

Freedom of Information Act Activity for the Weeks of December 29, 2016-January 4, 2017
Privacy Office
January 10, 2017
Weekly Freedom of Information Act 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 Freedom of Information Act related items:
- NSTR
- II. On Freedom of Information Act Requests**
- On December 30, 2016, **Bradley Moss**, a representative with the **James Madison Project** in Washington D.C, requested from Department of Homeland Security (DHS) Secret Service records, including cross-references, memorializing written communications – including USSS documentation summarizing verbal communications –between USSS and the transition campaign staff, corporate staff, or private staff of President-Elect Donald J. Trump. (Case Number HQ 2017-HQFO-00202.)
 - On December 30, 2016, **Justin McCarthy**, a representative with **Judicial Watch** in Washington, D.C., requested from United States Secret Service (USSS) records concerning the use of U.S. Government funds to provide security for President Obama's November 2016 trip to Florida. (Case Number USSS 20170407.)
 - On January 3, 2017, **Justin McCarthy**, a representative with **Judicial Watch** in Washington, D.C, requested from United States Secret Service (USSS) records concerning, regarding, or relating to security expenses for President Barack Obama's residence in Chicago, Illinois from January 20, 2009 to January 3, 2017. (Case Number USSS 20170417.)
 - On January 3, 2017, **Justin McCarthy**, a representative with **Judicial Watch** in Washington, D.C., requested from United States Secret Service (USSS) records concerning, regarding, or relating to security expenses for President-Elect Donald Trump and Trump Tower in New York, New York from November 9, 2016 to January 3, 2017. (Case Number USSS 20170418.)
 - On January 3, 2017, **Joseph Trevithick**, a freelance journalist with **War is Boring** in Alexandria, Virginia, requested from United States Secret Service (USSS) records the Secret Service produced relating to the activities of President-elect Donald Trump from December 31, 2016 to January 1, 2017. (Case Number USSS 20170444.)
 - On January 3, 2017, **Eddie Burkhalter** a reporter with *The Anniston Star* in Anniston, Alabama, requested from Federal Emergency Management Agency (FEMA) emails from the Center for Domestic Preparedness (CDP) employees regarding non-compliant M40A1 respirators with the National Institute of Occupational Safety and Health (NIOSH) certification or Occupational Safety and Health Administration (OSHA) regulations. (Case Number FEMA 2017-FEFO-00697.)
 - On January 3, 2017, **Colin A. Byrd**, an individual in Greenbelt, Maryland, requested from Department of Homeland Security the January 3, 2017 letter from

DHS Secretary Jeh Johnson to lawmakers saying not use Dreamer data for deportations. (Case Number HQ 2017-HQFO-00207.)

- On January 4, 2017, **Kendall Taggart**, a journalist with *Buzzfeed* in New York, New York, requested from Department of Homeland Security (DHS) memos, emails, or reports that DHS staff provided to the transition team between December 4, 2016 and January 4, 2017 in response to questions about whether DACA records had been changed. (Case Number HQ 2017-HQFO-00208.)

Late Requests

- On December 14, 2016, **Ian M. Smith**, an Investigative Associate with **Immigration Reform Law Institute** in Washington, D.C., requested from United States Citizenship and Immigration Services (USCIS) statistics on adjustment of status applications rejected due to suspected or documented welfare use. (Case Number USCIS NRC2017000307.)

III. Freedom of Information Act Releases

- On December 29, 2016, Federal Emergency Management Agency (FEMA) released to **Scott MacFarlane**, a reporter with *NBC-4 Washington* in Washington, D.C., emails sent or received by MaryAnn Tierney between 4:00pm (Eastern) April 27, 2015 and 11:00pm (Eastern) April 28, 2015 that include the keyword “Maryland” or “Baltimore.” Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 2 and 6. (Case Number FEMA 2015-FEFO-00506.)
- On December 29, 2016, Federal Emergency Management Agency (FEMA) released to **Christie Smythe**, a reporter with *Bloomberg* in New York, New York, 140 pages of FEMA annual agreements with all Write Your Own (WYO) flood insurance carriers that were in effect as of August 29, 2005 and October 28, 2012. The records were released in full. (Case Number FEMA 2015-FEFO-00116.)
- On December 29, 2016, Federal Emergency Management Agency (FEMA) released to **Jason Leopold**, an Investigative Reporter in Beverly Hills with *VICE News* in Beverly Hills, California, 119 pages consisting of reports and studies about asteroids and comets crashing into earth and the disaster preparedness response. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5 and 6. (Case Number FEMA 2014-FEFO-00838.)
- On December 29, 2016, Federal Law Enforcement Training Centers (FLETC) released to **Thomas H. Jones**, a representative with **Cannon Research Group** in Annapolis, Maryland, 11 pages of correspondence between FLETC and Congressman Michael McCaul (D-TX). Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number FLETC FOIA 16-074.)
- On December 30, 2016, United States Immigration and Customs Enforcement (ICE) released to **Jana Whalley**, a student at the **UCLA School of Law** in Topanga, California, 355 pages of statistical, contract, compliance, budgetary, and complaint records pertaining to the South Texas Family Residential Center in Dilley, Texas. Portions of this response were withheld pursuant to Freedom of

Information Act Exemptions 6, 7(C), and 7(E). (Case Number ICE 2016-ICFO-19511.)

- On December 30, 2016, Federal Emergency Management Agency (FEMA) released to **Nicky Woolf**, a reporter with *The Guardian* in New York, New York, one spreadsheet and 87 pages of summaries related to successful applications for preparedness (non-disaster) grant funds and applications that asked for and received funds for equipment categorized in the DHS Authorized Equipment List under "13LE-00-SURV" (Equipment, Law Enforcement Surveillance). Portions of this response were withheld pursuant to Freedom of Information Act Exemption 7(E). (Case Number FEMA 2015-FEFO-00344.)
- On December 30, 2016, Transportation Security Administration (TSA) released to **James King**, a reporter with *ABC News* in Washington, D.C., the total current number of SIDA badges issued throughout airports in the United States. (Case Number TSA 2017-TSFO-00068.)
- On December 30, 2016, Transportation Security Administration (TSA) released to **Noah Pransky**, an investigative reporter for *WTSP-TV* in Tampa Bay, Florida, 208 pages of material on all incidents of TSA employee misconduct in the state of Florida for FY 2014 to October 19, 2015. (Case Number TSA 2016-TSFO-00030.)
- On December 30, 2016, Transportation Security Administration (TSA) released to **Lou Raguse** from *KARE 11 News* in Minneapolis, Minnesota, three pages of data showing the number of Transportation Security Officers (TSOs) separated each month at the Minneapolis-St. Paul International Airport (MSP), the average number of TSO's employed at MSP each month, the number of TSO's separated each month nationally and the average number of TSO's employed nationally each month. These records will be released in full. (Case Number TSA 2016-TSFO-00202.)
- On January 3, 2017, Federal Emergency Management Agency (FEMA) released to **Sam Pearson**, a reporter with **Environment & Energy Publishing** in Washington, D.C., two pages of correspondence between DHS and former Senator Hillary Clinton (D-NY) from the Enterprise Correspondence Tracking System (ECT.) This record will be released in full. (Case Number FEMA 2016-FEFO-00003.)
- On January 3, 2017, Department of Homeland Security (DHS) released to **Lucinda Prentiss**, an individual in Alexandria, Virginia, nine pages of formal reasonable accommodation requests from December 2014 and December 15, 2016. (Case Number HQ 2016-HQFO-00555.)
- On January 3, 2017, United States Immigration and Customs Enforcement (ICE) released to **Dave Hendricks**, a representative with *MuckRock* in Boston, Massachusetts, 476 pages of records from the Homeland Security Investigations (HSI) public corruption case involving former Hidalgo County Sheriff Guadalupe "Lupe" Trevino. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5, 6, 7(C) and 7(E). (Case Number ICE 2016-ICFO-12018.)
- On January 4, 2016, Department of Homeland Security (DHS) released to **Luke Mielke**, an individual in Chicago, Illinois, 15 pages of email correspondence

from the Minnesota Fusion Center and National Operations Center between November 15, 2015 and December 31, 2015. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6, 7(C) and 7(E). (Case Number HQ 2016-HQFO-00478.)

- On January 4, 2017, United States Citizenship and Immigration Services (USCIS) released to **Cooper Levey-Baker**, an Associate Editor with the *Sarasota Magazine* in Sarasota, Florida, one Excel spreadsheet consisting of data pertaining to the number of green cards applied and approved for 2011-2015 for a list of zip codes in Florida. These records will be released in full. (Case Number USCIS COW2016000020.)
- On January 4, 2017, Department of Homeland Security (DHS) released to **Shawn Musgrave**, a reporter with *MuckRock News* in Boston, Massachusetts, 30 pages pertaining to the OIG Report, OIG-13-115. Portions of this response were withheld pursuant to Freedom of information Act Exemption 6. (Case Number HQ 2016-HQFO-00282.)

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IV. Freedom of Information Act Appeals

- NSTR

V. Freedom of Information Act Appeals Releases

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VI. Litigation

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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 Activity for the Week of January 5- 11, 2017
Privacy Office
January 19, 2017
Weekly Freedom of Information Act 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 Freedom of Information Act related items:

- NSTR

II. On Freedom of Information Act Requests

- On January 5, 2017, **James West**, digital editor with *Mother Jones* in New York, New York, requested from Department of Homeland Security the following ICE records: (1) Complaints lodged with ICE about Trump Model Management; (2) Written USCIS documents (including but not limited to memoranda, letters, emails and other written communications) detailing any final decisions to open or not open ICE investigations into Trump Model Management; (3) Written communications between ICE and Sen. Barbara Boxer (D-Calif.) or other members of Congress re. Trump Model Management; (4) Written communications between ICE and Trump Model Management or its representatives; and (5) Publicly available investigative documents from ICE pertaining to Trump Model Management. (Case Number HQ 2017-HQFO-00211.)
- On January 5, 2017, **Andrew McGill**, a reporter with *Muckrock* in Somerville, Massachusetts, requested from Department of Homeland Security the following records: (1) Any written communication directed to the agency's executive leadership from a member of the Trump administration transition team, the Trump campaign, or a member of the Trump family, and received on or after Nov. 9, 2016; (2) Written communication from members of the Trump family including Donald Trump, Melania Trump, Donald Trump Jr., Ivanka Trump, Eric Trump, Tiffany Trump, and Jared Kushner; and (3) All electronic correspondence received by an agency employee on or after Nov. 9, 2016 from any email address originating from the following domains: "donaldtrump.com", "donaldjtrump.com" or "ptt.gov." (Case Number HQ 2017-HQFO-00212.)
- On January 5, 2017, **Kate Morrissey**, a reporter with *San Diego Union Tribune* in San Diego, California, requested from United States Citizenship and Immigration Services (USCIS) the number of affirmative and defensive asylum applications for January 1, 2012 through December 31, 2016. (Case Number USCIS COW201700019.)
- On January 5, 2017, **Justin McCarthy**, a representative with **Judicial Watch** in Washington, D.C., requested from United States Secret Service (USSS) records, from November 9, 2016 to January 5, 2017, concerning, regarding, or relating to security expenses for President-Elect Donald Trump's "Thank You Tour" including visits to North Carolina, Michigan, Iowa, Pennsylvania, Florida, and Alabama. (Case Number USSS 20170471.)

- On January 6, 2017, **Brendan O'Connor**, a reporter with *Gizmodo Media Group* in New York, New York, requested from Department of Homeland Security any emails from November 8, 2016 to November 9, 2016, that mention the word "Trump" in the subject or body of the email from or to the following DHS personnel: (1) Secretary Jeh Johnson; (2) Acting Deputy Secretary Russell C. Deyo; (3) Chief of Staff Paul M. Rosen; (4) Executive Secretary Dr. Kimberly O'Connor; (5) General Counsel Stevan E. Bunnell; (6) Military Advisor Rear Admiral Joanna Nunan; (7) Under Secretary, National Protection & Programs Directorate, Suzanne Spaulding; (8) Under Secretary, Science and Technology, Dr. Reginald Brothers; (9) Under Secretary, Office of Intelligence and Analysis, Francis X. Taylor; (10) Director, U.S. Citizenship and Immigration Services, Leon Rodriguez; (11) Director, U.S. Secret Service, Joseph Clancy; and (12) Officer for Civil Rights & Civil Liberties, Megan H. Mack. (Case Number HQ 2017-HQFO-00217.)
- On January 6, 2017, **Sean Sherman**, a representative with *Public Citizen* in Washington, D.C., requested from United States Secret Service (USSS) records, from November 9, 2016 through the date of processing of this request, pertaining to the following: (1) Current and future coordination between the United States Secret Service and any person or entity providing private security to President-elect Donald Trump; (2) Plans for the sharing of information between the United States Secret Service and any person or entity providing private security to President-elect Trump, including but not limited to the sharing of the Secret Service's Master Central Index or other confidential databases; (3) Confidentiality agreements entered into between the United States Secret Service and any person or entity providing private security to President-elect Trump; (4) The costs that have been incurred or are expected to be incurred by the government related to President-elect Trump's use of private security; and (5) The costs that have been incurred or are expected to be incurred by the government related to continued use by President-elect Trump and his family of his home in New York, as well as his other residences in the United States. (Case Numbers USSS 20170482, USSS 20170483, USSS 20170484, USSS 20170485 and USSS 20170486.)
- On January 8, 2017, **Carol Leonnig**, a reporter with *The Washington Post* in Washington, D.C., requested from Department of Homeland Security (DHS) Office of Inspector General (OIG), records relating to a closed investigation of a senior Secret Service employee who had a potential conflict of interest with a subordinate employee. (Case Number OIG 2017-IGFO-00048.)
- On January 8, 2017, **Carol Leonnig**, a reporter with *The Washington Post* in Washington, D.C., requested from Department of Homeland Security (DHS) Office of Inspector General (OIG), records relating to a report on Xavier Morales a senior Secret Service employee for alleged misconduct. (Case Number OIG 2017-IGFO-00049.)
- On January 8, 2017, **Carol Leonnig**, a reporter with *The Washington Post* in Washington, D.C., requested from Department of Homeland Security (DHS) Office of Inspector General (OIG), records relating to the report and post-death investigation concerning Rafael Prieto, former Secret Service agent who

committed suicide on or about 10/27/2012. (Case Number OIG 2017-IGFO-00050.)

- On January 9, 2017, **Michael Best**, a reporter with *Muckrock* in Somerville, Massachusetts, requested from Department of Homeland records relating to Operation Ghost Stories, AKA the Illegals Program, and all correspondence relating to this case including negotiations relating to the associated prisoner swaps, plea deals, etc. (Case Number HQ 2017-HQFO-00220.)
- On January 9, 2017, **Jason Leopold**, an investigative reporter with *VICE News* in Beverly Hills, California, requested from Department of Homeland records, which includes but is not limited to intelligence bulletins, threat assessments, reports, emails, memoranda, in the possession of certain divisions of the Department of Homeland Security, Joint Terrorism Task Forces, that mentions or refers to the following: (1) Russian state controlled broadcast network, "RT;" (2) "Russia Today;" (3) "RT America;" (4) "RT Arabic;" (5) the RT show "Breaking the Set;" and (6) SPUTNIK INTERNATIONAL, commonly referred to as SPUTNIK, whose url is www.sputniknews.com. (Case Number HQ 2017-HQFO-00227.)
- On January 9, 2017, **Matt Novak**, an editor with *Gizmodo and Gawker Media* in Los Angeles, California, requested from Department of Homeland Security (DHS), Office of Inspector General (OIG), records relating to OIG hotline complaint summaries that include the phrase "rapid" from January 2010 to January 2017. (Case Number OIG 2017-IGFO-00051.)
- On January 10, 2017, **Ryan Shapiro**, a PhD candidate with **Massachusetts Institute of Technology** in Cambridge, Massachusetts. and **Jason Leopold**, Senior Investigative Reporter with *VICE News* in Beverly Hills, California, requested from Department of Homeland the following: (1) Correspondence and/or other communications from, to, mentioning, or referring to Jefferson Beauregard "Jeff" Sessions III (aka Jeff Sessions) from January 1, 1975 to the date of the search; (2) Other records mentioning or referring to Jefferson Beauregard "Jeff" Sessions III (aka Jeff Sessions) from January 1, 1975 to the date of the search; (3) Records mentioning or referring to the organization Judicial Crisis Network from January 1, 2005 to the date of the search; and (4) Records mentioning or referring to confirmsession.com from November 1, 2016 to the date of the search. (Case Number HQ 2017-HQFO-00224.)
- On January 10, 2017, **Clifford Smith**, Washington Project Director with **Middle East Forum** in Philadelphia, Pennsylvania, requested from Department of Homeland the following: (1) Any document related to the criteria used by the Department of Homeland Security (DHS) for evaluating and awarding Countering Violent Extremism (CVE) grants that began to be distributed by DHS on December 1, 2016, that have been announced and will continue to be announced in the proceeding months; (2) Documents that provide information concerning what applicants were awarded grants, which were denied grants, and the reasons they were accepted or denied, are also requested including lists of accepted applicants, lists of rejected applicants, any memoranda explaining the reasons behind accepting and rejecting applicants, emails stating which applicants were accepted and rejected, other documents explaining why various applicants were

accepted or rejected, or other similar documents; and (3) All documents containing information as to which applications were accepted or rejected, and what criteria DHS used to make such decisions. (Case Number HQ 2017-HQFO-00228.)

- On January 10, 2017, **Brandan O'Connor**, a staff reporter with **Gizmodo Media Group** in New York, New York, requested from United States Citizenship and Immigration Services (USCIS) emails sent or received by Leon Rodriguez mentioning "Trump" on November 8-9, 2016. (Case Number USCIS COW201700030.)
- On January 11, 2017, **Jason Kandel**, Digital News Producer with **NBC4 Southern California**, in Universal City, California, requested from Federal Emergency Management Agency (FEMA) the FEMA Remedial Action Management Program database for incidents from January 1, 2016 to January 11, 2017 for FEMA Region IX. (Case Number FEMA 2017-FEFO-00848.)
- On January 11, 2017, **Sean Dunagan**, an investigator with **Judicial Watch** in Washington, D.C., requested from Department of Homeland records regarding, concerning, or related to the designation of state elections systems as critical infrastructure pursuant to Presidential Policy Directive (PPD) 21 to include communications between any official, employee, or representative of the Department of Homeland Security and any state elections official regarding, concerning, or related to the designation within the timeframe of August 1, 2016 to January 11, 2017. (Case Number HQ 2017-HQFO-00232.)

Late Requests

- On December 5, 2016, **Jason Leopold**, an investigative reporter with **VICE News** in Beverly Hills, California, requested from National Protection and Policy Directorate (NPPD), records, which includes but is not limited to intelligence bulletins, threat assessments, reports, emails, memoranda, in the possession of certain divisions of the Department of Homeland Security, (see offices this request is addressed to above), Joint Terrorism Task Forces, that mentions or refers to the protests at Standing Rock Indian Reservation, Standing Rock, Standing Rock, Dakota Access Pipeline, Dakota Access Oil Pipeline, Standing Rock Pipeline and Army Corps of Engineers, Morton County Sheriff's Department and water cannons, Morton County Sheriff's Department and tear gas. (Case Number NPPD 2017-NPFO-00089.)
- On December 6, 2016, **Jason Lange**, a reporter with **Reuters** in Washington, D.C., requested from National Protection and Policy Directorate (NPPD) cybersecurity incident logs submitted to and processed by the National Cybersecurity and Communications Integration Center between October 1, 2016 and November 22, 2016 which included the words "election" or "electoral" or "vote" or "voting" or "voter." (Case Number NPPD 2017-NPFO-00084.)
- On December 9, 2016, **Curtis Waltman**, an individual with **Muckrock** in Somerville, Massachusetts, requested from National Protection and Policy Directorate (NPPD), documents relating to any agreements, contracts or instances where the Department loaned out a cell site simulator (including StingRay,

- AmberJack, Hailstorm, Kingfish, Gossamer, Triggerfish, or DRTboxes) to another law enforcement department. (Case Number NPPD 2017-NPFO-00091.)
- On December 9, 2016, **Kirsti Jespersion**, an investigator with **Judicial Watch** in Washington D.C, requested from National Protection and Policy Directorate (NPPD) communications, reports, assessments, investigations, or databases concerning or referring to the transportation of terrorists, extremists, drug traffickers, human traffickers, and/or illegal aliens/unauthorized residents via inter-state air and rail travel. (Case Number NPPD 2017-NPFO-00090.)
 - On December 10, 2016, **Curtis Waltman**, an individual with **Muckrock** in Somerville, Massachusetts, requested from National Protection and Policy Directorate (NPPD), all documents relating to any contracts, purchase orders, or other financial documentation produced from the acquisition of FinFisher (also known as FinSpy) made by Lench IT solutions PLC; any policies governing the use of FinFisher; any available documentation about when and how FinFisher is used; documentation about any oversight of the use of FinFisher. (Case Number NPPD 2017-NPFO-00131.)
 - On December 10, 2016, **William Marshall**, an investigator with **Judicial Watch** in Washington D.C, requested from National Protection and Policy Directorate (NPPD) records from October 1, 2016 to December 10, 2016 relating to reported cyberattacks against the Georgia Secretary of State's information network involving DHS and/or its employees or contractors, including but not limited to, investigative reports, memoranda, and correspondence and emails sent to or from DHS officials regarding the aforementioned reported OHS-related cyberattacks, including but not limited to emails between DHS officials, and between DHS officials and Georgia state or other federal government officials. (Case Number NPPD 2017-NPFO-00130.)
 - On December 10, 2016, **Joseph Cox**, a reporter with **Muckrock** in Somerville, Massachusetts and with **Motherboard**, requested from National Protection and Policy Directorate (NPPD) documents relating to all incident reports about, concerning, or related to cyber-attacks on the agency from January 1, 2010 to December 10, 2016. (Case Number NPPD 2017-NPFO-00129.)
 - On December 10, 2016, **Kirsti Jespersion**, an investigator with **Judicial Watch** in Washington D.C, requested from National Protection and Policy Directorate (NPPD) the minutes of all meetings and gatherings from January 2009 to December 10, 2016 held by NPPD for the President's National Security Telecommunications Advisory Committee. (Case Number NPPD 2017-NPFO-00127.)

