Catherine

FOIA Requests

- On October 8th, Melissa Keaney of the National Law Center in Washington, D.C., requested from Immigration and Customs Enforcement (ICE) records concerning the ICE Secure Communities Program (SCP), dated from March 28, 2008, to the present, to specifically include: 1) SCP policies, procedures, and training materials provided to state and local government agencies, 2) records regarding the SCP’s “risk-based” classification approach, 3) records regarding the use and issuance of immigration detainers or holds pursuant to the SCP, 4) aggregate data or statistical reports related to individuals placed under immigration detainers pursuant to the SCP, and 5) contracts or agreements with any non-governmental entity for implementation of the SCP.

- On October 13th, Adam Pursch of Fox 13 News in Salt Lake City, UT, requested from the Transportation Security Administration (TSA) video footage regarding an incident between Representative Jason Chaffetz and TSA officials at Salt Lake International Airport on September 21, 2009, to specifically include reports, transcripts, surveillance video, or audio recordings of this incident.

- On October 13th, R.E. Loesch from AZ Traditions in Surprise, AZ, requested from the Secret Service all records relating to any visit that the following individuals made to the White House from January 20, 2009, to the present: Association of Community Organizers for Reform Now and the Service Employees International Union, to specifically include information from two systems known formally as the White House Access Control System and the White House visitor logs.

- On October 13th, Eileen Sullivan of The Associated Press in Washington, D.C., requested from DHS copies of all FOIA requests received by DHS and its components from January 1, 2009, to the present.

- On October 13th, Eileen Sullivan of The Associated Press in Washington, D.C., requested from DHS all appointment calendars and other records reflecting personal visits, meetings, and other correspondence from January 21, 2009, to the present; for Secretary Janet Napolitano, Chiefs of Staff Noah Kroloff and Jan Lesher, Immigration and Customs Enforcement Chief of Staff Suzanne Barr, and Customs and Border Protection Chief of Staff Marco Lopez.

- On October 14th, John Althen of Judicial Watch in Washington, D.C., requested from the Coast Guard all documents pertaining to the construction of centrifuge facilities near Qom, Iran.

- On October 15th, Timothy Kehrer from the Democratic Senatorial Campaign Committee in Washington, D.C., requested from U.S. Citizenship and Immigration Services (USCIS) all correspondence between Senator John Ensign and/or representatives from his office and USCIS including letters, reports, other relevant material relating to Sue Lowden, The Archon Corporation, Sahara Resorts, and Pioneer Hotel and Gambling Hall.

- On October 15th, Steven Emerson of SAE Productions in Washington, D.C., requested from DHS all records pertaining to an August 31, 2009, meeting between DHS and the Michigan State chapter of the Council on American Islamic Relations (CAIR-MI). Steven Emerson also requested from DHS all of the above records pertaining to an August 19, 2009, meeting between DHS, Customs and Border Protection, and the Washington State chapter of the Council on American-Islamic Relations. Emerson has made similar requests in the past.

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0449

3/9/2010

000851
Jordan and Julia,

This communication, along with any attachments, is covered by federal and state law governing electronic communications and may contain confidential and legally privileged information. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, use or copying of this message is strictly prohibited. If you have received this in error, please reply immediately to the sender and delete this message. Thank you.
Hi Catherine,
Below are the requests of interest from this week’s report.
Thank you! Julia

FOIA Requests:

- On October 23, 2009, Ashley Cadotte, an individual from West Linn, Oregon, requested from the U.S. Secret Service (USSS) a copy of the White House visitor log for the month of June 2009.
- On October 26, 2009, Rebecca Bernhardt, a representative of the American Civil Liberties Union of Texas in Austin, Texas, requested from the Federal Emergency Management Agency (FEMA) all documents pertaining to Operation Stonegarden.
- On October 26, 2009, Mr. Don Morris, a representative of the St. Petersburg Times, in St. Petersburg, Florida, requested from the United States Coast Guard (USCG) records regarding the latest Cumulative Data and Graphics for Oil Spills Report.
- On October 26, 2009, Mr. Brad Heath, a reporter of USA Today in Washington, D.C., requested from Immigration and Customs Enforcement (ICE) a complete electronic copy of the Deportable Alien Control System (DACS) (with personal information redacted) along with associated documentation.
- On October 26, 2009, Mr. Brad Heath, a reporter of USA Today in Washington, D.C., requested from Immigration and Customs Enforcement (ICE) electronic records related to aliens encountered, detained, deported, or otherwise removed pursuant to the 287(g) program. Specifically, he is seeking any electronic database or other listing of encounters, charges, removals, or other actions taken by law enforcement acting under 287(g) authority.
- On October 27, 2009, Todd Shepherd, an individual from Golden, Colorado, requested from the Department of Homeland Security (DHS) inventories of lost, stolen, and/or damaged equipment/property for the Department during the calendar or fiscal year 2008.
- On October 27, 2009, Jacqueline Stevens, an individual from New York, New York, requested the following from the Department of Homeland Security (DHS): 1) All memorandums issued since 2002 from the Detention and Removal Office to Field Directors concerning the procedures for investigating claims to US Citizenship, and 2) All documents related to the production of these memorandums since 2002 to and from James Hayes, Jr. and Christopher Shanahan.
- On October 27, 2009, Shoba Sivaprasad Wadhia, Director of the Pennsylvania State University Center for Immigrants’ Rights in University Park, Pennsylvania, requested from United States Citizenship and Immigration Services (USCIS) current internal guidance and records regarding the use of prosecutorial discretion.
- On October 28, 2009, Mr. Johanna Miller, a representative of the New York Civil Liberties Union in New York, New York, requested the following from Immigration and Customs Enforcement (ICE): 1) all written agreements between the Department of Homeland Security and the State of New York, 2) all DHS policies and/or procedures for maintaining ICE’s Automated Biometric Identifications System (IDENT), and 3) records utilized in the training of State and local law enforcement and correction officers and employees to participate in ICE’s Secure Communities Program.
- On October 29, 2009, Scott Armstrong, a representative of Information Trust, in Santa Fe, New
Mexico, requested from the Department of Homeland Security (DHS) records of immigration statistics and background material to produce publications concerning immigrants who arrived between 1895 and 1946.

- October 29, 2009, Fredreka Schouten, a representative of USA Today in Washington, D.C., requested from the U.S. Secret Service (USSS) copies of visitor logs and/or other records relating to any visits by 569 identified individuals made to the White House from January 20, 2009, to the present.

Julia Fox
Special Assistant
Office of the Chief of Staff | Office of the Secretary
Department of Homeland Security

Julia.Fox@dhs.gov
Fox, Julia

From: Fox, Julia
Sent: Friday, November 06, 2009 4:32 PM
To: Papoi, Catherine
Cc: Grossman, Jordan

Subject: RE: ***FRONT OFFICE FOIA REVIEW REQUESTED***

Catherine,
We have reviewed and this is good to go.
Thank you!
Julia

From: Papoi, Catherine
Sent: Thursday, November 05, 2009 10:35 AM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine

Subject: ***FRONT OFFICE FOIA REVIEW REQUESTED***

Jordan and Julia,

The Management Directorate forwarded the attached incoming request and proposed response for your review. Pursuant to your September 30, 2009 email, your office will review the release and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
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Phone: 703.235.0790/Fax: 703.235.0443

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Fox, Julia

From: Fox, Julia  
Sent: Tuesday, November 17, 2009 1:42 PM  
To: Papoi, Catherine  
Cc: Grossman, Jordan  
Subject: RE: Reminder

Here they are. Thank you!

