plaintiff.
- In the matter of *CREW v. U.S. Immigration and Customs Enforcement (ICE)* (20-cv-03120) plaintiff filed FOIA requests on September 21, 2020, seeking records pertaining to nonconsensual medical procedures at the Irwin County Detention Center. On September 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released one Excel spreadsheet of records to the plaintiff.
- In the matter of *Jacqueline Stevens v. HHS* (22-cv-05072), plaintiff filed a FOIA request on June 22, 2021, seeking records maintained, produced, or distributed by ICE pertaining to Miguel Guzman Silvestre. On September 7, 2023, U.S. Immigration and Customs Enforcement released 627 pages of records to the plaintiff.
- In the matter of *ACLU v. U.S. Immigration and Customs Enforcement (ICE)* (23-cv-00626), plaintiff filed a FOIA request on May 2, 2023, seeking records pertaining to any briefings and/or reports by DHS and/or ICE to the Senate and/or House Appropriations Subcommittees on Homeland Security regarding appropriations made as part of the Consolidated Appropriations Act of 2023. On September 8, 2023, U.S. Immigration and Customs Enforcement released 5 pages and 2 Excel Spreadsheets of records to the plaintiff.
- In the matter of *America First Legal Foundation v. U.S. Department of Homeland Security (DHS)* (22-cv-01896) (2022-HQLI-00044), plaintiff filed a complaint on July 5, 2022, seeking records pertaining to political appointees since January 20, 2021. On September 8, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued a final response consisting of 21 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 6 and 7(E).
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE)* (21-cv-03462), plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to documents that describe ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On September 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 21 videos to the plaintiff.
- In the matter of *Immigrant Defense Project and the Center for Constitutional Rights v. U.S. Customs and Border Protection (CBP) and U.S. Department of Homeland Security (DHS)* (22-cv-09920), plaintiff filed a FOIA request on May 24, 2022, seeking records pertaining to Operation Palladium, Operation "SUB ZERO", and other CBP participation in related ICE immigration enforcement, policing and/or "surge" operations. Plaintiff filed suit on November 21, 2022, claiming injunctive

relief. On September 11, 2023, U.S. Customs and Border Protection (CBP) issued its sixth interim response consisting of 15 pages of correspondence to the plaintiff.

- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)*, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On September 11, 2023, U.S. Customs and Border Protection (CBP) released its thirty-fifth interim response, consisting of 224 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ)(20-cv-02153)*, plaintiff filed two requests on June 25, 2020, and July 17, 2020, seeking records pertaining to the deployment of CBP personnel to protests, due to the death of George Floyd from May 25, 2020, through October 20, 2020. The plaintiff filed a complaint on October 8, 2020, seeking injunctive relief. On September 12, 2023, U.S. Customs and Border Protection (CBP) released its eighteenth interim response, consisting of 11 pages of records to the plaintiff.
- In the matter of *Americans for Prosperity Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-02015) (2022-HQLI-00047)* plaintiff filed a complaint on May 5, 2022, seeking records pertaining to the formation of the Disinformation Governance Board. On September 12, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 64 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed a FOIA request on December 14, 2021, seeking records pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On September 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 2,001 rows (1) excel of records.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ), CoreCivic and GEO Group. On September 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 149 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
September 21, 2023- September 27, 2023
DHS Privacy Office
October 2, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On September 21, 2023, **Sean Dunagan**, a representative of **Judicial Watch** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the selection of the members of the Homeland Intelligence Experts Group; records regarding the actual or planned activities of the Homeland Intelligence Experts Group; records of communication between Secretary Mayorkas, Under Secretary for Intelligence and Analysis Ken Wainstein, and Counterterrorism Coordinator Nicholas Rasmussen and any member of the Homeland Intelligence Experts Group from January 1, 2023 to the present. (Case Number 2023-HQFO-02247)
- On September 21, 2023, **Caroline Graham**, a representative of **The Democratic National Committee** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email communications between several DHS officials and Senator Ted Cruz or any member of Cruz's staff from January 3, 2013, through the present. (Case Number 2023-HQFO-02248)
- On September 21, 2023, **Caroline Graham**, a representative of **The Democratic National Committee** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to outgoing call logs for several DHS officials that mention "Ted Cruz," "Senator Cruz," or "Sen. Cruz" from January 3, 2013, through the present. (Case Number 2023-HQFO-02249)
- On September 21, 2023, **Caroline Graham**, a representative of **The Democratic National Committee** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to calendars, agendas, and any other records of the schedules for several DHS officials that mention "Ted Cruz," "Senator Cruz," or "Sen. Cruz." (Case Number 2023-HQFO-02250)
- On September 22, 2023, **Alfred Ng**, a representative of **POLITICO** in Arlington, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to the statistical demographic data related to the number of opt-outs from facial biometric entry/exit program and the number of opt-outs that resulted in a secondary inspection from January 1, 2018, through the present. (Case Number CBP-FO-2023-142950)

- On September 22, 2023, **Chris Stanley**, a representative of the **Functional Government Initiative** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to any confiscation of contraband during encounters at the border or other types of immigration enforcement actions from March 18, 2023, to the present (Case Number 2023-HQFO-02254)
- On September 22, 2023, **Trenton Daniel**, a representative of *The Associated Press* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to the death of Anadith Danay Reyes Alvarez on May 17, 2023. (Case number CBP-FO-2023-143168)
- On September 23, 2023, **Brian Paz**, a representative of *Fox News Network* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications related to the opening of the floodgates along the Southern Border in Arizona from January 1, 2021, through the present. (Case Number CBP-FO-2023-143453)
- On September 25, 2023, **Ann Brown**, a representative of *Center for Biological Diversity* in Portland, Oregon, requested from U.S. Customs and Border Protection (CBP) records pertaining to the detection of a jaguar in the Huachuca Mountains from March 1, 2023, through the present. (Case Number CBP-FO-2023-143729)
- On September 25, 2023, **Rachel Gale**, a representative of **Stoel Rives LLP**, requested from U.S. Customs and Border Protection (CBP) records pertaining to policies governing Use of Force (UoF) during demonstrations, protests, or riots, as well as manufacturer guidelines regarding less-lethal weapons used by CBP from June 1, 2020, through September 1, 2020. (Case Number CBP-FO-2023-144104)
- On September 25, 2023, **Nik Hatziefstathiou**, a representative of *Muckrock News* in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to all video and photos of the arrest of Danilo Souza Cavalcante from August 31, 2023, through September 13, 2023. (Case number CBP-FO-2023-144149)
- On September 25, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the United States Secret Service (USSS) records pertaining to the alleged incidents involving then Vice President Joe Biden skinny dipping in front of Secret Service agents. (USSS Case Number 20230904)
- On September 25, 2023, **Heather Murray**, a representative of the Vermont Journalism Trust (VTDigger) in Ithaca, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the Jay Peak EB-5 projects and subsequent federal investigations. (Case Number COW 2023-006525)
- On September 26, 2023, **Ann Brown**, a representative of the *Center for Biological Diversity* in Portland, Oregon, requested from U.S. Customs and Border Protection (CBP) records pertaining to the detections of a jaguar or leopard in San Diego County, California from January 1, 2012, through December 31, 2013. (Case Number CBP-2023-144258)

- On September 26, 2023, **Rachel Gale**, a representative of **Stoel Rives LLP**, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications between CBP and the Portland Police Bureau, Portland Mayor Ted Wheeler, Portland City Council, and Oregon Governor Kate Brown from June 1, 2020, through September 1, 2020. (Case Number CBP-FO-2023-144327)
- On September 27, 2023, **James Stratton**, a representative of **WISN 12 News** in Milwaukee, Wisconsin, requested from the Transportation Security Administration (TSA) records pertaining to the information on each of the 22 guns recovered at Milwaukee Mitchell Airport (MKE) in 2022 to include the date/time of each recovery; charges filed; who was charged; and fines issued. (Case Number 2023-TSFO-01359)
- On September 27, 2023, **Meryl Kornfield**, a representative of **The Washington Post** in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to memos written by those assigned to the presidential detail about 37 biting incidents by the president's dogs Commander and Major, as well as copies of all records of assignment changes of agents assigned to that detail since January 1, 2023. (USSS Case Number 20230904)

Late Requests:

- On September 15, 2023, **Colin Aamot**, a representative of **The Daily Signal** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to internal policy documents, memorandums or guidance pertaining to FOIA processing and procedures, FOIA Appeal processing and procedures, and Mandatory Declassification Review (MDR) processing Policy and Procedures between 2018 and present. (Case Number 2023-ICFO-43116)
- On September 15, 2023, **Colin Aamot**, a representative of **The Daily Signal** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Intelligence Information Reports (IIR's), serialized intelligence, or finalized intelligence products referencing "Tiktok", "Douyin", or "Bytedance" AND "Espionage", "SIGINT", "TTPs", "Threat Assessment", "Chinese Collection" or "CCP". (Case Number 2023-ICFO-43111)
- On September 15, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to Intelligence Information Reports (IIR's), serialized intelligence, or finalized intelligence products referencing "CEFC", "CEFC China Energy", or "China Energy Fund Company U.S. Inc" or EIN "35-2444623". (Case Number 2023-ICFO-43110)
- On September 20, 2023, **Alec Ferretti**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to email correspondences referencing the word "genealogy" sent to or from M. David Arnold from August 1, 2021, through the present. (Case Number COW 2023-006410)

- On September 20, 2023, **Nick Refuerzo**, a representative of *Scripps News* in Denver, Colorado, requested from U.S. Customs and Border Protection (CBP) records pertaining to an incident involving a crash that occurred on October 30, 2021, near Whetstone, Arizona and Huachuca City, Arizona. (Case number CBP-FO-2023-141584)
- On September 20, 2023, **Michael Urbina**, a representative of **Urbina Immigration Law** in Kennesaw, Georgia, requested from U.S. Customs and Border Protection (CBP) records pertaining to a shooting incident with the Ysleta Border Patrol Station near Midway Drive and Alameda Avenue on March 6, 2023. (Case number CBP-FO-2023-141668)

III. Freedom of Information Act Releases

- On September 20, 2023, U.S. Customs and Border Protection (CBP) issued to **Ann Miller**, a representative of *Sinclair Broadcast Group* in Cockeysville, Maryland, a no records determination in response to her request for records pertaining to COVID-19 testing and relocation of illegal migrants at the southern border since January 1, 2021. (Case number CBP-2022-083535)
- On September 21, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Jason Boyd**, a representative of the **American Immigration Lawyers Association (AILA)** in Washington, D.C., 669 pages of records pertaining to copies of all current Refugee, Asylum, and International Operations (RAIO) Directorate training modules. Portions of this release were withheld pursuant to FOIA Exemptions 6, and 7(E). (Case Number COW 2019-500200)
- On September 27, 2023, U.S. Customs and Border Protection (CBP) issued to **Nik Hatziefstathiou**, a representative of *Muckrock* in Boston, Massachusetts, a full denial in response to his request for video and photos of the arrest of Danilo Souza Cavalcante from August 31, 2023, to September 13, 2023. These records were withheld pursuant to FOIA Exemption 7(A). (Case Number CBP-FO-2023-144149)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Harvard Immigration and Refugee and Clinical Program v. U.S. Customs and Border Protection (CBP) (22 -cv-10301)* plaintiff filed a FOIA request on May 29, 2020, seeking records pertaining to individuals with F-1 student visas who were denied entry and/or deemed inadmissible by CBP at ports of entry. Plaintiff

filed suit on February 23, 2022, claiming injunctive relief. On September 21, 2023, CBP issued its ninth interim release, consisting of 37 pages of records to the plaintiff.

- In the matter of *Protect the Public's Trust v. U.S. Department of Homeland Security (DHS) (22-cv-01246) (2022-HQLI-00036)*, plaintiff filed a complaint on December 22, 2021, seeking records pertaining to the DHS Secretary's meeting requests, travel records, and visitor logs. On September 21, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 529 pages of records to the plaintiff. Of the 324 pages, 304 pages are withheld in part pursuant to FOIA exemption 6, and one page was non-responsive. An additional nine pages have been sent to another agency for consultation.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On September 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 985 pages of records to the plaintiff.
- In the matter of *Kenneth White v. U.S. Citizenship and Immigration Services (USCIS) (20-cv-01679)*, plaintiff filed a FOIA request on May 9, 2019, seeking records used by the Humanitarian Affairs Branch of the Refugee, Asylum, and International Operations Directorate of USCIS to train examiners from January 1, 2013, through the present. On September 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,896 pages of records to the plaintiff.
- In the matter of *Kenneth White v. U.S. Citizenship and Immigration Services (USCIS) (20-cv-01679)*, plaintiff filed a FOIA request on January 22, 2020, seeking records pertaining to National Interest Waiver Training materials and guidance, memorandum, and other documentation used by National Interest Waiver (I-140) adjudicators. On September 22, 2023, U.S. Citizenship and Immigration Services (USCIS) released 1,086 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv -09208)*, plaintiff filed a FOIA request on December 14, 2021, seeking records pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On September 25, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
- In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (22-cv-03569) (2023-HQLI-00014)* plaintiff filed a FOIA request on October 5, 2022, seeking records regarding communication between any official or employee of the Cybersecurity and Information Security Agency (CISA) and any officer, employee, or representative of the Election Integrity Partnership. On September 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 44 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.

- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298)* plaintiff filed a complaint on August 8, 2022, seeking records pertaining to meeting agendas, calendar information, and notes from the engagements between stakeholders and Secretary Mayorkas or his staff. On September 27, 2023, all 18 pages of this response were withheld in full pursuant to FOIA exemption (b)(5).
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (22-cv-01721) (2022-HQLI-00040)*, plaintiff filed a complaint on June 15, 2022, seeking records pertaining to the concerning behavioral threat assessment processes and programs to address radicalization and targeted violence including the role and involvement federal, state, and local law enforcement agencies. On September 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 78 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 7(E).
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-01171) (2021-HQLI-00032)* plaintiff filed a FOIA request on January 31, 2019, seeking records pertaining to correspondences mentioning or referring to Migrant Protection Protocols. On September 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 55 pages of records to the plaintiff. 48 pages are being released in full and 7 pages are being withheld in full pursuant to FOIA exemption 6.
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to all Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On September 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 344 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
October 12, 2023- October 18, 2023
DHS Privacy Office
October 23, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On October 13, 2023, **Sam Biddle** a representative of *The Intercept* in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to video footage captured by the CBP Tactical Aerostat, located at Sullivan City/South Padre Island on October 13th, 2023. (Case Number CBP-FO-2024-006257)
- On October 13, 2023, **Natalie Winters**, a representative of *Steve Bannon's War Room* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to training programs or materials provided to CBP employees from January 1, 2023, through the present, containing any of the following keywords: “critical race theory”, “diversity equity and inclusion”, “racism” and “white supremacy”. (Case Number CBP-FO-2024-006398)
- On October 16, 2023, **Joseph Mulhearn**, a private individual, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the total amount paid in COVID funeral fund by FEMA to Mulhearn Funeral Home and all Mulhearn LLC locations. (Case Number 2024-FEFO-00070)
- On October 16, 2023, **Christina Jedra**, a representative of *Honolulu Civil Beat* in Honolulu, Hawaii, requested from the Federal Emergency Management Agency (FEMA) records pertaining to photos and videos taken by FEMA personnel of the fire disaster zone in Lahaina, Maui. (Case Number 2024-FEFO-00072)
- On October 16, 2023, **Sofia Mejias-Pascoe** a representative of *inewssource* in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to a copy of each Standard Form 95, Claim for Damage, Injury, or Death document submitted in San Diego County and/or Imperial County California from January 1, 2018, through June 30, 2023. (Case Number CBP-FO-2024-007025)
- On October 17, 2023, **Nick Bauer**, a representative of the **Democratic National Convention** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence from January 1, 2008, through December 31, 2014, sent to or received from the domain @qvt.com and the following CBP employees: (1) Gil Kerlikowske; (2) Mark Morgan; (3) Thomas S. Winkowski; (4) David Aguilar; (5) Alan Bersin; (6) Jayson Ahern; and (7) Ralph Basham. (Case Number CBP-FO-2024-007321)

- On October 17, 2023, **Nick Bauer**, a representative of the **Democratic National Convention** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence from January 1, 2014, through the present, sent to or received from the domain @roivant.com and the following CBP employees: (1) Thomas Winkowski; (2) Gil Kerlikowske; (3) Kevin McAleenan; (4) John Sanders; (5) Mark Morgan; (6) Troy Miller; and (7) Chris Magnus. (Case Number CBP-FO-2024-007329)
- On October 17, 2023, **Churchill Ndonwie**, a representative of **Columbia Journalism Investigations** in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to several categories of statistical data related to U.S. Border Patrol Southwest Border Apprehensions from October 1, 2022, through September 30, 2023. (Case Number CBP-FO-2024-007370)

Late Requests:

- On October 6, 2023, **Dhruv Mehrotra**, a representative of **WIRED** in Beacon, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to investigations tracked by the IDCMS since January 1, 2016. (Case Number COW 2023-006783)
- On October 11, 2023, **Sophia Mejias-Pascoe**, a representative of **inewssource** in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence related to the construction or planning of CBP's Brown Field Station from January 1, 2015, through the present. (Case Number CBP-FO-2023-004934)
- On October 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to monthly statistical data reflecting the 21 named nationalities that comprise the data under the "other" designation on CBP's Nationwide Encounter Stats page from January 1, 2021, through the present. (Case Number CBP-FO-2024-004854)
- On October 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence sent from personnel in the Sonoita Border Patrol Station from September 1, 2022, through March 31, 2023, to the following email domains: (1) @nomoredeaths.org; (2) @humaneborder.org; and (3) @Azcahc.org. (Case Number CBP-FO-2024-004977)
- On October 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondence sent from personnel in the Yuma Border Patrol Station from September 1, 2022, through March 31, 2023, to the following email domains: (1) @nomoredeaths.org; (2) @humaneborder.org; and (3) @Azcahc.org. (Case Number CBP-FO-2024-004979)

- On October 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) email correspondence sent from personnel in the Falfurrias Border Patrol Station from September 1, 2022, through March 31, 2023, to the following email domains: (1) @nomoredeaths.org; (2) @humaneborder.org; (3) @southtexashumanrights.org; (4) mpsthrc@gmail.com; (5) souththtxhr@gmail.com; (6) ecsouthtexashumanrights@gmail.com; and (7) Sthrc.arianna@gmail.com. (Case Number CBP-FO-2024-004982)
- On October 11, 2023, **Stephanie Leutart**, a representative of the **University of Texas** in Austin, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to statistical data related to U.S. Border Patrol rescue beacons located in the Rio Grande Valley Sector as on October 11, 2023. (Case Number CBP-FO-2024-005113)

III. Freedom of Information Act Releases

- On October 12, 2023, U.S. Customs and Border Protection (CBP) issued to **Aaron Torres**, a representative of *The Dallas Morning News* in Dallas, Texas, a no records determination in response to his request seeking an attendance list of CBP employees and academy members who were present during a demonstration by Cochrane for the marine barriers that took place between June 1, 2020, to June 4, 2020. (Case Number CBP-FO-2023-121587)
- On October 13, 2023, U.S. Customs and Border Protection (CBP) released to **Marlene Berroa Rodriguez**, a representative of **Just Futures Law** in Washington, D.C., 48 pages of records pertaining to contracts between CBP and LexisNexis Special Services. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2017-125051)
- On October 13, 2023, U.S. Customs and Border Protection (CBP) released to **Tanvi Misra**, a representative of *The Atlantic* in Woodside, New York, one spreadsheet of data related to Tucson sector Arizona Air Traffic Control Center 911 intake forms with information from migrants who have sought rescue for the fiscal year 2022. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case Number CBP-2023-019739)
- On October 13, 2023, U.S. Customs and Border Protection (CBP) released to **Sam Biddle**, a representative of *The Intercept* in Los Angeles, California, 25 pages of records pertaining to an awarded contract to Thundercat Technology, LLC for Google Cloud Platform Software. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and (E). (Case Number CBP-2023-128819)
- On October 13, 2023, U.S. Customs and Border Protection (CBP) released to **Sam Biddle**, a representative of *The Intercept* in Los Angeles, California, 6 pages of records pertaining to an awarded contract to Anduril Industries, Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, and 7(C). (Case Number CBP-2023-128821)

- On October 16, 2023, U.S. Customs and Border Protection (CBP) issued to **Warner Dixon**, a representative of **Citizens for Ethics** in Washington, D.C., a no records determination in response to his request seeking records from April 20, 2021, through the present sent by CBP personnel via the Wickr application that was marked for deletion (though Wickr's "Expiration," "Burn-on-read," "Auto-Burn," "Auto-Destruct" or similar auto-deleting functionalities) upon receipt by the intended recipient. (Case Number CBP-FO-2023-053202)
- On October 16, 2023, U.S. Customs and Border Protection (CBP) issued to **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, a no records determination in response to his request concerning fentanyl and bitcoin from January 2021 through the present. (Case Number CBP-FO-2023-111377)
- On October 16, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Kyle Peterson**, a representative of **The Wall Street Journal** in New York City, New York, 442 pages of records pertaining to training on diversity, inclusion, and equality before and after President Biden's Executive Order signed in June 2021. Portions of this release were withheld according to FOIA Exemptions 6. (Case Number 2023-HQFO-00660)
- On October 18, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, 15 pages of records pertaining to contracts between CBP and STARCHASE LLC. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-068741)
- On October 18, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, 17 pages of records pertaining to contracts between CBP and Anduril Industries, Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-139039)
- On October 18, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, 25 pages of records pertaining to contracts between CBP and Anduril Industries, Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-139041)
- On October 18, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, 42 pages of records pertaining to contracts between CBP and Anduril Industries, Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-139042)
- On October 18, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of **MuckRock News** in Boston, Massachusetts, 37 pages of records pertaining to contracts between CBP and Anduril Industries, Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP-2023-139044)

- On October 18, 2023, U.S. Customs and Border Protection (CBP) issued to **Michael Urbina**, a representative of **Urbina Immigration Law** in Kennesaw, Georgia, a full denial in response to his request seeking records involving a shooting incident with the Ysleta Border Patrol Station near Midway Drive and Alameda Avenue on March 6, 2023. These records were withheld pursuant to FOIA Exemption 7(A). (Case number CBP-FO-2023-141668)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Safe Horizon v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS) (21-cv-02328)*, plaintiff filed a FOIA request on February 19, 2020, seeking records pertaining to an applicant's prior criminal contact in the adjudication of petitions for U nonimmigrant status and applications for adjustment of status for U nonimmigrants based on an underlying U nonimmigrant visa. On October 6, 2023, U.S. Citizenship and Immigration Services (USCIS) released 271 pages of records to the plaintiff.
- In the matter of *American Immigrant Investor Alliance v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00206)*, plaintiff filed a FOIA request on May 16, 2023, seeking records pertaining to a report of all I-526 and I-526E filings by month from April 1, 2022, through April 31, 2023. On October 6, 2023, U.S. Citizenship and Immigration Services (USCIS) released one spreadsheet to the plaintiff.
- In the matter of *American Immigration Council and International Refugee Assistance Project v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (22 -cv-05312)*, plaintiff filed a FOIA request on April 28, 2022, seeking records pertaining to the processing of humanitarian parole requests by USCIS with a specific focus on Afghan nationals since January 1, 2021. On October 12, 2023, U.S. Citizenship and Immigration Services (USCIS) released 193 pages of records to the plaintiff.
- In the matter of *Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-02687)*, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress (or their staff), training materials and USCIS policies or practices in screening, reviewing, and determining issues when adjudicating I-526 petitions or I-829 petitions regarding the source of funds or path funds issues in the EB-5 program. On October 12, 2023, U.S.