III. Freedom of Information Act Releases

- On January 5, 2017, United States Customs and Border Protection (CBP) released to **Jennifer Newell**, an attorney with **American Civil Liberties Union (ACLU)** in San Francisco, California, three pages of program instruction for age determination of Unaccompanied Alien Children. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6 and 7(C). (Case Number CBP CBP-2015-048442.)

- On January 5, 2017, United States Immigration and Customs Enforcement (ICE) released to **Matt Novak**, an editor with *Gizmodo and Gawker Media* in Los Angeles, California, a spreadsheet with data of all deaths that have occurred at immigration detention centers inside the United States to include those managed by private corporations from September 1, 2006 to September 1, 2016. This record was released in full. (Case Number ICE 2017-ICFO-00238.)
- On January 5, 2017, United States Citizenship and Immigration Services (USCIS) released to **Ted Hesson**, a labor reporter with *POLITICO Pro* in Arlington, Virginia, three pages consisting of the termination notice for Virginia Center for Foreign Investment and Job Creation. This record was released in full. (Case Number USCIS COW2016001003.)
- On January 6, 2017, United States Customs and Border Protection (CBP) released to **Michael Buczyner**, a reporter with *CBS12* in West Palm Beach, Florida, 31 pages of data consisting of Miami Sector apprehensions. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 7(E). (Case Number CBP CBP-2016-068083.)
- On January 6, 2017, Department of Homeland Security (DHS) released to **Chad Day**, a reporter with *The Associated Press* in Washington, D.C., four pages consisting of DHS Secretary Jeh Johnson and DHS Chief of Staff Paul Rosen correspondence. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6 and 7(C). (Case Number HQ 2017-HQFO-00139.)
- On January 6, 2017, Department of Homeland Security (DHS) released to **Colin A. Byrd**, an individual in Greenbelt, Maryland, a two page letter, dated December 30, 2016, from Secretary Jeh Johnson to Representative Judy Chu (D-CA) pertaining to the use Deferred Action for Childhood Arrivals (DACA) data for use in deportations. This record was released in full. (Case Number HQ 2017-HQFO-00207.)
- On January 9, 2017, Department of Homeland Security (DHS) released to **Steve Reilly**, a reporter with *USA Today* in McLean, Virginia, 14 pages consisting of the DHS response to the July 15, 2016 letter from the Senate Committee on the Judiciary inquiring about Omar Mateen. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6 and 7(E). (Case Number HQ 2016-HQFO-00513.)
- On January 9, 2017, Transportation Security Administration (TSA) released to **Alex Dominguez**, a reporter for *The Associated Press* in Baltimore, Maryland, 35 pages pertaining to an incident involving Mr. Matusiewicz at the Las Vegas Airport. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5 and 6. (Case Number TSA 2013-TSPA-00517.)
- On January 9, 2017, United States Citizenship and Immigration Services (USCIS) released to **Leslie K. Dellon**, a representative with **American Immigration Council** in Washington, D.C., one spreadsheet containing statistics pertaining to H-1B fees for fiscal years 2006 through 2016. This record was released in full. (Case Number USCIS COW2016001093.)
- On January 11, 2017, United States Customs and Border Protection (CBP) released to **Martha Mendoza**, a reporter with *The Associated Press* in Santa Cruz, California, 404 pages of contract or budget related records, audit logs and

investments pertaining to cybersecurity. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 3, 4, 6, 7(C), and 7(E). (Case Number CBP CBP-2014-026108.)

- On January 11, 2017, Department of Homeland Security (DHS) released to **Waqas Mirza**, an individual with *MuckRock News* in Somerville, Massachusetts, 22 pages consisting of a PowerPoint Presentation addressing Domestic Terrorism. Portions of this response were withheld pursuant to FOIA Exemptions 3 and 6. (Case Number HQ 2016-HQFO-00488.)
- On January 11, 2017, United States Citizenship and Immigration Services (USCIS) released to **Jenna Fowler**, an individual with *MuckRock News* in Sommerville, Massachusetts, 50 pages and one spreadsheet related to the processing time for Deferred Action for Childhood Act renewals in 2016 and policies pertaining to decreasing processing time of Deferred Action for Childhood Act renewals since the Presidential election on November 8, 2016. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 5. (Case Number USCIS COW2016001177.)

IV. Freedom of Information Act Appeals

- NSTR

V. Freedom of Information Act Appeals Releases

- NSTR

VI. Litigation

- In the matter of *Color of Change (CoC) and Center for Constitutional Rights (CCR) v. DHS et al.*, (S.D.N.Y. 16-08215), plaintiff filed a Freedom of Information Act (FOIA) request on July 5, 2015 seeking numerous records relating to federal government surveillance and monitoring of protest activities related to the Movement for Black Lives (MBL), requesting a fee waiver and requesting expedited processing. On October 20, 2016, plaintiff filed a lawsuit for lack of response and inadequate search. No productions to date.
- In the matter of *ACLU v. DHS et al.*, (D.D.C. 16-00221), plaintiff filed a Freedom of Information Act (FOIA) request on March 13, 2015 seeking release of numerous categories of records relating to Countering Violent Extremism (CVE) from DHS, DOJ, FBI, ODNI, DOS, HHS, Dept. of Education. On February 10, 2016, the plaintiff filed a lawsuit for lack of response, inadequate search and improper withholding of documents. On October 31, 2016, NPPD issued the first interim release consisting of 54 pages of records. On November 30, 2016, NPPD issued the second interim release consisting of 10 pages of records. On December 30, 2016, NPPD issued the third interim release consisting of 5 pages of records.
- In the matter of *Southern Poverty Law Center v. Department of Homeland Security, et al.*, (No. 1:16-mi-99999-UNA), plaintiff filed a Freedom of Information Act (FOIA) request on January 7, 2016 seeking records relating to immigration enforcement operations (immigration raids). On August 9, 2016, plaintiff filed a lawsuit claiming constructive denial, and sought a preliminary

injunction to compel production. On January 5, 2017, ICE released to plaintiff 981 pages of records.

- In the matter of *Gellman v. DHS, (D.D.C. 15-cv-00635)*, plaintiff filed a Freedom of Information Act request on July 6, 2015 seeking records pertaining to records on himself. Plaintiff filed a lawsuit on April 4, 2016 claiming constructive denial. On January 7, 2017, Department of Homeland Security (DHS), Privacy Office (PRIV), released to plaintiff 2,221 pages of records.
- In the matter of *Leopold v. National Security Agency, et al. (D.D.C. 15-cv-00999)*, plaintiff filed a Freedom of Information Act request on April 28, 2015 seeking records related to the detention and search of Jacob Appelbaum. Plaintiff filed a lawsuit on June 24, 2015 claiming constructive denial. On January 11, 2017, Department of Homeland Security (DHS), Privacy Office (PRIV), released to plaintiff 540 pages of records.
- In the matter of *American Civil Liberties Union v. Department of Homeland Security, et al. (D.D.C 16-cv-00221)*, plaintiff filed a Freedom of Information Act request on May 13, 2015, seeking records related to the Department's CVE program. On February 10, 2016, plaintiff filed a lawsuit claiming constructive denial. During the reporting period, Department of Homeland Security (DHS), released to plaintiff 630 pages of records.

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 Activity for the Week of January 12 - 18, 2017

Privacy Office

January 27, 2017

Weekly Freedom of Information Act 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 Freedom of Information Act related items:

- NSTR

II. On Freedom of Information Act Requests

- On January 12, 2017, **Melissa del Bosque** a reporter with *The Texas Observer* in Austin, Texas, requested from United States Customs and Border Protection (CBP) records regarding convictions or charges associated with smuggling, bribery, unauthorized access to DHS databases or other corruption activities regarding Customs or Border Patrol agents from 2010 to 2016. (Case Number CBP CBP-2017-022603.)
- On January 13, 2017, **Mike Davis**, an individual with **Muckrock News** in Somerville, Massachusetts, requested from National Protection and Protection Directorate (NPPD) documents, emails and any public records regarding the security bulletin ICS-VU-487970 and why it was not published. (Case Number NPPD 2017-NPFO-00141.)
- On January 12, 2017, **Daniel Greene**, an Assistant Professor of Finance with **Clemson University** in Clemson, South Carolina, requested from Department of Homeland Security (DHS) electronic correspondence received by or originating from Alejandro Mayorkas regarding corporate board of director positions between December 23, 2013 and January 20, 2017 when Mr. Mayorkas was employed by the Department of Homeland Security as Deputy Secretary of Homeland Security. (Case Number HQ 2017-HQFO-00230.)
- On January 12, 2017, **Daniel Greene**, an Assistant Professor of Finance with **Clemson University** in Clemson, South Carolina, requested from Department of Homeland Security (DHS) electronic correspondence received by or originating from Jch Johnson regarding corporate board of director positions between December 23, 2013 and January 20, 2017 when Mr. Johnson was employed by the Department of Homeland Security as Secretary of Homeland Security. (Case Number HQ 2017-HQFO-00231.)
- On January 13, 2017, **Waqas Mirza**, a journalist with *Muckrock News* in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) all applications received in response to DHS FY 2016 Countering Violent Extremism Grants Offer (DHS-16-OCP-132-00-01). (Case Number HQ 2017-HQFO-00229.)
- On January 13, 2017, **Tami Abdollah**, a reporter with *The Associated Press* in Washington, D.C., requested from Department of Homeland Security (DHS) all the proposals for grants that were awarded under the DHS Violent Extremism (CVE) program, and a list of all organizations that submitted grant proposals

including organization, amount requested and program aim. (Case Number HQ 2017-HQFO-00233.)

- On January 17, 2017, **Yaman Salahi**, an attorney in Oakland, California, requested from Department of Homeland Security (DHS) the following: (1) All applications for grant funding pursuant to the CVE program received in this application cycle (FY2016), including applications which were not approved for funding; and (2) All documents related to the 31 grants awarded, including the identity of the applicant, any records evidencing an agreement to accept the grant funding, and all records related to the terms, conditions, or reporting requirements of the grant funding. (Case Number HQ 2017-HQFO-00235.)
- On January 17, 2017, **Allen Blutstein**, Vice President, FOIA Operations, with **America Rising** in Arlington, Virginia, requested from Department of Homeland Security (DHS) emails sent and received by the Designated Agency Ethics Official from January 9, 2017 through January 13, 2017, that mention or refer to OGE Director Walter Shaub (excluding internal news clippings and public source material). (Case Number HQ 2017-HQFO-00240.)
- On January 17, 2017, **Todd Shepherd**, an individual with **Muckrock News** in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) all audio recordings of Secretary of Homeland Security Jeh Johnson speaking with a journalist or journalists or speaking before an audience which audio recordings were made by or maintained by or are in the custody of either Secretary Johnson and/or any member of the Homeland Security Department's media team and/or press team. (Case Number HQ 2017-HQFO-00245.)

Late Requests

- On April 21, 2016, **Astrid Galvan**, a reporter with **The Associated Press** in Tucson, Arizona, requested from United States Customs and Border Protection (CBP) the U.S. Border Patrol/CBP written policy on vehicle pursuits. (Case Number CBP CBP-2016-035263.)
- On January 5, 2017, **Kimberly Hermann**, an attorney with **Southeastern Legal Foundation** in Marietta, Georgia, requested from National Protection and Protection Directorate (NPPD) records relating to, regarding, or referencing any attempt by DHS in 2016 to scan, infiltrate, penetrate, or otherwise access any computer, computer system, network or infrastructure maintained or used by the Office of the Georgia Secretary of State including, but not limited to, any website, intranet, voter database, or elections system, including relevant personnel files. (Case Number NPPD 2017-NPFO-00140.)
- On January 9, 2017, Gregory Laufer, a representative with **Weiss, Rifkind Wharton & Garrison** on behalf of **Center for Constitutional Rights** in New York, New York, requested from National Protection and Programs Directorate (NPPD) data and statistical information from 2002-2011 regarding the National Security Entry-Exit Registration System (NSEERS), excluding Alien files, related to the individuals registered, referred to investigation, arrested, detained, charged, convicted and/or deported under NSEERS. (Case Number NPPD 2017-NPFO-00139.)

III. Freedom of Information Act Releases

- On January 11, 2017, Transportation Security Administration (TSA) issued to **Olivia Heinle**, a producer with *TMZ News* in Los Angeles, California, a no records determination in response to a request for any video or picture related to any incident involving (b)(6) at the Cleveland Hopkins Airport from June 2016 to January 11, 2017. (Case Number TSA 2017-TSFO-00003.)
- On January 12, 2017, Department of Homeland Security (DHS) released to **Chad Day**, a reporter with *The Associated Press* in Washington, D.C., four pages consisting of DHS Secretary Jeh Johnson and DHS Chief of Staff Paul Rosen correspondence. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6 and 7(C). (Case Number HQ 2017-HQFO-00139.)
- On January 12, 2017, Federal Emergency Management Agency (FEMA) released to **George Joseph**, a reporter with *The Intercept* in New York, New York, records including emails from FEMA Region Centers that mention or refer to Black Lives Matter. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5 and 6. (Case Number FEMA 2015-FEFO-00435.)
- On January 12, 2017, United States Citizenship and Immigration Services (USCIS) released to **Alberto Moya**, a producer with *CNN* in Los Angeles, California, one spreadsheet with data pertaining to the number of naturalization applications nationwide received, approved, denied and pending from June 30, 2016 to November 30, 2016. This record was released in full. (Case Number USCIS COW2016001137.)
- On January 13, 2017, United States Immigration and Customs Enforcement (ICE) released to **Leia Larson**, a reporter with the *Ogden Standard Examiner* in Ogden, Utah, one spreadsheet showing the number of deportations in the state of Utah, by year and county from Fiscal Year 2001 to Fiscal Year 2017 (year to date.) The spreadsheet was released in full. (Case Number ICE 2016-ICFO-08018.)
- On January 17, 2017, Federal Emergency Management Agency (FEMA) released to **Matt Stanley**, a reporter with *WAFB-TV* in Baton Rouge, Louisiana, a spreadsheet with data of the monetary amounts distributed to flood victims in Louisiana as individual disaster assistance by zip code for applicants who lived in parishes that qualified under the major disaster declared on August 14, 2016 (Incident period: August 11, 2016). This record was released in full. (Case Number FEMA 2016-FEFO-02503.)
- On January 17, 2017, United States Citizenship and Immigration Services (USCIS) released to **Thomas Jones**, a reporter with **Cannon Research Group** in Annapolis, Maryland, 1,404 pages of correspondence between USCIS and Congressman Michael McCaul (R-TX). Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5 and 6. (Case Number USCIS COW2016000819.)
- On January 18, 2017, United States Customs and Border Protection (CBP) released to **Andrew Becker**, a reporter with **The Center for Investigative Reporting** in Emeryville, California, 1,190 pages pertaining to individuals apprehended and/or arrested by the Border Patrol who were referred for

prosecution for fiscal years 2003 to 2016. These records were released in full. (Case Number CBP CBP-2017-006584.)

- On January 18, 2017, United States Citizenship and Immigration Services (USCIS) released to **Chris Ingalls**, a reporter with *King 5 Television* in Seattle, Washington, 18 pages pertaining to Arcan Cetin that may pertain to emails, reports, and records of investigation pertaining to his citizenship since September 23, 2016. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5, 6, 7(C) and 7(E). (Case Number USCIS COW2016001033.)
- On January 18, 2017, United States Citizenship and Immigration Services (USCIS) released to **Ian M. Smith**, an Investigative Associate with **Immigration Reform Law Institute** in Washington, D.C., one spreadsheet of data pertaining to parole grants given from FY2011 to present. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number USCIS COW2016000883.)
- On January 18, 2017, United States Citizenship and Immigration Services (USCIS) released to **Michael Bcksha**, a representative with **Judicial Watch** in Washington, D.C., 887 pages of records related to Deferred Action for Childhood Arrivals (DACA) and Deferred Action for Parents of Americans and Lawful Permanent Residents including records associated with the leased space in Crystal City, Virginia. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 2, 4, 5, 6 and 7(E). (Case Number USCIS COW2015000107.)
- On January 18, 2017, Transportation Security Administration (TSA) released to **Nicole Doll**, a reporter with *WXIX Fox 19* in Cincinnati, Ohio, 47 pages of incident reports related to the Cincinnati/Northern Kentucky International Airport and Dayton International Airport from 2012 to 2013. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 3, 6, and 7(C). (Case Number TSA 2014-TSFO-00267.)

IV. Freedom of Information Act Appeals

- NSTR

V. Freedom of Information Act Appeals Releases

- NSTR

VI. Litigation

- In the matter of *National Immigrant Justice Center v. ICE, et al.*, (No. 16-00204-RC), plaintiff filed a Freedom of Information Act (FOIA) request on July 1, 2014 seeking records relating to Detention Bed Mandate. Plaintiff filed a lawsuit on February 5, 2016 claiming constructive denial and sought a preliminary injunction to compel production. On January 12, 2017, ICE released to plaintiff 5,441 pages of records.
- In the matter of *American Civil Liberties Union v. ICE*, (No. 3:16-cv-06066), plaintiff filed a Freedom of Information Act (FOIA) request on October 5, 2015 seeking records relating to civil enforcement priorities in parole decisions for

noncitizens found to have a credible fear of persecution or torture. Plaintiff filed a lawsuit on October 20, 2016 claiming improper withholdings, inadequate search, and sought a preliminary injunction to compel an adequate search. On January 10, 2017, ICE released to plaintiff 612 pages of records and 9 Excel spreadsheets.

- In the matter of *Detention Watch Network v. DHS*, (S.D. NY. 1:14-cv-00583), the plaintiff filed a Freedom of Information Act request on November 25, 2013, as modified March 25, 2014, seeking records pertaining to the Detention Bed Mandate. Plaintiff filed a lawsuit on January 30, 2014, claiming constructive denial. On January 17, 2017, Department of Homeland Security, Privacy Office, (PRIV) released 1,953 pages.

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 Activity for the Week of January 25, 2017 to February 1, 2017
Privacy Office
February 9, 2017
Weekly Freedom of Information Act 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 Freedom of Information Act related items:

- NSTR

II. On Freedom of Information Act Requests

- On January 25, 2017, **Patrick Terpstra**, Senior News Producer with **Cox Media Group** in Washington, D.C., requested from Federal Emergency Management Agency (FEMA) the following: (1) Correspondence from and to Senator Marco Rubio (R-FL) concerning “Request Urban Area Security Initiative re-evaluation for Orlando, Florida,” work flow number 1126353 as described in the June DHS congressional correspondence log; (2) Correspondence from and to Representative Jason Chaffetz (R-UT) concerning “information related to Orlando’s Risk Profile,” work flow number 1126429 as described in the June DHS congressional correspondence log; and (3) Correspondence from and to Senator Bill Nelson (D-FL) concerning “(name redacted) who feels he was subjected to a terrorist threat,” work flow number 1126901 in the June DHS congressional correspondence log, (Case Number FEMA 2017-FEFO-01134.)
- On January 26, 2017, **Curtis Waltman**, a representative with **MuckRock News** in Somerville, Massachusetts, requested from Federal Law Enforcement Training Centers (FLETC) all requests from local or state law enforcement agencies wishing to hold a FLETC course in or near their own jurisdiction from January 1, 2012 to the present to include the following: (1) Active Shooter Threat Training Program; (2) Advanced Instruction for Marksmanship; (3) All-Terrain Vehicle Training Program; (4) Advanced Pistol Training Program; (5) Continuing Legal Education Training Program-Uniformed Police; (6) Covert Electronic Tracking Program; (7) Internet Investigations Training Program; (8) Introduction to Digital Evidence Analysis; (9) Mobile Device Investigations Program; (10) Use of Force Instructor Training Program; and (11) Land Transportation Antiterrorism Training Program. (Case Number FLETC FOIA 17-032.)
- On January, 26, 2017, **Allan Blutstein**, a representative with **America Rising** in Washington, D.C., requested from Department of Homeland Security (DHS) correspondence from Senator Clair McCaskill (D-MO) contained in workflows 1135371, 1136254 and 114587 in the Enterprise Correspondence Tracking System (ECT.) (Case Number HQ 2017-HQFO-00265.)
- On January 26, 2017, **Stephanie Garland**, a reporter with **KSPR (ABC affiliate)** in Springfield, Missouri, requested from Transportation Security Administration (TSA) the turnover rate of TSA employees at the Branson Airport for the past five years. (Case Number TSA 2017-TSFO-00114.)
- On January 26, 2017, **Lynn Davis**, a producer with **ABC News/WJLA-TV** in Arlington, Virginia, requested from Transportation Security Administration

(TSA) copies of the following from January 1, 2014 to the January 26, 2017: (1) Passenger complaints against the TSA and/or TSA employees at Baltimore/Washington International Airport (BWI), Washington Dulles International Airport (IAD), and Reagan Washington National Airport (DCA); (2) Total number of passengers screened annually at all US airports; (3) Total number of complaints received annually for all US airports combined; (4) The top five US airports with the highest number of passenger complaints; and (5) Average number of passengers screened daily by the TSA at BWI, IAD, and DCA. (Case Number TSA 2017-TSFO-00116.)