- On November 6, 2009, Emily Beth Friedberg, an individual from Huntington Woods, Michigan, requested from United States Citizenship and Immigration Services (USCIS) records concerning designation by USCIS as an EB-5 center in 2008, specifically the initial proposal and all documents submitted by David Voelker and George E. Brower II (Gulf Coast Funds Management, Inc.).
- On November 6, 2009, Michael Arcilesi, of WDIV News, in Detroit, Michigan, requested from the Office of Inspector General (OIG) records concerning federal grant money awarded to the City of Detroit for homeland security since 9/11/02, to specifically include the status of grants and whether any money was returned to the federal government.
- On November 6, 2009, William Luther, Deputy Director of Photography of San Antonio Express News, in San Antonio, Texas, requested from the Federal Law Enforcement Training Center (FLETC) any information about Sgt. Kimberely Munley, the civilian police officer involved in the Ft. Hood shooting spree, and a photo of Ms. Munley to use with stories about her decisive actions during the shootings.
- On November 9, 2009, the Department of Defense referred to the U.S. Secret Service documents responsive to a June 29, 2009, request from Jenny Small of Judicial Watch, Inc. in Washington, D.C., seeking any and all records, from May 2009 to present, concerning the cost of President and First Lady Obama's trip to New York on May 30, 2009.
- On November 9, 2009, Joel Millman, a reporter with The Wall Street Journal, in Portland, Oregon, requested from United States Citizenship and Immigration Services (USCIS) records concerning Cuban Medical Professional Parole Program (CMPP), to specifically include the number of qualified parolees that have applied for parole under the CMPP and the countries, in order of greatest number of applicants.
- On November 10, 2009, Margot Kaminski, Student Director of the Media Freedom & Information Access Practicum of Yale Law School, New Haven, Connecticut, requested from the Office of Intelligence and Analysis (I&A) records concerning the relationship of Department of Homeland Security’s (DHS’s) State, Local, and Regional Fusion Center Initiative and Connecticut State agencies, to specifically include correspondence and agreements from 2003 to present.
- On November 10, 2009, Margot Kaminski, Student Director of the Media Freedom & Information Access Practicum of Yale Law School, New Haven, Connecticut, requested from the Office of Intelligence and Analysis (I&A) records concerning the Department of Homeland Security (DHS) State, Local, and Regional Fusion Center Initiative, to specifically include information and record locator systems made accessible to Connecticut State officials from 2003 to present.
- On November 10, 2009, Margot Kaminski, Student Director of the Media Freedom & Information Access Practicum of Yale Law School, New Haven, Connecticut, requested from the Office of Intelligence and Analysis (I&A) records concerning the Department of Homeland Security (DHS) State, Local, and Regional Fusion Center Initiative and Connecticut agencies, to specifically include budgetary allocations from 2003 to present.
- On November 12, 2009, the Liberty Counsel, a nonprofit organization in Lynchburg, Virginia, requested from the Department of Homeland Security (DHS) the following records on behalf of their client, a nationally syndicated radio host: 1) Records concerning any monitoring, surveillance, observation or collection of information and the client’s activities, 2) Any analysis or evaluation of any monitoring, surveillance, observation or collection of information and the client’s activities, 3) Records relating or referring to any other federal, state or local government agency involved in
monitoring, surveillance, observation or collection of information relating to the client, and 4) Any records relating to any communication between DHS or any other government agency and any court or tribunal relating to any monitoring, surveillance, observation or collection of information relating to the client.


Late Entries
- On November 4, 2009, the Department of Transportation referred to the Department of Homeland Security (DHS) documents responsive to a request from the Council on American-Islamic Relations (CAIR), concerning an incident that took place on November 20, 2006, on US Airways.
- On November 05, 2009, Eileen Sullivan, journalist for The Associated Press, in Washington, D.C., requested from the Department of Homeland Security (DHS) copies of written directives or guidance, formal or informal, that were delivered to the secretary, her chiefs of staff, deputy secretary, speech writers and public affairs staff by consultants, White House officials, transition team members and advisors about the use of the word "terror" or any variation of it since January 2009.
- On November 5, 2009, Benet Wilson, a representative with Aviation Week, in Washington, D.C., requested from the Transportation Security Administration (TSA), a copy of an incident report concerning an incident occurring at Orlando International Airport, relating to a client.

From: Papoi, Catherine  
Sent: Tuesday, November 17, 2009 11:15 AM  
To: Grossman, Jordan; Fox, Julia  
Cc: Papoi, Catherine  
Subject: Reminder

Just a reminder to send the list of tagged requests from this week's FOIA report. Thanks!

C

Catherine Papoi, J.D., CIPP/G  
Deputy Chief FOIA Officer  
Director, Departmental Disclosure & FOIA  
U.S. Department of Homeland Security  
Washington, D.C. 20528  
Phone: 703.235.0790/Fax: 703.235.0443

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Hi Catherine,

Just one thing that needs to be fixed: There is a repeated section that should be deleted. Starting with "While an adequate search was conducted..." up through the address to send an appeal letter to. The language is slightly different each time, but it is more or less the same.

After the repetitive language is deleted, this is good to go.

Thank you!

---

Hi Jordan and Julia,

FLETC forwarded the attached proposed response letter. Thanks.

C

---

From: Zimmerman-Pate, Marty <marty.zimmerman-pate@dhs.gov>
To: Papoi, Catherine <Catherine.Papoi@dhs.gov>
Sent: Thu Nov 19 15:14:37 2009
Subject: RE: ***FRONT OFFICE REVIEW NOTIFICATION***November 18, 2009

Hi Catherine:
I am enclosing a pdf file of my response letter to Mr. Luther. We were unable to locate any student records for Kimberly Munley based on a name search. Hope all is well with you. Look forward to speaking with you and Mary Ellen on Monday.

From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Wednesday, November 18, 2009 11:35 AM
To: FOIA Officers
Cc: Papoi, Catherine
Subject: ***FRONT OFFICE REVIEW NOTIFICATION***November 18, 2009

Please review the below list and determine if your component will be responding to any of the requests. Be aware that a request may not have been sent to you directly, but instead come to you as a referral from my office or another component. Prior to final release, the DHS HQ Front Office will review the responses to the below FOIA requests. I will coordinate the process. When your component finalizes the release, please forward the response letter and documents for release in a single .pdf file to Catherine.papoi@dhs.gov. Again, it is very important that your office not send the response to the requester until I notify you that the response has been reviewed and is cleared to be sent to the requester. If your office has already responded to one of the below requests, please forward the entire release package (letter and records) to me via email immediately. Thank you for your continued work on this “One DHS” coordination effort.

Catherine

FOIA Requests:

- On November 6, 2009, Emily Beth Friedberg, an individual from Huntington Woods, Michigan, requested from United States Citizenship and Immigration Services (USCIS) records concerning designation by USCIS as an EB-5 center in 2008, specifically the initial proposal and all documents submitted by David Voelker and George E. Brower II (Gulf Coast Funds Management, Inc.).
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Late Entries

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Fox, Julia

From: Fox, Julia
Sent: Tuesday, November 24, 2009 2:04 PM
To: Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: ***REVIEW NOTIFICATION****November 18, 2009

We have finalized our review of this one. Thanks Catherine!

From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Monday, November 23, 2009 1:07 PM
To: Fox, Julia; Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: ***REVIEW NOTIFICATION****November 18, 2009

No problem. I didn't notice that OIG forgot the attachment either. Here you go. Thanks.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
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From: Fox, Julia [mailto:Julia.Fox@dhs.gov]
Sent: Friday, November 20, 2009 1:29 PM
To: Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: ***REVIEW NOTIFICATION****November 18, 2009

Catherine,

Sorry I didn’t catch this sooner, but there was no attachment on this email. Could you please re-send?