Citizenship and Immigration Services (USCIS) released 79 pages of records to the plaintiff.

- In the matter of *Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)* plaintiff filed a complaint on January 11, 2018, seeking records pertaining to emails sent or received by USCIS ombudsman Julie Kirchner, including the entire email chain in which Ms. Kirchner is a sender or recipient (including a “cc” or “bcc”) of one or more emails in the chain. On October 13, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the 57th interim response, consisting of 177 pages of records to the plaintiff.
- In the matter of the *Center for Immigration Studies v. U.S. Customs and Border Protection (CBP) (23-cv-01115)* plaintiff filed a complaint on April 21, 2023, seeking records regarding the use of the CBP One Mobile Application to apply for humanitarian parole. On October 17, 2023, U.S. Customs and Border Protection (CBP) issued the third interim release, consisting of 14 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-01171) (2021-HQLI-00032)* plaintiff filed a complaint on April 29, 2021, seeking records mentioning Migrant Protection Protocols. On October 17, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released its fifteenth interim release of 7 pages of records to the plaintiff. Portions of this release are withheld pursuant to FOIA Exemptions 6 and 5.
- In the matter of *Protect the Public’s Trust v. U.S. Department of Homeland Security (DHS) (22-cv-01246) (2022-HQLI-00036)*, plaintiff filed a FOIA request on December 22, 2021, seeking records pertaining to the DHS Secretary’s meeting requests, travel records, and visitor logs. On October 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 156 pages of records to the plaintiff. Of the 156 pages, one page is released in full, and 155 pages are withheld in part pursuant to FOIA exemptions 5 and 6. An additional nine pages have been sent to another agency for consultation.
- In the matter of *Justice Action Center v. U.S. Department of Homeland Security (DHS) (21-cv-07592) (2021-HQLI-00044)* plaintiff filed a complaint on September 22, 2021, seeking records pertaining to the treatment and processing of accompanied minor children apprehended at the U.S.- Mexico border. On October 18, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 2 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
October 19, 2023- October 25, 2023
DHS Privacy Office
October 30, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On October 19, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from U.S. Citizenship and Immigration Service (USCIS) records pertaining to communications, received by Nejwa Ali in which one of the following search terms are present: “Palestine”, “Israel”, “Jew”, “Semitic”, “Genocide”, “Netanyahu”, “Gaza”, “Kibbutz”, “Hospital”, “Hammas”, “Decolonization”, “BLM”, “From the river to the sea”, “Zion”, “BDS”, or “Apartheid”. (Case Number COW 2023-007106)
- On October 20, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to the TSA Administrator David Pekoske’s calendar of all official entries from August 1, 2023, to September 30, 2023. (Case Number 2024-TSFO-00072)
- On October 22, 2023, **Colin Aamot**, a representative of **The Daily Signal** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to lists, trackers, or summaries of records or documents that have been requested three times or more under FOIA, or that have become or are likely to become the subject of a subsequent request, in line with guidelines issued by the Attorney General on March 15, 2022. (Case Number 2024-TSFO-00080)
- On October 22, 2023, **Colin Aamot**, a representative of **The Daily Signal** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to lists, trackers, or summaries of records or documents that have been requested three times or more under FOIA, or that have become or are likely to become the subject of a subsequent request, in line with guidelines issued by the Attorney General on March 15, 2022. (Case Number 2024-HQFO-00197)
- On October 22, 2023, **Colin Aamot**, a representative of **The Daily Signal** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to agency policies, memorandums, or directives pertaining to gender identity, or the implementation of Executive Order 1398 “Preventing and Combating Discrimination on The Basis of Gender Identity or Sexual Orientation.” (Case Number 2024-TSFO-00081)

- On October 22, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to Sensitive Case Reports (SCRs), or analogous document inventories that facilitate the monitoring of FOIA or MDR requests that may be deemed sensitive or prone to garner media or congressional scrutiny. (Case Number 2024-TSFO-00082)
- On October 22, 2023, **Rosa Flores**, a representative of *Cable News Network, Inc.* in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to a breakdown of the statistical data related to the "Terrorist Screening Data Set Encounters" data set located on the CBP Public Data Portal for FY22 and FY23. (Case Number CBP-FO-2024-009696)
- On October 22, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to agency policies, memorandums, or directives related to gender identity, or the implementation of Executive Order 1398: 'Preventing and Combating Discrimination on The Basis of Gender Identity or Sexual Orientation' from January 20, 2021, to the present. (Case Number 2024-FLETC-FO-00014)
- On October 22, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to Sensitive Case Reports (SCRs), or analogous document inventories, which encompass comprehensive details concerning subjects, keywords, or areas of sensitivity pertaining to Freedom of Information Act (FOIA) or Mandatory Declassification Review (MDR) requests from January 20, 2021, to present. (Case Number 2024-FLETC-FO-00015)
- On October 22, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the United States Coast Guard (USCG) records pertaining to the implementation of Executive Order 1398, 'Preventing and Combating Discrimination Based on Gender Identity or Sexual Orientation,' from January 20, 2021, to the present. (Case Number 2024-CGFO-00217)
- On October 22, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the implementation of Executive Order 1398, 'Preventing and Combating Discrimination Based on Gender Identity or Sexual Orientation,' from January 20, 2021, to the present. (Case Number 2024-HQFO-00193)
- On October 23, 2023, **Theodore Hesson** requested from the Federal Emergency Management Agency (FEMA) records pertaining to grant requests for FEMA migrant shelter and service funds from FY19 to the present and the eventual awards, including both the Shelter and Services Program (SSP) and Emergency Food and Shelter Program (EFSP). (Case Number 2024-FEFO-00105)
- On October 23, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to communications sent from Nejwa Ali mentioning

- "Israel", "Hamis", "Palestine", "Jew", "Semitic", "Apartheid", or "dailywire.com" from July 1, 2016, through the present. (Case Number COW 2023-007387)
- On October 23, 2023, **John Washington**, a representative of *Arizona Luminaria* in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to photographs of jaguars taken by remote trail cameras located in the Huachuca Mountains in 2023. (Case Number CBP-FO-2024-009977)
 - On October 24, 2023, **Jason Leopold**, a representative of *Bloomberg News* in Beverly Hills, California, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to rallies, protests, and threats to the US related to Israel and Gaza/Palestine organized in response to the terrorist attack in Israel on October 7, 2023, and the military response in Gaza by Israel. (Case Number 2024-HQFO-00069)
 - On October 24, 2023, **Sean Dunagan**, a representative of *Judicial Watch* in Glenwood Springs, Colorado, requested from U.S. Customs and Border Protection (CBP) records pertaining to correspondences related to the removal or destruction of physical barriers installed on the Southern Border from January 1, 2022, through the present. (Case Number CBP-FO-2024-010757)
 - On October 25, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the agency's intranet home page, a copy of the agency's intranet sitemap page and a copy of each page connected to the agency's intranet homepage. (Case Number 2024-FLETC-FO-00019)
 - On October 25, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the agency's intranet home page, a copy of the agency's intranet sitemap page and a copy of each page connected to the agency's intranet homepage. (Case Number 2024-HQFO-00073)
 - On October 25, 2023, **Sean Dunagan**, a representative of *Judicial Watch* in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the removal or destruction of fencing or other physical barriers installed on the U.S.-Mexico border by the State of Texas; reports documenting the removal or destruction of any such barriers by any employee of the Department of Homeland Security; Communication between any official or employee of DHS and any official or employee of any other branch, department, agency, or office of the federal government regarding the planned or actual removal or destruction of any such barriers. (Case Number 2024-HQFO-00072)
 - On October 25, 2023, **Peter Schey**, a representative of the **Center for Human Rights and Constitutional Law** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to documents addressing or relied upon by DHS in making the Haitian Temporary Protection Status (TPS) extensions. (Case Number 2024-HQFO-00161)

- On October 25, 2023, **Brandy Zadrozny**, a representative of *NBC News* in New York, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to pertaining to David Hamblin, a former therapist in Provo and Spring City, Utah; emails and text messages sent and received by DHS/HSI and DHS/OIG staff pertaining to David Hamblin between December 1, 2019, through the present. (Case Number 2024-HQFO-00074)
- On October 25, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to a copy of the agency's intranet home page, intranet sitemap page, and a copy of each page connected to from the agency's intranet homepage. (Case Number 2024-TSFO-00099)
- On October 25, 2023, **Max Brantley**, a representative of the *Arkansas Times* in Little Rock, Arkansas, requested from the Transportation Security Administration (TSA) records pertaining to the discovery of loaded handguns in the luggage of Jason Rapert when he was checked by TSA in April 2023 at the Little Rock Airport. (Case Number 2024-TSFO-00105)

Late Requests:

- On July 26, 2023, **Shasta Walton**, a private individual in Waldorf, Maryland, requested from the United States Coast Guard (USCG) records pertaining to complaints or investigations filed against the director of Coast Guard Investigative Service (CGIS). (Case Number 2024-CGFO-00149)
- On October 10, 2023, **Kristi Upton**, a representative of **Acme Research** in Riesel, Texas, requested from the United States Coast Guard (USCG) records pertaining to information on public spending, including capital and operating expenses, made by or on behalf of the USCG Academy during fiscal year 2021, for payees who paid more than \$5,000. (Case Number 2024-CGFO-00126)

III. Freedom of Information Act Releases

- On October 20, 2023, U.S. Customs and Border Protection (CBP) issued to **Elsa Goosen**, a representative of the **American Civil Liberties Union** in Albuquerque, New Mexico, a full denial in response to her request seeking a current membership directory of participants for the Vehicular Pursuits Review Committee. These records were withheld pursuant to FOIA Exemption 5. (Case Number CBP-FO-2023-099188)
- On October 20, 2023, U.S. Customs and Border Protection (CBP) released to **Aaron Torres**, a representative of *The Morning Dallas News* in Austin, Texas, 14 photos related to the "Buoy Barrier Demonstration" that took place from June 1 - June 4, 2020, at the CBP Academy. Portions of the release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-FO-2023-120710)
- On October 24, 2023, U.S. Customs and Border Protection (CBP) released to **Angie Nassar**, a representative of *Al Jazeera News* in Washington, D.C., a one-page record pertaining to phone calls and log entries between the Arizona Air Coordination Center

and 2 phone numbers mentioned in the request from February 16, 2023, through February 18, 2023. Portions of the release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). Case number CBP-FO-2023-098102)

- On October 24, 2023, U.S. Customs and Border Protection (CBP) released to **John Washington**, a representative of *Arizona Luminaria* in Tucson, Arizona, one photograph of a jaguar taken by remote trail cameras in the Huachuca Mountains in 2023. Portions of the release were withheld pursuant to FOIA exemption 7(E). Case number CBP-FO-2024-009977)
- On October 25, 2023, U.S. Customs and Border Protection (CBP) released to **Elsa Goossen**, a representative of the **American Civil Liberties Union** in Albuquerque, New Mexico, 6 pages of records pertaining to meeting agendas and meeting notes for the last two meetings of the National Use of Force Review Board (NUFRB). Portions of the release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). Case number CBP-FO-2023-099184)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Harvard Immigration and Refugee and Clinical Program v. U.S. Customs and Border Protection (CBP) (22 -cv-10301)* plaintiff filed a FOIA request on May 29, 2020, seeking records pertaining to individuals with F-1 student visas who were denied entry and/or deemed inadmissible by CBP at ports of entry. Plaintiff filed suit on February 23, 2022, claiming injunctive relief. On September 21, 2023, CBP issued its thirteenth interim release, consisting of 41 pages of records to the plaintiff.
- In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-03560) (2023-HQLI-00014)*, plaintiff filed a complaint on November 22, 2022, seeking records pertaining to communications between any official or employee of the Cybersecurity and Information Security Agency and any officer, employee, or representative of the Election Integrity Partnership concerning the election-related disinformation on any social media platform. On October 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office issued a second interim response consisting of 63 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.
- In the matter of *New York Legal Assistance Group v. U.S. Department of Homeland Security (DHS) (22-cv-05928) (2022-HQLI-00050)* plaintiff filed a complaint on September 29, 2020, seeking records pertaining to the authorization of ICE, HSI, or any other DHS personnel to respond to, assist in responding to, and/or support other

law enforcement efforts related to Protests occurring in New York City. On October 24, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 15 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7(C), and 7(E).

- In the matter of *Center for Immigration Studies v. U.S. Department of Homeland Security (DHS) (23-cv-01405) (2023-HQLI-00031)* plaintiff filed a complaint on January 24, 2023, seeking records pertaining to contracts, memoranda of understanding and memoranda of agreements between the Office of the Immigration Detention Ombudsman (OIDO), the Office for Civil Rights and Civil Liberties (CRCL) and the U.S. Citizenship and Immigration Services (USCIS). On October 24, 2023, the U.S. Department of Homeland Security (DHS) released 12 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemption 6.
- In the matter of *Judicial Watch, Inc. v. U.S. Department of Homeland Security (DHS) (23-cv-01163) (2023-HQLI-00033)*, plaintiff filed a complaint on April 26, 2023, seeking records pertaining to meetings between any official or employee of DHS and several Twitter employees between June 1, 2020, through the present; communication between any official or employee of DHS and any official or employee of any other branch, department, agency, or office of the Federal government. On October 24, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 394 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS) (22-cv-00355) (2022-HQLI-00027)* plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children, the cancelation or postponement of Operation Talon, and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On October 25, 2023, 15 pages of records were referred by CBP to the U.S. Department of Homeland Security (DHS) Privacy Office. The 15 pages were withheld in part pursuant to FOIA exemptions 5, 6 and 7(C).

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
October 5, 2023- October 11, 2023
DHS Privacy Office
October 16, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On October 5, 2023, **Andrew Fels**, a representative of **Al Otro Lado** in Knoxville, Tennessee, requested from U.S. Customs and Border Protection (CBP) records pertaining to policies and practices of Customs and Border Protection holding immigrants outside without timely commencement or conclusion immigration processing. (Case Number CBP-FO-2024-002267)
- On October 5, 2023, **Sarah Decker** a representative of **RFK Human Rights** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the provision of adequate medical care and care for individuals with mental and physical disabilities. (Case Number 2024-ICFO-00878)
- On October 5, 2023, **Sarah Decker** a representative of **RFK Human Rights** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to abuse, misconduct, solitary confinement, and the disciplinary process at detention facilities. (Case Number 2024-ICFO-00876)
- On October 5, 2023, **Sarah Decker** a representative of **RFK Human Rights** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to policies, procedures, and practices regarding individuals released from ICE custody. (Case Number 2024-ICFO-00875)
- On October 5, 2023, **Sarah Decker** a representative of **RFK Human Rights** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to language access and accommodations for Limited English Proficiency individuals. (Case Number 2024-ICFO-00865)
- On October 5, 2023, **Sarah Decker** a representative of **RFK Human Rights** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the Alexandria Staging Facility to include population data, contracts, policies, procedures, and directives (see request for further details). (ICE FOIA Case Number 2024-ICFO-00860)
- On October 5, 2023, **John Greenwald**, a representative of **The Black Vault, Inc.** in Castaic, California, requested from the United States Secret Service (USSS) records pertaining to “Commander” – the dog who lives in the White House, including, but do

- not limit to, all memos, letters, reports, photographs, videos, and emails pertaining to “Commander” and the biting incidents. (USSS Case Number 20240012)
- On October 5, 2023, **Ryan Ewing**, a representative of *AirlineGeeks* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to data on firearms discovered at TSA checkpoints from 2022 to present. (Case Number 2024-TSFO-00015)
 - On October 6, 2023, **Jeremy Finley**, a representative of *WSMV-TV* in Nashville, Tennessee, requested from the Transportation Security Administration (TSA) records pertaining to K9 security dog bite incidents from October 2018 to the present. (Case Number 2024-TSFO-00021)
 - On October 6, 2023, **Trenton Daniel**, a representative of *The Associated Press* in Washington, D.C., requested from the United States Secret Service (USSS) records pertaining to communications referencing President Joe Biden’s dog, Commander, following a series of biting incidents involving White House staff and U.S. Secret Service officers. (USSS Case Number 20240018)
 - On October 6, 2023, **Dhruv Mehrotra**, a representative of *WIRED* in Beacon, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to an investigation on CBP employees for the unauthorized access, inappropriate use, or disclosure of information contained in any agency databases from January 1, 2016, to the present. (Case Number CBP-FO-2024-002739)
 - On October 6, 2023, **Dhruv Mehrotra**, a representative of *WIRED* in Beacon, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to a complaint that a Customs and Border Protection employee used systems inappropriately to track coworkers August 20, 2020. (Case Number CBP-FO-2024-002756)
 - On October 6, 2023, **Colin Farnsworth**, a representative of **The Center for Immigration Studies** in Washington, D.C. requested from U.S. Customs and Border Protection (CBP) records pertaining to individuals encountered by CBP at the southern border who were convicted for “improper entry” from May 1, 2022, to October 1, 2022, and from May 12, 2023, to present. (Case Number CBP-FO-2024-002970)
 - On October 6, 2023, **Karla Vargas**, a representative of **The Texas Civil Rights Project** in Alamo, Texas, requested from U.S. Customs and Border Protection (CBP) records pertaining to Anadith Danay Reyes' death while in CBP custody on May 17, 2023. (Case Number CBP-FO-2024-003024)
 - On October 9, 2023, **Joseph Cox** a representative of **The Hill** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to communications related to the Emergency Alert System from October 2, 2023, to the present. (Case Number 2024-FEFO-00019)
 - On October 9, 2023, **Emily Schwing** a representative of *KYUK* in Bethel, Alaska, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the scope of work undertaken by FEMA personnel and the total amounts for both public assistance and individual assistance FEMA paid out in the communities

of Chevak, Hooper Bay, and Newtok between September 17, 2022, and October 9, 2023. (Case Number 2024-FEFO-00022)