- On January 27, 2017, **Joel Scata**, Project Attorney with **Natural Resources Defense Council, Inc.** in Chicago, Illinois, requested from Federal Emergency Management Agency (FEMA) the following: (1) The most recent Community Assistance Visit (CAV) Narrative Report and corresponding Post-CAV Letter for the States of Florida, Texas, Missouri, New Jersey, New York and North Carolina that fall under the National Flood Insurance Program (NFIP) communities list of “minus rated properties;” and (2) List of all probation letters issued to NFIP communities nationwide since the inception of the program. (Case Number FEMA 2017-FEFO-01148.)
- On January, 27, 2017, **Jason Leopold**, an Investigative Reporter with **VICE News** in Beverly Hills, California, requested from Department of Homeland Security (DHS) the following within DHS Office of Civil Rights and Civil Liberties (CRCL), DHS Office of Operations Coordination and Planning (OPS), Office of Intelligence and Analysis (I&A) and United States Secret Service (USSS): (1) Records that mention or refer to inauguration protests of Donald J. Trump, January 20 protests, presidential inauguration protests, and #J20protests; and (2) Records that mention or refer to the January 21, 2017 Women’s March in Washington, D.C. and around the country. (Case Number HQ 2017-HQFO-00266.)
- On January, 27, 2017, **Jamiles Lartey**, a representative with **MuckRock News** in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) emails or internal memorandum which address agency policy or practices with regards to communications with the public including social media conduct, use of and all official agency or sub-department Twitter accounts, employee communication with reporters or media, press releases and the publishing of reports, documents or studies for the period between January 20, 2017 and January 27, 2017. (Case Number HQ 2017-HQFO-00267.)
- On January 29, 2017, **Patrick Gunning**, an individual in Austin, Texas, requested from United States Customs and Border Protection (CBP) records pertaining to communication between CBP and the White House Office regarding the Executive Order on Protecting the Nation from Foreign Terrorist Entry into the United States. (Case Number CBP CBP-2017-026509.)
- On January 29, 2017, **Joseph Trevithick**, a journalist in Alexandria, Virginia, requested from United States Customs and Border Protection (CBP) records pertaining to (1) guidance issued to Border Patrol agents regarding questioning incoming individual in compliance with the Executive Order issued on January

25, 2017 and (2) talking points in regard to CBP's compliance of the Executive Order. (Case Number CBP CBP-2017-026520.)

- On January 29, 2017, **Brad Heath**, a reporter with *USA Today* in McLean, Virginia, requested from United States Customs and Border Protection (CBP) electronic communication pertaining to the President's Executive Order on Protecting the Nation from Foreign Terrorist Entry into the United States sent or received by specified persons. (Case Number CBP CBP-2017-026568.)
- On January 29, 2017, **Brad Heath**, a reporter with *USA Today* in McLean, Virginia, requested from United States Immigration and Customs Enforcement (ICE) new or revised guidance, policies, or written instructions issued to Enforcement and Removal Operations agents or Homeland Security Investigations agents since January 20, 2017. (Case Number ICE 2017-ICFO-14099.)
- On January 30, 2017, **Jack Gillum**, a reporter with *The Associated Press* in Washington, D.C., requested from United States Customs and Border Protection (CBP) records pertaining to memoranda, instructions and orders, since January 20, 2017, regarding the detention, interrogation or otherwise hold of persons at the United States border. (Case Number CBP CBP-2017-026597)
- On January 30, 2017, **Dana Liehelson**, a reporter with *Huffington Post* in Washington, D.C., requested from United States Customs and Border Protection (CBP) records pertaining to electronic communication between Kevin McAleenan and Randolph Alles with the White House officials regarding the Executive Order on Protecting the Nation from Foreign Terrorist Entry into the United States. (Case Numbers CBP CBP-2017-026636 and CBP CBP-2017-026740.)
- On January 30, 2017, **Andrew Becker**, a reporter with *The Center for Investigative Reporting* in Emeryville, California, requested from United States Customs and Border Protection (CBP) records pertaining to guidance, talking points, policy, memos, and notes related to the implementation of Executive Order on Protecting the Nation from Foreign Terrorist Entry into the United States. (Case Number CBP CBP-2017-026689.)
- On January 30, 2017, **Andrew Becker**, a reporter with *The Center for Investigative Reporting* in Emeryville, California, requested from United States Customs and Border Protection (CBP) records pertaining to the number of individuals stopped from entering the country to date based on the executive order dated January 27, 2017 to protect the nation from foreign terrorist entry into the United States, with a breakdown by airport, individual's age, country of origin, immigration/refugee status, date visa or green card issued, whether individual was detained, length of detention, disposition. (Case Number CBP CBP-2017-026693.)
- On January 30, 2017, **Joseph A. Bernstein**, a reporter with *BuzzFeed News* in New York, New York, requested from United States Customs and Border Protection (CBP) records pertaining to policy on searching personal electronic devices at the border and any records related to policy on inspecting the social media and online presence of incoming travelers. (Case Number CBP CBP-2017-026702.)

- On January 30, 2017, **Zack Struver**, an individual with *Knowledge Ecology International* in Washington, D.C., requested from United States Customs and Border Protection (CBP) records pertaining to policy documents on questioning incoming travelers. (Case Number CBP CBP-2017-026727.)
- On January 30, 2017, **Jeff Larson**, a reporter with *ProPublica* in New York, New York, requested from United States Customs and Border Protection (CBP) records pertaining to policy changes made after January 20, 2017 requiring that travelers provide the following information: contact books, web browsing history, social media accounts or other digital information to CBP. (Case Number CBP CBP-2017-026737.)
- On January, 30, 2017, **C.J. Ciaramella**, a representative with *MuckRock News* in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) communications or memoranda within the Office of the General Counsel between November 9, 2016 and January 28, 2017 and the White House transition officials, including communications using a personal email address for work purposes; or containing "Immigration and Nationality Act", "executive order", "refugee", "permanent resident", "Iran," or "Syria." (Case Number HQ 2017-HQFO-00268.)
- On January 30, 2017, **Jason Leopold**, a reporter with *VICE News* in Beverly Hills, California, requested from Department of Homeland Security (DHS), United States Customs and Border Protection (CBP), and United States Immigration and Customs Enforcement (ICE) records that mention or refer to President Donald Trump's Muslim Ban, also known as the "extreme vetting," executive order dated January 27, 2017, from January 1, 2017 to the date of search. (Case Numbers HQ 2017-HQFO-00270, CBP CBP-2017-026554, and ICE 2017-ICFO-14079.)
- On January 30, 2017, **Josh Margolin**, a reporter with *ABC News* in New York, New York, requested from Department of Homeland Security (DHS) and United States Customs and Border Protection (CBP) records pertaining to the planning, announcement, execution and changes associated with the President's immigration and refugee Executive Order issued and put into effect on Friday, January 27, 2017. (Case Numbers HQ 2017-HQFO-00271 and CBP CBP-2017-026611.)
- On January 30, 2017, **Colin Byrd**, an individual in College Park, Maryland, requested from Department of Homeland Security (DHS) the letter that Senators Mark Warner (D-VA) and Tim Kaine (D-VA) sent to DHS Secretary Kelly about the status of detained travelers at Dulles and across the country. (Case Number HQ 2017-HQFO-00273.)
- On January, 30, 2017, **Patrick O'Neill**, a representative with *MuckRock News* in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) records, correspondence, orders instructions and memorandum concerning the Executive Order titled "Protecting the Nation from Foreign Terrorist Entry into the United States" including all records, correspondence, orders instructions and memorandum about DHS asking foreign visitors to disclose websites and social media sites they visit and the contacts in their cell phones. (Case Number HQ 2017-HQFO-00274.)

- On January 30, 2017, **Lauren Dillon**, a researcher with **Democratic National Committee** in Washington, D.C., requested from Department of Homeland Security (DHS) communications from January 28, 2017 to January 30, 2017 between DHS and the White House detailing the number of individuals detained, stopped, turned back to their home countries, or otherwise impacted by the Executive Order issued by the President of the United States on January 27, 2017 entitled “Protecting the Nation From Foreign Terrorist Entry into the United States.” (Case Number HQ 2017-HQFO-00275.)
- On January 30, 2017, **Lauren Dillon**, a researcher with **Democratic National Committee** in Washington, D.C., requested from Department of Homeland Security (DHS) email or other written communication from January 20, 2017 to January 27, 2017 between the DHS and the White House regarding planning, drafting or details of an executive order to be issued by the President of the United States regarding a suspension of refugee admissions into the United States and/or the banning of travel to the United States from specific countries. (Case Number HQ 2017-HQFO-00276.)
- On January 30, 2017, **Russ Kick**, a writer in Tucson, Arizona, requested from United States Customs and Border Protection (CBP) and United States Citizenship and Immigration Services (USCIS) records pertaining to (1) all communications between the Trump administration and CBP or USCIS about the bans and suspensions, from November 9, 2016, to the present, and (2) all instructions and guidance issued by CBP or USCIS regarding implementing the bans. (Case Number HQ 2017-HQFO-00277, CBP CBP-2017-026487 and USCIS COW2017000090.)
- On January 30, 2017, **Lauren Dillon**, a researcher with **Democratic National Committee** in Washington, D.C., requested from Department of Homeland Security (DHS), United States Citizenship and Immigration Services (USCIS) and United States Immigration and Customs Enforcement (ICE) records between January 20, 2017 and January 29, 2017 related to President Trump’s Executive Order entitled: “Protecting the Nation from Foreign Terrorist Entry into the United States.” (Case Numbers HQ 2017-HQFO-00278, HQ 2017-HQFO-00291, USCIS COW2017000092 and ICE 2017-ICFO-14115.)
- On January 31, 2017, **Matthew Duncan**, an individual in San Francisco, California, requested from Department of Homeland Security (DHS) the USCIS internal communications, including emails, faxes and memorandum concerning changes in policy and procedure for persons entering the country, including any changes made to the questions persons are asked when entering the country, between January 20 and January 28, 2017. (Case Number HQ 2017-HQFO-00279.)
- On January 31, 2017, **Sean Dunagan**, a researcher with **Judicial Watch** in Washington, D.C., requested from Department of Homeland Security (DHS) records from January 1, 2017 to January 31, 2017 regarding, concerning, or related to the drafting, formulation, approval, and/or issuance of the Executive Order issued January 27, 2017, titled “Protecting the Nation from Foreign Terrorist Entry into the United States,” including all related records of communication between any official, employee, or representative of the

Department of Homeland Security and any official, employee, or representative of any other branch, department, agency, or office of the federal government. (Case Number HQ 2017-HQFO-00305.)

- On January 31, 2017, **John McGlothlin**, Counsel with **Cause of Action** in Washington, D.C., requested from Department of Homeland Security (DHS) the following records from January 20, 2017 to January 31, 2017: (1) All communications, including but not limited to e-mails, between the Department of Homeland Security and the White House concerning or relating to the President's January 27, 2017 executive order on "Protecting the Nation from Foreign Terrorist Entry into the United States;" and (2) All communications, including but not limited to e-mails, between the DHS Office of the Secretary and United States Customs and Border Protection concerning or relating to the President's January 27, 2017 executive order on "Protecting the Nation from Foreign Terrorist Entry into the United States." (Case Number HQ 2017-HQFO-00307.)
- On January 31, 2017, **Katie Williams**, a staff writer with **The Hill** in Washington, D.C., requested from Department of Homeland Security (DHS) communications from November 8, 2016 to the date of the search between the Department of Homeland Security and the Executive Office of the President regarding, or involving the January 27, 2017 Executive Order, "Protecting the Nation from Foreign Terrorist Entry into the United States," either in draft or final form. (Case Number HQ 2017-HQFO-00308.)
- On January 31, 2017, **Jason Cherkis**, a reporter with **Huffington Post** in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) emails and memos to and from Daniel Ragsdale between January 20, 2017 to January 31, 2017 concerning executive orders as well as any emails and memos using the search terms "detainees," "immigration," "green cards," "visas," "Iraq" and "Iran," "Trump," "Bannon," "Sessions," "Stephen Miller." (Case Number ICE 2017-ICFO-14127.)
- On January 31, 2017, **Jason Cherkis**, a reporter with **Huffington Post** in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) emails and memos to and from James C. Spero, ICE's acting chief of staff, from January 20, 2017 to January 31, 2017 concerning executive orders as well as any memos and emails using the search terms "Bannon," "Stephen Miller," "Trump," "Iraq," "Iran," "Sessions," "Dulles," "green cards," "visas." (Case Number ICE 2017-ICFO-14130.)
- On January 31, 2017, **Jason Cherkis**, a reporter with **Huffington Post** in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) emails and memos to and from Thomas Homan from January 1, 2017 to January 31, 2017 concerning executive orders as well as any emails and memos using the search terms "Bannon," "Sessions," "Trump," "Iraq," "Iran," "green cards," "visas," "Dulles," "ACLU." (Case Number ICE 2017-ICFO-14132.)
- On February 1, 2017, **Curtis Waltman**, a representative with **MuckRock News** in Somerville, Massachusetts, requested from Federal Law Enforcement Training Centers (FLETC) records pertaining to contract HSFLGL09P00391 with Killology Research Group LLC regarding lectures and presentations on safety and

deadly force including any memos or reports that were generated from this contract and contain the keyword Killology Research Group, or mention the group's founder Dave Grossman. (Case Number FLETC FOIA 17-033.)

- On February 1, 2017, **Michael Ravnitzky**, an individual in Silver Spring, Maryland, requested from Department of Homeland Security (DHS) each letter sent, from DHS HQ to each of the various airlines providing service into the United States, dated during the time period January 24 - January 31, 2017, advising the airlines not to board certain foreign nationals at the port of embarkation in certain other nations. (Case Number HQ 2017-HQFO-00281.)
- On February 1, 2017, **Bradley Moss**, Deputy Executive Director with The James Madison Project in Washington, D.C., requested from Department of Homeland Security (DHS) the following USCIS records: (1) Any records memorializing discussions between USCIS staff and private staff, Presidential transition staff, and/or White House staff of President Donald J. Trump ("President Trump") regarding the legality of (and recommended means of implementing) an Executive Order barring entry of certain categories of foreign nationals based strictly on their nationality, including, but not limited to, individuals who qualify as refugees, U.S. legal permanent residents, and holders of a valid U.S. visa; (2) Any records memorializing discussions between USCIS staff and other Federal agencies regarding an Executive Order that falls within the scope of category #1, including, but not limited to, issues of legality and implementation; (3) Any records memorializing discussions among USCIS staff regarding an Executive Order that falls within the scope of category #1, including, but not limited to, issues of legality and implementation; (4) Any records memorializing discussions between USCIS staff and Members of Congress (as well as Congressional staff members) regarding an Executive Order that falls within the scope of category #1, including, but not limited to, issues of legality and implementation; (5) Any records memorializing final determinations by USCIS staff regarding the extent to which an Executive Order that falls within the scope of category #1 would apply to U.S. citizens who hold dual citizenship; and (6) Any records memorializing final determinations by USCIS staff regarding the legality of an Executive Order that falls within the scope of category #1. (Case Number HQ 2017-HQFO-00282.)
- On February 1, 2017, **Bradley Moss**, Deputy Executive Director with The James Madison Project in Washington, D.C., requested from Department of Homeland Security (DHS) the following DHS records: (1) Any records memorializing discussions between DHS staff and private staff, Presidential transition staff, and/or White House staff of President Donald J. Trump ("President Trump") regarding the legality of (and recommended means of implementing) an Executive Order barring entry of certain categories of foreign nationals based strictly on their nationality, including, but not limited to, individuals who qualify as refugees, U.S. legal permanent residents, and holders of a valid U.S. visa; (2) Any records memorializing discussions between DHS staff and other Federal agencies regarding an Executive Order that falls within the scope of category #1, including, but not limited to, issues of legality and implementation; (3) Any records memorializing discussions among DHS staff regarding an Executive

Order that falls within the scope of category #1, including, but not limited to, issues of legality and implementation; (4) Any records memorializing discussions between DHS staff and Members of Congress (as well as Congressional staff members) regarding an Executive Order that falls within the scope of category #1, including, but not limited to, issues of legality and implementation; (5) Any records memorializing final determinations by DHS staff regarding the extent to which an Executive Order that falls within the scope of category #1 would apply to U.S. citizens who hold dual citizenship; and (6) Any records memorializing final determinations by DHS staff regarding the legality of an Executive Order that falls within the scope of category #1. (Case Number HQ 2017-HQFO-00302.)

- On February 1, 2017, **Bradley Moss**, Deputy Executive Director with The James Madison Project in Washington, D.C., requested from Department of Homeland Security (DHS) the following USCIS records: (1) Guidance provided by USCIS to private and commercial airlines operating at U.S. airports with respect to admission, denial of admission, and/or deportation of individuals subject to President Trump's Executive Order, signed on January 27, 2017; (2) Communications (that are not encompassed by category #1) between USCIS and private and/or commercial airlines operating at U.S. airports with respect to implementation of President Trump's Executive Order, signed January 27, 2017; and (3) Communications (that are not encompassed by categories #1 or #2) between USCIS and private and/or commercial airlines operating at U.S. airports with respect to the judicial rulings imposing emergency stays and/or restraining orders enjoining President Trump's Executive Order, signed January 27, 2017. (Case Number HQ 2017-HQFO-00283.)
- On February 1, 2017, **Bradley Moss**, Deputy Executive Director with The James Madison Project in Washington, D.C., requested from Department of Homeland Security (DHS) the following DHS records: (1) Guidance provided by DHS to private and commercial airlines operating at U.S. airports with respect to admission, denial of admission, and/or deportation of individuals subject to President Trump's Executive Order, signed on January 27, 2017; (2) Communications (that are not encompassed by category #1) between DHS and private and/or commercial airlines operating at U.S. airports with respect to implementation of President Trump's Executive Order, signed January 27, 2017; and (3) Communications (that are not encompassed by categories #1 or #2) between DHS and private and/or commercial airlines operating at U.S. airports with respect to the judicial rulings imposing emergency stays and/or restraining orders enjoining President Trump's Executive Order, signed January 27, 2017. (Case Number HQ 2017-HQFO-00303.)
- On February 1, 2017, **Ken Dilanian**, a reporter with *NBC News* in Washington, D.C., requested from Department of Homeland Security (DHS) the following regarding President Trump's refugee and immigration bans (except Item 4): (1) Records pertaining to complaints or disclosures made to DHS OIG pertaining to these bans or agencies' enforcement of them; (2) Correspondence sent to the White House, Congress, or an Executive agency pertaining to these bans or agencies' enforcement of them; (3) Correspondence received from the White

House, Congress, an Executive agency, or any member of the public pertaining to these bans or agencies' enforcement of them; and (4) Internal OIG records pertaining to the handling of complaints or disclosures pertaining to these bans or other White House directives. (Case Number HQ 2017-HQFO-00284.)

- On February 1, 2017, **Ken Dilanian**, a reporter with *NBC News* in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) the following regarding President Trump's refugee and immigration bans: (1) All records pertaining to complaints or disclosures made to the Office of the Special Counsel (OSC), the White House, Congress, or the Department of Homeland Security (DHS) Office of the Inspector General (OIG) pertaining to President Trump's refugee and immigration ban or agencies' enforcement of them; (2) Correspondence sent to the White House, Congress, DHS OIG, or another Executive agency pertaining to these bans or agencies' enforcement of them; (3) Correspondence received from the White House, Congress, DHS OIG, another Executive agency, or member of the public pertaining to these bans or agencies' enforcement of them; (4) Correspondence sent from ICE headquarters to ICE field offices at entry points pertaining to these bans or agencies' enforcement of them; and (5) Correspondence sent to ICE headquarters from ICE field offices at entry points pertaining to these bans or agencies' enforcement of them. (Case Numbers HQ 2017-HQFO-00293 and ICE 2017-ICFO-14091.)
- On February 1, 2017, **Brad Heath**, a reporter with *USA Today* in McLean, Virginia, requested from United States Customs and Border Protection (CBP) complete copies of any revised or updated policies, instructions, memos or guidelines issued to Border Patrol agents since January 20, 2017. (Case Numbers HQ 2017-HQFO-00285 and CBP CBP-2017-026569.)
- On February 1, 2017, **Ryan Devereaux**, a reporter with *The Intercept* in New York, New York, requested from Department of Homeland Security (DHS) all DHS staff-wide emails and/or directives sent by Ret. Gen. John Kelly either prior to, or since, his appointment as director of Homeland Security. (Case Number HQ 2017-HQFO-00286.)
- On February 1, 2017, **Corey Risinger**, a reporter with *The Daily Tar Heel* in Chapel Hill, North Carolina, requested from Department of Homeland Security (DHS) the explanatory documentation for President Donald Trump's recent executive order on the banning of refugees from 7 Middle Eastern and North African Nations, more specifically, in discerning whether these restrictions would retroactively apply to those on green cards already in the United States or those who have yet to return to U.S. colleges for the Spring semester. (Case Number HQ 2017-HQFO-00287.)
- On February 1, 2017, **Aruna Viswanatha**, a reporter with *The Wall Street Journal* in Washington, D.C., requested from Department of Homeland Security (DHS) the following records from January 20, 2017 to February 1, 2017: (1) Communications either from or to either Secretary John Kelly, Acting Deputy Secretary Chip Fulghum, and Chief of Staff Kirstjen Nielsen related to the Executive Order issued on January 27, 2017 concerning immigration from countries including Syria; (2) Draft orders, emails, memos, and text messages sent to or from Sec. Kelly, Mr. Fulghum, and Ms. Nielsen, related to the order, its

implementation, and related judicial proceedings and protests; (3) Communications to or from Mr. Kelly, Mr. Fulghum, and Ms. Nielsen with the words "Muslim ban," "extreme vetting," "ban," "protests," "green cards." (Case Number HQ 2017-HQFO-00289.)