Thank you!

From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Thursday, November 19, 2009 2:20 PM
To: Fox, Julia; Grossman, Jordan

3/9/2010
C: Papoi, Catherine
Subject: ***REVIEW NOTIFICATION****November 18, 2009

Jordan and Julia,
OIG forwards the attached proposed response to a front-office flagged FOIA request. Thanks,

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
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From: Gallo, Katherine <katherine.gallo@dhs.gov>
To: Papoi, Catherine <Catherine.Papoi@dhs.gov>
Cc: Kuehn, Stephanie; Phelps, Steven; Reback, Richard; Kuehn, Stephanie
Sent: Thu Nov 19 14:25:21 2009
Subject: RE: ***REVIEW NOTIFICATION****October 14, 2009

Catherine,

As requested, attached is a pdf copy of OIG's final response to the McElhatton FOIA request, the fourth item referenced below. This is one of our oldest cases. Therefore, it would be helpful if review could be completed asap since we are close to the end of the month (with the upcoming holiday intervening!) and, as you know, we are working to reduce our backlog and respond as quickly as possible to all requests.

Many thanks!

-Kathy Gallo, Assistant Counsel
OIG-DHS
STOP 2600 (Counsel)
245 Murray Drive S.W., Bldg. 410
Washington, DC 20520
Tel: (b) (6) Fax: 202.254.4398
Cell: (b) (6)

From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Wednesday, October 14, 2009 8:46 AM
To: FOIA Officers
Cc: Papoi, Catherine
Subject: ***REVIEW NOTIFICATION****October 14, 2009

Please review the below list and determine if your component will be responding to any of the requests. Be aware that a request may not have been sent to you directly, but instead come to you as a
referral from my office or another component. Prior to final release, the DHS HQ Front Office will review the responses to the below FOIA requests. I will coordinate the process. When your component finalizes the release, please forward the response letter and documents for release in a single .pdf file to Catherine.papoi@dhs.gov. Again, it is very important that your office not send the response to the requester until I notify you that the response has been reviewed and is cleared to be sent to the requester. If your office has already responded to one of the below requests, please forward the entire release package (letter and records) to me via email immediately. Thank you for your continued work on this “One DHS” coordination effort.

Catherine

- On October 2nd, Suzanne Gamboa of the Associated Press in Washington, D.C., requested from U.S. Citizenship and Immigration Services travel records and expense accounts of all Office of Security and Integrity during the period December 1, 2005 through December 31, 2008. The requester is also seeking expense accounts of former director Emilio T. Gonzalez for the same period.

- On October 5th, Michael Bekesha of Judicial Watch in Washington, D.C., requested from the Secret Service all records concerning the cost of the trip of President and First Lady Obama, Secretary Arne Duncan, Secretary Ray LaHood, Senior Advisor Valerie Jarrett, and representatives of the White House Office of Olympic, Paralympics, and Youth Sports, to Copenhagen during the week of September 28, 2009.

- On October 5th, John Cheves of the Lexington Herald-Leader in Lexington, KY, requested from the Office of Inspector General (OIG) copies of OIG audits and inspection reports regarding homeland security funds awarded to specific public entities in Kentucky from January 1, 2002, to the present.


- On October 6th, Michelle Roberts from The Associated Press in San Antonio, TX, requested from Customs and Border Protection information related to the screening of unaccompanied minors for trafficking victims including: agency guidelines for screening; printed material used for training personnel; number of agents trained per month and number and nationalities of children identified per month in 2009.

- On October 7th, DHS received a referral from the Treasury Department of a FOIA request from Itai Maytal of The New York Times seeking all Congressional correspondence pertaining to companies that work with the Office of Foreign Assets Control (OFAC), to specifically include correspondence related to such companies seeking license from OFAC or have been found by OFAC to be in violation of a sanctions program, and relating to OFAC’s licensing process in general.

- On October 8th, James Tucker of the Electronic Frontier Foundation, in San Francisco, CA, requested from DHS and the Secret Service all records concerning the use of social-networking websites, including but not limited to Facebook, MySpace, Twitter, Flickr and other online social media for investigative and data gathering purposes from January 1, 2003, to the present.

Catherine Papoi, J.D., CIPP/G  
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Director, Departmental Disclosure & FOIA  
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3/2/2010
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Fox, Julia

From: Fox, Julia
Sent: Tuesday, December 01, 2009 9:52 AM
To: Papoi, Catherine
Subject: RE: Reminder

Thank you!

From: Papoi, Catherine
Sent: Tuesday, December 01, 2009 9:52 AM
To: Fox, Julia
Subject: RE: Reminder

Thanks.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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From: Fox, Julia
Sent: Tuesday, December 01, 2009 9:51 AM
To: Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: Reminder

FOIA Requests (This week)
- On November 23, 2009, Joel Thomas Shackleford, an attorney with Green de Bortnowsky & Quintanailla, in Calabasas, California, requested from the United States Citizenship and Immigration Services (USCIS) records concerning CMB Export, CMB Infrastructure Investment Group, &/or Patrick Hogan or William Hurley. This request is related to EB-5 category requests.
- On November 24, 2009, Morgan J.C. Scudi, an attorney with Scudi Johnson & Ayers, in San Diego, California, requested from the United States Citizenship and Immigration Services (USCIS) records concerning the establishment of the South Dakota International Business Institute (SDIBI) as a USCIS designated Regional Center. This request is related to EB-5 category requests.

FOIA Appeals (This week)
Protection (CBP) to the July 23, 2009, FOIA request from the AP, requesting a copy of the prioritized list of 163 land ports of entry owned by Customs and Border Protection and the General Services Administration.

**FOIA Requests (Last week)**

- On November 13, 2009, **David Shaffer**, a journalist for *The Star Tribune of Minneapolis*, in Minneapolis, Minnesota, requested from the United States Citizenship and Immigration Services (USCIS) a copy of all Notices of Intent to Deny (NOID) and all Requests for Evidence (RFE) issued in international child adoption cases to include the date of issue, country of origin, name of orphanage or care center, name of the United States adoption agency handling the adoption, age and sex of child, the state to which the child is proposed to be adopted, and the final disposition of the NOID/RFE with a summary of the reasons for agency action. Request has been closed as a Failure to Comply.

- On November 13, 2009, **David Alexander**, an attorney with **Masuda Funai**, in Chicago, Illinois, requested from the United States Citizenship and Immigration Services (USCIS) any information regarding the Chicagoland Foreign Investment Group Regional Center and the American Life Seattle Regional Center.

- On November 13, 2009, **Aidan Monaghan**, an individual from Las Vegas, Nevada, requested from the United States Secret Service (USSS) all visitors’ logs to the White House on September 11-12, 2001.

- On November 16, 2009, **Steven Lee Craig**, an individual from Del City, Oklahoma, requested from the United States Citizenship and Immigration Services (USCIS) all information, documents, memorandum, faxes, e-mails, opinions, legal opinions, conference notes and other communications related to the publication of paragraph item found on page four of “The Citizen’s Almanac”, M-76 specific to: The Right to Run for Elected Office.

- On November 17, 2009, **Andrew Becker**, a staff reporter with the **Center for Investigative Reporting**, in Berkeley, California, requested from the Office of Inspector General (OIG) an investigative report concerning a third party.

- On November 17, 2009, **Patrick Reynolds**, an individual from Branchdale, Pennsylvania, requested from the United States Secret Service (USSS) all records to any visit that the following individuals made to the White House from 12:00 p.m. on January 20, 2009, to the present: Van Jones, William Ayers (ACORN founder), John Murtha and Arlen Specter.