- On October 10, 2023, **Peter Hirschfeld** a representative of *Vermont Public* in Colchester, Vermont, requested from the Federal Emergency Management Agency (FEMA) records pertaining to the total number of FEMA employees, including reservists, cadre of on-call response/recovery employees, and permanent full-time employees, deployed to Vermont between July 7, 2023, to October 10, 2023. (Case Number 2024-FEFO-00024)
- On October 10, 2023, **Parker Asmann**, a representative of *InSight Crime* in Hawthorn Woods, Illinois, requested from U.S. Customs and Border Protection (CBP) records pertaining to chemicals seized by CBP agents from FY 2015 to FY 2022. (Case Number CBP-FO-2024-004254)
- On October 11, 2023, **Craig Campo** a representative of **Gannett** in McLean, Virginia, requested from the Federal Emergency Management Agency (FEMA) records pertaining to communications between FEMA, FEMA Administrator Deanne Criswell, the House Committee on Oversight and Accountability, the Chair James Comer and Steve Scalise pertaining to National Flood Insurance Program's (NFIP) Risk Rating 2.0. (Case Number 2024-FEFO-00030)

Late Requests:

- On September 13, 2023, **Sana Singh**, a representative of **ACLU NorCal** in San Francisco, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the detainee grievance log maintained by various facilities from the period of August 1, 2023, to August 30, 2023. (Case Number 2023-ICFO-42846)
- On September 15, 2023, **Lexi Churchill**, a representative of *ProPublica and the Texas Tribune* in Austin, Texas, requested from U.S. Immigration and Customs Enforcement (ICE) training records for the 14 HSI Officers who responded to Robb Elementary School in Uvalde, Texas on May 24, 2022. (Case Number 2023-ICFO-43186)

III. Freedom of Information Act Releases

- On September 28, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Colin Aamot**, a private individual in Washington, D.C., 13 pages of records pertaining to the agency's usage and retention policies or directives for communications via Slack, Signal, Microsoft Teams, Lync, or any other internal messaging platforms from 2018 to present. The responsive records were released in full with no deletions or exemptions. (Case Number 2023-FLETC-FO-00201)
- On September 29, 2023, the Federal Law Enforcement Training Centers (FLETC) issued to **Colin Aamot**, a private individual in Washington, D.C., a no-records final response regarding his request for records pertaining to the Records Management Self-Assessment (RMSA) reports generated or submitted to the U.S. National Archives and

Records Administration (NARA) for the past 7 years. (Case Number 2023-FLETC-FO-00209)

- On October 2, 2023, The Federal Law Enforcement Training Centers (FLETC) released to **Kristopher Mead**, a private individual in Canton, Michigan, a final response and 54 pages of responsive records pertaining to emails, correspondence, directives, memos, and policy drafts referencing unvaccinated students and Dr. Melissa A. Broadman. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7. (Case Number FLETC FOIA 22-042)
- On October 5, 2023, U.S. Customs and Border Protection (CBP) released to **Sam Biddle**, a representative of *The Intercept*, in Los Angeles, California, 42 pages of records pertaining to the purchasing of 51 towers under an awarded contract between CBP and Anduril Industries, Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case number CBP-FO-2023-119576)
- On October 10, 2023, U.S. Customs and Border Protection (CBP) issued to **Joseph Cox**, a representative of *VICE – Motherboard* in Boston, Massachusetts, a no records determination in response to his request seeking presentation slides, PowerPoint presentations, or similar documents related to Operation Disrupted Passage from January 1, 2018, through the present. (Case Number CBP-FO-2023-055952)
- On October 11, 2023, the Federal Law Enforcement Training Centers (FLETC) issued to **Colin Aamot**, a private individual in Washington, D.C., a no-records response pertaining to his request for a copy of all internal policy documents, memorandums, or guidance pertaining to FOIA processing and procedures, FOIA Appeal processing and procedures, and Mandatory Declassification Review (MDR) processing Policy and Procedures between 2018 and present. (Case Number 2023-FLETC-FO-00200)
- On October 11, 2023, the Transportation Security Administration (TSA) released to **Clifford Guess**, a representative of the *National Firearms Blog* in Highland, Texas, 109 pages of records pertaining to the entire data set of the 6,542 firearms discovered at airport security checkpoints in 2022. The records were released in full. (Case Number 2023-TSFO-00685)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, requesting any communications between government officials and representatives of Amazon regarding facial recognition technology. On October 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 197 pages of records to the plaintiff.

- In the matter of *Stevens v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-02725)*, plaintiff filed a FOIA request on August 6, 2018, seeking records pertaining to contracts related to the submission, acceptance, and review of detainee health with Kenosha County, Wisconsin, for health care provided to people held under immigration laws. On October 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 8 pages and 2 Excel Spreadsheets of records to the plaintiff.
- In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On October 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 763 pages of records to the plaintiff.
- In the matter of *Joshua Muzumala v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03789)*, plaintiff filed a FOIA request on February 6, 2023, seeking records pertaining to Joshua Muzumala. On October 5, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel Spreadsheet of records to the plaintiff.
- In the matter of *The Heritage Foundation and Mike Howell v. U.S. Department of Homeland Security (DHS) (22-cv-02298) (2022-HQLI-00059)*, plaintiff filed a complaint on August 8, 2022, seeking records pertaining to meeting agendas, calendar information, and notes from the engagements between stakeholders and Secretary Mayorkas or his staff. On October 5, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 81 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5,6, and 7(C).
- In the matter of *Freddy Martinez v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-00034)*, plaintiff filed a FOIA request on February 8, 2021, seeking records pertaining to the scope, purpose, and objectives of Operation Palladium. On October 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 309 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-03462)*, plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On October 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 39 videos of records to the plaintiff.
- In the matter of *Thomas Carey, Jr. v. U.S. Department of Justice (DOJ) (22-cv-01527)*, plaintiff filed a FOIA request on June 22, 2021, seeking records pertaining to the investigation of Jonathan Francis Coffey and Thomas Carey Jr. from the period of May 2008 through June 2010. On October 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 2 pages of records to the plaintiff.

- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (23-cv-01525)*, plaintiff filed a FOIA request on October 11, 2021, requesting all agency FOIA logs for the period of October 1, 2017, through September 30, 2021, in native format. On October 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel Spreadsheet of records to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigrations and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffrey Hernandez Rodriguez aka Roy Hernandez Rodriguez aka Roxsana Hernandez. On October 10, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1000 pages of records to the plaintiff.
- In the matter of *Immigrant Defense Project and the Center for Constitutional Rights v. U.S. Customs and Border Protection (CBP) and U.S. Department of Homeland Security (DHS) (22-cv-09920)*, plaintiff filed a FOIA request on May 24, 2022, seeking records pertaining to Operation Palladium, Operation “SUB ZERO”, and other CBP participation in related ICE immigration enforcement, policing and/or “surge” operations. Plaintiff filed suit on November 21, 2022, claiming injunctive relief. On October 10, 2023, U.S. Customs and Border Protection (CBP) issued its seventh interim response consisting of 27 pages of correspondence to the plaintiff.
- In the matter of *Just Futures Law v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-02208)*, plaintiff filed a FOIA request on June 10, 2021, seeking records regarding DHS contracts for the use of identification products and technologies provided by RELIX and Thomson Reuter. On October 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 28 pages of records to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigrations and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking any contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ) and GEO Group and CoreCivic. On October 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 336 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
November 23, 2023- November 29, 2023**

**DHS Privacy Office
December 4, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On November 25, 2023, **Austin Kocher**, a private individual, in Baltimore, Maryland, requested from the U.S. Customs and Border Protection records pertaining to individuals who have used the CBP One app to schedule an appointment at Ports of Entry to seek asylum between February 1, 2021, and October 31, 2023. (Case number CBP-FO-2024-024627)
- On November 27, 2023, **Spencer Lindquist**, a representative of *The Daily Wire* in Nashville, Tennessee, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications concerning the use of "inclusive language," "non-biased language," "diverse language," or any term or title with a roughly similar meaning from January 2021 until the present. (Case number 2024-HQFO-00340)
- On November 27, 2023, **Stephen Conroy**, a private individual, requested from the U.S. Secret Service (USSS) records pertaining to an incident that occurred on November 12, in the Georgetown section of Washington D.C. where an agent discharged their weapon at a person suspected of breaking into a government vehicle. (USSS Case Number 20240163)
- On November 27, 2023, **Ian Head**, a representative of the **Center for Constitutional Rights** in New York, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the Memorandum of Understanding (MOU) signed by DHS, the U.S. Department of State, and the government of Israel on July 19, 2023, entitled "Memorandum of Understanding between The Government of the State of Israel And The Government of the United States of America On Extension of Reciprocal Privileges and the Visa Waiver Program". (Case Number 2024-HQFO-00338)
- On November 27, 2023, **Lily Hayes**, a representative of *Blaze Media* in Irving, Texas, requested from the Transportation Security Administration (TSA) records pertaining to communications between Tirrell D. Stevenson and Brian C. Belcher, from November 15th, 2023, to November 27th, 2023, regarding the November 21st Fox News article titled "Industry expert warns Thanksgiving flights could be 'unsafe' as a record number of travelers prepare for takeoff". (Case Number 2024-TSFO-00226)

- On November 27, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the Transportation Security Administration (TSA) records pertaining to TSA's use of Air Marshals to track individuals who traveled to the Washington D.C. region on January 6, 2021. (Case Number 2024-TSFO-00231)
- On November 29, 2023, **Casey Sherman**, a private individual, requested from the U.S. Coast Guard (USCG) records pertaining to the sinking of the vessel CHICKEN POX and the death of Linda Carman in September 2016 off the coast of Rhode Island. (Case Number 2024-CGFO-00538)

Late Requests:

- On September 14, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the U.S. Customs and Border Protection (CBP) records pertaining to the Political Appointee personnel records for those appointed from January 20, 2021, through the present. (Case number CBP-FO-2023-139053)

III. Freedom of Information Act Releases

- On November 27, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., 11 pages of records pertaining to e-discovery vendor manuals and e-discovery internal processes for e-discovery software currently used by the agency during litigation holds for 2021 to the present. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7. (Case Number 2023-FLETC-FO-00202)
- On November 29, 2023, U.S. Customs and Border Protection (CBP) released to **David Bier**, a representative of the **Cato Institute** in Washington, D.C., a one-page record and one Excel spreadsheet pertaining to the total length of the pedestrian border fencing and vehicle border fencing at the start of each fiscal year from 2000 to 2024. This record was released in full. (Case number CBP-FO-2023-128577)
- On November 29, 2023, U.S. Customs and Border Protection (CBP) released to **Sergio Hernandez**, a representative of *ProPublica* in New York, New York, 169 pages of records pertaining to the deaths that have occurred in CBP custody since January 1, 2018. Portions of this release were withheld pursuant to FOIA exemptions 2, 6, 7(C) and 7(E). (Case number CBP-2019-037361)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Monastery of Christ in the Desert v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00513)*, plaintiff filed a FOIA request on May 1, 2023, seeking records pertaining to immigration petitions and visa applications filed by Monastery of Christ in the Desert from 2021 to the present. On November 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released 2 Excel spreadsheets to the plaintiff.
- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the U.S.-Mexico border. On November 27, 2023, the U.S. Immigration and Customs Enforcement (ICE) released 364 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records that discuss whether DHS or any DHS employee, believes DHS has discretion to release rather than detain inadmissible individuals entering the U.S. from the Southern border. On November 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 347 pages of records to the plaintiff.
- In the matter of *Knight First Amendment Institute v. U.S. Department of Homeland Security (DHS) (22-cv-03003) (2022-HQLI-00031)* plaintiff filed a complaint on February 15, 2022, seeking a copy of the report ordered in Section 3 of the Biden Proclamation; and all records relating to the review ordered in Section 3 of the Biden Proclamation. On November 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 7 pages of records to the plaintiff. Portions of the release are withheld in part pursuant to Exemptions 6, 7(C), and 7(E).
- In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-00552) (2023-HQLI-00027)*, plaintiff filed a complaint on November 22, 2022, seeking records and communications between several CISA senior officials mentioning: CISA facilitated or hosted USG-industry meetings with Meta (@meta.com), Facebook (@facebook.com), Twitter (@twitter.com), Wikimedia Foundation (@wikimedia.org), Pinterest (@pinterest.com), LinkedIn (@linkedin.com), election security, Election Infrastructure Subsector Government Coordinating Council Meetings. On November 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 63 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *America First Legal Foundation v. Cybersecurity and Infrastructure Security Agency (CISA) (22-cv-01255) (2023-HQLI-00004)*, plaintiff filed a FOIA request on April 4, 2022, seeking records pertaining to how the “Mis-, Dis-, and Malinformation” (MDM) team, formerly known as the Countering Foreign Influence Task Force (CFITF), causes content to be removed from social media, potentially in violation of the Constitution. On November 29, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 36 pages of records

to the plaintiff. Portions of the release are being withheld in part pursuant to FOIA exemptions 5 and 6.

- In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-00762), plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon, SocialNet and Babel Street regarding the use of their software and location data. On November 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 150 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS)* (23-cv-02846), plaintiff filed a FOIA request on July 12, 2022, seeking records pertaining to case evaluation forms that track and evaluate the performance of asylum officers at the Arlington Asylum Office from July 1, 2020, to the present. On November 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 55 pages of records to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS)*(21-cv-14462), plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On November 29, 2023, U.S. Customs and Border Protection (CBP) issued its seventeenth interim response consisting of 138 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
October 26, 2023- November 1, 2023
DHS Privacy Office
November 6, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On October 26, 2023, **Sarah Davila Ruhaak**, a representative of the **International Human Rights Clinic** in Chicago, Illinois, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to practices and policies regarding data collection, data interpretation, use of data in enforcing the law, and any training materials used by DHS employees; Internal communications related to the creation of the CBP One Application. (Case Number 2024-HQFO-00078)
- On October 27, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the total number of full-time and part-time employees or contractors assigned to the agency's FOIA Office, and the total number of employees employed by the agency. (Case Number 2024-HQFO-00086)
- On October 27, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to the total number of full-time and part-time employees or contractors assigned to the agency's FOIA Office, and the total number of employees employed by the agency. (Case Number 2024-FLETC-FO-00020)
- On October 27, 2023, **Seth Wessler**, a representative of **ProPublica** in Atlanta, Georgia, requested from the United States Coast Guard (USCG) records pertaining to the USCG's migrant interdiction operations from August 1, 2023, to the present. (Case Number 2024-CGFO-00304)
- On October 29, 2023, **Sreedhar Srikanth**, a private individual in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the reply of The Honorable Alejandro Mayorkas, Secretary of Homeland Security, to the letter dated Aug 22, 2022, submitted by several Senators. (Case Number 2024-HQFO-00090)
- On October 30, 2023, **Brandy Zadrozny**, a representative of **NBC News** in New York, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to Cindy Metcalf, a victims advocate in Utah; Emails and text messages sent and received by DHS/HSI and DHS/OIG staff to, from or pertaining to Cindy Metcalf between December 1, 2018, through the present. (Case Number 2024-HQFO-00094)

- On October 30, 2023, **Molly Linhorst** a representative of the **ACLU** in Newark, New Jersey, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the request for information (RFI) for possible detention sites in the Newark, New Jersey area issued by ICE on May 30, 2023. (Case Number 2024-ICFO-04280)
- On October 30, 2023, **Amy Corral**, a representative of **CBS News & Stations** in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to Intellectual Property Rights (IPR) seizures made in the U.S. between 2018-2022. (Case Number CBP-FO-2024-013464)
- On October 30, 2023, **Mary Kate Soliva**, a representative of **Guam Human Rights Initiative** in Tamuning, Guam, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to human trafficking or counter-human trafficking from January 1, 2017, to present. (Case Number 2024-HQFO-00100)
- On October 30, 2023, **Mary Kate Soliva**, a representative of **Guam Human Rights Initiative** in Tamuning, Guam, requested from U.S. Customs and Border Protection (CBP) records pertaining to human trafficking or counter-human trafficking from January 1, 2017, to present. (Case Number CBP-FO-2024-013790)
- On October 30, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to documents or data sufficient to account for the total number of full-time and part-time employees or contractors assigned to the agency's FOIA Office, and the total number of employees employed by the agency. (Case Number 2024-TSFO-00115)
- On October 31, 2023, **Michael Williams**, a representative of **The Capitol Forum** in Washington, D.C., requested from the United States Coast Guard (USCG) records pertaining to complaints submitted to the USCG about the resort and cruise line spa operator OneSpaWorld in Coral Gables, Florida, from January 1, 2015, to October 31, 2023. (Case Number 2024-CGFO-00349)
- On October 31, 2023, **Mary Kate Soliva**, a representative of the **Guam Human Rights Initiative** in Tamuning, Guam, requested from the Transportation Security Administration (TSA) records pertaining to human trafficking or counter-human trafficking from January 1, 2017, to the present. (Case Number 2024-TSFO-00126)
- On October 31, 2023, **Claire Withycombe**, a representative of the **Seattle Times** in Olympia, Washington, requested from the Transportation Security Administration (TSA) records pertaining to a copy of an investigation by TSA of an incident on October 21, 2023, where a person was allowed through security at Portland International Airport, despite having an unloaded firearm in the bag. (Case Number 2024-TSFO-00131)
- On October 31, 2023, **Joseph Cox**, a representative of **VICE-Motherboard** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to "Hamas" and/or "Hezbollah", from October 2023 to the present. (Case Number CBP-FO-2024-013965)

- On October 31, 2023, **William Melugin**, a representative of **FOX NEWS** in Los Angeles, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to the number of known gotaways recorded/detected by Border Patrol each year from the start of Fiscal Year 2010 through the end of Fiscal Year 2023. (Case Number CBP-FO-2024-014483)
- On November 1, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to Records Management Self-Assessment (RMSA) reports generated or submitted to the U.S. National Archives and Records Administration (NARA) for the past 7 years. (Case Number 2024-HQFO-00172)
- On November 1, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the number of GLOMAR responses sent annually for the last 7 years in conjunction with the total number of FOIA requests closed out for the same period; all GLOMAR responses/letters sent to the original requestor for the last 48 months. (Case Number 2024-HQFO-00174)
- On November 1, 2023, **Colin Aamot**, a representative of the **Daily Signal** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to emails and calendar invites to/from david.wulf@dhs.gov mentioning 'CEFC', 'Burisma', or 'Rosemont Seneca'; records pertaining to policies regarding the usage of pseudonym accounts by the agency of/by executives, elected officials, or appointees or relevant cover plans. (Case Number 2024-HQFO-00220)
- On November 1, 2023, **Michael Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to Alejandro Mayorkas, Secretary of DHS, related to the following: calendar entries and flight logs; Congressional correspondence, and communications to/from Congressional Offices or Committees; Materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public, communications to/from the following email domains: @eop.gov, @who.eop.gov, and @ovp.eop.gov. All communications sent via email, SMS, Microsoft Teams, or Slack mentioning 'policy draft', 'updated policy', 'Palestine', 'Hawaii', or 'Maui'. (Case Number 2024-HQFO-00156)
- On November 1, 2023, **Michael Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to TSA Administrator David Pekoske's calendar entries from October 2023. (Case Number 2024-TSFO-00134)
- On November 1, 2023, **Michael Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to Deanne Criswell, FEMA Administrator, related to the following: calendar entries and flight logs; Congressional correspondence, and communications to/from Congressional Offices

or Committees; Materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public, communications to/from the following email domains: @eop.gov, @who.eop.gov, and @ovp.eop.gov. All communications sent via email, SMS, Microsoft Teams, or Slack mentioning 'policy draft', 'updated policy', 'Palestine', 'Hawaii', or 'Maui'. (Case Number 2024-FEFO-00142)

- On November 1, 2023, **Michael Howell**, a representative of the *Heritage Foundation* in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to Erik Hooks, Deputy Administrator, related to the following: calendar entries and flight logs; Congressional correspondence, and communications to/from Congressional Offices or Committees; Materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public, communications to/from the following email domains: @eop.gov, @who.eop.gov, and @ovp.eop.gov. All communications sent via email, SMS, Microsoft Teams, or Slack mentioning 'policy draft', 'updated policy', 'Palestine', 'Hawaii', or 'Maui'. (Case Number 2024-FEFO-00143)
- On November 1, 2023, **Michael Howell**, a representative of the **Heritage Foundation** in Washington, D.C., requested from the Federal Emergency Management Agency (FEMA) records pertaining to Michael Coen, Chief of Staff, related to the following: calendar entries and flight logs; Congressional correspondence, and communications to/from Congressional Offices or Committees; Materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public, communications to/from the following email domains: @eop.gov, @who.eop.gov, and @ovp.eop.gov. All communications sent via email, SMS, Microsoft Teams, or Slack mentioning 'policy draft', 'updated policy', 'Palestine', 'Hawaii', or 'Maui'. (Case Number 2024-FEFO-00144)

Late Requests:

- On September 6, 2023, **David Warren**, a representative of *The Institute for Justice* in Arlington, Virginia, requested from U.S. Customs and Border Protection (CBP) records pertaining to tort claims under \$10,000 from January 1, 2021, through December 31, 2021. (Case Number CBP-FO-2023-134610)
- On October 4, 2022, **Jeremy Borden**, a private individual from Durham, North Carolina, requested from the United States Coast Guard (USCG) records pertaining records and correspondence related to 2018-CGFO-01669 which sought lists concerning USCG personnel who received the USCG Commendation Medal; lists of command units involved in the response; and communications between the USCG and BP P.L.C. concerning the Deepwater Horizon oil spill. (Case Number 2023-CGFO-00090)
- On October 10, 2023, **Matthew Campbell**, a representative of *Bloomberg LP* in Singapore, requested from U.S. Immigration and Customs Enforcement (ICE) records

pertaining to HSI's investigation of the art dealer Douglas Latchford. (Case Number 2024-ICFO-01743)

- On October 13, 2023, **Matthew Campbell**, a representative of *Bloomberg LP* in Singapore, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to HSI's investigation of the provenance of the Cambodian sculpture known as SKANDA ON A PEACOCK. (Case Number 2024-ICFO-01744)
- On October 25, 2023, **Mack DeGeurin**, a representative of *Gizmodo* in Brooklyn, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to ICE's use of the VeriWatch device, including how it is being used, how much it costs, and what safeguards are in place to protect the privacy of individuals who are subject to its use. (Case Number 2024-ICFO-03640)

III. Freedom of Information Act Releases

- On October 26, 2023, U.S. Customs and Border Protection (CBP) released to **Benjamin Goggin**, a representative of *NBC News* in Brooklyn, New York, four pages of records pertaining to communications related to Elon Musk's visit to Eagle Pass Texas in September 2023. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C) and 7(E). (Case number CBP-FO-2023-146208)
- On October 31, 2023, U.S. Customs and Border Protection (CBP) issued to **Susie Neilson**, a representative of *The San Francisco Chronicle* in San Francisco, a full denial in response to her request seeking all border patrol agent names and date of births, who were involved in a fatal vehicle pursuit on June 25, 2020, in El Paso Texas. These records were withheld in full pursuant to FOIA exemptions 6, 7(C). (Case number CBP-FO-2024-000948)
- On October 31, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Colin Aamot**, a representative of the *Daily Signal* in Washington, D.C., a no records response regarding his request for documents sufficient to account for all lists, trackers, or summaries of records or documents that have been requested three times or more under FOIA, or that have become or are likely to become the subject of subsequent request. (Case Number 2024-FLETC-FO-00013)
- On October 31, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Colin Aamot**, a representative of the *Daily Signal* in Washington, D.C., a no records response regarding his request for documents or data sufficient to account for the total number of full time and part-time employees or contractors assigned to the agency's FOIA Office, and the total number of employees employed by the agency (latest available number). (Case Number 2023-FLETC-FO-0020)
- On November 1, 2023, the United States Coast Guard (USCG) released to **Peter Booth**, a representative of the *American Bridge* in Coraopolis, Pennsylvania, 22 pages of records pertaining to charts and emails between Senator Rick Scott's office

and the USCG concerning Hurricane Ian. These records were released in part pursuant to FOIA Exemption 6. (Case Number 2023-CGFO-00130)

- On November 1, 2023, U.S. Customs and Border Protection (CBP) released to **Dave Hendricks**, a representative of *Muckrock News*, in Somerville, Massachusetts, 259 pages of records pertaining to emails that were sent to, and received from, the La Joya Police Department regarding Operation Stonegarden. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C) and 7(E). (Case number CBP- 2018-061773)
- On November 1, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Kristina Cooke**, a representative of *Thomson Reuters*, in San Francisco, California, 870 pages of records pertaining to emails discussing N-648 policy guidance and training material related to the new N-648 policy from September 1, 2018, through March 14, 2019. Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7(E). (Case Number COW 2019-000226)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *America First Legal Foundation v. Cybersecurity and Infrastructure Security Agency (CISA) (22-cv-01255) (2023-HQLI-00004)*, plaintiff filed a FOIA request on April 4, 2022, seeking records relating to CISA's Countering Foreign Influence Task Force (CFITF), "Mis-, Dis-, and Malinformation" (MDM) team, certain policies and directors, certain communications relating to the 2020 election, and communications between certain CISA employees and specific private entities. On October 26, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 351 pages of records to the plaintiff. Of the 251 pages, 83 pages are being released in full, and 168 pages are being released in part pursuant to 3,6 and 7(E).
- In the matter of *State of Florida v. U.S. Department of Homeland Security (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. On October 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 375 pages of records to the plaintiff.
- In the matter of the *Immigrant Defense Project v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01153)*, plaintiff filed a FOIA request on February 10, 2022, seeking records pertaining to the creation, implementation, or oversight of supervision programs including the Orders of Supervision Program (OSUP) and the Alternative to Detention (ATD) Program, Intensive Supervision Appearance Program (ISAP) and the ATD Case Management Pilot Program from December 19, 2019, to

- the present. On October 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 4 pages and 2 Excel Spreadsheets of records to the plaintiff.
- In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon and ICE's use of SocialNet and records related to ICE's communications and contracts with Babel Street's software and use of location data. On October 26, 2023, U.S. Immigration and Customs Enforcement (ICE) released 85 pages of records to the plaintiff.
 - In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the border, particularly the U.S.-Mexico border. On October 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 485 pages of records to the plaintiff.
 - In the matter of *ACLU of Northern California v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-03112)*, plaintiff filed a FOIA request on February 6, 2023, March 1, 2023, April 3, 2023, May 4, 2023, and June 5, 2023, seeking records for the months of January 2023 through May of 2023 seeking records pertaining to the detainee grievance log maintained by facility staff at Adelanto ICE Processing Center, Desert View Annex, Golden State Annex, Imperial Regional Detention Facility, Mesa Verde ICE Processing Center, and Otay Mesa Detention Center. On October 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 174 pages and 16 Excel spreadsheets of records to the plaintiff.
 - In the matter of *Catholic Legal Immigration Network, Inc. v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On October 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 30 pages of records to the plaintiff.
 - In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-00552) (2023-HQLI-00027)* plaintiff filed a FOIA request on December 12, 2022, seeking records regarding CISA senior officials' meetings on election security with the private sector and Election Infrastructure council groups. On October 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 13 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5 and 6.
 - In the matter of *Center to Advance Security in America v. U.S. Department of Homeland Security (DHS) (22-cv-01934) (2022-HQLI-00049)*, plaintiff filed a complaint on July 5, 2022, seeking records pertaining to the development, approval process and final decision to change the mission and name of the reorganized Center for Prevention Programs and Partnerships (CP3); Records related to the January 6th Capital riot; Records that contain a list of non-profit organizations, social media, and technology companies, cultural organizations, or other community organizations that

- have applied or received federal funds in any form since January 21, 2021, as part of a CP3 Partnership. On October 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 201 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
- In the matter of *Heritage Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01770) (2022-HQLI-00039)*, plaintiff filed a complaint on March 23, 2022, seeking records pertaining to an investigation of a CBP incident in or near the Rio Grande River near Del Rio, Texas in September 2021. On October 31, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the eighth interim response, consisting of 287 pages of records to the plaintiff.
 - In the matter of *Justice Action Center v. U.S. Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS), U.S. Immigration and Customs Enforcement (ICE) and U.S. Department of Justice (DOJ) (20-cv-06982)* plaintiff filed a FOIA request on January 30, 2020, seeking records pertaining to Deferred Action for Childhood Arrivals program records including policies, guidance, correspondence, emails, reports, and data. On October 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 463 pages of records to the plaintiff.
 - In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On October 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 753 pages of records to the plaintiff.
 - In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed a FOIA request on December 14, 2021, seeking records pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On October 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
 - In the matter of *Project South v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00979)*, plaintiff filed a FOIA request on April 8, 2022, seeking records pertaining to ICE's standards of operation at the Stewart Detention Center (SDC), including its standards for medical care and COVID-19 protocol, cohort procedures, as well as ICE's records of contracts and communications regarding the provision of medical care for the immigrants detained at SDC. On October 31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 175 pages of records to the plaintiff.
 - In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-06994)*, plaintiff filed a FOIA request on December 26, 2019, seeking records pertaining to administrative arrest warrants and administrative subpoenas. On October

31, 2023, U.S. Immigration and Customs Enforcement (ICE) released 276 pages of records to the plaintiff.

- In the matter of *American Immigrant Investor Alliance v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00820)*, plaintiff filed a FOIA request on September 5, 2022, seeking records pertaining to adjudicating Forms I-526 and I-829 with regard to the use of currency swaps or informal value transfers from January 1, 2016, through September 1, 2022; records that pertain to policies that were created for the conversion of VND to USD. On October 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released 295 pages of records to the plaintiff.
- In the matter of *The Center for Investigative Reporting and Najib Aminy v. U.S. Department of Homeland Security (DHS) (22-cv-05964)*, plaintiff filed a FOIA request on February 17, 2022, seeking records related to Afghans seeking Humanitarian Parole, applicant and beneficiary data, reason for parole, decisions, all data regarding I-131 data logs, and Significant Public Benefit Parole data. On October 31, 2023, U.S. Citizenship and Immigration Services (USCIS) released two Excel spreadsheets to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On October 31, 2023, U.S. Customs and Border Protection (CBP) issued its sixteenth interim response consisting of 40 pages of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. U.S. Customs and Border Protection (CBP) (20-cv-01583)*, plaintiff filed a FOIA request on August 16, 2019, seeking records pertaining to efforts toward family reunification and the release of the minor from the DHS custody and/or facilities, as required by Paragraph 18 of the *Flores* Settlement. On November 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 515 pages of records to the plaintiff.
- In the matter of *Tammy Jane Owen v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00550)*, plaintiff filed a FOIA request on January 28, 2022, requesting the encompasses FOIA requests 2021-ICFO-32419 (AOL "Meta-FOIA" request) and 2022-ICFO-07670 (AOL CRCL ICE Detention Center FOIA request). On November 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 539 pages and 4 video files of records to the plaintiff.
- In the matter of the *Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)*, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On November 1, 2023, U.S. Customs and Border Protection (CBP) released its thirty-seventh interim response, consisting of 235 pages of records to the plaintiff.

- In the matter of the *Center for Immigration Studies v. U.S. Customs and Border Protection (CBP) (23-cv-01115)* plaintiff filed a complaint on April 21, 2023, seeking records pertaining to the use of the CBP One Mobile Application to apply for humanitarian parole. On November 1, 2023, U.S. Customs and Border Protection (CBP) issued the fourth interim release, consisting of 9 pages of records to the plaintiff.
- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (DHS) (22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children; the cancelation or postponement of Operation Talon and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On November 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 418 pages of records to the plaintiff.
- In the matter of *Innovation Law Lab v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00443)*, plaintiff filed a FOIA request on May 3, 2022, seeking records pertaining to the DHS Office of Inspector General (OIG) inspection of the Torrance County Detention Facility (TCDF) that took place from February 1, 2022, through February 3, 2022. On November 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 91 pages of records to the plaintiff.
- In the matter of *Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)*, plaintiff filed a FOIA request on December 15, 2022, seeking records pertaining to communications, policy guidance, and training materials related to the Dedicated Docket program. On November 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 45 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
November 2, 2023- November 8, 2023
DHS Privacy Office
November 13, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Request

- On November 2, 2023, **Chris Nelson**, a representative of **Judicial Watch** in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the communication history of Nejwa Ali including the following keywords: “ Hamas”, “Jew”, “Death”, “Palestine Liberation Organization”, “PLO”, “Terrorist” from January 1, 2019, through the present. (Case Number COW 2023-007546)
- On November 3, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from the U.S. Department of Homeland (DHS) Privacy Office records pertaining to Privacy Impact Assessment(s), including drafts, regarding artificial intelligence or AI; records regarding any artificial intelligence” or “AI” working group, taskforce, council or AI Safety and Security Advisory Board (AISSB). (Case Numbers 2024-HQFO-00225)
- On November 3, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the U.S. Department of Homeland (DHS) Privacy Office records pertaining to the October 2023 internet browser history of the Secretary of DHS, Alejandro Mayorkas. (Case Number 2024-HQFO-00216)
- On November 3, 2023, **Natalie Winters** a representative of *the War Room* in Washington, D.C. requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to training programs and materials given to ICE employees and agents related to terms such as "critical race theory," "diversity equity and inclusion," "racism", and "white supremacy". (Case Number 2024-ICFO-05111)
- On November 3, 2023, **Rob Walters**, a representative of *Kingsport Times News* in Kingsport, Tennessee, requested from the Transportation Security Administration (TSA) records pertaining to confiscated items from passengers traveling through the Tri-Cities Airport from January 1, 2023, to June 30, 2023. (Case Number 2024-TSFO-00140)
- On November 3, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to TSA Administrator David Pekoske's internet browser history from October 1, 2023, to October 31, 2023. (Case Number 2024-TSFO-00144)

- On November 3, 2023, **Tom Jones**, a representative of *ABC News* in Chicago, Illinois, requested from the Transportation Security Administration (TSA) records pertaining to the results of all "blind audits" performed by the TSA at the O'Hare International Airport (ORD)'s Cargo Warehouses specifically involving handlers for the third-party canine-cargo (3PK9-C) program contractor named "Global K9 Protection Group" from January 1, 2020, through the present day. (Case Number 2024-TSFO-00145)
- On November 3, 2023, **Rachel Estabrook**, a representative of *Colorado Public Radio* in Denver, Colorado, requested from the Transportation Security Administration (TSA) records pertaining to the wait times at security lines at Denver International Airport (DEN) for the past five years. (Case Number 2024-TSFO-00149)
- On November 4, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to all sole-sourced contracts issued by the agency under 5 million dollars (USD), and the relied upon documentation and supplemental materials in awarding the sole source contracts. (Case Number 2024-TSFO-00151)
- On November 4, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to all contracts, agreements, policies, procedures, manuals, memorandums, memorandums of understanding (MOU's) or directives pertaining to unions or labor unions. (Case Number 2024-TSFO-00152)
- On November 6, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to all sole-sourced contracts issued by the agency under 5 million dollars (USD), and the relied upon documentation and supplemental materials in awarding the sole source contracts. (Case Number 2024-FLETC-FO-00023)
- On November 6, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to all contracts, agreements, policies, procedures, manuals, memorandums, memorandums of understanding (MOU's) or directives pertaining to unions or labor unions. (Case Number 2024-FLETC-FO-00024)
- On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to statistics of individuals deemed inadmissible for failure to present immigration documents, or who were apprehended after an unlawful entry, and were referred by an Office of Field Operations Officer or Border Patrol Agent to USCIS for a Credible Fear Interview FY2020 - FY2023. (Case Number CBP-FO-2024-017799)
- On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to statistics regarding each category and table

- depicted on the “Claims of Fear” page on the U.S. Customs and Border Protection website for FY2017 - FY2023. (Case Number CBP-FO-2024-017801)
- On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) up-to-date statistics regarding the table depicted on the “U.S. Border Patrol Claims of Credible Fear Apprehensions by Sector” page on the U.S. Customs and Border Protection website for FY2017 - FY2023. (Case Number CBP-FO-2024-017802)
 - On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to statistics regarding the table depicted on the “Office of Field Operations Claims of Credible Fear Inadmissible” on the U.S. Customs and Border Protection website for FY2017 - FY2023. (Case Number CBP-FO-2024-017805)
 - On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to notifications made by CBP personnel, and/or agents pursuant to the National Standards on Transport, Escort, Detention, and Search, from January 1, 2021, to the present. (Case Number CBP-FO-2024-017806)
 - On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to notifications made by CBP personnel, and/or agents pursuant to the National Standards on Transport, Escort, Detention, and Search, information that shows who provided care and the individual’s disposition after the notification from January 1, 2021, to present. (Case Number CBP-FO-2024-017808)
 - On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from the U.S. Customs and Border Protection (CBP) records pertaining to the number of individuals who were issued a Notice to Appear on their grounds of inadmissibility from January 1, 2021, to present. (Case Number CBP-FO-2024-017810)
 - On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to each entry entered and/or depicted by the Infectious Disease Case Summary Board from January 1, 2021, to the present. (Case Number CBP-FO-2024-017813)
 - On November 8, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from the U.S. Customs and Border Protection (CBP) records pertaining to “Infectious Disease Trends” data, as referenced and depicted within CBP Web Emergency Operations Center, from January 21, 2021, through the present. (Case Number CBP-FO-2024-017818)
 - On November 8, 2023, **John Monaghan**, a representative of the **American Center for Law and Justice** in Virginia Beach, Virginia, requested from U.S. Citizenship

and Immigration Services (USCIS) records pertaining to “Nejwa Ali”, “Hammas”, “Jew”, “Free Palestine”, “apartheid”, “privilege”, or any words in Arabic since February 2, 2021, in the possession of Secretary Mayorkas or his Executive Assistant; records from October 8, 2017, through June 1, 2019, in the custody of former Director L. Francis Cissna or his Executive Assistant about Neywa Ali. (Case Number COW 2023-007694)

Late Requests:

- On September 10, 2023, **Joseph Villarosa**, a private individual requested from the U.S. Coast Guard (USCG) records pertaining to incident reports regarding probable toxic chemicals in Buxton, North Carolina, and the status of chemical/toxin testing results from the National Response Center. (Case Number 2024-CGFO-00401)
- On September 28, 2023, **Alex Calzareth**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to the late Scottish-born actor, David McCallum, best known for his roles in “The Man from U.N.C.L.E.” and “N.C.I.S.”. (Case Number NRC 2023-311272)
- On October 24, 2023, **Sean Dunagan**, a representative of **Judicial Watch, Inc.** in Glenwood Springs, Colorado, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the removal or destruction of fencing or other physical barriers installed on the U.S.-Mexico border by the State of Texas; communication between any official or employee of U.S. Immigration and Customs Enforcement and any official or employee of any other branch, department, agency, or office of the federal government regarding the planned or actual removal or destruction of any such barriers. (Case Number 2024-ICFO-03348)
- On October 31, 2023, **Erika Snyder** a representative of **ACLU** in Denver, Colorado, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the current contract between ICE and the GEO group related to GEO’s provision of detention services at the Aurora Contract Detention Facility and subcontracts for services, programs, benefits, and care provided at the Facility. (Case Number 2024-ICFO-04508)
- On November 1, 2023, **Mike Howell**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to documents maintained by Troy A. Miller, to include calendar entries, flight/travel records, congressional correspondence, and materials used during public press conferences containing the following keywords: “policy draft”, “updated policy”, “OIG”, “fentanyl”, “encounters”, “arrests”, “investigation” or “border” from October 1, 2023, through October 31, 2023. (Case Number CBP-FO-2024-014560)
- On November 1, 2023, **Sonner Kehrt** a representative of **The War Horse** in Richlands, North Carolina, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the complete data set on military veterans who are in deportation proceedings or who have been deported since ICE’s implementation of GAO-19-416 veteran data collection and maintenance

recommendation; and the updated instructions and lesson plans to ICE officers and agents on completing military service and veteran status fields as referenced in GAO-19-416 recommendations. (Case Number 2024-ICFO-04643)

- On November 1, 2023, **Mike Howell** a representative of **The Heritage Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the full calendar export with all entries during business hours, or outside of business hours, flight logs, congressional correspondence, and communications to/from Congressional Offices or Committees for the previous month, background materials, briefs, notes, or supplemental materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public relating to Deborah Fleischaker, Acting Chief of Staff of U.S. Immigration and Customs Enforcement (ICE). (Case Number 2024-ICFO-04583)
- On November 1, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the full calendar export with all entries during business hours, or outside of business hours, flight logs, congressional correspondence and communications to/from Congressional Offices or Committees for the previous month, background materials, briefs, notes, or supplemental materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public relating to Staci A. Barrera, Senior Official Performing the Duties of the Deputy Director at U.S. Immigration and Customs Enforcement (ICE) (Case Number 2024-ICFO-04582)
- On November 1, 2023, **Mike Howell**, a representative of **The Heritage Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the full calendar export with all entries during business hours, or outside of business hours, flight logs, congressional correspondence and communications to/from Congressional Offices or Committees for the previous month, background materials, briefs, notes, or supplemental materials that were used in the preparation of statements made on the record or during public press conferences or events open to the public relating to Patrick Lechleitner, Acting Director of the U.S. Immigration and Customs Enforcement. (Case Number 2024-ICFO-04580)
- On November 1, 2023, **Mike Howell**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to Pete R. Flores, to include calendar entries, flight/travel records, congressional correspondence, and materials used during public press conferences from October 1, 2023, through October 31, 2023. (Case Number CBP-FO-2024-014561)
- On November 1, 2023, **Mike Howell**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to Stephanie A. Talton, to include calendar entries, flight/travel records, congressional correspondence, and materials used during public press

conferences from October 1, 2023, through October 31, 2023. (Case Number CBP-FO-2024-014562)