- On February 1, 2017, **Dan DeFraia**, a freelance journalist in Boston, Massachusetts, requested from Department of Homeland Security (DHS) the following records or records that show or discuss from November 8, 2016 to the day the request is processed: (1) Requests for assistance from the White House (Executive Office of the President, Domestic Policy Staff, Office of Management and Budget) or any Federal agency, as that term is defined in 5 USC Section 551) in providing information on TWP; (2) Responses from the NAME OF AGENCY to any Federal agency Requests, in the form of records, from other Federal agencies concerning TWP; (3) Estimates of the costs and/or distance of the border wall of construction or reconstruction of The Wall; (4) The environmental implications of building or reconstructing The Wall; (5) Potential legal and/or regulatory obstacles to building The Wall; (6) Treaties with the United Mexican States (hereafter "Mexico") and impact of building The Wall on any of these Treaties; (7) The U.S.-Mexico Binational Commission (<https://www.state.gov/p/wha/ci/mx/c10787.htm>) a forum, according the U.S. Department of State website that allows "for regular exchanges at the cabinet-level on a wide range of issues critical to U.S.-Mexico relations"; (8) The design, construction, reconstruction, cost of The Wall; (9) The REAL ID Act and/or Homeland Security; (10) Potential consequences and/or benefits of building/not building the wall. (Case Number HQ 2017-HQFO-00290.)
- On February 1, 2017, **Brad Heath**, a reporter with *USA Today* in McLean, Virginia, requested from United States Immigration and Customs Enforcement (ICE) written guidance, policies, memoranda, or other forms of written instructions to agents or managers since January 20, 2017 to the date of the request regarding the President's Executive Order concerning "Protecting the Nation From Foreign Terrorist Entry Into the United States" including guidance about who may be admitted to the United States and instructions about whether detainees were to have access to counsel. (Case Numbers HQ 2017-HQFO-00292 and ICE 2017-ICFO-14111.)
- On February 1, 2017, **Al Shaw**, a reporter with *ProPublica* in New York, New York, requested from Department of Homeland Security (DHS) communications from January 20, 2017 to January 30, 2017 that include the terms "executive order," "EO," "refugee," "Green Card," "permanent resident," "ISIS," "Islam," "Muslim," "Iraq," "Iran," "Syria," "Sudan," "Somalia," "Libya," "Yemen," "Trump" to or from Katharine Gorka, Lora Ries, John Barsa, Thomas DiNanno, Jonathan Spaner, Bradley Buswell, John Sanders, Hugo Teufel, Joseph DeFelice, Michael Dougherty, James Carafano, Derek Harvey, Herman Pirchner, Bob Castro, Christopher Burnham, Kiron Skinner, Andrew Peck, Kristal Quarker Hartsfield, Charles Glazer, Erin Walsh, Paul Lettow, Ashley Bell, Amy Bradshaw, Steven Groves, Karina Rollins, Alexander Gray, Jackie Wolcott, Robert Blau, or Catharine O'Neill. (Case Number HQ 2017-HQFO-00294.)

- On February 1, 2017, **Daniel Powell**, an individual in Roswell, New Mexico, requested from Department of Homeland Security (DHS) memoranda, policies, guidance, complaints received, other correspondence, emails, instructions to airlines, or other documents relating to implementing the presidential executive order prohibiting entry to aliens from specified countries, court orders related to that order, and enforcement actions related thereto. (Case Number HQ 2017-HQFO-00295.)
- On February 1, 2017, **Dana Liebelson**, an reporter with *Huffington Post* in Washington, D.C., requested from Department of Homeland Security (DHS) the following records from January 27, 2017 to January 30, 2017: (1) All emails and/or other documents among DHS staff (@hq.dhs.gov) with any White House officials (@who.eop.gov) regarding the Executive Order, "Protecting the Nation from Foreign Terrorist Entry Into the United States" including implementation guidance and any other discussion or that contain the names "Reince Priebus" "Stephen Bannon" or "Stephen Miller"; and (2) Emails and/or other documents among DHS staff (@hq.dhs.gov) with any officials from U.S. Customs and Border Patrol (Kevin McAleenan and Randolph Alles) regarding the Executive Order, "Protecting the Nation from Foreign Terrorist Entry Into the United States," including implementation guidance and any other discussion. (Case Number HQ 2017-HQFO-00296.)
- On February 1, 2017, **Ben Hudson**, an individual in Atlanta, Georgia, requested from Department of Homeland Security (DHS) communications between DHS, ICE, and CBP regarding Executive Order titled "Protecting the Nation from Foreign Terrorist Entry into the United States" from January 26, 2017 to February 1, 2017 including all communications regarding the implementation of this order, and any communications regarding the numerous stays put on the order by Federal Judges. (Case Number HQ 2017-HQFO-00297.)
- On February 1, 2017, **Stephen Bernard**, an individual in Madison, Connecticut, requested from Department of Homeland Security (DHS) the following records: (1) Written and electronic communications from January 20, 2017 to January 31, 2017 between Secretary John Kelly and President Donald Trump, Vice President Mike Pence, Chief Strategist Steve Bannon, Chief of Staff Reince Priebus, Secretary of State, Secretary of Treasury, Secretary of Defense, Attorney General, Secretary of the Interior Secretary of Agriculture, Secretary of Commerce, Secretary of Labor, Secretary of Health and Human Services, Secretary of Housing and Urban Development, Secretary of Transportation, Secretary of Energy, Secretary of Education, Secretary of Veterans Affairs, Secretary of Homeland Security, Head of Environmental Protection Agency, Ambassador to the United Nations, Chairman of the Council of Economic Advisors, or National Security Advisor; and (2) Written or email communications sent to or received by Secretary Kelly related to President Trump's Executive Order "Protecting the Nation From Foreign Terrorist Entry Into The United States" signed on Friday, January 27, 2017. (Case Number HQ 2017-HQFO-00298.)
- On February 1, 2017, **Patrick O'Neill**, a representative with *MuckRock News* in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) records, communications relating to and versions of President Donald

Trump's cybersecurity executive order (titled "Strengthening U.S. Cyber Security and Capabilities") on cybersecurity. (Case Number HQ 2017-HQFO-00304.)

Late Requests

- On January 11, 2017, **Andrew Becker**, a representative with **The Center for Investigative Reporting** in Emeryville, California, requested from United States Immigration and Customs Enforcement (ICE) the number of national security cases, for each chief counsel's office, from FY 2011 to present, with a breakdown by fiscal year, nature of case, disposition, charge, date case opened, date of case completion. (Case Number ICE 2017-ICFO-13902.)
- On January 13, 2017, **Andrew Becker**, a representative with **The Center for Investigative Reporting** in Emeryville, California, requested from United States Immigration and Customs Enforcement (ICE) records pertaining to bonds. (Case Number ICE 2017-ICFO-13923.)
- On January 23, 2017, **Bradley Moss**, a representative with **The James Madison Project** in Washington, D.C., requested from Office of Inspector General (OIG) records relating to copies of specific DHS OIG records between DHS OIG and the Presidential staff, transition staff, campaign staff, corporate staff or private staff of President Donald J. Trump. (Case Number OIG 2017-IGFO-00056.)
- On January 24, 2017, **Aziza Musa**, a reporter with **Arkansas Democrat-Gazette** in Little Rock, Arkansas, requested from United States Citizenship and Immigration Services (USCIS) the number of Deferred Action for Childhood Arrivals applications filed in Arkansas from 2012 to present. (Case Number USCIS COW2017000075.)
- On January 24, 2017, **William F. Marshall**, an investigator with **Judicial Watch** in Washington, D.C., requested from United States Citizenship and Immigration Services (USCIS) records from the Office of the Director pertaining to the wet foot/dry foot policy. (Case Number USCIS COW2017000076.)

III. Freedom of Information Act Releases

- On January 25, 2017, Federal Emergency Management Agency (FEMA) released to **Darren Fishell**, a Staff Writer with **Bangor Daily News** in Portland, Maine, a spreadsheet containing data related to the National Flood Insurance Program for Maine. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number FEMA 2016-FEFO-00354.)
- On January 25, 2017, Federal Emergency Management Agency (FEMA) released to **Sam Pearson**, a reporter from **Greenwire** in Washington, D.C., letter correspondence from FEMA to Senator Tim Kaine (D-VA) and Senator Bob Casey Jr. (D-PA). Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number FEMA 2016-FEFO-01251.)
- On January 25, 2017, Office of Inspector General (OIG) released to **Andrew Becker**, reporter with **Center for Investigative Reporting** in Emeryville, California, 65 pages of a narrative listing of complaints related to the U.S. Federal Air Marshalls. Portions of this response are withheld pursuant to Freedom of Information Act Exemptions 6, and 7(C). (Case Number OIG 2016-075.)

- On January 25, 2017, Transportation Security Administration (TSA) released to **Nick Penzenstadler**, a reporter with *USA TODAY* in McLean, Virginia, a 48 pages and one spreadsheet consisting of a log tracking phone calls and emails received by the TSA Office of Inspection Hotline and email account TSAInspectionHotline@dhs.gov and detailing substantiated claims of employee misconduct by TSA screeners in 2014 to April 17, 2015. These records were released in full. (Case Number TSA 2015-TSFO-00201.)
- On January 25, 2017, United States Customs and Border Protection (CBP) released to **Christian Von Preysing**, a reporter with *KRGV-TV* in Weslaco, Texas, three pages of statistical data consisting of incoming aliens by citizenship for fiscal years 2013-2016. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6, and 7(C). (Case Number CBP CBP-2016-069264.)
- On January 25, 2017, United States Customs and Border Protection (CBP) released to **Astrid Galvan**, a reporter with *The Associated Press* in Tucson, Arizona, the one page CBP Border Patrol policy on vehicle pursuits. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6, 7(C), and 7(E). (Case Number CBP CBP-2016-035263.)
- On January 26, 2017, United States Citizenship and Immigration Services (USCIS) released to **Lauren Etter**, a reporter with *Bloomberg News* in Austin, Texas, 455 emails or other written correspondence pertaining to the creation of the Citizenship Gift and Bequest Account at USCIS and any other correspondence pertaining to the creation of a USCIS gift or bequest account related to Section 405 of the DHS 2017 appropriations act for the period beginning January 1, 2015 to present. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5, and 6. (Case Number USCIS COW2016000988.)
- On January 26, 2017, United States Immigration and Customs Enforcement released to **Matt Novak**, a journalist with *Gawker Media* in Los Angeles, California, 204 pages pertaining to the template MMA documents. Portions of this response were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number ICE 2016-ICFO-44357.)
- On January 26, 2017, Transportation Security Administration (TSA) released to **John Greenewald**, a producer with **The Black Vault** in Northridge, California, an eight page report entitled: *Review of TSA Canine Program – Safety Incidents Review Number 10-IRD-0002*. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number TSA 2016-TSFO-00512.)
- On January 26, 2017, United States Immigration and Customs Enforcement (ICE) released to **Robert Frump**, a journalist with *Journal of Commerce* in Summit, New Jersey, 194 pages pertaining to the seizure of drugs on SS El Morro. Portions of this response were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number ICE 2016-ICFO-37912.)
- On January 26, 2017, United States Customs and Border Protection (CBP) released to **Michael Evans**, a researcher with **National Security Archive** in Washington, D.C., the following six page Homeland Security Intelligence Report (HSIR) document: **HSIR-ITTU-09-669123**. Portions of this response were

withheld pursuant to Freedom of Information Act Exemptions 6, 7C and 7(E). (Case Number CBP CBP-2017-011648.)

- On January 27, 2017, United States Immigration and Customs Enforcement released to **Andrew Free**, an attorney with **Immigrant Civil Rights** in Nashville, Tennessee, 45 pages related to the September 2014 ICE stakeholder meeting mentioned in Gillian Christiansen's statement to Alicia Caldwell of the Associated Press that "70% of family units released from DHS custody between May 2014 and September 2014 did not report to ICE offices as instructed." Portions of this response were withheld pursuant to FOIA Exemptions 5, 6, and 7(C). (Case Number ICE 2016-ICFO-00487.)
- On January 27, 2017, the Department of Homeland Security released to **Allan Blutstein**, a representative with **America Rising** in Washington, D.C., nine pages of emails from Secretary Jeh Johnson that mention Justice Antonin Scalia from February 13, 2016 to February 15, 2016. Portions of this release were withheld pursuant to FOIA Exemption 6. (Case Number HQ 2016-HQFO-00246.)
- On January 27, 2017, United States Immigration and Customs Enforcement (ICE) released to **Ian Smith**, a representative with **Immigration Reform Law Institute (IRLI)** in Washington, D.C., two spreadsheets with the number of instances the agency has: (1) recommended non-inclusion or recalcitrant countries on the H-2 Eligible Countries List from FY2012-FY2016; (2) sent an 'Annex 9 Letter' or a letter to a nation's Embassy seeking cooperation with the removal process from FY2012-2016; and (3) requested the issuance of a Demarche to a recalcitrant country by DOS from FY2009 to the date ICE begins its document-search. Portions of this response were withheld pursuant to FOIA Exemptions 6, and 7(C). (Case Number ICE 2016-ICFO-58880.)
- On January 27, 2017, Federal Emergency Management Agency (FEMA) released to **Lisa Bartley**, a reporter with **ABC 7 News** in Glendale California, 968 pages consisting of a series of monitoring reports, investment justifications, grant management reports, and homeland security strategy reports that include reference to 'Stingray' or 'IMSI Catcher.' Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6, 7(C), and 7(E). (Case Number FEMA 2014-FEFO-00943.)
- On January 27, 2017, Federal Emergency Management Agency (FEMA) released to **Brian Sparks**, a journalist with **Muckrock** in Boston, Massachusetts, 690 pages of mitigation plans, service estimates, damage assessments, and engineering reports relevant to erosion mitigation in Alaska. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 4, 5, and 6. (Case Number FEMA 2016-FEFO-00120.)
- On January 30, 2017, United States Customs and Border Protection (CBP) released to **Ian M. Smith**, an attorney with the **Federation for American Immigration Reform** in Washington, D.C., 619 pages of the following: (1) communications to and from Commissioner R. Gil Kerlikowske where Shawn Moran, Chris Cabrera, and "NBPC Local 3307" are mentioned; (2) complaints and employee hours spent on complaints regarding Secretary Jeh Johnson's "Priorities program;" and the resume of Commissioner R. Gil Kerlikowske.

Portions of this response were withheld pursuant to FOIA Exemptions 6, 7(C), and 7(E). (Case Number CBP CBP-2015-044455.)

- On January 31, 2017, United States Citizenship and Immigration Services (USCIS) released to **Graham Moomaw**, a reporter with the *Richmond Times-Dispatch* in Richmond, Virginia, 1,329 pages consisting of the Virginia Center for Foreign Investment and Job Creation regional center files. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 3, 4, 6, 7(C), and 7(E). (Case Number USCIS NRC2016137137.)

IV. Freedom of Information Act Appeals

- NSTR

V. Freedom of Information Act Appeals Releases

- NSTR

VI. Litigation

- In the matter of *ACLU v. DHS et al.*, (D.D.C. 16-00221), the plaintiff filed a Freedom of Information Act request on March 13, 2015 seeking release of numerous categories of records relating to Countering Violent Extremism (CVE) from DHS, DOJ, FBI, ODNI, DOS, HHS, Dept. of Education. Plaintiff filed a lawsuit on February 10, 2016 for lack of response, inadequate search, and improper withholding of documents for a March 13, 2015 FOIA Request to DHS. On January 31, 2017, NPPD issued the fourth interim release consisting of six pages of records.
- In the matter of *Jason Mount v. Department of Homeland Security (DHS)*, (1:16-cv-02532-CRC), the plaintiff filed a Freedom of Information Act request on November 18, 2012 seeking all allegation records from January 1, 2002 through November 17, 2012 on an USSS Agent. On November 27 2012, Office of Inspector General (OIG) issued a final response neither conforming nor denying the existence of responsive records under exemption (b)(7)(C). On December 30, 2016, complainant filed a lawsuit requesting disclosure of the requested records.

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 Activity for the Week of February 2-8, 2017
Privacy Office
February 15, 2017
Weekly Freedom of Information Act 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 Freedom of Information Act related items:

- On February 7, 2017, Office of Inspector General (OIG) posted to its FOIA Reading Room the FOIA Logs for the 4th Quarter of Calendar Year 2016. (*PDF, 5 pages – 65 KB.*)
- On February 7, 2017, Office of Inspector General (OIG) posted to its FOIA Reading Room the Congressional Correspondence Logs for the 4th Quarter of Calendar Year 2016. (*PDF, 1 page – 35 KB.*)

II. On Freedom of Information Act Requests

- On February 2, 2017, **Alex Zdan**, a journalist with *Chasing News* in Trenton, New Jersey, requested from Federal Emergency Management Agency (FEMA) the following: (1) contracts, contractor agreements or subcontractor agreements involving FEMA and Optimal Solutions and Technology (OST) between June 1, 2005 and Feb. 1, 2017; (2) requests for Proposals, Bid Proposals, Bids, and unsuccessful bids for work on the Hurricane Sandy National Flood Insurance Program Claims Review; (3) records of payments made to Optimal Solutions and Technology (OST) between Oct. 22, 2012 and Feb. 1, 2017; and (4) billing Invoices submitted by Optimal Solutions and Technology (OST) between October 22, 2012 and February 1, 2017. (Case Number FEMA 2017-FEFO-01187.)
- On February 2, 2017, **Lanie Cook**, a producer with *KATC TV3* in Lafayette, Louisiana requested from Federal Emergency Management Agency (FEMA) the following: (1) all reinternment assistance payments made in Louisiana related to the March and August 2016 floods including payment amount, payment date, payee and related cemetery; and (2) reinternment assistance payments made in Louisiana to "Good Samaritans," who accepted payment to repair damaged graves over which they had no ownership or control, related to the March and August 2016 floods, including payment amount, payment date, payee and related cemetery. (Case Number FEMA 2017-FEFO-01188.)
- On February 2, 2017, **Andrew Noble**, a reporter with *The Washington Times* in Washington, D.C., requested from Department of Homeland Security (DHS) the Countering Violent Extremism grants DHS publicly announced on January 13, 2017 and any documents that describe the programs that the groups who received the awards will use the money for, to potentially include their applications for the grants, or an DHS summaries of their stated purpose. (Case Number HQ 2017-HQFO-00309.)
- On February 2, 2017, **Jcramic Scott**, a representative with Electronic Privacy Information Center (EPIC) in Washington, D.C., requested from Department of Homeland Security (DHS) the National Security Presidential Directive-1 signed by President Trump regarding reviews of U.S. cyber vulnerabilities, adversaries,

and capabilities under the draft Executive Order established on January 21, 2017. (Case Number HQ 2017-HQFO-00310.)

- On February 2, 2017, **Brendan O’Conner**, a reporter with *Gizmodo Media Group* in New York, New York, requested from Department of Homeland Security (DHS) guidance to FOIA processors from the Trump transition team or the Trump administration regarding all records generated between November 9, 2016 and the date this request is processed as well as the release of any portions of the requested records that have been previously processed and released. (Case Number HQ 2017-HQFO-00311.)
- On February 2, 2017, **Mary Finn**, a reporter with *Democracy in Crisis* in San Francisco, California, requested from Department of Homeland Security (DHS) communications sent by Elaine Duke, Undersecretary of Homeland Security from 2008-2010, that contain references to the DACA (Deferred Action for Childhood Arrivals) policy. (Case Number HQ 2017-HQFO-00313.)
- On February 3, 2017, **C.J. Ciarmella**, an individual with *MuckRock News* in Somerville, Massachusetts, requested from United States Customs and Border Protection (CBP) communications or memoranda to or from the Office of the Commissioner between November 9, 2016 and January 28, 2017, from White House transition officials or from the domain “who.eop.gov,” including communications using personal email addresses for work purposes, or containing “Immigration and Nationality Act”, “executive order”, “refugee”, “permanent resident”, “Iran” or “Syria”. (Case Number CBP-2017-028046.)
- On February 3, 2017, **Joseph Cox**, an individual with *MuckRock News* in Somerville, Massachusetts, requested from United States Customs and Border Protection (CBP) guideline and policy documents concerning the use of Cellebrite devices for searching mobile phones at U.S. airports from January 1, 2010 to February 3, 2017. (Case Number CBP-2017-028047.)
- On February 3, 2017, **Tammy Kupperman**, a journalist with *Cable News Network (CNN)* in Atlanta, Georgia, requested from United States Customs and Border Protection (CBP) the following materials: (1) number of individuals were asked by DHS personnel including US Custom and Border Patrol officials, on or after January 27, 2017 up through Feb 1, 2017, to sign I-407 forms, I-275 forms, or any other documentation which purported to constitute an abandonment of lawful permanent resident status, or otherwise caused them to withdraw or be denied admission to the US; (2) I-407 forms, I-275 forms, or other documentation filled out by individuals at the request of DHS personnel including US Customs and Border Control officials which purported to constitute an abandonment of lawful permanent resident status, or otherwise caused them to be denied admission to the US, from January 27, 2017 through February 1, 2017; and (3) written guidance issued by the Department of Homeland Security and Customs and Border Patrol to border officials and airlines on the implementation of the January 27 executive order curtailing travel to the US from specific nations. (Case Number CBP-2017-028075.)
- On February 3, 2017, **Isaac Arnsdorf**, a writer with *Politico* in Arlington, Virginia, requested from United States Customs and Border Protection (CBP) communication recorded in any tangible form and on any medium, and

specifically for the following: (1) records of communications between any CBP personnel and any member of the Executive Office of the President from January 25, 2017, to February 3, 2017, concerning the implementation and interpretation of the Executive Order; (2) records of communications between any CBP personnel and the Office of the Secretary of the Department of Homeland Security (“DHS”), including communications with Secretary of DHS John F. Kelly, from January 25, 2017, to February 3, 2017, concerning the implementation and interpretation of the Executive Order; (3) communications between any CBP personnel and the Office of General Counsel of DHS, including communications with acting DHS General Counsel Joseph Maher, during the period from January 25, 2017 to February 3, 2017, concerning the implementation and interpretation of the Executive Order; (4) records produced or received by CBP Executive Assistant Commissioner Todd Owen, Office of Field Operations, from January 25, 2017, to February 3, 2017, concerning the implementation and interpretation of the Executive Order; (5) records produced or received by Wayne Biondi, Area Port Director for the Port of Washington Dulles from January 25, 2017, to February 3, 2017, concerning the implementation and interpretation of the Executive Order; and (6) records related to any conference calls conducted on January 25, 2017, and January 26, 2017, concerning the implementation and interpretation of the Executive Order. (Case Number CBP-2017-028100 and HQ 2017-HQFO-00361.)