- On November 19, 2009, **Michael Ravitzky**, an individual from Silver Spring, Maryland, requested from the Department of Homeland Security (DHS) reports produced for congress by DHS, during the past three years, and which are not posted on the DHS public website.

- On November 19, 2009, the United States Department of Commerce referred to the Department of Homeland Security (DHS) documents responsive to a March 31, 2008, request from **Taylor Lincoln of Public Citizen** in Washington, D.C., seeking records concerning specific individuals or businesses that have lobbied the U.S. Department of Commerce since 2004 (listed by name in the request).

---

**From:** Papoi, Catherine  
**Sent:** Tuesday, December 01, 2009 8:17 AM  
**To:** Grossman, Jordan; Fox, Julia  
**Cc:** Papoi, Catherine  
**Subject:** Reminder

Just a reminder to send me the requests of interest from this week's and last week's FOIA report. Thanks.

C

Catherino Papoi, J.D., CIPP/G  
Deputy Chief FOIA Officer

3/9/2010
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Fox, Julia

From: Fox, Julia
Sent: Tuesday, December 01, 2009 9:54 PM
To: Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: ***FRONT OFFICE REVIEW NOTIFICATION**** November 18, 2009

Catherine,
This one is good to go. Thank you!

From: Papoi, Catherine
Sent: Wednesday, November 18, 2009 8:25 AM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine
Subject: ***FRONT OFFICE REVIEW NOTIFICATION**** November 18, 2009
Importance: High

OIG forwarded the attached proposed response for your review. Pursuant to your September 30, 2009 email, your office will review the release and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you!

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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From: Gallo, Katherine [mailto:katherine.gallo@dhs.gov]
Sent: Tuesday, November 17, 2009 3:13 PM
To: Papoi, Catherine
Cc: Phelps, Steven; Gramian, Nikki; Reback, Richard
Subject: SIGNIFICANT FOIA -- ***RESPONSE REVIEW NOTIFICATION****
Importance: High

Catherine,

As requested, attached is a pdf copy of OIG's final response to the Caldwell FOIA request, the first item referenced below. We will await confirmation that you have completed your review. Thank you!
From: Papoi, Catherine
Sent: Friday, October 02, 2009 11:56 AM
To: Gramian, Nikki; Gallo, Katherine
Cc: [Catherine.Papoi@dhs.gov]
Subject: ****RESPONSE REVIEW NOTIFICATION****October 2, 2009

Prior to final release, the DHS Front Office will review the responses to the below FOIA requests. I will coordinate the process. When your component finalizes the release, please forward the response letter and documents for release in a single .pdf file to Catherine.papoi@dhs.gov. Again, it is very important that your office not send the response to the requester until I notify you that the response has been reviewed and is cleared to be sent to the requester. If your office has already responded to one of the below requests, please forward the entire release package (letter and records) to me via email by C.O.B. Monday, October 5th. In addition, by C.O.B. Monday, October 5th, please email all of the below incoming request letters to me. Thank you for your work on this front.

Catherine

- On August 25th, Alicia A. Caldwell of the Associated Press (Washington, D.C.) requested from the Office of Inspector General (OIG) all final reports for all OIG investigations pertaining to Immigration and Customs Enforcement operations since the Agency’s creation.

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
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Hi Catherine,

Below are the flagged FOIA requests from this week's report. Thanks for all your help!

Julia

- On November 27, 2009, Anna Fry, a representative of the Rogers Morning News, in Rogers, Arkansas, requested from Immigration and Customs Enforcement (ICE) statistics on the number of criminal aliens in Benton and Washington Counties, Arkansas identified under ICE's Secure Communities Program.
- On November 30, 2009, Carrie Kahn, a representative of the National Public Radio, in Culver City, California, requested from Immigration and Customs Enforcement (ICE) records related to an appeal of a Merit Systems Protection Board's decision, specifically a copy of the case file for Docket Number DA-0752-09-0332-1-1.
- On November 30, 2009, Gili Shenhav, a senior researcher with the Gertner Institute for Epidemiology and Health Policy Research, Tel Aviv University (TAU), in Tel Aviv, Israel, requested from the Federal Emergency Management Agency (FEMA) a copy of the questionnaire that is used for emergency preparedness evaluation.
- On December 1, 2009, Sean Riordan, a staff attorney with the American Civil Liberties Union (ACLU), in San Diego, California, requested from Immigration and Customs Enforcement (ICE) the medical records of their client who is confined in the San Diego Correctional Facility.
- On December 1, 2009, Sharon Theimer, a reporter with the Associated Press (AP), in Washington, D.C., requested from the United States Secret Service (USSS) records relating to all breaches of security at official presidential events from Sept. 11, 2001, to the present, to include official presidential events at the White House, Capitol Hill or elsewhere.
- On December 1, 2009, Brooke Williams, an investigative reporter with the Watchdog Institute, in San Diego, California, requested from the Office of Inspector General (OIG) records related to an audit conducted in San Diego to determine costs of wildfire cleanup, specifically seeking correspondence that contain information relating to a construction company, its owners, or employees and the city of San Diego.
- On December 2, 2009, Gervasio Morales Rodríguez, Director of Claridad (Spanish-language weekly newspaper), in San Juan, Puerto Rico, requested from the United States Coast Guard (USCG) records concerning the deaths of Puerto Rican pro-independent leaders, specifically any information regarding the death of Juan Mari Brás, Paquita Pesquera Cantellos, and Santino "Chagu" Mari Pesquera.
- On December 3, 2009, Kevin McKeon, an individual in Washington, D.C., requested from the Department of Homeland Security (DHS) correspondence between three former Members of Congress, their staff, and the Department.
- On December 4, 2009, Suzanne Gamboa, a representative of the Associated Press (AP), in Washington, D.C., requested from the Department of Homeland Security (DHS) records relating to meetings on immigration reform held by Secretary Napolitano or DHS, including the names,
affiliation and title of those in attendance of those meetings.

Julia Fox
Special Assistant
Office of the Chief of Staff | Office of the Secretary
Department of Homeland Security
(b) (6) || (b) (6) || (b) (6)
ulia.fox@dhs.gov
Fox, Julia

From: Fox, Julia
Sent: Tuesday, December 08, 2009 5:11 PM
To: Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: ***FRONT OFFICE REVIEW REQUEST*** 12/08/09

We've finalized our review of this. Thanks Catherine!

From: Papoi, Catherine
Sent: Tuesday, December 08, 2009 1:44 PM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine
Subject: ***FRONT OFFICE REVIEW REQUEST*** 12/08/09

ICE forwarded the attached incoming request and proposed response for your review. Pursuant to your September 30, 2009 email, your office will review the letter and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you!

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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From: Escobar, Yanil K [mailto:yanil.escobar@dhs.gov]
Sent: Tuesday, December 08, 2009 1:42 PM
To: Papoi, Catherine
Cc: Stevens, Richard P; Pavlik-Keenan, Catrina M
Subject: ***FRONT OFFICE REVIEW NOTIFICATION*** for 10-FOIA-1258

Mrs. Papoi,
I have amended the letter by taking out the sentence per you request Ma'am.

Thank you,

Yanil Escobar
U.S. Immigration and Customs Enforcement
From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Tuesday, December 08, 2009 12:17 PM
To: Escobar, Yanil K
Cc: Stevens, Richard P; Papoi, Catherine; Pavlik-Keanan, Catrina M
Subject: RE: ***FRONT OFFICE REVIEW NOTIFICATION*** for 10-FOIA-1258

Yanil,

Before I send this to the front office, please amend the letter by taking out the sentence that begins, "If available, we'd like..." and forward the revised letter to me for front office review. Thank you.