III. Freedom of Information Act Releases

- On November 3, 2023, U.S. Customs and Border Protection (CBP) released to **Aaron Torres**, a representative of *The Morning Dallas News* in Austin, Texas, 11 pages of records pertaining to handouts, brochures, slide decks, and PowerPoint presentations associated with the "Buoy Barrier Demonstration" that took place between June 1, 2020, and June 4, 2020. Portions of the release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-FO-2023-121593)
- On November 6, 2023, the Federal Law Enforcement Training Centers (FLETC) Office released to **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., 15 pages of records pertaining to the monthly occupancy or vacancy rates for the agency's five largest buildings from January 1, 2020, to December 31, 2022; all agency telework policies or directives that were in place due to COVID-19 and/or the pandemic between January 1, 2020 and April 1, 2023. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7. (Case Number 2023-FLETC-FO-00198)
- On November 6, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Bryan Saddler**, a representative of **Empower Oversight Whistleblowers & Research** in Alexandria, Virginia, 36 pages of records pertaining to communications regarding the submission of contracts, grant proposals or awards to EcoHealth Alliance. Portions of this release were withheld according to FOIA Exemptions 4 and 6. (Case Number 2022-HQFO-00871)
- On November 6, 2023, the Federal Law Enforcement Training Centers (FLETC) Office released to **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., 80 pages of records pertaining to the number of GLOMAR responses sent annually for the last 7 years in conjunction with the total number of FOIA requests closed out for the same period. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7. (Case Number 2023-FLETC-FO-00210)
- On November 7, 2023, U.S. Customs and Border Protection (CBP) issued to **Elsa Goossen**, a representative of **ACLU** in Albuquerque, New Mexico, a no records determination in response to her request for records used to prepare for, provide, or implement training on emergency driving as part of Advanced Training at the Border Patrol Academy. (Case Number CBP-FO-2023-099177)
- On September 10, 2023, **Joseph Villarosa**, a private individual, requested from the U.S. Coast Guard (USCG) records pertaining to incident reports regarding the probable toxic chemicals in Buxton, North Carolina, and the status of chemical/toxin testing results from the National Response Center. (Case Number 2024-CGFO-00401)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, requesting records pertaining to Jeffrey Hernandez Rodriguez aka Roy Hernandez Rodriguez aka Roxsana Hernandez. On November 2, 2023, U.S. Immigration and Customs Enforcement (ICE) released 359 pages of records to the plaintiff.
- In the matter of *Richard Cornelius Jackson v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (23-cv-04371)*, plaintiff filed a FOIA request on July 12, 2022, seeking records pertaining to Job Announcements, specifically, resumes of selectees, the number of selectees, those interviewed, and those with Veterans preference. On November 3, 2023, U.S. Citizenship and Immigration Services (USCIS) released 300 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-03462)*, plaintiff filed a FOIA request on September 20, 2021, seeking records pertaining to ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On November 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 470 pages of records to the plaintiff.
- In the matter of *Protect the Public's Trust v. U.S. Department of Homeland Security (DHS) (22-cv-01489) (2022-HQLI-00037)*, plaintiff filed a complaint on May 26, 2022, seeking records pertaining to waivers, impartiality determinations, or any other guidance issued to political appointees of the Biden Administration including the Biden Administration's Ethics Pledge from November 23, 2020, through the present. On November 3, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 5 pages of records to the plaintiff.
- In the matter of *Byron Tau v. U.S. Department of Defense (DoD) (21-cv-03329) (2022-HQLI-00018)* plaintiff filed a FOIA complaint on May 22, 2020, and July 19, 2021, seeking records in the possession of the DHS Office of General Counsel and CRCL concerning the use of commercially available data or metadata products, services or databases. On November 3, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 11 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed a FOIA request on December 14, 2021, pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On November 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.

- In the matter of *Immigrant Defense Project and the Center for Constitutional Rights v. U.S. Customs and Border Protection (CBP) and U.S. Department of Homeland Security (DHS) (22-cv-09920)*, plaintiff filed a FOIA request on May 24, 2022, seeking records pertaining to Operation Palladium, Operation “SUB ZERO”, and other CBP participation in related ICE immigration enforcement, policing and/or “surge” operations. Plaintiff filed suit on November 21, 2022, claiming injunctive relief. On November 3, 2023, U.S. Customs and Border Protection (CBP) issued its eighth interim response consisting of 26 pages of records to the plaintiff.
- In the matter of *Al Otro Lado v. U.S. Immigrations and Customs Enforcement (ICE) (21-cv-03462)*, plaintiff filed a FOIA request on September 20, 2021, seeking records related to Documents that describe ICE's policies and procedures (including training manuals, rules, guidelines, court rulings, administrative rulings, etc.). On November 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 470 pages of records to the plaintiff.
- In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed a FOIA request on December 14, 2021, seeking records pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On November 3, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet of records.
- In the matter of *Richard Cornelius Jackson v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (23-cv-04371)* plaintiff filed a FOIA request on July 12, 2022, seeking records pertaining to Job Announcements, specifically, resumes of selectees, the number of selectees, those interviewed, and those with Veterans preference. On November 6, 2023, U.S. Citizenship and Immigration Services (USCIS) released 49 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-01171) (2021-HQLI-00032)* plaintiff filed a complaint on April 29, 2021, seeking records pertaining to correspondences regarding Migrant Protection Protocols. On November 7, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 21 pages of records to the plaintiff. 20 pages are being released in full and 1 page is being released in part pursuant to FOIA exemption 6.
- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, requesting all records regarding the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia, including accommodations for disabled people; language access and access to justice; safe release practices; adequacy of medical care; solitary confinement practices; officer misconduct and abuse; and conditions of confinement. On November 7, 2023, U.S. Immigration and Customs Enforcement (ICE) released 617 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
November 9, 2023- November 15, 2023
DHS Privacy Office
November 20, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On November 9, 2023, **Samantha Kummerer**, a representative of *WHDH TV 7News* in Boston, Massachusetts, requested from the Transportation Security Administration (TSA) records pertaining to a list of the items surrendered and abandoned at the Logan Airport in Boston for 2021, 2022 and 2023. (Case Number 2024-TSFO-00170)
- On November 10, 2023, **Marco Lloyd**, a representative of the *T. Howard Foundation* in Silver Spring, Maryland, requested from the Transportation Security Administration (TSA) records pertaining to communications between political appointees employed or assigned to the agency and the Partnership for Public Service (Email Domain @ourpublicservice.org). (Case Number 2024-TSFO-00174)
- On November 10, 2023, **Marco Lloyd**, a representative of the *T. Howard Foundation* in Silver Spring, Maryland, requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to communications between political appointees employed or assigned to the agency and the Partnership for Public Service (Email Domain @ourpublicservice.org). (Case Number 2024-FLETC-FO-00027)
- On November 12, 2023, **Ed Gallek**, a representative of *FOX 8 News* in Cleveland, Ohio, requested from the U.S. Coast Guard (USCG) records pertaining to USCG interactions with the vessels NAUTICA QUEEN and LADY CAROLINE and a private individual from January 2023 to present. (Case Number 2024-CGFO-00429)
- On November 13, 2023, **Theodore Hesson**, a representative of *Reuters* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to Terrorist Screening Database (TSDB) information from Border Patrol for FY2019 - FY2023. (Case Number CBP-FO-2024-019815)
- On November 13, 2023, **Luke Barr**, a representative of *ABC News* in New York, New York, requested from the U.S. Secret Service (USSS) records pertaining to correspondences related to the cocaine found inside the White House in early July. (USSS Case Number 20240134).
- On November 13, 2023, **Camila DeChalus**, a representative of *CNN*, requested from the U.S. Secret Service (USSS) records pertaining to images of cocaine found in a phone locker in President Joe Biden's White House; and an image of Cubbie No. 50 that display a gram of cocaine which was found at the White House on July 2. (USSS Case Number 20240135)

- On November 13, 2023, **Yelena Mandenberg**, a representative of *The Mirror/Reach Media*, requested from the U.S. Secret Service (USSS) records pertaining to photos of the cocaine bag found by the Secret Service in an incident in August 2023. (USSS Case Number 20240136)
- On November 14, 2023, **Haisten Willis**, a representative of the *Washington Examiner* in Washington, D.C., requested from the U.S. Secret Service (USSS) records pertaining to photos of the cocaine discovered at the White House. (USSS Case Number 20240137)
- On November 14, 2023, **Camila DeChalus**, a representative of *CNN* in Washington, D.C., requested from the U.S. Secret Service (USSS) records pertaining to the incident that took place on November 12th, where Secret Service agents opened fire after three people tried to break into an unmarked Secret Service vehicle in the nation's capital; and emails that are related to the incident that were exchanged with the secret service agency and the white house. (USSS Case Number 20240138)
- On November 14, 2023, **Brandon Gillespie**, a representative of *Fox News* in New York, New York, requested from the U.S. Secret Service (USSS) records pertaining to crime scene photographs related to the July 2, 2023 incident at the White House in which a bag of cocaine was discovered in a storage area; and any incident reports related to the found substances, including surveillance video and lab reports confirming the substance was cocaine. (USSS Case Number 20240139)
- On November 14, 2023, **Brian Trusdell**, a representative of *Newsmax* in Boca Raton, Florida, requested from the U.S. Secret Service (USSS) records pertaining to photographic images of the cocaine located in the White House on July 2, 2023. (USSS Case Number 20240140)
- On November 14, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the U.S. Secret Service (USSS) records pertaining to incident reports or summaries detailing the events that occurred on November 12 in Georgetown; any documentation related to the discharged weapon, including incident reports, investigations, and evidence collected; any communications exchanged between Secret Service personnel regarding the incident. (USSS Case Number 20240141)
- On November 14, 2023, **Haisten Willis**, a representative of the *Washington Examiner* in Washington, D.C., requested from the U.S. Secret Service (USSS) records pertaining to the incident involving Secret Service agents who were guarding Naomi Biden, the granddaughter of President Joe Biden. (USSS Case Number 20240142)
- On November 14, 2023, **James LaPorta**, a private individual, requested from the U.S. Secret Service (USSS) records pertaining to the November 12 incident wherein, Secret Service agents discharged their firearms while protecting President Joe Biden's granddaughter, Naomi Biden, when they discovered three people attempting to break into an unmarked Secret Service vehicle in the vicinity of Washington D.C. (USSS Case Number 20240143)
- On November 14, 2023, **Spencer Lindquist**, a representative of *The Daily Wire* in Nashville, Tennessee, requested from U.S. Customs and Border Protection (CBP)

records pertaining to directives, memos, or other internal communications that suggest, order, or demand that members of CBP cease their use of the terms "illegal immigrant," "illegal alien," and "unlawful entry" in internal reporting from January 20, 2021, to present. (Case Number CBP-FO-2024-020194)

- On November 14, 2023, **Armando Torres-Garcia**, a representative of *ABC News* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to communications between CBP employees and other agencies regarding a drowning incident that took place on November 11, 2023, near Shelby Park in Eagle Pass, Texas. (Case Number CBP-FO-2024-020452)
- On November 15, 2023, **Tracy Austin**, a private individual, requested from the U.S. Secret Service (USSS) records pertaining to the cocaine found at the White House. (USSS Case Number 20240147)
- On November 15, 2023, **Wills Robinson**, a representative of *MailOnline*, requested from the U.S. Secret Service (USSS) records pertaining to the November 12 incident wherein, Secret Service agents discharged their firearms while protecting President Joe Biden's granddaughter, Naomi Biden when they discovered three people attempting to break into an unmarked Secret Service vehicle in the vicinity of Washington D.C. (USSS Case Number 20240149)

Late Requests:

- On October 26, 2023, **James Fitzpatrick** a representative of **The Center to Advance Security in America** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to communications between Claire Trickler-McNulty, Assistant Director at ICE'S Office of Immigration Program Evaluation and Marlen Pineiro (Case Number 2024-ICFO-03830)

III. Freedom of Information Act Releases

- On October 12, 2023, **Jason Hopkins** a representative of the **Immigration Reform Law Institute (IRLI)** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to ICE employee emails pertaining to "Red Notice" alerts or "INTERPOL" and "ICE Directive 15006.1". (Case Number 2024-ICFO-01681)
- On November 9, 2023, U.S. Customs and Border Protection (CBP) released to **Elsa Goossen**, a representative of **American Civil Liberties Union (ACLU)**, in Albuquerque, New Mexico, 63 pages of records regarding El Paso Sector compliance and training requirements for CBP Directive, Emergency Driving and Vehicular Pursuits. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C) and 7(E). (Case number CBP-FO-2023-099912)
- On November 10, 2023, U.S. Customs and Border Protection (CBP) released to **Natalie Winters**, a representative of **Bannon War Room** in Washington, D.C., 160 pages of records pertaining to training programs and materials given to CBP employees and border agents related to terms such as "critical race theory," "diversity equity and inclusion," "racism", and "white supremacy." Portions of the release were

- withheld pursuant to FOIA exemption 7(E). (Case number CBP-FO-2024-006398)
On November 13, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Erin McIntyre**, a representative of **The Center for Investigative Reporting (CIR)** in Chapel Hill, North Carolina 510 pages of records pertaining to a 2012 investigation into fraternization at FLETC regarding the 2015 lawsuit *Joseph F. Eclipse v. Department of Homeland Security*. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7(C). (Case Number 2023-FLETC-FO-00052)
- On November 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released to **Andrew Free**, a representative of **MuckRock News** in Boston, Massachusetts, 1 Excel spreadsheet pertaining to all calls received by the Detainee Reporting Information Line (DRIL) from the Aurora ICE Processing Center (AIPC) between April 1, 2022, and October 14, 2022. Portions of the release will be withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number 2023-ICAP-00248)
 - On November 14, 2023, U.S. Customs and Border Protection (CBP) issued to **Sam Biddle**, a representative of **The Intercept** in Los Angeles, California, a full denial regarding all video footage captured on October 13, 2023, by the CBP Tactical Aerostats at the following locations: Sullivan City, Peñitas, nearby Falfurrias, South Padre Island. This release was withheld pursuant to FOIA exemption 7(E). (Case Number CBP-2024-006257)
 - On November 14, 2023, the U.S. Secret Service (USSS) released to **Luke Barr**, a representative of **ABC News** in New York, New York, 112 pages of records pertaining to cocaine found inside the White House in early July. Portions of the release were withheld under FOIA Exemptions 5, 6, 7(C), 7(D), and 7(E). (USSS Case Number 20240134)
 - On November 14, 2023, the U.S. Secret Service (USSS) released to **Camila DeChalus**, a representative of **CNN** in Washington, D.C., 8 photos pertaining to cocaine found in a phone locker in President Joe Biden's White House obtained by the Secret Service and images of Cubbie No. 50 that display a gram of cocaine which was found at the White House on July 2. The documents were released in full. (USSS Case Number 20240135)
 - On November 14, 2023, the U.S. Secret Service (USSS) released to **Yelena Mandenberg**, a representative of **The Mirror/Reach Media** in New York, New York, 8 photos pertaining to cocaine found by the Secret Service in an incident in August 2023. The documents were released in full. (USSS Case Number 20240136)
 - On November 14, 2023, the U.S. Secret Service (USSS) released to **Haisten Willis**, a representative of the **Washington Examiner** in Washington, D.C., 8 photos pertaining to cocaine discovered at the White House. The documents were released in full. (USSS Case Number 20240137)
 - On November 14, 2023, the U.S. Secret Service (USSS) released to **Brandon Gillespie**, a representative of **ABC News** in New York, New York, 112 pages of records pertaining to the July 2, 2023, incident at the White House in which a bag of cocaine was discovered in a storage area; and any incident reports related to the found

substances, including surveillance video and lab reports confirming the substance was cocaine. Portions of the release were withheld under FOIA Exemptions 5, 6, 7(C), 7(D), and 7(E). (USSS Case Number 20240139)

- On November 14, 2023, the U.S. Secret Service (USSS) released to **Brian Trusdell**, a representative of *Newsmax* in Boca Raton, Florida, 8 photos pertaining to images of cocaine located in the White House on July 2, 2023. The documents were released in full. (USSS Case Number 20240140)
- On November 15, 2023, the U.S. Secret Service (USSS) released to **Tracy Austin**, a private individual, 112 pages of records pertaining to email correspondences related to the cocaine found at the White House. Portions of the release were withheld under FOIA Exemptions 5, 6, 7(C), 7(D), and 7(E). (USSS Case Number 20240147)
- On November 15, 2023, U.S. Customs and Border Protection (CBP) released to **Sofia Mejias-Pascoe**, a representative of *inewsourc*e in San Diego, California, 275 pages of records pertaining to land leases between DHS and/or CBP and private citizens in the San Diego sector and/or El Centro sector. Portions of this release were withheld pursuant to FOIA exemptions 4, 5, 6, 7(C), 7(E), and 7(F). (Case Number CBP-2023-037118)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Project on Government Oversight, Inc., v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to communications between government officials and representatives of Amazon regarding facial recognition technology. On November 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 59 pages of records to the plaintiff.
- In the matter of *Electronic Privacy Information Center v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03071)*, plaintiff filed a FOIA request on October 26, 2020, seeking records pertaining to ICE's use of Clearview AI technology and ICE use of facial recognition software. On November 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 327 pages of records to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking records pertaining to contracts from January 20, 2021, to the present between ICE Office of Acquisition Management (OAQ) and GEO Group. On

November 9, 2023, U.S. Immigration and Customs Enforcement (ICE) released 431 pages of records to the plaintiff.

- In the matter of *Immigrant Defense Project v. U.S. Department of Homeland Security (DHS) (20-cv-10625)*, plaintiff filed a FOIA request on June 14, 2022, seeking records pertaining to emails with the terms “Palladium,” “SUB-ZERO,” “50/50 CBP Assist” between CBP or DHS and any other federal agencies between the dates of 12/01/2019-3/31/2020, Emails with the terms “Palladium,” “SUB-ZERO,” “50/50 CBP Assist” between CBP or DHS and the New York City Police Department from December 1, 2019, to March 31, 2022. On November 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 13 pages of records to the plaintiff.
- In the matter of *Justice Action Center v. U.S. Department of Homeland (DHS) (21-cv-07592) (2021-HQLI-00044)*, plaintiff filed a complaint on September 22, 2021, seeking records regarding the treatment and processing of accompanied minor children apprehended at the U.S.- Mexico border. On November 14, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 45 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, 7(C) and 7(E).
- In the matter of *Freddy Martinez v. U.S. Department of Homeland Security (DHS) (21-cv-00341)*, plaintiff filed a FOIA request on February 8, 2021, seeking records showing the scope, purpose, and objectives of Operation Palladium. On November 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 97 pages of records to the plaintiff.
- In the matter of *OCAD, IDP, and CCR v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02519)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to ICE’s decision to expend resources to establish “Citizens Academies”. On November 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 570 pages of records to the plaintiff.
- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to all “written reports” referred to in the subsection titled “Weekly Reporting of All Enforcement and Removal Actions” in a memorandum from Tae D. Johnson to “All ICE Employees”. On November 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet of records to the plaintiff.
- In the matter of *HIRC. v. U.S. Department of Homeland Security (DHS) (21-cv-12030)* plaintiff filed a FOIA request on February 11, 2020, seeking records pertaining to locations, dates, and names of individuals arrested for critical incident weapons discharged between FY 2016 and FY 2020. On November 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 329 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-01795)*, plaintiff filed a FOIA request on April 13, 2023,

seeking records pertaining to the type of COVID-19 antiviral drugs, and the number of treatments courses prescribed and provided to people detained in immigration detention facilities from January 1, 2022, to present. On November 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 588 pages of records to the plaintiff.