- On February 3, 2017, **Dinah PoKempner**, General Counsel with *Human Rights Watch* in New York, New York, requested from United States Customs and Border Protection (CBP) the following: (1) formal, final, or implemented legal opinions and determinations, procedures, policies, training materials, and memoranda of agreement that meaningfully discuss or address CBP's authority to acquire or collect communications or related data pursuant to Section 702 (50 U.S.C. § 1881a) or Executive Order 12333, including pursuant to a delegation of authority by the National Security Agency/Central Security Service (“NSA”); (2) formal, final, or implemented legal opinions and determinations, policies, procedures, training materials, and memoranda of agreement that meaningfully discuss or address CBP's authority to receive, disseminate, retain, query, or obtain authorization to query communications or related data that other US government entities have obtained pursuant to Section 702 or Executive Order 12333; (3) formal, final, or implemented legal opinions and determinations, procedures, policies, training materials, and memoranda of agreement (with appendices where applicable) concerning CBP's ability to request raw signals intelligence the NSA has acquired pursuant to Executive Order 12333; (4) formal, final, or implemented legal opinions and determinations, procedures, policies, and training materials concerning CBP's treatment of communications and related data belonging to United States persons that has been acquired pursuant to Section 702 or Executive Order 12333; (5) formal, final, or implemented legal opinions and determinations, policies, procedures, and training materials that concern any ability on the part of CBP to nominate targets for communications surveillance under Section 702 or Executive Order 12333 to the NSA or Federal Bureau of Investigation (“FBI”); (6) formal, final, or implemented legal opinions and

determinations, policies, procedures, and training materials that concern CBP's treatment of attorney-client communications or related data that the US government originally obtained pursuant to Section 702 or Executive Order 12333; (7) formal, final, or implemented legal opinions and determinations, as well as policies, concerning whether information related to immigration activities, the maintenance of border security, customs or trade activities, or other matters that fall within the scope of CBP's mission qualifies as "foreign intelligence" or "foreign intelligence information" for the purposes of the Foreign Intelligence Surveillance Act or Executive Order 12333; (8) formal, final, or implemented legal opinions and determinations, policies, procedures, and training materials that concern CBP's ability to request or conduct pretextual stops (potentially also known as "whisper" or "wall"/"wall-off"/"walled-off" stops) of persons or vessels, or other forms of "parallel construction" or "parallel reconstruction;" and (9) reports or other conclusions of relevant Inspectors General concerning activities of the nature described in (1)-(8) above. (Case Number CBP-028101.)

- On February 3, 2017, **Sarah Owings**, an attorney with **Antoni & Cohen Immigration Law Group** in Atlanta, Georgia, requested from United States Customs and Border Protection (CBP) the following: (1) number of applicants for admission from the seven countries named under the January 27th Executive Order were refused admission at the Atlanta International Airport Port of Entry from the period of time beginning January 27th 2017 until February 3rd, 2017; (2) how many of those refused admission under the Executive Order presented non-immigrant visas; (3) how many of those refused admission under the Executive Order presented immigrant visas; (4) how many of those refused admission under the Executive Order were referred for the Credible Fear Interview process; (5) what was the average length of detention for those refused admission under the Executive Order; (6) what was the average length of detention for foreign nationals admitted but subjected to the "extreme vetting" process; and (7) what were the additional security questions used by CBP in relation to the "extreme vetting" process? (Case Number CBP-2017-028142.)
- On February 3, 2017, **Joshua Voorhees**, a writer with **Slate Magazine** in Iowa City, Iowa, requested from United States Customs and Border Protection (CBP) records of communications from January 20, 2016 to February 3, 2017 including but not limited to emails, between any employee of the United States Customs and Border Protection agency and any employee of the following airlines: British Airways, Lufthansa, Norwegian, Hawaiian Airlines, Porter Airlines, Icelandair, Virgin Atlantic, Aer Lingus, SAS, Air France, KLM, Copa, WOW Air, American Airlines, Delta, and United. (Case Number CBP-2017-028193.)
- On February 3, 2017, **Emily Stephenson**, a reporter with **Reuters News** in Washington, D.C., requested from United States Customs and Border Protection (CBP) all international travelers detained at all U.S. airports during the period from January 27, 2017 through January 30, 2017. (Case Number CBP-2017-028269.)
- On February 3, 2017, **Emily Stephenson**, a reporter with **Reuters News** in Washington, D.C., requested from United States Customs and Border Protection (CBP) complaints including, but not limited to those from people stopped at U.S.

airports due to President Trump's January 27, 2017 executive order that were submitted to Customs & Border Protection via the "Submit a Complaint/Concern" portal on the website between January 27, 2017 and January 30, 2017. (Case Number CBP-2017-028271.)

- On February 3, 2017, **James Shiffer**, a writer with *Star Tribune* in Minneapolis, Minnesota, requested from United States Customs and Border Protection (CBP) the names and origins of international travelers whose final destination was Minnesota and who were detained by U.S. immigration authorities as a consequence of President Trump's January 27, 2017 executive order titled "Protecting the Nation From Foreign Terrorist Entry Into The United States." (Case Number CBP-2017-028421.)
- On February 3, 2017, **Zachary Kopplin**, a journalist in New Orleans, Louisiana, requested from United States Customs and Border Protection (CBP) the following: (1) protocols to restrict access to the United States based on political activity and views; (2) documents related to restricting access to the United States based on political views of the person crossing the border; and (3) documents related to specific incidents where access to the United States was restricted based on travelers having political views in opposition to President Donald Trump, specifically when people tried to attend a feminist march on January 21, 2017. (Case Number CBP-2017-028422.)
- On February 3, 2017, **Sarah Owings**, an attorney with *Antoni & Cohen Immigration Law Group* in Atlanta, Georgia, requested from United States Customs and Border Protection (CBP) records related to CBP staffing the Atlanta Hartsfield airport on February 3, 2017 from the hours of 4 pm EST until 12am EST. (Case Number CBP-2017-028429.)
- On February 3, 2017, **Jeffery Swain**, an individual in Lexington, Kentucky, requested from United States Customs and Border Protection (CBP) a summary report that describes how many people from each country were admitted to the US on January 28, 2017 and if CBP now asks and records the individual's religion upon entry, provide a summary of that data as well - totals by major religion by country. (Case Number CBP-2017-028528.)
- On February 3, 2017, **Jennifer Janisch**, a journalist with *CBS News* in New York City, New York, requested from Federal Emergency Management Agency (FEMA), Federal Law Enforcement Training Centers (FLETC), and Department of Homeland Security (DHS) emails from the domain EOP.gov to senior managers, described by the name Capstone, or an electronic search of senior managers mailboxes for emails containing EOP.gov in the "from" address, from January 20, 2017 to the present. (Case Number FEMA 2017-FEFO-01238, FLETC FOIA 17-036 and HQ 2017-HQFO-00315.)
- On February 3, 2017, **Brad Heath**, a reporter with *USA Today* in Washington, D.C., requested from Department of Homeland Security (DHS) the following: (1) complete copy of any database listing persons detained at U.S. ports of entry pursuant to the President's Executive Order "Protecting the Nation from Foreign Terrorist Entry Into the United States," Exec. Order No. 13769, 82 Fed. Reg. 8,977 (Jan. 27, 2017) (The Executive Order); any database(s); and (2) complete copy of any database(s) or other records listing persons denied entry to the United

States, including their names, ages and countries of origin, pursuant to the Executive Order. (Case Number 2017-HQFO-00314.)

- On February 3, 2017, **Kate Bailey**, a representative with **Judicial Watch** in Washington, D.C., requested from Department of Homeland Security (DHS) communications between officials or employees of the Department of Homeland Security and officers, officials, employees, or representatives of the President-Elect's Transition Team from November 15, 2016 to February 3, 2017. (Case Number 2017-HQFO-00316.)
- On February 3, 2017, **Brad Heath**, a reporter with **USA Today** in Washington, D.C., requested from Department of Homeland Security (DHS) any electronic mail messages, text messages, or other electronic messages sent or received since January 20, 2017 with any person working in the White House or the Executive Office of the President. (Case Number 2017-HQFO-00317.)
- On February 3, 2017, **Anne Weismann**, Chief Counsel with **Citizens for Responsibility and Ethics in Washington (CREW)** in Washington, D.C., requested from Department of Homeland Security (DHS) all communications from January 1, 2017 to the present sent to or from anyone within the Executive Office of the President and/or anyone acting on behalf of the Executive Office of the President including, but not limited to, anyone on the Trump transition team, to or from any staff of DHS concerning the president's executive order, issued on January 27, 2017, "Protecting the Nation From Foreign Terrorist Entry Into the United States." (Case Number 2017-HQFO-00318.)
- On February 3, 2017, **Anne Weismann**, Chief Counsel with **Citizens for Responsibility and Ethics in Washington (CREW)** in Washington, D.C., requested from Department of Homeland Security (DHS) all communications from January 1, 2017 to the present sent to or from anyone within the Executive Office of the President and/or anyone acting on behalf of the Executive Office of the President including, but not limited to, anyone on the Trump transition team, to or from any TSA staff concerning the president's executive order, issued on January 27, 2017, "Protecting the Nation From Foreign Terrorist Entry Into the United States." (Case Number 2017-HQFO-00319.)
- On February 3, 2017, **Anne Weismann**, Chief Counsel with **Citizens for Responsibility and Ethics in Washington (CREW)** in Washington, D.C., requested from Department of Homeland Security (DHS) all communications from January 1, 2017 to the present sent to or from anyone within the Executive Office of the President and/or anyone acting on behalf of the Executive Office of the President including, but not limited to, anyone on the Trump transition team, to or from anyone on the staff of the U.S. Immigrations and Customs Enforcement ("ICE"), concerning the president's executive order, issued on January 27, 2017, "Protecting the Nation From Foreign Terrorist Entry Into the United States." (Case Number 2017-HQFO-00320.)
- On February 3, 2017, **Anne Weismann**, Chief Counsel with **Citizens for Responsibility and Ethics in Washington (CREW)** in Washington, D.C., requested from Department of Homeland Security (DHS) all communications from January 1, 2017 to the present sent to or from anyone within the Executive Office of the President and/or anyone acting on behalf of the Executive Office of

the President including, but not limited to, anyone on the Trump transition team, to or from any USCIS staff concerning the president's executive order, issued on January 27, 2017, "Protecting the Nation From Foreign Terrorist Entry Into the United States." (Case Number 2017-HQFO-00335.)

- On February 6, 2017, **Meg Wagner**, a reporter with *Tribune Media* in New York, New York, requested from United States Customs and Border Protection (CBP) the following: (1) total number of travelers processed at Customs at all United States airports in 2016, broken down by week; and (2) total number of travelers processed at Customs at all United States airports to date 2017, broken down by week. (Case Number CBP-2017-028825.)
- On February 6, 2017, **Amel Guettatfi**, a journalist with *VICE News* in Brooklyn, New York, requested from United States Customs and Border Protection (CBP) a spreadsheet with data reflecting the following for each individual incident referenced in a complaint filed with CBP's Office of Internal Affairs between January 1, 2015 and January 1, 2017: (1) case number; (2) Date the alleged misconduct took place; (3) date the complaint was received; (4) complainant's age or date of birth; (5) complainant's nationality or country of birth; (6) complainant's gender; (7) complainant's primary language; (8) position title of the agent against whom the complaint was made; (9) subject office (or border sector); (10) primary field description code; (11) allegation summary; (12) charge description; (13) decision action; (14) decision date; and (15) department or component which investigated each complaint. (Case Number CBP-2017-028838.)
- On February 6, 2017, **Amel Guettatfi**, a journalist with *VICE News* in Brooklyn, New York, requested from United States Customs and Border Protection (CBP) incident reports and/or complaints against CBP officers and/or encounter reports at any and all ports of entry containing the key terms "illegal search and/or racial profiling and/or Muslim and/or race and/or racist and/or devout" filed with CBP's Office of Internal Affairs between January 1, 2015 and January 1, 2017. (Case Number CBP-2017-028850.)
- On February 6, 2017, **Charles J Glasser**, a freelance journalist in West Orange, New Jersey, requested from United States Citizenship and Immigration Services (USCIS) correspondence pertaining to the EB-5 visa program between USCIS and Senator Charles "Chuck" Grassley (R-IA), Senator Patrick Leahy (D-VT), Congressman John Cornyn (R-TX), Congressman Bob Goodlatte (R-VA), Congressman Darryl Issa (R-OH), Congressman Zoe Lofgren (D-CA), including their respective aids or staff. (Case Number USCIS COW2017000115.)
- On February 3, 2017, **Josh Voorhees**, a writer with *Slate* in Iowa City, Iowa, requested from Department of Homeland Security (DHS) records of communications from November 7, 2016 to February 6, 2017, including but not limited to emails, between the Department of Homeland Security and the Trump Organization, including but not limited to those involving the following company representatives: Donald J. Trump, Jr, Eric Trump, Ivanka Trump, Allen Weisselberg, George Sorial, Jim Petrus, Matthew Calamari, Alan Garten, Michael Cohen, Jason Greenblatt, Rhona Graff, Larry Glick, Ronald Lieberman, Jeff Wagoner, Andrew Weiss, and Jill Martin. (Case Number 2017-HQFO-00321.)

- On January 30, 2017, **Colin Byrd**, an individual in College Park, Maryland, requested from Department of Homeland Security (DHS) the Feb. 3, 2017 letter Microsoft sent to Secretary of State Rex Tillerson and Secretary of Homeland Security John Kelly imploring the Trump administration to create an exemption under Section 3(c) of the executive order for “Responsible Known Traveler with Pressing Needs.” (Case Number HQ 2017-HQFO-00322.)
- On February 6, 2017, **Eleni Kyriakides**, a fellow with **Electronic Privacy Information Center** in Washington, D.C., requested from the Department of Homeland Security (DHS) the following records in possession of DHS concerning compliance with court orders and the President's Executive Order: (1) records of DHS "steps to comply with the [court] orders;" (2) communications between DHS and the Department of Justice to implement the Executive Order; (3) communications between DHS and the Department of State to implement the Executive Order; (4) memos and legal analyses of DHS action "ensuring that all individuals affected by the executive orders, including those affected by the court orders, are being provided all rights afforded under the law;" (5) communications between DHS and "airline partners to prevent travelers who would not be granted entry under the executive orders from boarding international flights to the U.S.;" and (6) records discussing the origin, development, meaning, application, or implementation of the phrase "significant derogatory information indicating a serious threat to public safety and welfare." (Case Number 2017-HQFO-00324.)
- On February 6, 2017, **Lauren Dillon**, a representative with **Democratic National Committee (DNC)** in Washington, D.C., requested from Department of Homeland Security (DHS) TSA records (including legal opinions, emails, memorandum, advisories, correspondence, telephone records, or any other document) related to the Executive Order issued by the President of the United States on January 27, 2017 entitled “Protecting the Nation From Foreign Terrorist Entry into the United States” between January 20, 2017 and January 29, 2017. (Case Number 2017-HQFO-00325.)
- On February 6, 2017, **Bradley Moss**, Deputy Executive Director with **The James Madison Project** in Washington, D.C., requested from Department of Homeland Security (DHS) the following Transportation Security Administration (“TSA”) records, including cross-references, memorializing the following: (2) guidance provided by TSA to private and commercial airlines operating at U.S. airports with respect to admission, denial of admission, and/or deportation of individuals subject to President Trump’s Executive Order, signed on January 27, 2017; (2) communications (that are not encompassed by category #1) between TSA and private and/or commercial airlines operating at U.S. airports with respect to implementation of President Trump’s Executive Order, signed January 27, 2017; and (3) communications (that are not encompassed by categories #1 or #2) between TSA and private and/or commercial airlines operating at U.S. airports with respect to the judicial rulings imposing emergency stays and/or restraining orders enjoining President Trump’s Executive Order, signed January 27, 2017. (Case Number HQ 2017-HQFO-00327.)
- On February 6, 2017, **Curtis Waltman**, a reporter with **MuckRock News** in Somerville, Massachusetts, requested from Department of Homeland Security

(DHS) after action reports, incident reports, memos, Special Event Threat Assessments (SETA), or other official reports generated from the protests at airports around the nation that sprung up January 27th 2017 and January 28th 2017 and January 29th 2017 in response to President Trump's executive order banning entrance to the US from seven Middle Eastern countries for the following airports: Boston Logan International Airport; Los Angeles International Airport; New York JFK International Airport; Dallas/Fort Worth International Airport; Washington Dulles International Airport; O'Hare International Airport in Chicago; San Francisco International Airport; Hartsfield-Jackson Atlanta International Airport; George Bush International Airport in Houston; and Portland International Airport. (Case Number HQ 2017-HQFO-00329.)

- On February 6, 2017, **Dana Liebelson**, a journalist with *Huffington Post* in Washington, D.C., requested from Department of Homeland Security (DHS) emails and/or other documents among DHS staff, including emails with the phrase "@hq.dhs.gov", with employees from Geo Group and/or CoreCivic from January 27, 2017 to January 31, 2017. (Case Number HQ 2017-HQFO-00330.)
- On February 6, 2017, **Roger Strother**, an individual in Pearland, Texas, requested from Department of Homeland Security (DHS) records from January 27, 2017 through February 6, 2017 containing guidance from the White House or the Office of Management and Budget on enforcing President Trump's executive order to restrict entry to the United States by citizens from certain Middle Eastern countries including instructions to restrict entry for U.S. permanent residents or "green card" holders. (Case Number HQ 2017-HQFO-00331.)
- On February 6, 2017, **Curtis Waltman**, a reporter with *MuckRock News* in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) emails to and from (b)(6)
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(b)(6) generated from President Trump's executive order banning entrance to the US from seven Middle Eastern countries, and the protests at airports around the nation that sprung up January 27th 2017 and January 28th 2017 and January 29th 2017 with the following keywords: "Protest"; "Muslim"; "Trump"; "Media"; "Refugees"; "Court order"; "Federal judge"; "Ban"; "Executive order". (Case Number HQ 2017-HQFO-00332.)
- On February 6, 2017, **Jason Leopold**, an Investigative Reporter with *VICE News* in Beverly Hills, California, requested from Department of Homeland Security (DHS) transition materials (NPPD, I&A, CRCL, OPS and USSS) that were prepared by Department of Homeland Security component officials and provided to the administration of Donald J. Trump presidential administration. (Case Number HQ 2017-HQFO-00333 and 2017-HQFO-00336.)
- On February 6, 2017, **Bradley Moss**, a Deputy Executive Director with **The James Madison Project** in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) copies of the following: (1) records memorializing discussions between ICE staff and private staff, Presidential transition staff, and/or White House staff of President Donald J. Trump ("President Trump") regarding the legality of (and recommended means of implementing) an Executive Order barring entry of certain categories of foreign

nationals based strictly on their nationality, including, but not limited to, individuals who qualify as refugees, U.S. legal permanent residents, and holders of a valid U.S. visa; (2) records memorializing discussions between TSA staff and Members of Congress (as well as Congressional staff members) regarding the EO; (3) records memorializing final determinations by ICE staff regarding the extent the EO would apply to U.S. citizens who hold dual citizenship; and (4) records memorializing final determinations by ICE staff regarding the legality of the EO. (Case Number HQ 2017-HQFO-00334.)

- On February 6, 2017, **Nicholas Confessore**, a reporter with *The New York Times* in New York, New York, requested from United States Secret Service (USSS) visitor logs, between October 1, 2016 and January 19, 2017, maintained by the United States Secret Service for the Presidential Transition Team offices at 1717 Pennsylvania Avenue NW, Washington, D.C. (Case Number 2017-HQFO-00338.)
- On February 6, 2017, **Justin Sink**, a reporter with *Bloomberg News* in Washington, D.C., requested from Department of Homeland Security (DHS) e-mails or other documents, including attachments and replies to e-mails, memos, or call notes (hereinafter the "Records"), that reference or were created in conjunction to the implementation of the presidential executive order entitled Protecting the Nation from Foreign Terrorist Entry into the United States. Only records created between January 19, 2017 and January 23, 2017, and only records that were created by or shared with Secretary John F. Kelly, Deputy Secretary (acting), Chip Fulghum, Chief of Staff, Kirstjen Nielsen, Executive Secretary (acting), Donald Swain, or General Counsel (acting), Joseph Maher. (Case Number HQ 2017-HQFO-00342.)
- On February 6, 2017, **Eric Besson**, a reporter with *Arkansas Democrat-Gazette* in Little Rock, Arkansas, internal communication related to the implementation of President Donald Trump's executive order titled Border Security and Immigration Enforcement Improvements, which was signed Jan. 25, 2017, not limited to memoranda, training materials, policies and directives distributed to U.S. Customs and Border Protection, U.S. Immigration and Customs Enforcement and United States Citizenship and Immigration Services regarding the executive order; copies of communication and documents from President Trump's Executive Office or other agencies to Homeland Security that detail specific immigration law-enforcement goals and how the goals might be accomplished. (Case Number HQ 2017-HQFO-00363.)
- On February 7, 2017, **Mitra Ebadollahi**, an attorney with **American Civil Liberties Union (ACLU)** in San Diego, California, requested from United States Customs and Border Protection (CBP) records created on or after January 27, 2017 concerning CBP's interpretation, enforcement, and implementation at local international airports to include the following: (1) President Trump's Executive Order, signed on January 27, 2017 and titled "Protecting the Nation From Foreign Terrorist Entry Into the United States"; (2) any guidance "provided to DHS field personnel shortly" after President Trump signed the Executive, as referenced in CBP's online FAQ; (3) Associate Director of Field Operations for U.S. Citizenship and Immigration Services Daniel M. Renaud's email, sent at 11:12 on

January 27, 2017, instructing DHS employees that they could not adjudicate any immigration claims from the seven targeted countries; (4) Judge Donnelly's Decision and Order granting an Emergency Motion for Stay of Removal, issued in the Eastern District of New York on January 27, 2017, including records related to CBP's efforts to comply with the court's oral order requiring prompt production of a list of all class members detained by CBP; (5) Judge Brinkema's Temporary Restraining Order, issued in the Eastern District of Virginia on January 28, 2017; (6) Judge Zilly's Order Granting Emergency Motion for Stay of Removal issued in the Western District of Washington on January 28, 2017; (7) Judge Burroughs' Temporary Restraining Order, issued in the District of Massachusetts on January 29, 2017; (8) Judge Gee's Order granting an Amended *Ex Parte* Application for Temporary Restraining Order, issued in the Central District of California on January 29, 2017; (9) Assurances from the U.S. Attorney's Office for the Eastern District of Pennsylvania that all individuals detained at Philadelphia International Airport under the Executive Order would be admitted to the United States and released from custody on January 29, 2017; (10) DHS's "Response to Recent Litigation" statement, issued January 29, 2017; (11) DHS Secretary John Kelly's "Statement on the Entry of Lawful Permanent Residents Into the United States," issued January 29, 2017; (12) DHS's "Statement on Compliance with Court Orders and the President's Executive Order," issued on January 29, 2017; (13) other judicial order or executive directive issued regarding the Executive Order on or after January 27, 2017; (14) the total number of individuals who remain detained or subject to secondary screening, extensive questioning, an enforcement examination, or consideration for a waiver at local International Airports both as of the date of this request and as of the date on which this request is processed; (15) the total number of individuals who have been detained or subjected to secondary screening, extensive questioning, an enforcement examination, or consideration for a waiver for any length of time at local International Airports since January 27, 2017, including the number of individuals who have been released, transferred into immigration detention or removed from the United States; (16) records concerning the number of individuals who have been removed from local International Airports from January 27, 2017 to date pursuant to the Executive Order; (17) records concerning the number of individuals who arrived at local International Airports from January 27, 2017 to date with valid visas or green cards who subsequently agreed voluntarily to return; and (18) records containing the "guidance" that was "provided to DHS field personnel shortly" after President Trump signed the Executive Order. (Case Number CBP-2017-028889, CBP-2017-028891, CBP-2017-028914, CBP-2017-028918, and CBP-2017-029036.)