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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From: Escobar, Yanil K [mailto:yanil.escobar@dhs.gov]
Sent: Tuesday, December 08, 2009 11:48 AM
To: Papoi, Catherine
Cc: Stevens, Richard P
Subject: ***FRONT OFFICE REVIEW NOTIFICATION*** for 10-FOIA-1258

Mrs. Papoi,

Good morning Ma'am, this is e-mail is pertaining to a FOIA request (10-FOIA-1258) from Anna Fry from the Morning News. The front office has requested a review of responsive documents prior to responding to requester. Please see attach documents.

Thank you,

Yanil Escobar
U.S. Immigration and Customs Enforcement
Freedom of Information Act
Phone: (b) (6)
Fax: (202)732-0310
yanil.escobar@dhs.gov

From: Stevens, Richard P
Sent: Tuesday, December 08, 2009 10:36 AM
To: Escobar, Yanil K
Subject: FW: ***FRONT OFFICE REVIEW NOTIFICATION*** for November 21-present
Importance: High
E-mail the request letter and the signed response letter to Catherine.papoi@dhs.gov. Once they concur with the response we can release.

Rick Stevens
ICE FOIA
(b)(6)
richard.p.stevens@dhs.gov
Fox, Julia

From: Fox, Julia  
Sent: Wednesday, December 09, 2009 2:00 PM  
To: Papoi, Catherine  
Subject: RE: ***FRONT OFFICE REVIEW REQUEST*** 12/08/09

Thank you!

From: Papoi, Catherine  
Sent: Wednesday, December 09, 2009 2:00 PM  
To: Fox, Julia  
Subject: RE: ***FRONT OFFICE REVIEW REQUEST*** 12/08/09

It went out the door in today's mail according to ICE.

Catherine Papoi, J.D., CIPP/G  
Deputy Chief FOIA Officer  
Director, Departmental Disclosure & FOIA  
U.S. Department of Homeland Security  
Washington, D.C. 20528  
Phone: 703.235.0790/Fax: 703.235.0443

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From: Fox, Julia  
Sent: Wednesday, December 09, 2009 1:10 PM  
To: Papoi, Catherine  
Subject: RE: ***FRONT OFFICE REVIEW REQUEST*** 12/08/09

Hi Catherine,  
I just wanted to confirm for our weekly report what date this will be released. Thank you!

From: Papoi, Catherine  
Sent: Tuesday, December 08, 2009 1:44 PM  
To: Grossman, Jordan; Fox, Julia  
Cc: Papoi, Catherine  
Subject: ***FRONT OFFICE REVIEW REQUEST*** 12/08/09

ICE forwarded the attached incoming request and proposed response for your review. Pursuant to your September 30, 2009 email, your office will review the letter and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you!

C

3/9/2010
From: Escobar, Yanil K  
Sent: Tuesday, December 08, 2009 12:17 PM  
To: Papoi, Catherine  
Cc: Stevens, Richard P; Pavlik-Keenan, Catrina M  
Subject: RE: ***FRONT OFFICE REVIEW NOTIFICATION*** for 10-FOIA-1258

Yanil,

Before I send this to the front office, please amend the letter by taking out the sentence that begins, "If available, we'd like..." and forward the revised letter to me for front office review. Thank you.

Catherine Papoi, J.D., CIPP/G  
Deputy Chief FOIA Officer  
Director, Departmental Disclosure & FOIA  
U.S. Department of Homeland Security  
Washington, D.C. 20528  
Phone: 703.235.0790/Fax: 703.235.0443

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delete this message. Thank you.

From: Escobar, Yanil K [mailto:yanil.escobar@dhs.gov]
Sent: Tuesday, December 08, 2009 11:48 AM
To: Papoi, Catherine
Cc: Stevens, Richard P
Subject: ***FRONT OFFICE REVIEW NOTIFICATION*** for 10-FOIA-1258

Mrs. Papoi,
Good morning Ma'am, this is e-mail is pertaining to a FOIA request (10-FOIA-1258) from Anna Fry from the Morning News. The front office has requested a review of responsive documents prior to responding to requester. Please see attach documents.

Thank you,

Yanil Escobar
U.S. Immigration and Customs Enforcement
Freedom of Information Act
Phone (b) (6)
Fax: (202)732-0310
yanil.escobar@dhs.gov

From: Stevens, Richard P
Sent: Tuesday, December 08, 2009 10:36 AM
To: Escobar, Yanil K
Subject: FW: ***FRONT OFFICE REVIEW NOTIFICATION*** for November 21-present
Importance: High

E-mail the request letter and the signed response letter to Catherine.papoi@dhs.gov. Once they concur with the response we can release.

Rick Stevens
ICE FOIA
(b) (6)
mobile
richard.p.stevens@dhs.gov
Fox, Julia

From: Fox, Julia
Sent: Wednesday, December 16, 2009 9:25 PM
To: Papoi, Catherine
Cc: Grossman, Jordan
Subject: RE: FOIA question

Catherine,

Do you have any information about what this case was about? It's not in the original request letter. Any information you can provide by 10am tomorrow would be very helpful for the weekly report. Thank you!

- **On December 15th**, the Office of Inspector General released to Andrew Becker of the *Center for Investigative Reporting* a letter explaining that documents responsive to his request for a report of investigation related to the OIG case #104-CBP-ELP-07037 are exempt from disclosure under FOIA laws.

Papoi, Catherine

Sent: Wednesday, December 16, 2009 5:38 PM
To: Fox, Julia
Subject: Re: FOIA question

Both components were chomping at the bit to get them back from the front office, so I am certain they went out yesterday.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: (b) (6) Fax: 703.235.0443

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Fox, Julia

To: Papoi, Catherine
Subject: FOIA question

Hi Catherine,
I just wanted to see if you know when the two FOIA releases that Jordan reviewed yesterday will be sent out? We
would like to include them in the weekly report.
Thank you,
Julia

Julia Fox
Special Assistant
Office of the Chief of Staff | Office of the Secretary
Department of Homeland Security
(b) (6) (w) (b) (6) (c)

julia.fox@dhs.gov
Jordan and Julia,

Fox, Julia

From: Fox, Julia  
Sent: Wednesday, October 28, 2009 11:31 AM  
To: Papoi, Catherine; Grossman, Jordan  
Cc: 'Papoi, Catherine'  
Subject: RE: ***FRONT OFFICE REVIEW REQUESTED***October 27, 2009

- On October 16th, Thomas E. Duncan, an individual from Tulsa, OK, requested from the Secret Service all records relating to any visit from individuals and/or organizations (both national and foreign) to the White House from 12:00 p.m. on January 20, 2009, to present, including City, State and Country, if known.
- On October 19th, Andy Teerlink of KTVX ABC 4 in Salt Lake City, UT, requested from the Transportation Security Administration (TSA) a copy of the video of an incident between Representative Jason Chaffetz and TSA Agents at Salt Lake City International Airport on September 21, 2009.
- On October 19th, Austin Wright of National Defense Magazine in Arlington, VA, requested from DHS records showing the number of people who were offered cyber security positions within the National Cyber Security Division in FY08 and FY09, to include records showing the number of applicants who accepted positions, the length of time those workers waited between accepting offers and receiving security clearances, the number of workers denied clearances, and the number of workers who initially accepted positions but then declined during the security clearance process.
- On October 20th, DHS received a referral from the Under Secretary for Management of a request from Jeffrey Buchanan with the Robert F. Kennedy Center for Justice & Human Rights in Washington, D.C., seeking records of DHS appropriations and spending to date related to the 2005 and 2008 hurricanes, to include the following: 1) the amount of funding Congress appropriated to DHS and FEMA related to each disaster, 2) the amount of funding that DHS and FEMA, including the FEMA Disaster Relief Fund, received and how these funds were distributed to the affected states, 3) the amount of funding in each DHS and FEMA program that is obligated to projects and which of these funds have been spent, and 4) which DHS and FEMA programs and related appropriations funded projects addressing long-term disaster recovery. and which funded short-term disaster response projects.
- On October 21st, Jaclyn Allen of KMGH-7TV in Denver, CO, requested from the Transportation Security Administration documents containing the results of an investigation regarding a flight attendant who tried to pass through Denver International Airport with two guns.