- In the matter of *RMIAN v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-02359)*, plaintiff filed a FOIA request on November 10, 2022, seeking all records pertaining to the death of Calero Mendoza, who died while in ICE custody. On November 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 304 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
November 16, 2023- November 22, 2023**

**DHS Privacy Office
November 27, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On November 16, 2023, **Marina Luna**, a representative of **Freie Universität Berlin**, in Berlin, Germany, requested from U.S. Customs and Border Protection (CBP) records pertaining to statistics from each of the following categories: orders to leave; voluntary returns; orders of removal; and enforced removals in the U.S. from 2019 to 2021. (Case number CBP-FO-2024-021355)
- On November 16, 2023, **James Fitzpatrick**, a representative of the **Center to Advance Security in America** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to calendar entries and meeting records to evaluate any potential conflicts of interest or undue influence Claire Trickler-McNulty has within ICE and DHS. (Case Number 2024-ICFO-06918)
- On November 16, 2023, **Wills Robinson**, a representative of **MailOnline** in Kensington, London, requested from the U.S. Secret Service (USSS) records pertaining to suspicious items, substances, or packages found at the White House on July 2, 2023. (USSS Case Number 20240152)
- On November 16, 2023, **Neal Cornett**, a private individual, requested from the U.S. Secret Service (USSS) records pertaining to the July 2, 2023, cocaine incident at the White House. (USSS Case Number 20240153)
- On November 16, 2023, **Brian Paz**, a representative of **Fox News** in New York, New York, requested from the U.S. Secret Service (USSS) records pertaining to cocaine found in the White House on July 2, 2023. Specifically, 16 processing room photos of the bag of cocaine and the envelope containing 3 tubes on or around July 12, 2023; records surrounding the potential destruction or disposal of the envelope containing 3 tubes. (USSS Case Number 20240154)
- On November 17, 2023, **Elissa Steglich**, a representative of the **University of Texas Immigration Clinic** in Austin, Texas, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the implementation of the ICE Family Expedited Removal Management (FERM) program and any contracts between DHS, ICE or any sub-agencies with BI Incorporated or GeoGroup or any other private company relating to FERM. (Case Number 2024-ICFO-07009)

- On November 20, 2023, **Rick Jervis**, a representative of *USA TODAY*, in Austin, Texas requested from U.S. Customs and Border Protection (CBP) records pertaining to the death of Guatemalan national, Claudia Patricia Gómez González, in Rio Bravo, Texas, on May 23, 2018. (Case number CBP-FO-2024-022547)
- On November 20, 2023, **Christopher Cartwright**, a representative of the *Keene Sentinel* in Keene, New Hampshire, requested from the Transportation Security Administration (TSA) records pertaining to internal policies and training documents related to the use of credential authentication technology units, including data retention policies between January 2022 and November 2023; internal audits of Cat-2 units and/or internal statistics for yearly or monthly accuracy between January 2022 and November 2023. (Case Number 2024-TSFO-00211)
- On November 21, 2023, **Allison Pohle**, a representative of the *Wall Street Journal*, in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to the wait times of U.S. Citizens and non-U.S. Citizens at various airports from January 1, 2019, to November 20, 2023. (Case number CBP-FO-2024-023226)
- On November 21, 2023, **Aaron Garrett**, a representative of **The Organization Regarding Everything** in Cookeville, Tennessee, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to “Albert Sensor” data on Kentucky’s Secretary of State and State Board of Election’s systems from November 7, 2023, through the present including scanning activity, log data, email and alert traffic including from other public websites, all generations of HTTP OPTIONS request data, all persons or entities that are granted access to the systems. (Case Number 2024-HQFO-00309)
- On November 21, 2023, **Sofia Mejias-Pascoe**, a representative of *Inewssource*, in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to CBP leases currently active in the San Diego Sector, San Diego Field Office, El Centro Sector, and El Centro Field Office from January 1, 2019, to the present. (Case number CBP-FO-2024-023686)
- On November 21, 2023, **Reed Rubinstein**, a representative of **America First Legal Foundation**, in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to communications sent by Carrie L. Anderson pertaining to Title 42 and the parole of illegal immigrants at the southwest border between January 1, 2023, and July 1, 2023. (Case number CBP-FO-2024-023396)

Late Requests:

- On October 9, 2023, **Elicer Ramos Castillo**, a private individual in Miami, Florida, requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to his Immigration Petition forms. (Case Number NRC 2023-323881)
- On November 9, 2023, **Paul Teller**, a representative of **Advancing American Freedom** in Washington, D.C., requested from U.S. Citizenship and Immigration

Services (USCIS) records pertaining to DHS employee Nejwa Ali's ability to serve as a Homeland Security employee entrusted to review immigration applications for asylum status. (Case Number COW 2023-007756)

- On November 9, 2023, **James Fitzpatrick**, a representative of the **Center to Advance Security in America** in Washington, D.C., requested from U.S. Citizenship and Immigration Service (USCIS) records pertaining to the security screening of Nejwa Ali; communications mentioning Nejwa Ali exchanged between several named political figures; communications exchanged between any of the political officials identified in the request and any representative of one of the following organizations: BAE Systems, Inc., Palestinian Delegation to the U.S., AMIDEAST, United Nations Relief and Works Agency (UNRWA), Human Rights and Conflict Resolution Tolerance (HRCRT), program, Human Rights Foundation, U.S. Campaign for Palestinian Rights, Black Lives Matter, American Muslims for Palestine, Arab Community Center for Economic and Social Services (ACCESS), United Palestinian Appeal (UPA), Students for Justice in Palestine (SJP). (Case Number COW 2023-007768)
- On November 10, 2023, **Marco Lloyd**, a representative of **The Heritage Foundation** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to communications between political appointees employed or assigned to DHS and the Partnership for Public Service (Email Domain @ourpublicservice.org), and all agency memorandums, grants or contracts between DHS and the Partnership for Public Service. (Case Number 2024-ICFO-05972)
- On November 11, 2023, **Bill Mackey**, a private individual in Key West, Florida, requested from the U.S. Citizenship and Immigration Service (USCIS) records pertaining to the salary and address of the Secretary of DHS, Alejandro Mayorkas. (Case Number COW 2023-008009)
- On November 13, 2023, **Tom Dreisbach**, a representative of **NPR** in Culver City, California, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the training materials currently provided to employees of the Office of Public Affairs. (Case Number 2024-ICFO-06260)
- On November 15, 2023, **Kate Plummer**, a representative of **Newsweek** in London, England, requested from U.S. Customs and Border Protection (CBP) records pertaining to the procurement of materials used to build the border wall and border fencing in the state of Texas, as well as the money spent on this project; records pertaining to CBP officer complaints from 2016 through 2023. (Case Number CBP-FO-2024-020661)
- On November 15, 2023, **Cailey Bish**, a representative of **C. Jackson Investigations, Inc.** in Newport Beach, California, requested from U.S. Customs and Border Protection (CBP), records pertaining to the fatal accident of Jesus Saldana Rocha, involving U.S. Border Patrol on April 23, 2023. (Case Number CBP-FO-2024-021163)

III. Freedom of Information Act Releases

- On November 17, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Michael Ayele**, a representative of **AACL** in Washington, D.C., 11 pages of records pertaining to the formal/informal ties between the Office for Civil Rights and Civil Liberties (CRCL), U.S. Immigration and Customs Enforcement (ICE), U.S. Citizenship and Immigration Services (USCIS), the Department of Justice (DOJ), the Commonwealth of Massachusetts Commission Against Discrimination (MCAD) and Rutgers University. Portions of this release will be withheld pursuant to FOIA Exemptions 2, 6, & and 7(C). (Case Number 2023-FLETC-FO-00129)
- On November 17, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Alex Calzareth**, a private individual in New York, New York, 69 pages of records pertaining to the Scottish-born actor, David McCallum, best known for his roles in “The Man from U.N.C.L.E.” and “N.C.I.S.”. Portions of the release were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number NRC 2023-311272)
- On November 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Morgan Yardis**, a representative of **Protect the Public’s Trust** in Washington D.C., 16 pages of records pertaining to communications between selected DHS Office of Public Affairs staff and certain media outlets regarding the busing or transporting of migrants from Arizona and Texas to Washington, D.C. and New York City from January 20, 2021, through September 16, 2022. Portions of the release were withheld pursuant to FOIA Exemption 6. (Case Number 2022-HQFO-01710)
- On November 21, 2023, U.S. Customs and Border Protection (CBP) released to **Ana Hernandez**, a private individual in New York City, New York, a one-page record pertaining to the amount of Title 8 inadmissibles that were given to unaccompanied minors from January 1, 2012, to December 31, 2014, from Guatemala, El Salvador, and Honduras. This record was released in full. (Case number CBP-FO-2023-004282)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Richard Cornelius Jackson v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (23-cv-04371)* plaintiff filed a FOIA request on July 12, 2022, seeking records pertaining to resumes of selectees, the number of selectees, those interviewed, and those with Veterans preference related to several job announcements. On November 9, 2023, U.S.

Citizenship and Immigration Services (USCIS) released 57 pages of records to the plaintiff.

- In the matter of *Crabtree v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00745)*, plaintiff filed a FOIA request on July 19, 2019, seeking records pertaining to USCIS documents providing guidance to adjudicators on the adjudication of Form I-765 applications for employment authorization documents. On November 14, 2023, U.S. Citizenship and Immigration Services (USCIS) released 559 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-01561)*, plaintiff filed a FOIA request on January 2, 2021, seeking records pertaining to “distance training” given to newly hired asylum officers since January 1, 2020. On November 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 49 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-01561)*, plaintiff filed a FOIA request on January 5, 2021, seeking records pertaining to the training given to Asylum Officers at the Chicago Asylum Office from November 1, 2020, through the present. On November 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 12 pages of records to the plaintiff.
- In the matter of *Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02687)*, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress (or their staff) regarding the source of funds or path funds issues in the EB-5 program. On November 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 509 pages of records to the plaintiff.
- In the matter of *Austin Sanctuary Network v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-01686)*, plaintiff filed a FOIA request on February 26, 2020, seeking records pertaining to fines or penalties imposed on individuals including immigrants taking “sanctuary” in places of worship or elsewhere, pursuant to the Immigration and Nationality Act. On November 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released 181 pages of records to the plaintiff.
- In the matter of *Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)*, plaintiff filed a FOIA request on June 29, 2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On November 16, 2023, U.S. Immigration and Customs Enforcement (ICE) released 564 pages of records to the plaintiff.
- In the matter of *Nafkha v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01102)*, plaintiff filed a FOIA request on April 21, 2022, seeking records pertaining to a video of the January 22, 2022, assault by Officer Roque against Mounir Nafkha in the Krome North recreation yard. On November 17, 2023, U.S.

- Immigration and Customs Enforcement (ICE) released a 1-minute video clip to the plaintiff.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE)* (22-cv-04760), plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody prior to their death. On November 17, 2023, U.S. Immigration and Customs Enforcement (ICE) released 730 pages of records to the plaintiff.
 - In the matter of *Justice & Diversity Center of the Bar Association of San Francisco v. U.S. Department of Homeland (DHS)* (22-cv-08902), plaintiff filed a FOIA request on August 1, 2022, seeking records that include the term “Dedicated Docket” from January 20, 2021, through January 28, 2023. Plaintiff filed suit on December 15, 2022, claiming injunctive relief. On November 17, 2023, U.S. Customs and Border Protection (CBP) released 50 pages of records to the plaintiff.
 - In the matter of *Center for Immigration Studies v. U.S. Department of Homeland Security (DHS), U.S. Citizenship and Immigration Services (USCIS)* (22-cv-02107), plaintiff filed a FOIA request on August 18, 2021, seeking records pertaining to the May 22, 2021, announcement of a new Temporary Protected Status Designation for Haiti and subsequent Federal Register notifications. On November 20, 2023, U.S. Citizenship and Immigration Services (USCIS) released 96 pages of records and two Excel spreadsheets to the plaintiff.
 - In the matter of *Juan Lopez v. U.S. Citizenship and Immigration Services (USCIS)* (23-cv-00954), plaintiff filed a FOIA request on February 3, 2023, seeking records pertaining to the arrest records of Juan Francisco Lopez Betancourt, aka Jose Luis Paz Ramirez. On November 20, 2023, U.S. Immigration and Customs Enforcement (ICE) released 7 pages of records to the plaintiff.
 - In the matter of *The Brennan Center v. U.S. Department of Homeland Security (DHS)* (23-cv-05372), plaintiff filed a FOIA request on January 27, 2023, seeking records that relate to, describe, or discuss the following programs: Domestic Mantis Program or Domestic Mantis Initiative (DM); Forbidden Secrets; Project Campus Sentinel (PCS); Project Steady Stare (PS2); and Stella Sunrise Project (SSP). On November 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 199 pages of records to the plaintiff.
 - In the matter of *Lindsay Nash v. U.S. Immigration and Customs Enforcement (ICE)* (23-cv-06994), plaintiff filed a FOIA request on December 7, 2022, seeking records pertaining to the standards, procedures, and requirements for issuing civil and criminal subpoenas. On November 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 140 pages of records to the plaintiff.
 - In the matter of *American Civil Liberties Union v. U.S. Immigration and Customs Enforcement (ICE)* (23-cv-01795), plaintiff filed a FOIA request on April 13, 2023, seeking records pertaining to the type of COVID-19 antiviral drugs, and the number of treatment courses prescribed and provided to people detained in immigration.

facilities from January 1, 2022, to present. On November 21, 2023, U.S. Immigration and Customs Enforcement (ICE) released 106 pages of records to the plaintiff.

- In the matter of *Richard Cornelius Jackson v. U.S. Citizenship and Immigration Services (USCIS) and U.S. Department of Homeland Security (DHS) (23-cv-04371)*, plaintiff filed a FOIA request on July 12, 2022, seeking records pertaining to resumes of selectees, the number of selectees, those interviewed, and those with Veterans preference related to several job announcements. On November 21, 2023, U.S. Citizenship and Immigration Services (USCIS) released 658 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union v. U.S. Department of Homeland Security (DHS) (20-cv-03204)*, plaintiff filed a FOIA request on March 20, 2020, seeking records pertaining to Mortality Reviews created by the Immigrant Health Service Corps (IHSC) regarding the death of Anthony Jones aka Henry Missick. On November 22, 2023, U.S. Immigration and Customs Enforcement (ICE) released 175 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
November 23, 2023- November 29, 2023**

**DHS Privacy Office
December 4, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On November 25, 2023, **Austin Kocher**, a private individual, in Baltimore, Maryland, requested from the U.S. Customs and Border Protection records pertaining to individuals who have used the CBP One app to schedule an appointment at Ports of Entry to seek asylum between February 1, 2021, and October 31, 2023. (Case number CBP-FO-2024-024627)
- On November 27, 2023, **Spencer Lindquist**, a representative of *The Daily Wire* in Nashville, Tennessee, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to communications concerning the use of "inclusive language," "non-biased language," "diverse language," or any term or title with a roughly similar meaning from January 2021 until the present. (Case number 2024-HQFO-00340)
- On November 27, 2023, **Ian Head**, a representative of the **Center for Constitutional Rights** in New York, New York, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to the Memorandum of Understanding (MOU) signed by DHS, the U.S. Department of State, and the government of Israel on July 19, 2023, entitled "Memorandum of Understanding between The Government of the State of Israel And The Government of the United States of America On Extension of Reciprocal Privileges and the Visa Waiver Program". (Case Number 2024-HQFO-00338)
- On November 27, 2023, **Lily Hayes**, a representative of *Blaze Media* in Irving, Texas, requested from the Transportation Security Administration (TSA) records pertaining to communications between Tirrell D. Stevenson and Brian C. Belcher, from November 15th, 2023, to November 27th, 2023, regarding the November 21st Fox News article titled "Industry expert warns Thanksgiving flights could be 'unsafe' as a record number of travelers prepare for takeoff". (Case Number 2024-TSFO-00226)
- On November 27, 2023, **Brian Paz**, a representative of *Fox News* in New York, New York, requested from the Transportation Security Administration (TSA) records pertaining to TSA's use of Air Marshals to track individuals who traveled to the Washington D.C. region on January 6, 2021. (Case Number 2024-TSFO-00231)

- On November 29, 2023, **Casey Sherman**, a private individual, requested from the U.S. Coast Guard (USCG) records pertaining to the sinking of the vessel CHICKEN POX and the death of Linda Carman in September 2016 off the coast of Rhode Island. (Case Number 2024-CGFO-00538)

Late Requests:

- On September 14, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the U.S. Customs and Border Protection (CBP) records pertaining to the Political Appointee personnel records for those appointed from January 20, 2021, through the present. (Case number CBP-FO-2023-139053)

III. Freedom of Information Act Releases

- On November 27, 2023, the Federal Law Enforcement Training Centers (FLETC) released to **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., 11 pages of records pertaining to e-discovery vendor manuals and e-discovery internal processes for e-discovery software currently used by the agency during litigation holds for 2021 to the present. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7. (Case Number 2023-FLETC-FO-00202)
- On November 29, 2023, U.S. Customs and Border Protection (CBP) released to **David Bier**, a representative of the **Cato Institute** in Washington, D.C., a one-page page record and one Excel spreadsheet pertaining to the total length of the pedestrian border fencing and vehicle border fencing at the start of each fiscal year from 2000 to 2024. This record was released in full. (Case number CBP-FO-2023-128577)
- On November 29, 2023, U.S. Customs and Border Protection (CBP) released to **Sergio Hernandez**, a representative of *ProPublica* in New York, New York, 169 pages of records pertaining to the deaths that have occurred in CBP custody since January 1, 2018. Portions of this release were withheld pursuant to FOIA exemptions 2, 6, 7(C) and 7(E). (Case number CBP-2019-037361)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Monastery of Christ in the Desert v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-00513)*, plaintiff filed a FOIA request on May 1, 2023, seeking records pertaining to immigration petitions and visa applications filed by Monastery of Christ in the Desert from 2021 to the present. On November

- 23, 2023, U.S. Citizenship and Immigration Services (USCIS) released 2 Excel spreadsheets to the plaintiff.
- In the matter of *American Immigration Council v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-01531)*, plaintiff filed a FOIA request on April 3, 2018, seeking records pertaining to the processing and treatment of noncitizen families who arrive at the U.S.-Mexico border. On November 27, 2023, the U.S. Immigration and Customs Enforcement (ICE) released 364 pages of records to the plaintiff.
 - In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records that discuss whether DHS or any DHS employee, believes DHS has discretion to release rather than detain inadmissible individuals entering the U.S. from the Southern border. On November 27, 2023, U.S. Immigration and Customs Enforcement (ICE) released 347 pages of records to the plaintiff.
 - In the matter of *Knight First Amendment Institute v. U.S. Department of Homeland Security (DHS) (22-cv-03003) (2022-HQLI-00031)* plaintiff filed a complaint on February 15, 2022, seeking a copy of the report ordered in Section 3 of the Biden Proclamation; and all records relating to the review ordered in Section 3 of the Biden Proclamation. On November 27, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office will release 7 pages of records to the plaintiff. Portions of the release are withheld in part pursuant to Exemptions 6, 7(C), and 7(E).
 - In the matter of *Judicial Watch v. U.S. Department of Homeland Security (DHS) (23-cv-00552) (2023-HQLI-00027)*, plaintiff filed a complaint on November 22, 2022, seeking records and communications between several CISA senior officials mentioning: CISA facilitated or hosted USG-industry meetings with Meta (@meta.com), Facebook (@facebook.com), Twitter (@twitter.com), Wikimedia Foundation (@wikimedia.org), Pinterest (@pinterest.com), LinkedIn (@linkedin.com), election security, Election Infrastructure Subsector Government Coordinating Council Meetings. On November 28, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 63 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA exemptions 5, 6, and 7(E).
 - In the matter of *America First Legal Foundation v. Cybersecurity and Infrastructure Security Agency (CISA) (22-cv-01255) (2023-HQLI-00004)*, plaintiff filed a FOIA request on April 4, 2022, seeking records pertaining to how the “Mis-, Dis-, and Malinformation” (MDM) team, formerly known as the Countering Foreign Influence Task Force (CFITF), causes content to be removed from social media, potentially in violation of the Constitution. On November 29, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 36 pages of records to the plaintiff. Portions of the release are being withheld in part pursuant to FOIA exemptions 5 and 6.
 - In the matter of *EPIC v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00762)*, plaintiff filed a FOIA request on December 3, 2021, seeking records pertaining to ICE's communications and contracts with ShadowDragon, SocialNet

and Babel Street regarding the use of their software and location data. On November 29, 2023, U.S. Immigration and Customs Enforcement (ICE) released 150 pages of records to the plaintiff.

- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-02846)*, plaintiff filed a FOIA request on July 12, 2022, seeking records pertaining to case evaluation forms that track and evaluate the performance of asylum officers at the Arlington Asylum Office from July 1, 2020, to the present. On November 29, 2023, U.S. Citizenship and Immigration Services (USCIS) released 55 pages of records to the plaintiff.
- In the matter of the *State of Florida v. U.S. Department of Homeland Security (DHS)(21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to the impacts of DHS's September 30, 2021, immigration enforcement guidance. Plaintiff filed suit on September 12, 2021, claiming injunctive relief. On November 29, 2023, U.S. Customs and Border Protection (CBP) issued its seventeenth interim response consisting of 138 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

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**Freedom of Information Act (FOIA) Activity for the Week of
November 30, 2023- December 6, 2023
DHS Privacy Office
December 11, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On November 30, 2023, **Alex Calzareth**, a private individual in New York, New York, requested from U.S. Citizenship and Immigration Service (USCIS) records pertaining to the Petition File of the late Heinz Alfred Kissinger born on May 27, 1923, in Germany. (Case Number COW 2023-008296)
- On November 30, 2023, **Jason Hopkins**, a representative of the **Immigration Reform Law Institute (IRLI)** in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) records pertaining to emails between USCIS employees and any university or college employee, from October 7, 2023, through November 30, 2023, that include the words “Israel”, “Palestine”, “Gaza”, “Hamas”, “suspension”, “expulsion” or “collateral consequence”. (Case Number COW 2023-008306)
- On December 1, 2023, **Darcie Moran**, a representative of *Detroit Free Press* in Detroit, Michigan, requested from the U.S. Coast Guard (USCG) records pertaining to the grounding of the BARBRO G cargo in the Belle Isle Anchorage on November 27, 2023. (Case Number 2024-CGFO-00555)
- On December 1, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications regarding congressional correspondences and a calendar export from Commissioner Troy A. Miller for November 2023. (Case Number CBP-FO-2024-027774)
- On December 1, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications regarding congressional correspondences and a calendar export from Acting Deputy Commissioner, Peter R. Flores for November 2023. (Case Number CBP-FO-2024-027778)
- On December 1, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications regarding congressional correspondences and a calendar export from Chief Operating Officer, James McCament for November 2023. (Case Number CBP-FO-2024-027779)

- On December 1, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to email communications regarding congressional correspondences and a calendar export from Deputy Assistant Commissioner, Stephanie Talton for November 2023. (Case Number CBP-FO-2024-027781)
- On December 3, 2023, **Joseph Lloyd**, a representative of *MuckRock News* in New York, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to photographs, videos, and audio recordings collected as part of the investigation into the Robb Elementary School shooting on May 24, 2022, in Uvalde, Texas. (CBP-FO-2024-027913)
- On December 4, 2023, **John Greenwald** a representative of *The Black Vault* in Castaic, California, requested from the Federal Emergency Management Agency (FEMA) records pertaining to a copy of each photo of President Donald Trump in the communications, media, and press office at FEMA. (Case Number 2024-FEFO-00247)
- On December 5, 2023, **Eileen Sullivan**, a representative of the *New York Times* in Washington, D.C., requested from U.S. Citizenship and Immigration Service (USCIS) records pertaining to emails from the Asylum Chief to Asylum Field Office Staff and Asylum Field Office Managers concerning updated guidance on consultation periods and reschedules. (Case Number COW 2023-008412)
- On December 6, 2023, **Daniel Telvock**, a representative of *WTVB*, in Buffalo, New York, requested from U.S. Customs and Border Protection (CBP) records pertaining to the CBP Office of Professional Responsibility investigation into the use of deadly force on April 2, 2023, in which agents shot and killed Joel Inbody and any review by CBP's National Use of Force Review Board of this incident from January 12, 2022, through May 2, 2023. (Case Number CBP-FO-2024-029411)
- On December 6, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies (CIS)** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to emails from DHS' Chief FOIA Officer and Deputy Chief FOIA Officers sent from January 1, 2020, through the present mentioning "Artificial Intelligence", "OpenAI", "ChatGPT" and "FOIA requests". (Case Number CBP-FO-2024-029416)
- On December 6, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to emails from DHS' Chief FOIA Officer and Deputy Chief FOIA Officers sent from January 1, 2020, through the present mentioning "Artificial Intelligence", "OpenAI", "ChatGPT" and "FOIA requests". (Case Number 2024-HQFO-00381)
- On December 6, 2023, **Tik Root** a representative of *Grist* in Seattle, Washington, requested from the Federal Emergency Management Agency (FEMA) records pertaining to contracts or agreements with Millman regarding the creation, operation, or maintenance of Risk Rating 2.0. (Case Number 2024-FEFO-00260)

Late Requests:

- On October 2, 2023, **Joseph Cox**, a representative of **404 Media** in Boston, Massachusetts, requested from U.S. Customs and Border Protection (CBP) records pertaining to a contract awarded to Blue Tech Inc., for software licenses. (Case number CBP-FO-2024-000543)
- On November 9, 2023, **Miriam Brown**, a representative of **Arrow Media** in London, England, requested from the U.S. Coast Guard (USCG) records pertaining to 911 calls from August 8, 2023, to August 9, 2023, regarding individuals in need of assistance due to the Maui wildfires. (Case Number 2024-CGFO-00594)
- On November 17, 2023, **Elissa Steglich**, a representative of the **University of Texas Immigration Clinic** in Austin, Texas, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to the implementation of the Family Expedited Removal Management (FERM) program and any contracts between DHS, ICE, or any sub-agencies with BI Incorporated or GeoGroup relating to FERM. (Case Number 2024-ICFO-07009)
- On November 21, 2023, **Raul Pinto**, a representative of the **American Immigration Council** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to ICE's implementation of the Family Expedited Removal Management (FERM) program. (Case Number 2024-ICFO-07305)
- On November 28, 2023, **James Fitzpatrick** a representative of the **Center to Advance Security in America** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to information used to evaluate any potential conflicts of interest or undue influence Trickler-McNulty has within ICE. (Case Number 2024-ICFO-07950)

III. Freedom of Information Act Releases

- On December 1, 2023, U.S. Citizenship and Immigration Services (USCIS) released to (b)(6) a private individual in Miami, Florida, 12 pages of records pertaining to his Alien File including forms I-140, I-90, and arrival/departure documents. These records were released in full. (Case Number NRC 2023-323881)
- On December 1, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released to **Zachary Steiber**, a representative of **Epoch News** in New York City, New York, 6 pages of records pertaining to emails sent between Dr. Robert Redfield and Nina Witkofsky from August 2, 2020, through October 2, 2020. Portions of this release were withheld pursuant to FOIA Exemptions 6 and 7(C). (Case Number 2023-HQFO-02157)
- On December 4, 2023, U.S. Customs and Border Protection (CBP) issued to **Armando Torres-Garcia**, a representative of **ABC News** in New York, New York, a full denial in response to his request seeking any incident report, body camera

footage, and communications between CBP employees and other agencies regarding a drowning incident that took place on November 11, 2023, near Shelby Park in Eagle Pass, Texas. Portions of this release were withheld pursuant to FOIA Exemption 7(A). (Case Number CBP-FO-2024-020452)

- On December 5, 2023, U.S. Customs and Border Protection (CBP) issued to **Kendall Taggart**, a representative of *BuzzFeed News* in New York, New York, a no records determination in response to his request seeking records pertaining to the agency's recent and proposed changes to its hiring requirements. (Case number CBP- 2017-058429)
- On December 5, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of *404 Media* in Boston, Massachusetts, 55 pages of records pertaining to an awarded contract between CBP and Blue Tech Inc. Portions of this release were withheld pursuant to FOIA exemptions 4, 6, 7(C), and 7(E). (Case Number CBP- FO-2024-000543)
- On December 5, 2023, U.S. Customs and Border Protection (CBP) released to **Jake Wiener**, a representative of **Electronic Privacy Information Center (EPIC)** in Washington, D.C., 2,459 pages of records pertaining to emails regarding location-tracking software BabelStreet/Locate X from 2017 to the present. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2022-020605)
- On December 5, 2023, U.S. Customs and Border Protection (CBP) released to **Matthew Drange**, a representative of the *Business Insider* in San Francisco, California, 2,459 pages of records pertaining to email communications concerning location-tracking software BabelStreet/Locate X beginning with the year 2017. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2020-037997)
- On December 5, 2023, U.S. Customs and Border Protection (CBP) released to **Joseph Cox**, a representative of *MuckRock News* in Somerville, Massachusetts, 2,459 pages of records pertaining to email communications concerning location-tracking software BabelStreet/Locate X beginning with the year 2017. Portions of this release were withheld pursuant to FOIA exemptions 6, 7(C), and 7(E). (Case number CBP-2020-074221)
- On December 5, 2023, U.S. Citizenship and Immigration Service (USCIS) released to **Brody Ford**, a representative of *Bloomberg News* in Queens, New York, 17 pages of records pertaining to the contract, contract file checklist, copies of the quarterly performance review, and Determination and Finding documents for the contract with Govplace, Inc. for Snowflake software. Portions of the release were withheld pursuant to FOIA Exemptions 4, and 6. (Case Number CNT 2023-000029)
- On December 5, 2023, U.S. Citizenship and Immigration Service (USCIS) released to **Brody Ford**, a representative of *Bloomberg News* in Queens, New York, 83 pages of records pertaining to the contract file checklist, copies of the quarterly performance review, Acquisition Strategy and the Acquisition Plan, and Determination and

Finding documents for the contract with Akira Technologies for Salesforce software. Portions of the release are withheld pursuant to FOIA Exemptions 4, and 6. (Case Number CNT 2023-000030)

- On December 6, 2023, the Transportation and Security Administration (TSA) released to **Ryan Ewing**, a representative of **airlinegeeks.com** in Tempe, Arizona, 360 pages of records pertaining to the 2022 and 2023 data count of firearm discoveries at TSA airport checkpoints. (Case Number 2024-TSFO-00015)
- On December 6, 2023, U.S. Customs and Border Protection (CBP) released to **Jason Wolf**, a representative of **The Arizona Republic** in Phoenix, Arizona, 72 pages of records pertaining to Border Patrol stops on January 24 and 25, 2022, that involved arrests for smuggling individuals in Tucson Sector. (Case number CBP-FO-2023-124287)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of **Judicial Watch, Inc. v. U.S. Department of Homeland Security (DHS) (23-cv-01855) (2023-HQLI-00037)**, plaintiff filed a complaint on June 27, 2023, seeking records pertaining to communications between the National Biosurveillance Integration Center (NBIC) and several employees of DHS Office of Health Affairs concerning Request for Information (RFIs) sent to EcoHealth Alliance. On November 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 245 pages of records to the plaintiff. Portions of this response were withheld pursuant to FOIA exemptions 5, 6, 7(A) and 7(C).
- In the matter of **Protect the Public's Trust v. U.S. Department of Homeland Security (DHS) (22-cv-01246) (2022-HQLI-00036)**, plaintiff filed a FOIA request on December 22, 2021, seeking records pertaining to the DHS Secretary's meeting requests, travel records, and visitor logs. On November 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 98 pages of records to the plaintiff. Of the 98 pages, one page was released in full, and 97 pages were withheld in part pursuant to FOIA exemption 6.
- In the matter of the **Southern Poverty Law Center (SPLC) and Al Otro Lado (AOL) v. U.S. Department of Homeland Security (DHS) (19-cv-03438)**, plaintiff filed a FOIA request on May 31, 2019, seeking records pertaining to the screening, inspection, or processing of unaccompanied non-citizen children on the Southern border from May 2018 through the present. Plaintiff filed suit on November 15, 2019, claiming injunctive relief. On November 30, 2023, U.S. Customs and Border

Protection (CBP) released its thirty-eighth interim response, consisting of five pages of records to the plaintiff.

- In the matter of *Heritage Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-01770) (2022-HQLI-00039)*, plaintiff filed a complaint on March 23, 2022, seeking records pertaining to an investigation of a CBP incident in or near the Rio Grande River near Del Rio, Texas in September 2021. On November 30, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the ninth interim response, consisting of 309 pages of records to the plaintiff.
- In the matter of *Project on Government Oversight, Inc. v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03372)*, plaintiff filed a FOIA request on November 7, 2019, seeking records pertaining to communications between government officials and representatives of Amazon regarding facial recognition technology. On November 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 37 pages of records to the plaintiff.
- In the matter of *Orrick, Herrington & Sutcliffe LLP v. U.S. Customs and Border Protection (CBP) (20-cv-01583)*, plaintiff filed a FOIA request on August 16, 2019, seeking records pertaining to efforts toward family reunification and the release of the minor from the DHS custody and/or facilities, as required by the Flores Settlement. On November 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 293 pages of records to the plaintiff.
- In the matter of *Human Rights Defense Center v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-02291)*, plaintiff filed a FOIA request on August 30, 2021, seeking records pertaining to contracts active at any time from January 1, 2010, between ICE and eleven companies which owned, operated, or managed detention facilities. On November 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 412 pages of records to the plaintiff.
- In the matter of *Black Alliance v. U.S. Immigration and Customs Enforcement (ICE) (21-cv-06239)*, plaintiff filed a FOIA request on November 10, 2021, seeking records pertaining to ICE's use of force, solitary confinement, access to medical treatment, and other conditions that impact Black immigrants in ICE detention. On November 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 761 pages of records to the plaintiff.
- In the matter of *Justice and Diversity Center v. U.S. Department of Homeland Security (DHS) (22-cv-08902)*, plaintiff filed a complaint on July 12, 2022, seeking records pertaining to emails, policy guidance, training, and other government records related to the Dedicated Docket Program for family immigration cases at the Southwest Border. On November 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 59 pages of records to the plaintiff.
- In the matter of *Karen Johanna Jasi v. U.S. Citizenship and Immigration Services (USCIS) (23-cv-02702)*, plaintiff filed a FOIA request on May 1, 2023, seeking records pertaining to Karen Johanna Jasi. On November 30, 2023, U.S. Immigration and Customs Enforcement (ICE) released 13 pages of records to the plaintiff.

- In the matter of *Catholic Legal Immigration Network, Inc v. U.S. Citizenship and Immigration Services (USCIS), U.S. Department of Homeland Security (DHS), and U.S. Department of State (DOS) (20-cv-02042)*, plaintiff filed a FOIA request on August 12, 2019, seeking records pertaining to Temporary Protected Status from January 20, 2017, through August 12, 2019. On November 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released one Excel spreadsheet and 81 pages of records to the plaintiff.
- In the matter of *Center for Immigration Studies v. U.S. Citizenship and Immigration Services (USCIS) (22-cv-02089)*, plaintiff filed a FOIA request on May 21, 2021, seeking records pertaining to email communications mentioning any of the following: “civics test”, “Naturalization civics test”, “Executive Order 14012” and “barriers to legal immigration”. On November 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 375 pages of records to the plaintiff.
- In the matter of *American Immigrant Investor Alliance v. U.S. Citizenship and Immigration Services (USCIS) (23 -cv-00820)*, plaintiff filed a FOIA request on September 5, 2022, seeking records pertaining to the use of currency swaps or informal value transfers from January 1, 2016, through September 1, 2022; records that pertain to policies that were created for the conversion of VND to USD and records that refer to specific companies used for currency swaps. On November 30, 2023, U.S. Citizenship and Immigration Services (USCIS) released 434 pages of records to the plaintiff.
- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-01561)*, plaintiff filed a FOIA request on January 7, 2021, seeking records pertaining to emails sent from Asylum Headquarters to the Arlington Asylum Office from July 1, 2020. On December 1, 2023, U.S. Citizenship and Immigration Services (USCIS) released 345 pages of records to the plaintiff.
- In the matter of *Chaverra v. U.S. Immigration and Customs Enforcement (ICE) (18-cv-00289)*, plaintiff filed a FOIA request on February 8, 2018, seeking records pertaining to contracts and agreements governing detention and medical operations at the Stewart Detention Center in Lumpkin, Georgia, between January 1, 2017, and the present. On December 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released 50 pages of records to the plaintiff.
- In the matter of *Transgender Law Center v. U.S. Immigration and Customs Enforcement (ICE) (19-cv-03032)*, plaintiff filed a FOIA request on May 3, 2019, seeking records pertaining to Jeffrey Hernandez Rodriguez also known as Roy Hernandez Rodriguez. On December 1, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 63 pages of records.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On December 1, 2023, U.S.

- Immigration and Customs Enforcement (ICE) released 344 pages of records to the plaintiff.
- In the matter of *Citizens United v. U.S. Department of Homeland Security (DHS) (22-cv-02019) (2022-HQLI-00057)* plaintiff filed a FOIA request on October 19, 2020 seeking records pertaining to correspondences between various DHS senior officials, including the Executive Office of the President, members of the United States House of Representatives and/or the United States Senate, regarding or discussing the Disinformation Governance Board and the individuals nominated and/or appointed to the Disinformation Governance Board. On December 4, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 15 pages of records to the plaintiff. Of the 15 pages, one page was released in full, and 14 pages were withheld in part pursuant to FOIA exemptions 5, 6, and 7(C).
 - In the matter of *Emery Celli Brinckerhoff Abady Ward & Maazel LLP v. U.S. Customs and Border Protection (22-cv-02891)*, plaintiff filed a FOIA request on February 22, 2022, seeking records pertaining to communications between CBP and Loyal Source Government Services (LSGS) regarding staffing and medical services provided by LSGS at Weslaco and McAllen Border Patrol Stations from June 2018 to July 2019. Plaintiff filed suit on April 7, 2022, claiming injunctive relief. On December 4, 2023, U.S. Customs and Border Protection (CBP) issued its 14th interim response consisting of 131 pages of records to the plaintiff.
 - In the matter of *Immigrant Legal Resource Center v. U.S. Department of Homeland Security (DHS) (21-cv-09208)*, plaintiff filed a FOIA request on December 14, 2021, pertaining to weekly reports ICE field offices are required to provide to the Office of the Director, the Office of the Deputy Director, and the Office of Policy and Planning (OPP) pursuant to the Johnson memorandum. On December 4, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
 - In the matter of *CREW v. U.S. Department of Homeland Security (DHS) (20-cv-02553) (2021-HQLI-00009)* plaintiff filed a FOIA complaint on July 23, 2020, seeking records pertaining to the deployment of federal law enforcement in response to protests for racial justice across the country including policies that governed federal authorities' treatment of these protesters. On December 5, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 8 pages of records to the plaintiff. Portions of this response are withheld pursuant to FOIA Exemption 5.
 - In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-03030)*, plaintiff filed a FOIA request on November 16, 2021, seeking records pertaining to detainee death reviews. On December 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 14 pages of records to the plaintiff.
 - In the matter of *Center to Advance Security in America v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-01656)*, plaintiff filed a FOIA request on January 11, 2022, seeking records pertaining to Orlan Ariel Carcamo Navarro, a Honduran asylum seeker detained by ICE at Karnes County Family Residential

Center in Karnes City, Texas, until his death on or about March 18, 2020. On December 6, 2023, U.S. Immigration and Customs Enforcement (ICE) released 41 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
December 7, 2023- December 13, 2023**

**DHS Privacy Office
December 18, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On December 7, 2023, **Elsa Goossen**, a representative of the **American Civil Liberties Union of New Mexico (ACLU-NM)** in Albuquerque, New Mexico, requested from U.S. Customs and Border Protection (CBP) records pertaining to the enforcement action by U.S. Border Patrol regarding an accident in El Paso, Texas on August 15, 2022. (Case Number CBP-FO-2024-029812)
- On December 7, 2023, **Emily Bregel**, a representative of *Arizona Daily Star* in Tucson, Arizona, requested from U.S. Customs and Border Protection (CBP) records pertaining to email correspondences related to the closure of the Lukeville, Arizona Port of Entry from October 1, 2023, through December 12, 2023. (Case Number CBP-FO-2024-030427)
- On December 7, 2023, **Colin Aamot**, a representative of *The Daily Signal* in Washington, D.C., requested from the U.S. Coast Guard (USCG) records pertaining to directives, orders, policies, and memoranda of understanding (MOUs) related to Executive Order 14019, Promoting Access to Voting. (Case Number 2024-CGFO-00632)
- On December 7, 2023, **Jeremy Jang**, a representative of **Al Otro Lado (AOL)** in Maywood, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to “gathering sites” within the San Diego Field Office/Sector from May 11, 2023, through December 12, 2023. (Case Number CBP-FO-2024-031119)
- On December 7, 2023, **Christopher Spata**, a representative of *Tampa Bay Times* in St. Petersburg, Florida, requested from the U.S. Coast Guard (USCG) records pertaining to the USCG’s interactions and contacts in August 2023 with an individual, his vessel, and the vessel’s seizure. (Case Number 2024-CGFO-00614)
- On December 7, 2023, **Christopher Spata**, a representative of *Tampa Bay Times* in St. Petersburg, Florida, requested from the U.S. Coast Guard (USCG) records pertaining to the USCG's encounters with an individual and their handmade vessel(s) in USCG District 7 for the years 2014, 2016, and 2021. (Case Number 2024-CGFO-00617)
- On December 8, 2023, **Kathryn Meyer**, a representative of the **International Refugee Assistance Project** in New York, New York, requested from U.S.