- On February 7, 2017, **Rebekah Zemansky**, a writer with *Tucson Sentinel* in Phoenix, Arizona, requested from United States Customs and Border Protection (CBP) reports & documents, including narrative reports and documentary media (photos, maps, etc.) when available, for the following four incidents which all occurred in Arizona: (1) incident date, 2016-10-14, corresponding Pima County Sheriff's Department report (#161914976), multiple Tucson Sector agents aided in the recovery of three sets of human remains reported by a member of a group

known as Project Bluelight; (2) incident date, 2014-03-04, corresponding Pima County Sheriff's Department report (#140304045) multiple Tucson Sector agents responded to a report of a young woman in distress; (3) incident date, 2015-08-14, corresponding Santa Cruz County Sheriff's Department report (#150814005), a successful Tucson Sector search and rescue operation involving 4 men in distress near Peck Canyon and Rio Rico; and (4) incident start date, 2001-05-23, multiple Yuma Sector agents responded to an incident involving a large group attempting to cross the desert during which 14 died, the group now being popularly known as the Yuma 14 or Wellton 26. (Case Number CBP-2017-029121.)

- On February 7, 2017, **Stephanie Saul**, a writer with *The New York Times* in New York, New York, requested from United States Customs and Border Protection (CBP) communications including emails, memos and other forms of communications dated from January 26, 2017 through January 31, 2017 between the Office of Customs and Border Patrol and commercial airlines that mention the president's executive order "Protecting the Nation From Foreign Terrorist Entry Into the United States." (Case Number CBP-2017-029181.)
- On February 7, 2017, **Andrew Becker**, a reporter with **The Center for Investigative Reporting** in Emeryville, California, requested from Department of Homeland Security (DHS) guidance, talking points, policy memos, notes, related to the implementation of Executive Order on protecting the nation from foreign terrorist entry into the United States. (Case Number HQ 2017-HQFO-00352.)
- On February 7, 2017, **Andrew Becker**, a reporter with **The Center for Investigative Reporting** in Emeryville, California, requested from Department of Homeland Security (DHS) the following records: (1) nationality/country of origin, field office, date hearing was scheduled for, age of interviewee, gender of interviewee, date appointment was originally made, and date of asylum application; the number of legal permanent resident interviews/hearings cancelled involving nationals from the seven countries temporarily barred from travel to the United States based on Jan. 27, 2017 executive order, which a breakdown by nationality/country of origin, field office, date hearing was scheduled for, age of interviewee, gender of interviewee, date appointment was originally made, and date of LPR application; (2) the number of pending applications for immigrant visas and/or benefits involving nationals from the seven countries temporarily barred from travel to the United States based on Jan. 27, 2017 executive order, which a breakdown by nationality/country of origin, field office, age(s) of applicant, gender of applicant, type of benefit sought, and date of application; and (3) the number of pending applications for nonimmigrant visas involving nationals from the seven countries temporarily barred from travel to the United States based on Jan. 27, 2017 executive order, which a breakdown by nationality/country of origin, field office, age(s) of applicant, gender of applicant, type of benefit sought, and date of application. (Case Number HQ 2017-HQFO-00353.)
- On February 7, 2017, **Brendan Sasso**, a fellow with **Stanford University** in Stanford, California, requested from Department of Homeland Security (DHS) all "talking-points" used to prepare statements for the news media or public

regarding the President's executive order, "Protecting the Nation from Foreign Terrorist Entry Into the United States" from January 26, 2017 to January 31, 2017. (Case Number HQ 2017-HQFO-00354.)

- On February 7, 2017, **Joseph Trevithick**, a journalist with *War is Boring* in Alexandria, Virginia, requested from Department of Homeland Security (DHS) standard questions Customs and Border Patrol Issues to personnel screening individuals entering the United States in compliance with Executive Order President Donald Trump issues on January 25, 2017; guidance communicated to the aforementioned personnel regarding questioning individual entering the United States in compliance with the EO; copy of any talking points CBP public affairs personnel drafted in regards to the organizations activities in compliance with the EO. (Case Number HQ 2017-HQFO-00355.)
- On February 8, 2017, **Isaac Arnsdorf**, a writer with *Politico* in Arlington, Virginia, requested from United States Immigration and Customs Enforcement (ICE) the following records relating to the interpretation and implementation of President Donald J. Trump's January 27, 2017, Executive Order 13,769 entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States ("Executive Order")": (1) records created by the ICE since January 25, 2017, related to any guidance given to any airline concerning the enforcement of the Executive Order; (2) communications between ICE personnel and any airline since January 25, 2017, concerning the implementation and interpretation of the Executive Order; (3) records created or received by ICE since January 25, 2017, concerning individuals who were not allowed to board international flights into the United States, by any airline, as part of the enforcement of the Executive Order; (4) records created or received by ICE since January 25, 2017, relating to fines levied against any airline pursuant to 8 U.S.C. § 1323 or any other provision of law for transporting individuals covered by the Executive Order into the United States; (5) records created or received by ICE since January 25, 2017, related to the compliance of any airline with the Executive Order or any directives enforcing the Executive Order; (6) records created by or received by the ICE since January 25, 2017, concerning holders of green cards who have voluntarily abandoned their status as a lawful permanent resident of the United States, pursuant to USCIS Form I-407; (7) records created by or received by the ICE since January 25, 2017, concerning individuals who have withdrawn application for admission to the United States by filling out USCIS Form I-275 or otherwise; and (8) records created or received by the ICE since January 25, 2017, concerning individuals detained pursuant to the Executive Order. (Case Number HQ 2017-HQFO-00358.)
- On February 8, 2017, **Isaac Arnsdorf**, a writer with *Politico* in Arlington, Virginia, requested from United States Citizenship and Immigration Services (USCIS) the following records relating to the interpretation and implementation of President Donald J. Trump's January 27, 2017, Executive Order 13,769 entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States ("Executive Order")": (1) records created by or received by USCIS since January 25, 2017, concerning holders of green cards who have voluntarily abandoned their status as a lawful permanent resident of the United States,

pursuant to USCIS Form I-407 or otherwise; (2) records created by or received by USCIS since January 25, 2017, concerning individuals who have withdrawn application for admission to the United States by filling out USCIS Form I-275 or otherwise; (3) records created or received by USCIS since January 25, 2017, regarding any guidance on the proper administration of USCIS Forms I-407, I-275, or any other instrument by which an individual relinquishes their right to enter the United States; (4) records created or received by USCIS since January 25, 2017, relating to the reallocation of USCIS personnel and funds in response to the Executive Order's ban on accepting refugees from the seven impacted nations; (5) records created or received by USCIS since January 25, 2017, related to any guidance given to any airline concerning the enforcement of the Executive Order; (6) records of communications between USCIS personnel and any airline since January 25, 2017, concerning the implementation and interpretation of the Executive Order; (7) records created or received by USCIS since January 25, 2017, concerning individuals who were not allowed to board international flights into the United States, by any airline, as part of the enforcement of the Executive Order; and (8) records created or received by USCIS since January 25, 2017, related to the compliance of any airline with the Executive Order or any directives enforcing the Executive Order. (Case Number HQ 2017-HQFO-00359.)

- On February 8, 2017, **Isaac Arnsdorf**, a writer with *Politico* in Arlington, Virginia, requested from United States Citizenship and Immigration Services (USCIS) the following records relating to the interpretation and implementation of President Donald J. Trump's January 27, 2017, Executive Order 13,769 entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States ("Executive Order")": (1) records created or received by the CBP since January 25, 2017, related to any guidance given to any airline concerning the enforcement of the Executive Order; (2) records of communications between CBP personnel and any airline since January 25, 2017, concerning the implementation and interpretation of the Executive Order; (3) records created or received by the CBP since January 25, 2017, concerning individuals who were not allowed to board international flights into the United States, by any airline, as part of the enforcement of the Executive Order; (4) records created or received by the CBP since January 25, 2017, related to fines levied against any airline—pursuant to 8 U.S.C. § 1323 or any other provision of law—for transporting individuals covered by the Executive Order into the United States; (5) records created or received by the CBP since January 25, 2017, related to the compliance of any airline with the Executive Order or any directives enforcing the Executive Order; (6) records created or received by the CBP since January 25, 2017, concerning holders of green cards who have voluntarily abandoned their status as a lawful permanent resident of the United States, pursuant to USCIS Form I-407; and (7) records created or received by the CBP since January 25, 2017, concerning individuals who have withdrawn application for admission to the United States by filling out USCIS Form I-275 or otherwise. (Case Number HQ 2017-HQFO-00360.)
- On February 7, 2017, **Brian Freskos**, a reporter with *The Trace* in New York, New York, requested from Department of Homeland Security (DHS) the notices under the Countering Violent Extremism (CVE) program sent to each grant

recipient advising them that they had been selected to receive grant funding under CVE, as well as the application that each grant recipient submitted to seek CVE funding. (Case Number HQ 2017-HQFO-00343.)

- On February 7, 2017, **Lucia Rivas**, an individual in Tiburon, California, requested from Department of Homeland Security (DHS) documents related to contact between Donald J. Trump/his business entities/his campaign personnel/his relatives and Soviet government personnel/Soviet business entities. (Case Number HQ 2017-HQFO-00347.)
- On February 7, 2017, **Adam Goldman**, a reporter with *The New York Times* in New York, New York, requested from Department of Homeland Security (DHS) emails to or from DHS Secretary John Kelly, Kirstjen Nielsen, Alan Metzler, Katherine Gorka, Sebastian Gorka, James Carafano, Thomas DiNanno, George Selim, David Gersten and Ray Greer that mention the words "Countering Violent Extremism" or "Islamic extremism" or "Radical" or "Islamist" or "Countering Islamic Extremism" or "right-wing" or "white supremacist" from December 1, 2016 to February 6, 2017. (Case Number HQ 2017-HQFO-00348.)
- On February 7, 2017, **Amel Guettatfi**, a journalist with *VICE News* in Brooklyn, New York, requested from United States Customs and Border Protection (CBP) email addresses that contain the keywords "Hassan Shibly" and/or "Hassan" and/or "Shibly" and/or "CAIR" and/or "Council on American-Islamic Relations" and/or "Hasan" between January 1, 2015 and January 1, 2017 in the following email accounts: (1) [(b)(6)] belonging to Rene Hanna; (2) [(b)(6)] belonging to R. Gil Kerlikowske; (3) [(b)(6)] belonging to Anna Hinken; (4) [(b)(6)] belonging to Richard Chavez; and (5) [(b)(6)] belonging to Karccm Shora. (Case Number CBP-2017-029215.)
- On February 7, 2017, **Cora Currier and Jenna McLaughlin**, reporters with *The Intercept*, requested from Department of Homeland Security (DHS) the following records related to the President Trump executive order "Protecting the Nation from Foreign Terrorist Entry Into the United States:" (1) communication among DHS and CBP personnel, including supervisors, officers, managers, and union representatives; (2) communication from or about travelers asking for clarification or about the ban's effect; (3) communication between DHS or CBP officials and the Executive Office of the President or other White House offices; (4) communication between DHS or CBP officials and members of Congress or congressional staffers, including aides to the House Judiciary Committee; (5) communication between DHS or CBP officials and the staff or management of commercial airlines; (6) communication between DHS or CBP officials and local and state agencies, including local law enforcement and agents at airports of entry such as General Edward Lawrence Logan International Airport (BOS), Los Angeles International Airport (LAX), Washington Dulles International Airport (IAD), Seattle-Tacoma International Airport (SEA), San Francisco International Airport (SFO), Dallas/Fort Worth International Airport (DFW), and John F. Kennedy International Airport (JFK); (7) communication between DHS or CBP officials and non-government representatives and outside consultants, including

nonprofits, policy think tanks such as the Center for Immigration Studies and Federation for American Immigration Reform, and private firms such as Giuliani Partners; and (8) analysis and response of DHS or CBP officials to judicial orders staying the enforcement of the executive order, including discussions of legal liability for failing to follow those orders. (Case Number HQ 2017-HQFO-00362.)

- On February 8, 2017, **Alex Pasternack**, an editor with *Vice News* in Brooklyn, New York requested from Federal Emergency Management Agency (FEMA) emails from the domain EOP.gov to senior managers encompassed within the required agency system for retaining emails of senior officials at DHS/FEMA, which may be described by the name Capstone. (Case Number FEMA 2017-FEFO-01236.)
- On February 8, 2017 **Matt Novak**, a journalist with *Gizmodo* in West Hollywood, California, requested from Office of Inspector General (OIG) records relating to OIG hotline complaint summaries that include the phrase "Intel" from January, 2010 to February 8, 2017. (Case Number 2017-IGFO-00062.)
- On February 8, 2017, **Michael Best**, an individual with *MuckRock News* in Somerville, Massachusetts, requested from United States Customs and Border Protection (CBP) and Department of Homeland Security (DHS) emails from the domain EOP.gov to senior managers encompassed within the required agency system for retaining emails of senior officials frequently called Capstone. (Case Number CBP-2017-029308 and HQ 2017-HQFO-00340.)
- On February 8, 2017, **Brendan O'Connor**, a reporter with *Gizmodo* in New York, New York, requested from Department of Homeland Security (DHS) non-disclosure agreements that the agency has entered into as a party and non-disclosure agreements that the agency has required staff to enter into as a party. (Case Number HQ 2017-HQFO-00356.)
- On February 8, 2017, **Derek Kravitz**, a journalist with *ProPublica* in New York, New York, requested from Department of Homeland Security (DHS) appointees under Temporary Transition Schedule C (TTC) Authority and Temporary Transition SES Appointing Authorities (NC SES) hired between January 20, 2017 and present (the return of this request), as specified in this memo: <https://www.chcoc.gov/content/temporary-transition-schedule-c-authority-and-temporary-transition-senior-executive-service>. (Case Number HQ 2017-HQFO-00364.)
- On February 8, 2017, **William F. Marshall**, an investigator with **Judicial Watch** in Washington, D.C., requested from Department of Homeland Security (DHS) the following from January 10, 2016 to present: (1) records regarding, concerning or relating to the designation or possible designation of US electoral systems as "critical infrastructure" in accordance with Presidential Policy Directive (PPD) #21 (2013); and (2) records of communication sent to or from DHS Secretary Jeh Johnson, Deputy Secretary Russell Deyo, Chief of Staff Paul Rosen, Executive Secretary Kimberly O'Connor and General Counsel Stevan Bunnell regarding the designation or possible designation of US electoral systems as "critical infrastructure" in accordance with Presidential Policy Directive (PPD) #21 (2013.) (Case Number HQ 2017-HQFO-00386.)

- On February 8, 2017, **William F. Marshall**, an investigator with **Judicial Watch** in Washington, D.C., requested from Department of Homeland Security (DHS) records from July 1, 2016 to present in the Office of the DHS Secretary, including but not limited to records of communications, regarding, concerning or relating to President Obama's January 12, 2017 announced decision to end the "wet foot/dry foot" policy of the United States with respect to granting special visa status to Cuban immigrants landing on US shores. (Case Number HQ 2017-HQFO-00387.)
- On February 8, 2017, **Aaron Mackey**, a fellow with **Electronic Frontier Foundation (EFF)** in San Francisco, California, requested from Department of Homeland Security (DHS) communications, including, but not limited to, letters, emails, memos, agreements, contracts, proposals, and presentations, between the Department of Homeland Security and the following individuals lobbying or communicating on behalf of Palantir Technologies from 2015-2016: Terry Paul (Cassidy and Associates); Vernon Simmons (Cassidy and Associates); Andrea Napoli (Cassidy and Associates); James Atkin (Palantir Technologies); John Mikolay (Palantir Technologies); Edward Burkhalter (Palantir Technologies); Matthew Long (Palantir Technologies); Peter Thiel (Palantir Technologies.) (Case Number HQ 2017-HQFO-00388.)

Late Requests

- On August 14, 2016, **Christopher Peak**, a reporter with *NationSwell* in Brooklyn, New York, requested from United States Coast Guard (USCG) the ten oldest open Freedom of Information Act (FOIA) requests for the Department of Homeland Security. (Case Number USCG 2017-CGFO-00811.)
- On December 21, 2016, **Chris Philips**, an editor with *Fishermen's News* in Seattle, Washington, requested from United States Coast Guard (USCG) correspondence sent or received by Rear Admiral Anthony "Jack" Vogt, Admiral Paul Zukunft or any other USCG official about the National Coast Guard Museum planned for downtown New London. (Case Number USCG 2017-CGFO-00815.)
- On December 27, 2016, **Julia Bergman**, a journalist with *The Day* in New London, Connecticut, requested from United States Coast Guard (USCG) emails sent by Rear Admiral Mark E. Butt, Commander of the 13th Coast Guard District, to US Environmental Protection Agency (EPA) Region 10 Administrator Dennis McLerran, between December 5, 2016 and December 20, 2016. (Case Number USCG 2017-CGFO-00815.)
- On January 18, 2017, **Todd Shepard**, a representative with *Muckrock* in Somerville, Massachusetts, requested from United States Immigration and Customs Enforcement (ICE) audio recordings of Director Sarah Saldaña, Thomas Homan, and Peter Edge, speaking with a journalist or journalists, or speaking before an audience, which audio recordings were made by or maintained by or are in the custody of Saldaña, Homan, Edge, and/or any member of the ICE's media team and/or press team. (Case Number ICE 2017-ICFO-15074.)

- On January 29, 2017, **David Yanofsky**, a reporter with *Quartz* in Palo Alto, California, requested from United States Citizenship and Immigration Services (USCIS) memorandum, instructions, policy briefings and guidance or similar, received by USCIS staff on or after January 19, 2017 pertaining to the processing of citizenship applications. (Case Number USCIS COW2017000097.)
- On January 31, 2017, **Joseph Cox**, a journalist with *MuckRock News* in Somerville, Massachusetts, requested from United States Citizenship and Immigration Services (USCIS) the following records: (1) contracts between USCIS and Flashpoint Global Partners and any final reports generated or delivered by Flashpoint Global Partners to USCIS over the past five years; and (2) contracts between USCIS and EJ2 Communications Inc. and any final reports generated or delivered by EJ2 Communications Inc. to USCIS over the past five years. (Case Number USCIS CNT2017000005.)
- On January 31, 2017, **Norman Oder**, a writer with *Atlantic Yards Report* in Brooklyn, New York, requested from United States Citizenship and Immigration Services (USCIS) documents that disclose communications with USCIS by Senator Charles Schumer (D-NY) and/or his offices/staff members and/or his Senate Judiciary Subcommittee on Immigration, regarding EB-5 and Atlantic Yards. (Case Number USCIS COW2017000105.)
- On January 31, 2017, **Josue Espinosa**, an individual in Valparaiso, Indiana, requested from United States Citizenship and Immigration Services (USCIS) documents related to the Government's policies pertaining to section (3) of President Trump's January 27, 2017 Executive Order that may affect the adjudication of any and all visas and other immigration benefits including but not limited to naturalization, immigrant and non-immigrant visas and employment authorization. (Case Number USCIS COW2017000107.)
- On January 31, 2017, **Katie Campbell**, a journalist with *Pinal Central* in Casa Grande, Arizona, requested from United States Customs and Border Protection (CBP) immigration detainers issued to the Pinal County Sheriff's Office in Pinal County, Arizona, by Border Patrol Station Casa Grande within the last year from the date of this letter to include the names, dates of birth, nationalities, booking/inmate numbers, latest criminal charges/convictions, and estimated release dates of the aliens specified. (Case Number CBP-2017-027048.)
- On January 31, 2017, **Jason Cherkis**, a reporter with the *Huffington Post* in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) emails and memos to and from Thomas Homan from January 1, 2017 to the present concerning executive orders as well as any emails and memos using the search terms "Bannon," "Sessions," "Trump," "Iraq," "Iran," "green cards," "visas," "Dulles," "ACLU." (Case Number ICE 2017-ICFO-14132.)
- On January 31, 2017, **Emily Stephenson**, a reporter with *Reuters News* in Washington, DC, requested from the Transportation Security Administration (TSA) guidance sent to TSA agents between January 27-31, 2017, about implementing/complying with President Trump's executive order on January 27, 2017, titled Protection Of The Nation From Foreign Terrorist Entry Into The

United States. (Case Numbers HQ 2017-HQFO-00328 and TSA 2017-TSFO-00133.)