Thanks Catherine!

From: Papoi, Catherine  
Sent: Wednesday, October 28, 2009 8:50 AM  
To: Fox, Julia; Grossman, Jordan  
Cc: 'Papoi, Catherine'
Subject: RE: ***FRONT OFFICE REVIEW REQUESTED***October 27, 2009

Just a reminder to send the weekly requests of interest list...Thanks.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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From: Fox, Julia
Sent: Tuesday, October 27, 2009 4:27 PM
To: Papoi, Catherine; Grossman, Jordan
Cc: Papoi, Catherine
Subject: RE: ***FRONT OFFICE REVIEW REQUESTED***October 27, 2009

Hi Catherine,

We are still working on reviewing this one, but noticed what I think is some duplication. It appears that in the reports PDF pages 80-128 and 130-154 are identical. I wanted to let you know and see if we can delete the duplication. Still working on this, and will let you know when we are finished!

Thank you!

Julia

From: Papoi, Catherine
Sent: Tuesday, October 27, 2009 9:50 AM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine
Subject: ***FRONT OFFICE REVIEW REQUESTED***October 27, 2009

Jordan and Julia,

Privacy/HQ forwarded the attached three incoming requests and proposed responses pertaining to rightwing extremism for your review. Since we are releasing the same set of records for all three requests, they included the records only once. Also, they did not include copies of the records being withheld in full. Pursuant to your September 30, 2009 email, your office will review the release and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you!

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
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From: Lockett, Vania
Sent: Tuesday, October 27, 2009 8:38 AM
To: Papoi, Catherine
Cc: Lockett, Vania; Wolfrey, Jimmy <CTR>
Subject: Rightwing Extremism Releases for Front Office Clearance

Catherine,

Attached for clearance by the Front Office are draft responses to three FOIA requests seeking records relating to the rightwing extremism product. Since we are releasing the same set of records for all three requests, I have included the records only once. Also, I did not include copies of the records being withheld in full.

Please let me know if you have questions.

Thanks.

Vania T. Lockett, CIPP/G
Associate Director, Disclosure & FOIA Operations
Privacy Office
U.S. Department of Homeland Security
Main: 1.866.431.0486 or 703.235.0790
Direct: (b) (6)
Fax: 703.235.0443
Web: http://www.dhs.gov/foia

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Fox, Julia

From: Fox, Julia
Sent: Thursday, November 12, 2009 4:01 PM
To: Papoi, Catherine; Grossman, Jordan
Cc: 'Papoi, Catherine'
Subject: RE: Reminder

Sorry about that. Here you go:

- On October 26, 2009, **Randy Tyler**, a Legal Fellow with the *American Civil Liberties Union* in Seattle, Washington, requested the following from the Department of Homeland Security (DHS) copies of the following records: 1) Any records regarding Law Enforcement Terrorism Prevention Program (LETTP) grants issued to any agency in Washington State, and 2) Records concerning surveillance, investigation or collection of information about "expressive activity" in Washington State from January 1, 2005 to the present.

- On October 26, 2009, **Ms. Luisa Yanez**, a journalist for *The Miami Herald*, in Miami, Florida, requested from the United States Coast Guard (USCG) records from the Meriel boatlift, which took place between April and October 1980, to specifically include records regarding the names and personal information of the refugees transported on U.S. vessels, the names of the vessels that transported the refugees, and any reports and investigations initiated by Sector Miami of the USCG regarding the boatlift.

- On October 30, 2009, **Eric Ofum**, the President of *Equal Rights for Persons with Disabilities International, Inc.* in Houston, Texas, requested from United States Citizenship and Immigration Services (USCIS) statistical data of continents and countries whose citizens' applications for "T" and "U" Visas were granted in 2008 and 2009.

- On November 2, 2009, **Ms. RuthAnn Weidel**, a private individual, requested from the United States Coast Guard (USCG) copies of the following records: 1) Records concerning disciplinary actions taken against Coast Guard civilian and military attorneys, and 2) Actions taken against Coast Guard civilians by the Coast Guard within the last ten years.

- On November 2, 2009, **Mr. Jim Jakobs**, an assignment manager for *KCRA-TV* in Sacramento, California, requested from the United States Coast Guard (USCG) records concerning an October 29, 2009, midair collision involving a USCG C-130 and Marine Corps AH-1 Super Cobra Helicopter, to specifically include records of communications between air traffic controllers and the two military aircraft.

- On November 3, 2009, **Steven Wilker**, an attorney with *Tonkon Torp, LLP*, which represents the *American Civil Liberties Union*, in Portland, Oregon, requested from the U.S. Secret Service (USSS) records concerning protocols, policies and procedures of the USSS in connection with the treatment of peaceful protestors from January 1, 2005, to the present.


- On October 30, 2009, **Mr. Michael Blood**, a political journalist for *The Associated Press*, in Los Angeles, California, requested from the United States Coast Guard (USCG) records concerning an October 29, 2009, midair collision involving a USCG C-130 and Marine Corps AH-1 Super Cobra Helicopter, to specifically include records of communications between air traffic controllers and the two military aircraft as well as the flight path of the aircraft.

From: Papoi, Catherine
Sent: Thursday, November 12, 2009 3:59 PM
To: Fox, Julia; Grossman, Jordan
Cc: Papoi, Catherine
Subject: Reminder

Just a gentle reminder to send the cases of interest from this week’s report so that I may notify the components to tag those requests ASAP. Thanks.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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Fox, Julia

From: Fox, Julia
Sent: Tuesday, November 24, 2009 2:12 PM
To: Papoi, Catherine; Grossman, Jordan
Cc: 'Papoi, Catherine'
Subject: RE: ***FRONT OFFICE REVIEW REQUESTED***November 23

Hi Catherine,
We have finalized our review of this one as well.
Thank you,
Julia

From: Papoi, Catherine
Sent: Monday, November 23, 2009 9:05 AM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine
Subject: ***FRONT OFFICE REVIEW REQUESTED***November 23

Jordan and Julia,

S&T forwarded the attached incoming request and proposed response for your review. Pursuant to your September 30, 2009 email, your office will review the release and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you.

C

Catherine Papoi, J.D., CIPP/G
Deputy Chief FOIA Officer
Director, Departmental Disclosure & FOIA
U.S. Department of Homeland Security
Washington, D.C. 20528
Phone: 703.235.0790/Fax: 703.235.0443

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From: STFOIA
Sent: Friday, November 20, 2009 4:18 PM
To: Papoi, Catherine
Cc: STFOIA
Subject: Kaminski FOIA (S&T 09-0003.56)

Catherine,

In response to Ms Kaminski FOIA for records describing allocations of DHS funds towards
technological support and technology acquisitions to assist Connecticut state and local entities, S&T has no records. I have attached the incoming FOIA request and our draft response.