Immigration and Customs Enforcement (ICE) records pertaining to the Family Expedited Removal Management (FERM) Program. (Case Number 2024-ICFO-09531)

- On December 8, 2023, **Caitie Occhipinti**, a representative of **American Bridge 21st Century** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to email correspondences between select members of ICE and members of the U.S. Senate. (Case Number 2024-ICFO-09509)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal** in Washington, D.C., requested from the U.S. Coast Guard (USCG) records pertaining to directives, orders, guidance, and memorandums of understanding (MOUs) related to Executive Order 14008, Tackling the Climate Crisis at Home and Abroad. (Case Number 2024-CGFO-00635)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to directives, orders, policies, guidance, and memoranda of understanding (MOUs) related to Executive Order 14019, Promoting Access to Voting. (Case Number 2024-HQFO-00406)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to directives, orders, guidance, and memorandums of understanding (MOUs) related to Executive Order 14008, Tackling the Climate Crisis at Home and Abroad. (Case Number 2024-HQFO-00409)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to directives, orders, policies, guidance, or memorandums of understanding (MOUs) related to Executive Order 14052, Implementation of the Infrastructure Investment and Jobs Act. (Case Number 2024-HQFO-00408)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to directives, orders, policies, and memoranda of understanding (MOUs) related to Executive Order 14019, Promoting Access to Voting. (Case Number 2024-FLETC-FO-00040)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC) records pertaining to directives, orders, policies, guidance, or memorandums of understanding (MOUs) related to Executive Order 14052, Implementation of the Infrastructure Investment and Jobs Act. (Case Number 2024-FLETC-FO-00041)
- On December 9, 2023, **Colin Aamot**, a representative of **The Daily Signal**, in Washington, D.C., requested from the Federal Law Enforcement Training Centers (FLETC), records pertaining to directives, orders, guidance, and memorandums of

- understanding (MOUs) pertaining to Executive Order 14008, Tackling the Climate Crisis at Home and Abroad. (Case Number 2024-FLETC-FO-00042)
- On December 11, 2021, **Jennifer Gunter** a private individual, requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to memorandum of understanding (MOUs), financial records, and contracts between the Federal Bureau of Investigations (FBI) and “Cause of America” group. (Case Number 2024-HQFO-00444)
 - On December 11, 2021, **Caitie Occhipinti** a representative of **American Bridge 21st Century** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email correspondences between Senior Officials at DHS and several members of the U.S. Senate from January 1, 2019, to the present. (Case Number 2024-HQFO-00422)
 - On December 11, 2021, **Caitie Occhipinti** a representative of **American Bridge 21st Century** in Washington, D.C., requested from the U.S. Department of Homeland Security (DHS) Privacy Office records pertaining to email correspondences between Senior Officials at CBP and DHS from January 1, 2019, to the present. (Case Number 2024-HQFO-00420)
 - On December 11, 2023, **Peter Booth**, a representative of **American Bridge 21st Century** in Washington, D.C., requested from the U.S. Federal Emergency Management Agency (FEMA) records pertaining to email correspondences between Senior Officials at TSA and members of Congress from January 1, 2019, to the present. (Case Number 2024-FEFO-00268)
 - On December 12, 2023, **Peter Booth**, a representative of **American Bridge 21st Century** in Washington, D.C., requested from the Transportation Security Administration (TSA) records pertaining to email correspondences between Senior Officials at TSA and members of Congress from January 1, 2019, to the present. (Case Number 2024-TSFO-00295)

Late Requests:

- On August 11, 2023, **Colin Farnsworth**, a representative of the **Center for Immigration Studies (CIS)** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to the identities of individuals from the Terrorist Screening Data Set, as referenced in the statistics found on the CBP webpage. (Case Number CBP-FO-2023-121937)
- On September 25, 2023, **Patrick Anderson**, a representative of the **Providence Journal** in Providence, Rhode Island, requested from U.S. Customs and Border Protection (CBP) records pertaining to the total annual capital and operating expenditures from the Federal Inspection Station (FIS) at Rhode Island T.F. Green International Airport from January 1, 2017, to December 31, 2022. (Case Number CBP-FO-2023-143878)
- On November 1, 2023, **Annelise Burgess**, a representative of **Washington and Lee University School of Law** in Lexington, Virginia, requested from the U.S. Coast

Guard (USCG) records since January 2019, that show how many nonjudicial punishment (NJP) charges of extramarital sexual conduct have been filed and successful, categorized by sex, sexual orientation, gender, marital status, and race/ethnicity. (Case Number 2024-CGFO-00640)

- On November 20, 2023, **Christopher Cartwright**, a representative of *The Keene Sentinel* in Dallas, Texas requested from U.S. Customs and Border Protection (CBP) records pertaining to agency training documents and the three most recent policies for the use of collected facial recognition data at U.S. airports from January 1, 2018, through November 20, 2023. (Case Number CBP-FO-2024-022534)

III. Freedom of Information Act Releases

- On December 7, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Irena Lieberman Sullivan**, a representative of the **Tahirih Justice Center** in Falls Church, Virginia, 111 pages of records pertaining to how asylum officers should evaluate whether it is possible for an asylum seeker to internally relocate within his or her home country, and weigh the possibility of internal relocation as a factor in cases involving "private violence" such as domestic violence. Portions of this release were withheld pursuant to FOIA Exemptions 5, and 6. (Case Number COW 2019-500964)
- On December 12, 2023, U.S. Customs and Border Protection (CBP) issued to **Andrew Fels**, a representative of **Al Otro Lado** in Knoxville, Tennessee, a no records determination in response to his request seeking records explaining or describing ICE and CBP's practice of having immigrants remain outside without timely commencing or concluding immigration processing. (Case Number CBP-FO-2024-002267)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of *Electronic Privacy Information Center v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-03071)*, plaintiff filed a FOIA request on October 26, 2020, seeking records pertaining to ICE's use of Clearview AI technology and facial recognition software. On December 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 484 pages of records to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Homeland Security (DHS) (21-cv-03030)*, plaintiff filed a FOIA request on November 16, 2021, seeking records pertaining to detainee death reviews. On December 8, 2023, U.S. Immigration and Customs Enforcement (ICE) released 189 pages of records to the plaintiff.

- In the matter of *American First Legal Foundation v. U.S. Department of Homeland Security (DHS) (21-cv-02168)*, plaintiff filed a FOIA request on April 13, 2021, seeking records pertaining to all “written reports” referred to in the subsection titled “Weekly Reporting of All Enforcement and Removal Actions” in a memorandum from Tac D. Johnson to “All ICE Employees”. On December 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1 Excel spreadsheet to the plaintiff.
- In the matter of *Citizens for Responsibility and Ethics v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-03511)*, plaintiff filed a FOIA request on June 17, 2022, seeking any contracts or other agreements from January 20, 2021, to present between ICE Office of Acquisition Management (OAQ) and GEO Group and CoreCivic. On December 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 814 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-01795)*, plaintiff filed a FOIA request on April 13, 2023, seeking records pertaining to COVID-19 antiviral drugs from January 1, 2022, to the present. On December 11, 2023, U.S. Immigration and Customs Enforcement (ICE) released 106 pages of records to the plaintiff.
- In the matter of *Freddy Martinez v. U.S. Department of Homeland Security (DHS) (21-cv-00341)*, plaintiff filed a FOIA request on February 8, 2021, seeking records pertaining to the scope, purpose, and objectives of Operation Palladium. On December 12, 2023, U.S. Immigration and Customs Enforcement (ICE) released 5 Excel spreadsheets to the plaintiff.
- In the matter of *American Oversight v. U.S. Department of Justice (DOJ) (20-cv-02153)*, plaintiff filed two requests on June 25, 2020, and July 17, 2020, seeking records pertaining to the deployment of CBP personnel to protests, due to the death of George Floyd from May 25, 2020, through October 20, 2020. The plaintiff filed a complaint on October 8, 2020, seeking injunctive relief. On December 12, 2023, U.S. Customs and Border Protection (CBP) released its twenty-first interim response, consisting of 93 pages of records to the plaintiff.
- In the matter of *Justice for Immigrant Families v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-00929)*, plaintiff filed a FOIA request on March 30, 2022, requesting all records regarding the scope and scale of detention in the Buffalo Field Office District (BFOD) and records regarding the treatment of people detained at Batavia, including accommodations for disabled people; language access and access to justice; safe release practices; adequacy of medical care; solitary confinement practices; officer misconduct and abuse; and conditions of confinement. On December 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 499 pages of records to the plaintiff.
- In the matter of *Austin Sanctuary Network v. U.S. Immigration and Customs Enforcement (ICE) (20-cv-01686)*, plaintiff filed a FOIA request on February 26, 2020, seeking records pertaining to current policies, procedures, guidelines, instructions, or other materials concerning when and how civil fines and penalties are

issued. On December 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 274 pages of records and 3 Excel Spreadsheets to the plaintiff.

- In the matter of *American Center for Law and Justice v. U.S. Department of Homeland Security (22-cv-00355)*, plaintiff filed a FOIA request on December 17, 2021, seeking records pertaining to border-related human trafficking and exploitation of women and children; the cancelation or postponement of Operation Talon and taking down CBP's press release on arrest of persons on the FBI's terrorism watch list. On December 13, 2023, U.S. Immigration and Customs Enforcement (ICE) released 378 pages of records to the plaintiff.

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells

**Freedom of Information Act (FOIA) Activity for the Week of
December 14, 2023- December 20, 2023**

**DHS Privacy Office
December 26, 2023
Weekly FOIA Report**

I. Efficiency and Transparency – Steps taken to increase transparency and make forms and processes used by the general public more user-friendly, particularly web-based and FOIA-related items:

- Nothing significant to report.

II. Freedom of Information Act Requests

- On December 14, 2023, **Alex Ferretti**, a private individual in New York, New York, requested from the U.S. Citizenship and Immigration Service (USCIS) records pertaining to emails sent or received by Tammy Meckley regarding the preparation of the most recent annual FOIA report. (Case Number COW 2023-008690)
- On December 14, 2023, **Austin Grabish** a representative of *ABC 10News* in San Diego, California, requested from U.S. Customs and Border Protection (CBP) records pertaining to video footage from April 23, 2022, of CBP Officer Andre Maurice Chevalier at the San Ysidro Port of Entry. (Case Number CBP-FO-2024-032857)
- On December 18, 2023, **Hughes Solomon**, a representative of *UK titles; the Guardian, and Private Eye Magazine* in the United Kingdom, requested from the United States Secret Service (USSS) records pertaining to a meeting between President Biden and UK businessman Subaskaran Allirajah, also known as Subas Allirajah. (Case Number USSS 20240253)
- On December 18, 2023, **Andrew Free**, a representative of *MuckRock News* in Boston, Massachusetts, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to video surveillance from the GEO Group's Moshannon Valley ICE Processing Center showing the recently deceased Franklin Okpu during his time in detention. (Case Number 2024-ICFO-10820)
- On December 18, 2023, **Philip Lenczycki**, a representative of the **Daily Caller News Foundation** in Washington, D.C. requested from U.S. Customs and Border Protection (CBP) records pertaining to statistical data on Chinese nationals that were referred to the Tactical Terrorism Response Team (TTRT) for an in-depth interview from January 1, 2023, to December 1, 2023. (Case Number CBP-FO-2024- 033546)
- On December 19, 2023, **Chris Stanley**, a representative of **Functional Government Initiative** in Washington, D.C. requested from U.S. Customs and Border Protection (CBP) records pertaining to enforcement of the law and current regulations on illegal tobacco and vape products, and any records that discuss China or Mexican drug cartels in the context of illegal tobacco and vape products. (Case Number CBP-FO-2024)
- On December 19, 2023, **Zoi Galarraga**, a representative of **Forbes Advisor** in Eagle Mountain, Utah, requested from the Transportation Security Administration (TSA)

records pertaining to TSA claims for passenger property loss and passenger property damage submitted between January of 2022 and December of 2023. (Case Number 2024-TSFO-00322)

- On December 20, 2023, **James LaPorta**, a private individual in Washington, D.C., requested from the United States Service (USSS) records pertaining to Secret Service agents discharging their firearms while protecting President Joe Biden's granddaughter, Naomi Biden, when they discovered three people attempting to break into an unmarked Secret Service vehicle in the vicinity of Washington D.C. (Case Number 20240256)
- On December 20, 2023, **Maria Romani** a representative of the **ACLU** in New York City, New York, requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to detainee grievance logs maintained by facility staff at each of the 6 immigrant detention facilities in California from August 31, 2023, through December 31, 2023. (Case Number 2024-ICFO-11220)

Late Requests:

- On September 29, 2023, **Morgan Yardis**, a representative of **Protect the Public's Trust** in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) records pertaining to communications between Claire Trickler-McNulty and any individual at the organization Kids in Need of Defense from January 20, 2021, through the present. (Case Number 2023-ICFO-44925)
- On December 13, 2023, **Reed Rubinstein**, a representative of **America First Legal Foundation** in Washington, D.C., requested from U.S. Customs and Border Protection (CBP) records pertaining to calendar items and emails from Nathaniel Kaine to several named individuals for specific time frames. (Case Number CBP-FO-2024-031834)

III. Freedom of Information Act Releases

- On December 19, 2023, U.S. Citizenship and Immigration Services (USCIS) released to **Yeganeh Torbati**, a representative of **Thomson Reuters** in Washington, D.C., one Excel spreadsheet pertaining to memos and notes filed by Asylum Pre-Screening Officers in Fiscal Years 2015, 2016, 2017, and 2018 in connection with credible fear cases, in which any of the following words or phrases are used: "interpreter," "language," "interpretation," "translator," or "translation." Portions of this release were withheld pursuant to FOIA Exemptions 5, 6, and 7(C). (Case Number COW 2019-000221)
- On December 20, 2023, U.S. Customs and Border Protection (CBP) released to **Enid Zhou**, a representative of the **Electronic Privacy Information Center (EPIC)** in Washington, D.C., 4 pages of records pertaining to the collection of DNA from individuals detained by CBP. Portions of this release were withheld pursuant to FOIA exemptions 6 and 7(C). (Case Number CBP- FO-2023-147337)

- On December 20, 2023, U.S. Customs and Border Protection (CBP) issued to **Rosa Flores**, a representative of **Warner Media/CNN** in Los Angeles, California, a full denial in response to her request seeking records that support the Terrorist Screening Data Set (TSDS) encounters. These records were withheld pursuant to FOIA exemptions 6, 7(C), 7(E) and 7(F). (Case Number CBP- FO-2024-009696)
- On December 20, 2023, U.S. Customs and Border Protection (CBP) issued to **Theodore Hesson**, a representative of **Reuters** in Washington, D.C., a full denial in response to his request seeking documents that support the Terrorist Screening Data Set (TSDS) encounters by U.S. Border Patrol and U.S. Customs and Border Protection Field Operations from Fiscal Year 2019 through Fiscal Year 2023. These records were withheld pursuant to FOIA exemptions 6, 7(C), 7(E) and 7(F). (Case Number CBP- FO-2024-019815)

IV. Freedom of Information Act Appeals

- Nothing significant to report.

V. Freedom of Information Act Appeals Releases

- Nothing significant to report.

VI. Litigation

- In the matter of **HIRC v. U.S. Department of Homeland Security (DHS) (21-cv-12030)**, plaintiff filed a FOIA request on February 11, 2020, seeking records pertaining to individuals arrested due to critical incidents involving weapons discharged over the past five years between FY 2016 and FY 2020. On December 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 263 pages of records to the plaintiff.
- In the matter of **Meghan Conley v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-00128)**, plaintiff filed a FOIA request on April 28, 2022, seeking records pertaining to correspondences between ICE and Knox County Sheriff's Office employees regarding the negotiation and signing of ICE 287(g) agreements or ICE Intergovernmental Support Agreements (IGSA) between the dates of 2017-2022. On December 14, 2023, U.S. Immigration and Customs Enforcement (ICE) released 23 pages of records to the plaintiff.
- In the matter of **Leopold/Buzzfeed v. U.S. Department of Homeland Security (DHS) (18-cv-01523) (2018-HQLI-00033)**, plaintiff filed a complaint on January 11, 2018, seeking records pertaining to emails sent or received by the U.S. Citizenship and Immigration Service Ombudsman Julie Kirchner; all notes prepared by or for Ms. Kirchner in preparation for any meeting she attended; Ms. Kirchner's calendar and appointment book; and Ms. Kirchner's phone call log. On December 15, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released the 59th interim response, consisting of 241 pages of records to the plaintiff.
- In the matter of **Los Angeles Times Communications LLC v. U.S. Department of Homeland Security (DHS) (20-cv-10911)**, plaintiff filed a FOIA request on June 29,

2020, seeking records pertaining to the Office of Professional Responsibility (OPR) Investigation Closing Reports related to sexual assault, sexual abuse, or harassment allegations at dedicated Enforcement and Removal Operations (ERO) facilities. On December 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 912 pages of records to the plaintiff.

- In the matter of *Louise Trauma Center LLC v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-01561)*, plaintiff filed a FOIA request on January 2, 2021, seeking records pertaining to “distance training” given to newly hired asylum officers since January 1, 2020. On December 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 12 pages of records to the plaintiff.
- In the matter of *Immigrant Investors Association, Inc., d/b/a Invest in the USA (IIUSA) v. U.S. Citizenship and Immigration Services (USCIS) (22 -cv-02687)*, plaintiff filed a FOIA request on July 18, 2022, seeking records pertaining to communications exchanged between USCIS and members of congress (or their staff) regarding the source of funds or path funds issues in the EB-5 program. On December 15, 2023, U.S. Citizenship and Immigration Services (USCIS) released 311 pages of records to the plaintiff.
- In the matter of *Haitian Bridge v. U.S. Department of Homeland Security (DHS) (22-cv-08344)*, plaintiff filed a FOIA request on October 1, 2021, seeking records pertaining to the federal government’s policies, directives, and actions relating to the treatment and processing of migrants in Del Rio in September 2021, and the unlawful expulsion of thousands of such migrants. On December 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released to the plaintiff 21 pages of records.
- In the matter of *RMIAN v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-02359)*, plaintiff filed a FOIA request on November 10, 2022, seeking records pertaining to Calero Mendoza. On December 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 746 pages of records to the plaintiff.
- In the matter of *Elizabeth Jordan v. U.S. Immigration and Customs Enforcement (ICE) (23-cv-02681)*, plaintiff filed a FOIA request on March 13, 2023, seeking records pertaining to Calero Mendoza. On December 15, 2023, U.S. Immigration and Customs Enforcement (ICE) released 304 pages of records to the plaintiff.
- In the matter of *State of Florida v. U.S. Department of Homeland Security (DHS) (21-cv-14462)*, plaintiff filed a FOIA request on October 11, 2021, seeking records pertaining to whether any DHS employee believes DHS has discretion to release rather than detain inadmissible individuals entering the United States from the Southern border. On December 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 479 pages of records to the plaintiff.
- In the matter of *The Brennan Center for Justice at New York University School of Law v. U.S. Department of Homeland Security (DHS) (22-cv-07038)*, plaintiff filed a FOIA request on December 7, 2021, seeking records pertaining to the use of third-party providers for social media monitoring operations. On December 18, 2023, U.S. Immigration and Customs Enforcement (ICE) released 499 pages of records to the plaintiff.

- In the matter of *AIC v. U.S. Department of Homeland Security (DHS) (22-cv-02250)*, plaintiff filed a FOIA request on December 21, 2021, seeking records pertaining to the current Intergovernmental Service Agreement (IGSA) that services the Torrance County Detention Facility (TCDF). On December 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 10 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union of Southern California v. U.S. Immigration and Customs Enforcement (ICE) (22-cv-04760)*, plaintiff filed a FOIA request on April 29, 2022, seeking records pertaining to the treatment of hospitalized detainees and detainees released from custody before their death. On December 19, 2023, U.S. Immigration and Customs Enforcement (ICE) released 1,016 pages of records to the plaintiff.
- In the matter of *New York Legal Assistance Group (NYLAG) v. U.S. Department of Homeland Security (DHS) (22-cv-05928)* plaintiff filed a FOIA request on October 5, 2020, seeking records pertaining to the authorization of CBP personnel to respond to protests occurring in New York City from May 25, 2020, through September 29, 2020. Plaintiff filed suit on July 12, 2022, claiming injunctive relief. On December 19, 2023, U.S. Customs and Border Protection (CBP) released its fourth interim response, consisting of 32 pages of records to the plaintiff.
- In the matter of *American Civil Liberties Union Foundation v. U.S. Department of Homeland Security (DHS) (22-cv-09083) (2023-HQLI-00010)*, plaintiff filed a complaint on September 26, 2022, seeking records pertaining to complaints submitted by the public to DHS related to language access issues in immigration detention facilities. On December 20, 2023, the U.S. Department of Homeland Security (DHS) Privacy Office released 19 pages of records to the plaintiff. Portions of this release were withheld pursuant to FOIA exemptions 5, 6, 7(C) and 7 (E).

Freedom of Information Act Exemptions

Exemption 1: classified national defense and foreign relations information

Exemption 2: internal agency personnel rules and practices

Exemption 3: Information that is prohibited from disclosure by another federal law

Exemption 4: trade secrets and other confidential business information

Exemption 5: inter-agency or intra-agency communications that are protected by legal privileges

Exemption 6: information involving matters of personal privacy

Exemption 7: records or information compiled for law enforcement purposes, to the extent that the production of those records A) could reasonably be expected to interfere with enforcement proceedings, B) would deprive a person of a right to a fair trial or an impartial adjudication, C) could reasonably be expected to constitute an unwarranted invasion of personal privacy, D) could reasonably be expected to disclose the identity of a confidential source, E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or procedures, or F) could reasonably be expected to endanger the life or physical safety of any individual

Exemption 8: information relating to the supervision of financial institutions

Exemption 9: geological information on wells