- On January 31, 2017, **Bradley Moss**, a Deputy Executive Director with **The James Madison Project** in Washington, D.C., requested from Transportation Security Administration (TSA) copies of the following: (1) guidance provided by TSA to private and commercial airlines operating at U.S. airports with respect to admission, denial of admission, and/or deportation of individuals subject to President Trump's Executive Order (EO), signed on January 27, 2017; (2) communications with respect to implementation of and the EO; and (3) communications with respect to the judicial rulings imposing emergency stays and/or restraining orders enjoining the EO. (Case Number TSA 2017-TSFO-00134.)
- On January 31, 2017, **Bradley Moss**, a Deputy Executive Director with **The James Madison Project**, in Washington, D.C., requested from Transportation Security Administration (TSA) copies of the following: (1) records memorializing discussions between TSA staff and private staff, Presidential transition staff, and/or White House staff of President Donald J. Trump ("President Trump") regarding the legality of (and recommended means of implementing) an Executive Order barring entry of certain categories of foreign nationals based strictly on their nationality, including, but not limited to, individuals who qualify as refugees, U.S. legal permanent residents, and holders of a valid U.S. visa; (2) records memorializing discussions between TSA staff and Members of Congress (as well as Congressional staff members) regarding the EO; (3) records memorializing final determinations by TSA staff regarding the extent the EO would apply to U.S. citizens who hold dual citizenship; and (4) records memorializing final determinations by TSA staff regarding the legality of the EO. (Case Number TSA 2017-TSFO-00135.)
- On February 1, 2017, **Emily Stephenson**, a journalist with *Reuters News* in Washington, D.C., requested from United States Customs and Border Protection (CBP) guidance sent to the airlines Emirates and Etihad Airways about President Trump's January 27, 2017 executive order related to international travel, including any guidance, whether a formal notice or via email, from CBP to these airlines from January 27, 2017 through February 1, 2017 about compliance with the executive order. (Case Number CBP-2017-027695 and HQ 2017-HQFO-00341.)
- On February 1, 2017, **Aruna Viswanatha**, a reporter with *The Wall Street Journal* in Washington, D.C., requested from United States Customs and Border Protection (CBP) and Immigration and Customs Enforcement (ICE) communications to or from Thomas Homan, Daniel Ragsdale, and James Spero between January 1, 2017 through February 1, 2017 related to the Executive Order issued on January 27, 2017 concerning immigration from countries including Syria including documents sent to or from the named officials related to the order, its implementation, and related to judicial proceedings and protests and communications to or from the listed officials with the keywords "Muslim ban", "extreme vetting", "ban", "protests", "green cards." (Case Numbers CBP-2017-027605 and ICE 2017-ICFO-14643.)

- On February 1, 2017, **Mary Finn**, a representative with **Democracy in Crisis** in Baltimore, Maryland, requested from United States Immigration and Customs Enforcement (ICE) emails sent or received by Thomas D. Homan, Executive Director of ICE Enforcement and Removal Operations (ERO) and ICE's current Acting Director that contain words and phrases "DACA" and/or "Deferred Action for Childhood Arrivals." (Case Number ICE 2017-ICFO-14627.)
- On February 1, 2017, **Mary Finn**, a representative with **Democracy in Crisis** in Baltimore, Maryland, requested from United States Immigration and Customs Enforcement (ICE) all emails sent or received by Thomas D. Homan, Executive Director of ICE Enforcement and Removal Operations (ERO) and ICE's current Acting Director that contain words and phrases "Trump" and/or "Donald Trump" and/or "Make America Great Again." (Case Number ICE 2017-ICFO-14635.)

III. Freedom of Information Act Releases

- On January 25, 2017, Federal Emergency Management Agency (FEMA) released to **Darren Fishell**, a writer with *Bangor Daily News* in Portland, Maine, one spreadsheet containing data related to the National Flood Insurance Program for Maine. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number FEMA 2016-FEFO-00354.)
- On February 2, 2017, United States Citizenship and Immigration Services (USCIS) released to **Maria C. Baca**, a writer with *Albuquerque Journal* in Albuquerque, New Mexico, two pages pertaining to New Mexico based EB-5 regional centers. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 4. (Case Number USCIS COW2016001128.)
- On February 1, 2017, United States Citizenship and Immigration Services (USCIS) released to **Jefferson S. Garn**, Deputy Attorney General with the **State of Indiana** in Indianapolis, Indiana, 232 pages pertaining to the resettlement of Syrian refugees in the United States since January 1, 2011 and additional information. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5 and 6. (Case Number USCIS NRC2016004704.)
- On February 2, 2017, United States Citizenship and Immigration Services (USCIS) released to **Tim Novak**, a reporter with *Chicago Sun-Times* in Chicago, Illinois, one Excel spreadsheet and 1,023 pages of records pertaining to Vista Tower Investor, LLC. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 3, 4, and 6. (Case Number USCIS COW2016001004.)
- On February 2, 2017, United States Citizenship and Immigration Services (USCIS) released to **Danielle Prinz**, a reporter with *WUFT News* in Gainesville, Florida, 143 pages of emails related to the cancellation of naturalization ceremonies on October 6, 2016 and October 7, 2016. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number USCIS COW2016001057.)
- On February 2, 2017, United States Citizenship and Immigration Services (USCIS) released to **Sophia Schirmer**, a reporter with *Guardian News and Media* in London, United Kingdom, one Excel spreadsheet consisting of data pertaining to the following: (1) Monthly numbers for British nationals who have

applied for an Immigrant Visa in the United States between January through August 2016 to include numbers from January through July 2015 for comparison; and (2) Monthly numbers of British nationals who have applied for U.S. Citizenship between January through August 2015 and January through July 2016. These records were released in full. (Case Number USCIS COW2016000899.)

- On February 2, 2017, Department of Homeland Security (DHS) released to **Ahilan Arulanantham**, Deputy Legal Director with **American Civil Liberties Union (ACLU)** in Los Angeles, California, 3 pages of communication including an email and a summary of an upcoming community engagement events. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5 and 6. (Case Number HQ 2016-HQFO-00491.)
- On February 6, 2017, United States Immigration and Customs Enforcement (ICE) released to **Andrew Becker**, a reporter with **The Center for Investigative Reporting** in Emeryville, California, one Excel workbook containing data related to repatriations and removals of criminal Mexican nationals for each fiscal year 2011 to 2016. This record was released in full. (Case Number ICE 2017-ICFO-09520.)
- On February 6, 2017, Transportation Security Administration (TSA) released to **Scott MacFarlane**, a reporter with **NBC Washington** in Washington, D.C., 44 pages of "Premium Class Travel" reports filed by the agency in FY 2008, 2009, 2010, 2011 and 2012. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number TSA 2013-TSFO-01497.)
- On February 6, 2016, Transportation Security Administration (TSA) released to **Michael Bott**, a reporter with **NBC Bay Area** in San Jose, California, five pages listing each firearm that was lost or stolen and date recovered (if applicable) between January 2005 through July 2015. This spreadsheet were released in full. (Case Number TSA 2015-TSFO-00291.)
- On February 7, 2017, United States Customs and Border Protection (CBP) released to **Zachary R. Ziegler**, a reporter with **Arizona Public Media** in Tucson, Arizona, 182 pages of statistical data for the past 20 years of illegal drug arrests and seizures along the United States and Mexico Border. These records were released in full. (Case Number CBP CBP-2017-025184.)
- On February 7, 2017, Federal Emergency Management Agency (FEMA) released to **Barbara Soderlin**, a reporter with **Omaha World Herald** in Omaha, Nebraska, 151 pages containing the December 19, 2013 report, the June 19, 2014 report, documents on Gallup's Internal Control System, and two documents on the independent review of Gallup. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number FEMA 2014-FEFO-00898.)
- On February 8, 2017, United States Citizenship and Immigration Services (USCIS) released to **Daniel Rifkin**, an representative with **Catholic Charities of Baltimore** in Baltimore, Maryland, one page consisting of planned or expected future changes to the Deferred Action for Childhood Arrivals program in

2017. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 5. (Case Number USCIS COW2016001213.)

- On February 8, 2017, United States Citizenship and Immigration Services (USCIS) released to **David Bixenspan**, a freelance writer in Long Beach, New York, 47 pages pertaining to the Alien File of the late wrestler Christopher “Gentleman” Adams. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 3 and 6. (Case Number USCIS COW2016001223.)
- On February 8, 2017, United States Customs and Border Protection (CBP) released to **Laura Strickler**, a reporter with *CBS News* in New York, New York, 95 photographs and 33 videos of footage consisting of Secretary Johnson’s visit to the McAllen, Texas service area on May 11, 2014. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6, 7(C), 7(E). (Case Number CBP CBP-2014-027639.)
- On February 8, 2017, United States Immigration and Customs Enforcement released to **Andrew Becker**, a reporter with *Center for Investigative Reporting* in Emeryville, California, one Excel workbook with voluntary return information from Fiscal Years 2011-2016. This document was released in full. (Case Number ICE 2017-ICFO-09513.)

IV. Freedom of Information Act Appeals

- On February 7, 2017, **Scott Nichol**, Borderlands Team Chair with **Sierra Club** in McAllen, Texas, appealed the United States Customs and Border Protection (CBP) response to their request for records pertaining to the construction locations of border fencing in the vicinity of the communities of Roma, Rio Grande City, and Los Ebanos, Texas which have been designated as O-1, O-2 and O-3. The requester is contesting both the adequacy search and the redactions made pursuant to Freedom of Information Act Exemptions 4 and 5 to the records that were released. (Case Number CBP-AP-2017-028365.)

V. Freedom of Information Act Appeals Releases

- NSTR

VI. Litigation

- In the matter of *Jennifer Smith v. U.S. Immigration and Customs Enforcement*, (No. 16-02137), the plaintiff filed a Freedom of Information Act (FOIA) request on or about May 22, 2013 seeking records relating to Mr. Jose Garcia Carballo. Plaintiff filed a lawsuit on August 24, 2016 claiming constructive denial, and sought a preliminary injunction to compel production. On January 30, 2017, ICE released to plaintiff 46 pages of records.
- In the matter of *Denise Gilman v. U.S. Department of Homeland Security* (15-cv-01248-LY), the plaintiff filed a Freedom of Information Act (FOIA) request on March 31, 2014 seeking records relating various detention policies. Plaintiff filed a lawsuit on December 29, 2015 claiming constructive denial, and sought a preliminary injunction to compel production. On February 3, 2017, ICE released to plaintiffs 300 pages records.

- In the matter of *Barton Gellman v. DHS, (D.D.C. 15-cv-00635)*, plaintiff filed a Freedom of Information Act request on July 6, 2015 seeking records pertaining to records on himself. Plaintiff filed a lawsuit on April 4, 2016 claiming constructive denial. On February 7, 2017, Department of Homeland Security (DHS), Privacy Office (PRIV), released to plaintiff 5,374 pages of records.

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 Activity for the Week of February 9-15, 2017

Privacy Office

February 24, 2017

Weekly Freedom of Information Act 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 Freedom of Information Act related items:

- NSTR

II. On Freedom of Information Act Requests

- On February 9, 2017, **Darwin Bond-Graham**, a journalist in San Francisco, California, requested from Department of Homeland Security (DHS) the following from January 20, 2017 to February 20, 2017: (1) communications sent to the San Francisco ICE Field Office by, or on behalf of DHS Secretary John F. Kelly; (2) communications sent to the San Francisco ICE Field Office by, or on behalf of DHS Under Secretary Chip Fulghum; (3) communications sent to the San Francisco ICE Field Office by, or on behalf of DHS General Counsel Joseph Maher; (4) communications sent by the DHS General Counsel's office to the San Francisco ICE Field Office concerning changes in policies, procedures, or practices and guidance to implement new policies, procedures, practices; and (5) communications sent by the DHS Immigration Law Division (IMM) office to the San Francisco ICE Field Office concerning changes in policies, procedures, or practices and guidance to implement new policies, procedures and practices. (Case Number HQ 2017-HQFO-00368.)
- On February 9, 2017, **Alex Abdo**, representative with **Knight First Amendment Institute at Columbia University** in New York, New York, requested from Department of Homeland Security (DHS) the following: (1) directives, memoranda, guidance, emails, or other communications concerning the speech of government employees or contractors sent by the White House to any federal agency since January 19, 2017, or sent by an agency to its employees or contractors since January 19, 2017; (2) documents drafted by the agency since January 19, 2017 containing policy or legal guidance or interpretation concerning the speech of government employees or contractors; and (3) correspondence between the agency and any of its employees or contractors concerning restrictions on employees or contractors speech put in place since January 19, 2017. (Case Number HQ 2017-HQFO-00370.)
- On February 9, 2017, **Rob Eno**, Director of Research with **Conservative Review** in Boston, Massachusetts, requested from Department of Homeland Security (DHS) immigration records of Abdul Razak Ali Artan. (Case Number HQ 2017-HQFO-00404.)
- On February 9, 2017, **Jill Macyshon**, a reporter with **CTV National News** in Winnipeg, Manitoba, Canada, requested from United States Citizenship and Immigration Services (USCIS) the number of Somali asylum seekers who have had their applications denied since January 25, 2017. (Case Number USCIS COW2017000129.)

- On February 9, 2017, **Sara O'Brien**, a reporter with *CNN* in New York, New York, requested from the United States Citizenship and Immigration Services (USCIS) I-129 database of H-1B accepted petitions for FY2014-2016. (Case Number USCIS COW2017000136.)
- On February 10, 2017, **Benjamin Stevenson**, an attorney with **American Civil Liberties Union (ACLU)** in Pensacola, Florida, requested from United States Customs and Border Protection (CBP) records about the implementation by CBP of President Trump January 27, 2017 Executive Order No. 13769 as it relates to the Miami/Tampa Sector. (Case Number CBP-2017-030015.)
- On February 10, 2017, **Mitra Ebadolahi**, an attorney with **American Civil Liberties Union (ACLU)** in San Diego, California, requested from United States Customs and Border Protection (CBP) records created on or after January 27, 2017 concerning CBP's interpretation, enforcement, and implementation of the President's Executive Order "Protecting the Nation From Foreign Terrorist Entry Into the United States" at local (Houston) International Airports. (Case Number CBP-2017-030016.)
- On February 10, 2017, **Rebecca K. Glenberg**, an attorney with **American Civil Liberties Union (ACLU)** in Chicago, Illinois, requested from United States Customs and Border Protection (CBP) records regarding CBP's interpretation and enforcement of the Executive Order at the Local International Airports, not information held in the records of CBP Headquarters including records held by CBP employees and offices at the Local International Airports, and the corresponding Port of Entry Offices and Regional Field Operations Office. (Case Number CBP-2017-028985.)
- On February 10, 2017, **Emily Chiang**, an attorney with **American Civil Liberties Union (ACLU)** in Seattle, Washington, requested from United States Customs and Border Protection (CBP) records regarding CBP's local implementation of the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States." (Case Number CBP-2017-029174.)
- On February 10, 2017, **Mitra Ebadolahi**, an attorney with **American Civil Liberties Union (ACLU)** in San Diego, California, requested from United States Customs and Border Protection (CBP) records regarding CBP's local implementation of the Executive Order at international airports within the purview of Portland (Field Office.) (Case Number CBP-2017-029366.)
- On February 10, 2017, **Isaac Arnsdorf**, a writer with *Politico* in Arlington, Virginia, requested from United States Customs and Border Protection (CBP) records created or received by the CBP since January 25, 2017, related to any guidance given to any airline concerning the enforcement of the Executive Order, all communications between CBP personnel and any airline since January 25, 2017, concerning the implementation and interpretation of the Executive Order, records created or received by the CBP since January 25, 2017, concerning individuals who were not allowed to board international flights into the United States, by any airline, as part of the enforcement of the Executive Order, records created or received by the CBP since January 25, 2017, related to fines levied against any airline—pursuant to 8 U.S.C. § 1323 or any other provision of law—for transporting individuals covered by the Executive Order into the United

States, records created or received by the CBP since January 25, 2017, related to the compliance of any airline with the Executive Order or any directives enforcing the Executive Order, records created or received by the CBP since January 25, 2017, concerning holders of green cards who have voluntarily abandoned their status as a lawful permanent resident of the United States, pursuant to USCIS Form I-407, 7, and records created or received by the CBP since January 25, 2017, concerning individuals who have withdrawn application for admission to the United States by filling out USCIS Form I-275 or otherwise. (Case Number CBP-2017-029472.)

- On February 10, 2017 **Sara Ganim**, a reporter with **CNN** in New York New York, requested from United States Customs and Border Protection (CBP) rejections of visa applications from Mexicans and Miami International Airport. Specifically, passengers from Mexico turned away by CBP and information on any cell phones that may have been confiscated for examination during such entries at airports and the information that was on those cell phones. (Case Number CBP-2017-029663.)
- On February 10, 2017, **Mitra Ebadolahi**, a representative with **American Civil Liberties Union (ACLU)** in San Diego, California, requested from Department of Homeland Security (DHS) records created on or after January 27, 2017 concerning Custom and Border Protection's interpretation, enforcement, and implementation of the President's Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" at local International Airports including (1) President Trump's Executive Order, signed on January 27, 2017 and titled "Protecting the Nation from Foreign Terrorist Entry Into the United States," (2) any guidance "provided to DHS field personnel shortly" after President Trump signed the Executive Order, (3) Associate Director of Field Operations for United States Citizenship and Immigration Services Daniel M. Renaud's email, sent at 11:12 am on January 27, 2017, instructing DHS employees that they could not adjudicate any immigration claims from the seven targeted countries, (4) Judge Donnelly's Decision and Order granting an Emergency Motion for Stay of Removal, issued in the Eastern District of New York on January 27, 2017, including records related to CBP's efforts to comply with the court's oral order requiring prompt production of a list of all class members detained by CBP, (5) Judge Brinkema's Temporary Restraining Order, issued in the Eastern District of Virginia on January 28, 2017, (6) Judge Zilly's Order Granting Emergency Motion for Stay of Removal, issued in the Western District of Washington on January 28, 2017, (7) Judge Burroughs' Temporary Restraining Order, issued in the District of Massachusetts on January 29, 2017, (8) Judge Gee's Order granting an Amended Ex Parte Application for Temporary Restraining Order, issued in the Central District of California on January 29, 2017, (9) Assurances from the U.S. Attorney's Office for the Eastern District of Pennsylvania that all individuals detained at Philadelphia International Airport under the Executive Order would be admitted to the United States and released from custody on Sunday, January 29, 2017, (10) DHS's "Response to Recent Litigation" statement, issued on January 29, 2017, (11) DHS Secretary John Kelly's "Statement on the Entry of Lawful Permanent Residents Into the United States," issued on January 29, 2017, (12)

DHS's "Statement on Compliance with Court Orders and the President's Executive Order," issued on January 29, 2017, and (13) any other judicial order or executive directive issued regarding the Executive order on or after January 27, 2017; records concerning the number of individuals who were detained or subjected to secondary screening, extending questioning, an enforcement examination, or consideration for a waiver at Local International Airports pursuant to the Executive Order including (1) the total number of individuals who remain detained or subject to secondary screening, extending questioning, an enforcement examination, or consideration for a waiver at Local International Airports both as of the date of this request and as of the date on which this request is processed, and (2) the total number of individuals who have been detained or subjected to secondary screening, extending questioning, an enforcement examination, or consideration for a waiver for any length of time at Local International Airports since January 27, 2017, including the number of individuals who have been release, transferred into immigration detention, or removed from the United States; records concerning the number of individuals who have been removed from Local International Airports from January 27, 2017, to date pursuant to the Executive Order; records concerning the number of individuals who arrived at Local International Airport from January 27, 2017 to date with valid visas or green cards who subsequently agreed voluntarily to return; and records containing the "guidance" that was "provided to DHS field personnel shortly" after President Trump signed the Executive Order. (Case Number 2017-HQFO-00372.)

- On February 10, 2017, **Isaac Arnsdorf**, a representative with *Politico* in Arlington, Virginia, requested from Department of Homeland Security (DHS) the following records created by United States Immigration and Customs Enforcement (ICE) since January 25, 2017: (1) records related to any guidance given to any airline concerning the enforcement of the Executive Order; (2) communications between ICE personnel and any airline concerning the implementation and interpretation of the Executive Order; (3) records created or received concerning individuals who were not allowed to board international flights into the United States, by any airline, as part of the enforcement of the Executive Order; (4) records relating to fines levied against any airline pursuant to 8 U.S.C. § 1323 or any other provision of law for transporting individuals covered by the Executive Order into the United States; (5) records related to the compliance of any airline with the Executive Order or any directives enforcing the Executive Order; (6) records created by or received concerning holders of green cards who have voluntarily abandoned their status as a lawful permanent resident of the United States, pursuant to USCIS Form I-407; (7) records concerning individuals who have withdrawn application for admission to the United States by filling out USCIS Form I-275 or otherwise; and (8) records concerning individuals detained pursuant to the Executive Order. (Case Number HQ 2017-HQFO-00378.)
- On February 10, 2017, **Geoff Ziezulewicz**, a freelance journalist in Washington, D.C., requested from Department of Homeland Security (DHS) the following: (1) communications of any kind with and/or concerning Amazon Web Services,

Amazon.com, Inc., its employees, management, owners and/or anyone else conducting business on behalf of Amazon.com, Inc., including but not limited to Jeff Bezos, from January 1, 2009 to present; (2) other records, from January 1, 2009 to present, related in any way, to Amazon.com, Inc., Amazon Web Services, its employees, management, owners and/or anyone else conducting business on behalf of Amazon.com, Inc./Amazon Web Services, including but not limited to Jeff Bezos; and (3) meeting/visitor logs, calendars, records relating to contracts, audits, complaints, examinations or investigations, OGE Form 1353 reports of non-governmental funded travel, Congressional correspondence, and communication with the White House/EOP as it relates to items 1 and 2 with DHS communication limited to Secretary Jeh Johnson, Deputy Secretary Alejandro Mayorkas, Executive Secretary Kimberly O'Connor, Chief of Staff Paul M. Rosen, General Counsel Stevan E. Bunnell, Under Secretary of Management Russell C. Deyo, Under Secretary of Science and Technology Reginald Brothers, and Inspector General John Roth. (Case Number 2017-HQFO-00380.)