Miles

Miles C. Wiley III
Executive Secretary
Science and Technology Directorate
Office of (b) (6)
Fax: 202-254-6172
miles.wiley@dhs.gov
miles.c.wiley@dhs.sgo.gov
miles.wiley@ds.sic.gov
Fox, Julia

From: Fox, Julia
Sent: Friday, December 18, 2009 10:53 AM
To: Papoi, Catherine; Grossman, Jordan
Subject: RE: Reminder

Sorry for the delay. Please see below

- On December 3, 2009, Susan Carroll, a reporter with the Houston Chronicle, in Houston, Texas, requested from Immigration and Customs Enforcement (ICE) a list of all companies targeted in Fiscal Years 2008 and 2009 for I-9 audits, including name, county, state, and disposition of case any fine or charge assessed.
- On December 3, 2009, David Shapiro, a staff attorney for the American Civil Liberties Union (ACLU) National Prison Project, in Washington, D.C., requested from the Department of Homeland Security (DHS), and its components, Immigration and Customs Enforcement (ICE), the Office of Inspector General (OIG) and Office of Civil Rights and Civil Liberties (CRCL), documents related to deaths of immigration detainees.
- On December 7, 2009, Suzanne Gamboa, a reporter with The Associated Press (AP), in Washington, D.C., requested from Immigration and Customs Enforcement (ICE) records showing the number of Fugitive Operations teams and the number of people on each team.
- On December 10, 2009, Charles McElravy, a journalist with Inside Edition, in New York, New York, requested from the Department of Homeland Security (DHS) copies of the ten most expensive international travel airline tickets purchased by or for agency leadership and/or staff during the past three years and copies of the ten largest travel expense reports submitted by agency leadership during the past three years.
- On December 7, 2009, Patrick McMurty, a reporter with WCHS-TV, in Charleston, West Virginia, requested from the Office of Inspector General (OIG) copies of all OIG audits/reports involving West Virginia for the 2009 calendar year.
- On December 8, 2009, Sara Mehta, an Aryeh Neier Fellow with Human Rights Watch, in New York, New York, requested from Immigration and Customs Enforcement (ICE) records concerning noncitizens with mental disabilities or mental illness in immigration removal and asylum proceedings that are, or have been, held in detention facilities at any time from September 1, 2004, until the present.
- On December 9, 2009, Yvette Chin, the FOIA coordinator for the National Security Archive, in Washington, D.C., requested from the Department of Homeland Security (DHS) and all of its components, copies of the ten (10) oldest pending perfected FOIA requests for Fiscal Year 2009.
- On December 9, 2009, Joan Lowy, a reporter with The Associated Press (AP), in Washington, D.C., requested from the Transportation Security Administration (TSA) copies of any memos, reports, e-mails, power points, videos, recordings or other information generated by regarding a TSA site visit to Evergreen Maintenance Center Incorporated.
- On December 9, 2009, Erica Jorgensen, a reporter with WSB-TV Special Projects, in Atlanta, Georgia, requested from the Transportation Security Administration (TSA) copies of any and all investigative documents, reports, incident reports and records of enforcement action relating to an incident that occurred on November 17, 2009, aboard an Air Tran Flight 297 scheduled to fly
from Atlanta Hartsfield Airport to Houston.

- On December 9, 2009, Peter Wallsten, a reporter with The Wall Street Journal, in Washington, D.C., requested from the Department of Homeland Security (DHS) copies of weekly reports submitted from the Secretary to the White House Chief of Staff Rahm Emanuel between January 20, 2009, and December 9, 2009, including all correspondence to and/or from the Secretary and Mr. Emanuel.


From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Friday, December 18, 2009 9:11 AM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine
Subject: Reminder

I didn't receive your Tuesday notification of the cases you want tagged from this week's report. Thanks.

Catherine Papoi, J.D., CIPP/G
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Fox, Julia

From: Fox, Julia
Sent: Thursday, January 07, 2010 12:55 PM
To: Papoi, Catherine; Grossman, Jordan
Cc: 'Papoi, Catherine'
Subject: RE: ***FRONT OFFICE REVIEW NOTIFICATION***January 7, 2010

Thanks Catherine.

From: Papoi, Catherine
Sent: Thursday, January 07, 2010 12:45 PM
To: Grossman, Jordan; Fox, Julia
Cc: 'Papoi, Catherine'
Subject: FW: ***FRONT OFFICE REVIEW NOTIFICATION***January 7, 2010

Jordan and Julia,
As we did not receive the list of front office tagged cases until late last night, I could not send out the notification email to the components until this morning. Therefore, some of the components already sent out letters to the requesters of flagged cases. Please see the attached responses that CBP sent out. There may be more forthcoming. Thanks.

C

Catherine Papoi, J.D., CIPP/G
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From: KAY, ELISSA G [mailto:elissa.kay@dhs.gov]
Sent: Thursday, January 07, 2010 11:06 AM
To: Papoi, Catherine
Subject: RE: ***FRONT OFFICE REVIEW NOTIFICATION***January 7, 2010

Catherine,
#4, we responded to the requestor earlier this week. The documents that TSA provided were not responsive to the requestor's request.
#5, we also responded to the requestor earlier this week. There is a current open investigation, so the information is held in its entirety.

The Dec 16, Fowler, request, I've not yet seen.

Elissa Kay

3/9/2010
FOIA Division, Acting Director  
Customs and Border Protection  
799 9th Street, NW, Mint Annex  
Washington, DC 20229
(b)(6)  
202-325-0230 7th floor fax or 202-325-0700 10th floor fax  
202-325-0150 (FOIA Main #)

'Life isn't about how to survive the storm but how to dance in the rain.'

From: Papoi, Catherine [mailto:Catherine.Papoi@dhs.gov]
Sent: Thursday, January 07, 2010 10:37 AM
To: FOIA Officers
Cc: Papoi, Catherine
Subject: ***FRONT OFFICE REVIEW NOTIFICATION***January 7, 2010
Importance: High

Please review the below list and determine if your component will be responding to any of the requests. Be aware that a request may not have been sent to you directly, but instead come to you as a referral from my office or another component. Prior to final release, the DHS HQ Front Office will review the responses to the below FOIA requests. I will coordinate the process. When your component finalizes the release, please forward the response letter and documents for release in a single .pdf file to Catherine.papoi@dhs.gov. Again, it is very important that your office not send the response to the requester until I notify you that the response has been reviewed and is cleared to be sent to the requester. If your office has already responded to one of the below requests, please forward the entire release package (letter and records) to me via email immediately. Thank you for your continued work on this “One DHS” coordination effort.