- On February 10, 2017, **Brendan O'Connor**, a reporter with **Gizmodo Media Group** in New York, New York, requested from Department of Homeland Security (DHS) reports presented to DHS Secretary John Kelly on President Donald Trump's "wall" along the U.S.-Mexico border. (Case Number HQ 2017-HQFO-00397.)
- On February 10, 2017, **Anthony Fisher**, a representative with **Muckrock** in Somerville, Massachusetts, requested from United States Immigration and Customs Enforcement (ICE) any memoranda or communications to or from the Immigration and Customs Enforcement, Office of the Director and Deputy Director pertaining to the "Office for Victims of Crimes Committed by Removable Aliens," which President Trump ordered the creation of in an executive order titled "Enhancing Public Safety in the Interior of the United States" on January 25, 2017, along with any communications to or from the White House regarding the creation of the "Office for Victims of Crimes Committed by Removable Aliens." (Case Number ICE 2017-ICFO-15657.)
- On February 10, 2017, **Brendan O'Connor**, a reporter with **Gizmodo Media Group** in New York, New York, requested from United States Immigration and Customs Enforcement (ICE) the following records between February 5, 2017 to February 10, 2017: (1) correspondence or communications between Enforcement and Removal Operations officials and the Presidential Transition Team; (2) correspondence or communications maintained by Jon Gurule pertaining to the Executive Orders signed by President Donald Trump; and (3) correspondence or communications between Enforcement and Removal Operations' Field Operations Division and ERO's 24 national field offices pertaining to targeted enforcement actions undertaken. (Case Number ICE 2017-ICFO-15661.)
- On February 13, 2017, **Mary Finn**, a reporter with **Democracy in Crisis** in San Francisco, California, requested from Department of Homeland Security (DHS) email records from January 20, 2017 to February 1, 2017 regarding official government business received by John Kelly (Sec. of Homeland Security) from or to current officials of the White House who used email addresses other than their

assigned 'state.gov' email addresses to conduct official White House business. (Case Number 2017-HQFO-00373.)

- On February 13, 2017, **Dana Liebelson**, a reporter with *Huffington Post* in Washington, D.C., requested from Department of Homeland Security (DHS) the following: (1) records pertaining to Customs and Border Protection (CBP) emails and/or other documents among the United States Customs and Border Protection staff, including emails from Kevin McAleenan and Randolph Alles, with any White House officials, including emails with the phrase "@who.eop.gov," regarding the Executive Order "Protecting the Nation from Foreign Terrorist Entry Into the United States," including implementation guidance any other discussion, and any emails including the names Reince Priebus, Stephen Bannon or Stephen Miller; (2) emails and/or other documents among DHS staff, including the phrase "@hq.dhs.gov," with any officials from U.S. Customs and Border Patrol, including Kevin McAleenan and Randolph Alles, regarding the Executive Order "Protecting the Nation from Foreign Terrorist Entry Into the United State," including implementation guidance and any other discussion; (3) emails and/or other documents among the United States Customs and Border Protection staff and law enforcement officials working with Dulles International Airport, including officials with the Metropolitan Washington Airport Authority, regarding the Executive Order "Protecting the Nation from Foreign Terrorist Entry Into the United States" including implementation guidance and any other discussion and any relevant court decisions. (Case Number HQ 2017-HQFO-00375.)
- On February 13, 2017, **Adam Serwer**, a reporter with *The Atlantic* in Washington, D.C., requested from Department of Homeland Security (DHS) communications between the Department of State, Customs and Border Protection, Department of Justice Office of the Attorney General, the Office of Legal Counsel, Office of the Secretary of Homeland Security, Executive Office of the President, Immigration and Customs Enforcement, and United States Citizenship and Immigration Services regarding or pertaining to Executive Order: "Protecting The Nation From Foreign Terrorist Entry Into The United States." (Case Number HQ 2017-HQFO-00376.)
- On February 13, 2017, **Brendan O'Connor**, a reporter with *Gizmodo Media Group* in New York, New York, requested from Department of Homeland Security (DHS) the following from September 1, 2016 through the date this request is processed: (1) records, documents, emails, questionnaires, memoranda or other correspondence or communications between Enforcement and Removal Operations officials and the Trump Presidential Transition Team, regardless of format, medium or physical characteristics and including electronic records and information including both in-agency and external communications; (2) records, documents, emails, questionnaires, memoranda or other correspondence or communications maintained by Jon Gurule, Assistant Director for Field Operations for Enforcement and Removal Operations, pertaining to executive orders signed by President Donald Trump; and (3) records, documents, emails, questionnaires, memoranda or other correspondence or communications between Enforcement and Removal Operations' Field Operations Division and ERO's 24

national field offices pertaining to targeted enforcement actions undertaken between February 5 and February 10, 2017. (Case Number HQ 2017-HQFO-00381.)

- On February 13, 2017, **Daniel DeFraia**, a freelance journalist in Boston, Massachusetts, requested from Department of Homeland Security (DHS) copies of the following from November 8, 2016 to the processing of the request: (1) requests for assistance from the White House (Executive Office of the President, Domestic Policy Staff, Office of Management and Budget) or any Federal agency, as that term is defined in 5 USC Section 551) in providing information on TWP; (2) responses from Homeland Security to any Federal agency Requests, in the form of records, from other Federal agencies concerning TWP; (3) records that provide estimates of the costs and/or distance of the border wall of construction or reconstruction of The Wall; (4) records that discuss the environmental implications of building or reconstructing The Wall; (5) records that discuss potential legal and/or regulatory obstacles to building The Wall; (6) records that discuss the design, construction, reconstruction, cost of The Wall; (7) records that discuss the REAL ID Act and/or Homeland Security; and (8) records that discuss potential consequences and/or benefits of building/not building the wall. (Case Number HQ 2017-HQFO-00399.)
- On February 13, 2017, **Eleni Kyriakides**, a fellow with **Electronic Privacy Information Center (EPIC)** in Washington, D.C., requested from Department of Homeland Security (DHS) the following records in possession of the agency concerning statements made by DHS Secretary John Kelly in a February 9, 2017 interview with NPR; (1) records, including memos and talking points prepared for the NPR interview, concerning DHS plans to require entrants to the U.S. to provide Internet browsing history and passwords to their website accounts, including but not limited to their social media profiles; (2) records, including memos and talking points prepared for the NPR interview, concerning DHS plans to require entrants to the U.S. to provide their cell phone conversations and cell phone contact books; and (3) records, including memos and talking points prepared for the NPR interview, concerning a policy between the White House and Secretary Kelly, or DHS, to facilitate rollout of Executive Orders, including any procedure to notify of members of Congress and the press. (Case Number HQ 2017-HQFO-00400.)
- On February 13, 2017, **Megan Wilson**, a reporter with *The Hill* in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) documents, directives, memoranda, records of communications, and legal papers to the ICE staff regarding Executive Order 13769: "Protecting the Nation from Foreign Terrorist Entry into the United States" signed by President Trump on January 27, 2017 including but limited to instructions on how to enforce the order. (Case Number ICE 2017-ICFO-15748.)
- On February 13, 2017, **Megan Wilson**, a reporter with *The Hill* in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) any communications between members of Congress, employees, and ICE senior officials regarding Executive Order 13769: Protecting the Nation from Foreign

Terrorist Entry into the United States, signed by President Trump on Jan. 27, 2017. (Case Number ICE 2017-ICFO-15753.)

- On February 13, 2017, **Anthony Fisher**, a representative with **Muckrock** in Somerville, Massachusetts, requested from Department of Homeland Security (DHS) the following: (1) memoranda or communication to or from DHS pertaining to the "Office for Victims of Crimes Committed by Removable Aliens," which President Trump ordered the creation of in an executive order titled "Enhancing Public Safety in the Interior of the United States" on January 25, 2017; and (2) communication to or from the White House, including those conducted via personal email for government business, regarding the creation of the "Office for Victims of Crimes Committed by Removable Aliens." (Case Number HQ 2017-HQFO-00379.)
- On February 13, 2017, **Megan Wilson**, a journalist with *The Hill* in Washington, DC, requested from the Department of Homeland Security (DHS) documents, directives, memoranda, records of communications, and legal papers to the United States Immigration and Customs Enforcement staff regarding Executive Order 13769, "Protecting the Nation from Foreign Terrorist Entry into the United States," signed by President Trump on January 27, 2017 including but limited to instructions on how to enforce the order. (Case Number HQ 2017-HQFO-00389.)
- On February 14, 2017, **Philip Wiese**, an individual in San Francisco California, requested from Department of Homeland Security (DHS) documents related to non-disclosure agreements signed by legislative aides to assist in the drafting of the President's Executive Order entitled "Protecting the Nation from Foreign Terrorist Entry into the United States." (Case Number HQ 2017-HQFO-00384.)
- On February 14, 2017, **Brad Heath**, a reporter with *USA Today* in Mclean, Virginia, requested from Department of Homeland Security (DHS) any electronic mail messages, instant messages, SMS, MMS, or other electronic messages sent or received by Secretary Kelly since he assumed office, including any messages regarding departmental business, regardless of whether those messages are stored or were sent or received using departmental or personal accounts. (Case Number HQ 2017-HQFO-00385.)
- On February 14, 2017, **Emily Stephenson**, a reporter with *Reuters* in Washington, D.C., requested from Department of Homeland Security (DHS) documents detailing the number of asylum interviews/hearings and legal permanent resident interviews/hearings that were cancelled following the issuance of the January 27, 2017 executive order and that involved nationals of the seven countries temporarily barred from travel by that executive order; the total number of pending applications as of January 27 for asylum or legal permanent residence status made by nationals from the seven countries temporarily barred from travel in the January 27 executive order. (Case Number HQ 2017-HQFO-00391.)
- On February 14, 2017, **Mike Feuer**, City Attorney with the **Los Angeles City Government** in Los Angeles, California, requested from Department of Homeland Security (DHS) the following records: (1) name of each person bound for, or who landed at, LAX since January 27, 2017, who was traveling either under a valid immigrant or non-immigrant visa, or other legal authorization, to enter the U.S. if that individual is from Iraq, Syria, Iran, Sudan, Libya, Somalia, or

Yemen, or traveling under a USCIS refugee application (hereinafter "Traveler"); (2) name of each Traveler detained at LAX pursuant to Executive Order No 13769, entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States" ("EO") For purposes of this inquiry, "detained" shall be broadly interpreted, and shall mean an instance in which a Traveler has been kept or held in custody, confinement, or interrogation, whether for questioning, searching or surveillance; (3) name and immigration status of each Traveler who landed at LAX, but who did not enter the United States for any reason whatsoever, including the Traveler's involuntary removal from the United States, or his or her allegedly voluntary decision to leave the United States prior to entry into the Country; (4) date and time each Traveler either entered the United States or was removed from, or departed without entry into, the Country; (5) final destination for each Traveler who landed at LAX and was removed or left without entry into the United States; (6) any Traveler continues to be detained pursuant to the EO, records that show where the Traveler is being detained; (7) If the passport of any Traveler was confiscated, and continues to be in the possession of the federal government in furtherance of the EO, the name of that Traveler; (8) for each Traveler detained at LAX pursuant to the EO, or who left without entry into the United States, provide any known connection to Los Angeles, including the residence of the Traveler, names and contact information for the Traveler's family members or sponsors, the place of employment of the Traveler, and if the Traveler is a student, the name of the school the Traveler attends; and (9) if, pursuant to the EO, any Traveler was detained, removed or left before entering the United States after landing at LAX signed any document or form, or provided any written statement to any federal official, please provide a copy of that document or statement. (Case Number 2017-HQFO-00393.)

- On February 14, 2017, **Eric Besson**, a reporter with *Arkansas Democrat-Gazette* in Little Rock, Arkansas, requested from Department of Homeland Security (DHS) active memoranda of understanding or other agreements between the Department of Homeland Security and state and local agencies authorized through Section 287(g) of the Immigration and Nationality Act. (Case Number 2017-HQFO-00394.)
- On February 14, 2017, **Kim Miller**, a fellow with **Electronic Privacy Information Center (EPIC)** in Washington, D.C., requested from Department of Homeland Security (DHS) the following: (1) records prepared for the February 7, 2017, House Committee on Homeland Security hearing "Ending the Crisis: America's Borders and the Path to Security," including memos and talking points, concerning Secretary Kelly's experience with having his personal data stolen in the Office of Personnel Management data breach; (2) records prepared for the above names February 7, 2017 hearing, including memos and talking points, concerning DHS plans to increase aerial border surveillance, including but not limited to aerostats; and (3) records prepared for the above named February 7, 2017 hearing, including memos and talking points, concerning DHS plans to use individual's internet and social media information to vet potential entrants to the U.S. (Case Number HQ 2017-HQFO-00395.)

Late Requests

- On December 28, 2016, **Robert Frump**, a freelance journalist in Summit, New Jersey, requested from United States Coast Guard (USCG) vessel inspection records conducted by the Travelling Inspection Office that resulted in operational controls/major non-conformities or presentations/reports on ACP programs during 2014, 2015, and 2016. (Case Number USCG 2017-CGFO-00828.)
- On December 28, 2016, **Robert Frump**, a freelance journalist in Summit, New Jersey, requested from United States Coast Guard (USCG) documents concerning inspection of EL MORRO from 2014 onward, and records pertaining to the removal of the ship from service. (Case Number USCG 2017-CGFO-00829.)
- On January 19, 2017, **Spencer Woodman**, a reporter with *VOX Media* in New York, New York, requested from United States Immigration and Customs Enforcement (ICE) department-wide logs detailing inmates in ICE custody being placed in solitary confinement (or administrative segregation.) (Case Number ICE 2017-ICFO-15375.)
- On January 20, 2017, **Dana Liebelson**, a reporter with the *Huffington Post* in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) data related to I-9 inspections conducted by ICE in fiscal year 2015. (Case Number ICE 2017-ICFO-15393.)
- On January 20, 2017, **Joseph Cox**, a representative with *Muckrock* in Somerville, Massachusetts, requested from United States Immigration and Customs Enforcement (ICE) guidelines, presentations, policy statements, memoranda, and briefs held about or concerning the Central California Darknet Strike Force. (Case Number ICE 2017-ICFO-15407.)
- On January 22, 2017, **Beryl Lipton**, a representative with *MuckRock* in Somerville, Massachusetts, requested from United States Immigration and Customs Enforcement (ICE) records pertaining to ICE G-324-A Inspection Forms, associated "Condition of Confinement Review" worksheets, other ICE detention standards review worksheets, and all other associated materials regarding inspections of all ICE-related facilities including Contract Detention Facilities, Service Processing Centers, facilities used via Intergovernmental Service Agreements or similar agreements, facilities utilized under agreement with or in partnership with the U.S. Marshals Service, or any other facilities used for the detainment of individuals by this agency. (Case Number ICE 2017-ICFO-15807.)
- On January 23, 2017, **Michael Miller**, a reporter with *The Washington Post* in Washington, D.C., requested from United States Immigration and Customs Enforcement (ICE) written requests for the early delivery of an alien made during fiscal year 2016. (Case Number ICE 2017-ICFO-15684.)
- On January 24, 2017, **Tracy Wood**, a reporter with the *Voice of OC* in Santa Ana, California, requested from United States Immigration and Customs Enforcement (ICE) deportation data pertaining to Orange County, California. (Case Number ICE 2017-ICFO-15817.)

- On February 6, 2017, **Amy Taxis**, a reporter with *Associated Press* in Tustin, California, requested from United States Citizenship and Immigration Services (USCIS) records pertaining to data from I-407 forms, Abandonment of LPR status, 2012 to present. (Case Number USCIS COW2017000120.)

III. Freedom of Information Act Releases

- On February 9, 2017, United States Customs and Border Protection (CBP) released to **Jason Buch**, a reporter with *San Antonio Express-News* in San Antonio, Texas, 3,357 pages of records consisting of guidelines for processing forfeitures and seizures. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 2 and 7(E). (Case Number CBP-2016-064023.)
- On February 9, 2017, United States Citizenship and Immigration Services (USCIS) released to **James West**, a digital editor with *Mother Jones* in New York, New York, 828 pages of the results of FOIA requests COW2016000233, NRC2016047439, COW2016000333, COW2016000767, and COW2016000780. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number USCIS COW2016001194.)
- On February 9, 2017, ICE released to **James Dooley**, an investigative reporter with the *University of Hawaii Press*, 11 pages concerning Mr. Larry Mehau, an influential Hawaii businessman, political figure, and alleged organized crime figure who passed away in 2015. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 5, 6, 7(C), and 7(E). (Case Number ICE 2016-ICFO-44511)
- On February 9, 2017, United States Customs and Border Protection (CBP) released to **Edwin Mora**, an individual with *Breitbart News Network* in Alexandria, Virginia, 142 pages of records regarding government incursions on the United States-Mexico border for fiscal years 2013 through 2015. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 6, 7(C), and 7(E). (Case Number CBP-2015-020933.)
- On February 10, 2017, Department of Homeland Security(DHS) released to **Patrick Taurel**, a lawyer with **American Immigration Council** in Washington, D.C., 20 pages pertaining to the training of ICE personnel and the implementation of the Memorandum from Secretary Jeh Johnson entitled "Policies for the Apprehension, Detention and Removal of Undocumented Immigrants" issued on November 20, 2014. Portions of this response were held pursuant to Freedom of Information Act Exemption 6. (Case Number HQ 2016-HQFO-00449.)
- On February 14, 2017, Department of Homeland Security (DHS) released to **Stephen Reilly**, a reporter with *USA Today* in McLean, Virginia, the one page DHS response letter, dated May 11, 2016, from Under Secretary for Management Russell C. Deyo to Senator Charles E. Grassley (R-IA) pertaining to information regarding employees who allegedly solicit prostitutes. This record was released in full. (Case Number HQ 2016-HQFO-00516.)
- On February 14, 2017, Department of Homeland Security released to **Michael Best**, a reporter for *MuckRock* in Somerville, Massachusetts, 14 pages of communication from 2015 and 2016 relating to, sent to or from, or mentioning

John Kelly. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number HQ 2017-HQFO-00181.)

- On February 14, 2017, United States Immigration and Customs Enforcement (ICE) released to **Chris Newman**, a representative with the **National Day Laborer Organizing Network (NDLON)** in Los Angeles, California, 190 pages and four spreadsheets pertaining policies, procedures, objectives, data and statistical information related to FSCO-ICE programs. Portions of this response were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number ICE 2016-ICFO-00716.)
- On February 14, 2017, Federal Emergency Management Agency (FEMA) released to **Scott MacFarlane**, a reporter with *NBC News* in Washington, D.C., 74 pages of emails from the accounts of Craig Fugate, Richard Serino or MaryAnn Tierney dated between October 2012 and November 2012 that include any of the following keywords: Vincent Grey, Mayor Grey, Governor O'Malley, Martin O'Malley, Robert McDonnell, Bob McDonnell, Governor McDonnell, O'Malley, or McDonnell. Portions of this response were withheld pursuant to Freedom of Information Act Exemption 6. (Case Number FEMA 2013-FEFO-00841.)
- On February 15, 2017, United States Customs and Border Protection (CBP) released to **Jennifer Newell**, an attorney with **American Civil Liberties Union (ACLU)** in San Francisco, California, four pages pertaining to the procedures for processing, screening, and repatriation of unaccompanied alien children from contiguous countries. Portions of this response were withheld pursuant to FOIA Exemptions 5, 6, 7(C), and 7(E). (Case Number CBP CBP-2015-048441.)
- On February 15, 2017, Transportation Premium Security Administration (TSA) released to **Michael Grabell**, a reporter with *ProPublica* in New York, New York, 99 pages of communications between Rapiscan Systems (or OSI Systems) and TSA regarding testing of the backscatter X-ray machines and the release of those tests to the public. Portions of this response were withheld pursuant to Freedom of Information Act Exemptions 2, 4, 5, and 6. (Case Numbers TSA 2011-TSFO-00738 and 2011-TSFO-00782.)
- On February 15, 2017, Federal Emergency Management Agency (FEMA) released to **Jason Kandel**, Digital News Producer with *NBC4 News* in Universal City, California, six pages consisting of the Lessons Learned/Continuous Improvement Program (LL/CIP) which replaced the legacy "Remedial Action Management Program" (RAMP) database. The records were Exreleased in full. (Case Number FEMA 2017-FEFO-00848.)

IV. Freedom of Information Act Appeals

- On February 16, 2017, **Jason Buch**, a reporter with the *San Antonio Express-News* in San Antonio, Texas, appealed the United States Customs and Border Protection (CBP) response to a request for passenger manifests for the Learjet bearing tail number XB-LYG from Jan. 1 2005 until the receipt of the original request. The CBP response withheld all records full. The requester appealed the full denial and the failure to identify exemptions used to withhold. (Case Number CBP-AP-2017-031579.)

- On February 17, 2017, **Jason Buch**, a reporter with the *San Antonio Express-News* in San Antonio, Texas, appealed the United States Customs and Border Protection (CBP) response to a request for passenger manifests for the Learjet bearing tail number N135GL from Jan. 1, 2005 until the receipt of the original request. The CBP response withheld all records full. The requester appealed the full denial and the failure to identify exemptions used to withhold. (Case Number CBP-AP-2017-031649.)

V. Freedom of Information Act Appeals Releases

- NSTR

VI. Litigation

- In the matter of *Southern Poverty Law Center v. Department of Homeland Security, et al.* (No. 1:16-mi-99999-UNA), plaintiff filed a Freedom of Information Act (FOIA) request on January 7, 2016 seeking records relating to immigration enforcement operations (immigration raids). On August 9, 2016, plaintiff filed a lawsuit claiming constructive denial, and sought a preliminary injunction to compel production. On February 6, 2017, United States Immigration and Customs Enforcement (ICE) released 37 Excel spreadsheets to plaintiff.
- In the matter of *First Look Media Works v. Department of Homeland Security* (No. 1:16-cv-02165-CCK), plaintiff filed a Freedom of Information Act (FOIA) request on May 23, 2016 seeking records relating to the United States Immigration and Customs Enforcement (ICE) use of GangNet software. Plaintiff filed a lawsuit on October 31, 2016 claiming constructive denial, and sought a preliminary injunction to compel production. On February 8, 2017, ICE released 120 pages of records to plaintiff.
- In the matter of *ACLU v. Department of Homeland Security* (15-cv-00247-JJT), plaintiffs filed a Freedom of Information Act request on December 3, 2014, for records related to the abuse and mistreatment of children in the custody of United States Customs and Border Protection (CBP), and its sub-agency, the United States Border Patrol (BP). On February 10, 2017, Department of Homeland Security (DHS) Office of Inspector General (OIG) released 1973 pages of records to the plaintiff.
- In the matter of *Detention Watch Network v. DHS* (S.D. NY. 1:14-cv-00583), plaintiff filed a Freedom of Information Act request on November 25, 2013, as modified March 25, 2014, seeking records pertaining to the Detention Bed Mandate. Plaintiff filed a lawsuit on January 30, 2014, claiming constructive denial. On February 15, 2017, Department of Homeland Security, Privacy Office, (PRIV) released 1,450 pages 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