Catherine

- On December 29, 2009, Tegan Millspaw, a representative of Judicial Watch, Inc., in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) copies of the following: 1) All records of meetings and/or communications between ICE and non-governmental organizations concerning parole policy for asylum seekers, and 2) All records concerning the decision to revise ICE’s policy for arriving aliens with credible fear claims.
- On December 29, 2009, Tegan Millspaw, a representative of Judicial Watch, Inc., in Washington, D.C., requested from U.S. Immigration and Customs Enforcement (ICE) copies of the following: 1) All records of ICE’s policies on establishing the identity of aliens who do not possess valid identity documents, 2) A copy of ICE’s Record of Determination/Parole Determination Worksheet, and 3) All statistical reports on parole requests received from arriving aliens found to have a “credible” fear or persecution of torture.
- On December 30, 2009, Sean Riordan, a staff attorney with the American Civil Liberties Union, in San Diego, California, requested from U.S. Immigration and Customs Enforcement (ICE) copies of any records pertaining to the California Enforcement Operation.
- On November 13, 2009, the Transportation Security Administration (TSA) referred to U.S. Customs and Border Protection (CBP) four (4) pages of a significant report responsive to a May 3, 2007 request from Jim Kiertzer, a reporter with WDIV-TV4 in Detroit, Michigan, who seeks records related to an incident on Northwest Airlines Flight S7 from Amsterdam to Memphis on April 21, 2007. Prior to referring this request to CBP, TSA released to WDIV-TV4 eighteen (18) pages of records with certain information withheld pursuant to FOIA Exemptions (b)(2), (b)(3), (b)(6), and (b)(7)(C).
- On December 15, 2009, Stephen Tait, a reporter with the Times Herald, in Port Huron, Michigan, requested from U.S. Customs and Border Protection (CBP) any video that depicts the December 1, 2009, detention and/or arrest of Peter Watts, a Canadian science fiction writer, on or near the Blue Water Bridge, including footage of the events leading up to his detention and/or arrest.
On December 18, 2009, Nicholas Phillips of the Riverfront Times in Saint Louis, Missouri, requested from United States Citizenship and Immigration Services (USCIS) all releasable records, from any time period, pertaining to a private individual.

On December 18, 2009, T. Conway, an individual from Chicago, Illinois, requested from United States Citizenship and Immigration Services (USCIS) the number of applications (both approved and not approved) for Optional Practical Training (OPT) Science, Technology, Engineering, Mathematics (STEM) extensions.

On December 18, 2009, Thomas Louis Dublin, an ethnic history teacher of the State University of New York, Binghamton from Brackney, Pennsylvania, requested from United States Citizenship and Immigration Services (USCIS) any documents pertaining to the legal disposition or settlement of the 1994 African American employees' lawsuit against the Immigration and Naturalization Service.

On December 21, 2009, Matthew Weldon of Samuel Goldman & Associates requested from the Department of Homeland Security (DHS) a copy of each response received by DHS Attorney Erica Bomsey to her May 10, 2006 e-mail to Jeffrey Marks of Latham & Watkins, attaching standard questions (on behalf and for the consideration of Team Telecom) to be answered by SkyPort Communications, Inc., in connection with their application for the transfer of control of its international 214 license (a license granted by the FCC related to calling between U.S. and foreign countries).

On December 22, 2009, Ashley Huebner, Supervising Attorney for the National Immigrant Justice Center Asylum Project requested from the Department of Homeland Security (DHS) all records reflecting the frequency with which or the procedures by which information regarding Tier III terrorist groups is shared or disseminated, including, but not limited to: 1) Any documents reflecting how or whether USCIS employees are informed as to what organizations other employees at their same service center or local office have identified as Tier III terrorist organizations, 2) Any documents reflecting how or whether USCIS employees are informed as to what organizations employees at other service centers or local offices have identified as Tier III terrorist organizations, 3) Any documents relating to correspondence between USCIS service centers or local offices and DHS-ICE Office of Chief Counsel relating to the designation of an organization as a Tier III terrorist organization, 4) Any documents relating to correspondence between DHS and any other representative of the U.S. Government regarding the substantive criteria or procedural guidelines used to determine whether an organization constitutes a Tier III terrorist organization, other than communication, which have been made available to the public, relating to those organizations specifically exempted from Tier III terrorist organization designation by the Secretaries of State and Homeland Security pursuant to the discretionary authority provided under INA § 212(d)(3)(B)(i), 5) Any documents relating to correspondence between DHS and any person or entity other than a representative of the U.S. Government regarding the substantive or procedural guidelines used to determine whether an organization constitutes a Tier III terrorist organization, and 6) Any documents relating to communication with the media concerning the application of INA § 212(d)(3) (B)(vi)(III), including internal communications regarding media inquiries.

On December 22, 2009, Elliot Spagat a correspondent for the Associated Press in San Diego, California, requested from the United States Coast Guard (USCG) records regarding the collision of a Coast Guard boat and a recreation boat near Shelter Island during the San Diego Bay Parade of Lights on December 20, 2009.

On December 23, 2009, Nancy Morawetz, Supervising Attorney with the Immigrant Rights Clinic, Washington Square Legal Services, in New York, New York, requested from the Department of Homeland Security (DHS) an expansive list of records concerning individuals who were not present in the United States at the time that a United States federal court overturned a decision ordering removal or their immigration case was reopened by an Immigration Judge or the Board of Immigration Appeals.

On December 24, 2009, Melissa Keaney, a Loyola Public Interest Law Fellow with the National Immigration Law Center in Los Angeles, California, requested from the Department of Homeland Security (DHS) all completed Secure Communities Initiative Surveys submitted to DHS or Immigration and Customs Enforcement (ICE).

On December 24, 2009, David Armstrong, Senior Correspondent for the National Security News Service, requested from the Department of Homeland Security (DHS) records between January 1,
2007, and the present, to include records of phone conversations or meetings concerning requests from any U.K. government authorities, including but not limited to representatives of the Independent Police Complaints Commission (IPCC), for DHS assistance in the following: 1) A British investigation of a U.K. citizen named Atif Amin, and 2) Obtaining information about David Armstrong or the National Security News Service.

- On December 15, 2009, Sarah Mehta of Human Rights Watch in New York, New York, requested from Immigration and Customs Enforcement (ICE) records concerning non-citizens with mental disabilities or mental illnesses in immigration removal and asylum proceedings and who are or have been held in detention facilities at any time from September 1, 2004 to the present.
- On December 16, 2009, Russell Carollo, a Pulitzer Prize winning journalist in Pueblo, Colorado, requested from the Department of Homeland Security (DHS) copies of all databases containing information related in any way to travel by DHS employees and/or financed by DHS. This would include, but not be limited to, travel paid for by other entities, public or private.
- On December 16, 2009, David C. Fowler, Associate Professor and Head of the Acquisitions Department for the Knight Library, University of Oregon in Eugene, Oregon, requested from the Department of Homeland Security (DHS) records for the end of each Fiscal Year (FY) through FY 2009, to include personnel counts for certain investigative occupations in U.S. Citizenship and Immigration Services (USCIS), Customs and Border Protection (CBP), Immigration and Customs Enforcement (ICE), and the Transportation Security Administration (TSA) for occupations in the following series: 0080, 0083, 0085, 1801, 1802, 1810, 1811, 1881, 1884, 1890, 1885, and 1896.

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Fox, Julia

From: Fox, Julia
Sent: Thursday, January 07, 2010 5:38 PM
To: Papoi, Catherine; Grossman, Jordan
Cc: "Papoi, Catherine"

Subject: RE: ***FRONT OFFICE REVIEW AND APPROVAL***January 6, 2010

The cover letter looks fine.

Thanks!

---

From: Papoi, Catherine
Sent: Wednesday, January 06, 2010 3:14 PM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine

Subject: ***FRONT OFFICE REVIEW AND APPROVAL***January 6, 2010

Jordan and Julia,

Privacy forwarded the attached acknowledgment letter in the same ACLU request that IG and OIG sent forth last week.

Pursuant to your September 30, 2009 email, your office will review the release and provide a response to my office within three days of receipt. Please let me know as soon as you have finalized your review. Thank you!

C

Catherine Papoi, J.D., CIPP/G
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Just to close the loop, this is what I heard back from CIS:

We closed it out for Failure to Comply with the published regs on making FOIA requests. The information they were seeking would have been found in individual alien files. In order to locate those files, the requester should have submitted a list of the names, a-numbers, other identifying information (such as parent’s names and date of birth) and they would have had to provide consent from each individual person. Rather than send out for that information and wait to see if they could provide it (because I really doubt they could!) we shut it down. The letter sent to the requester advised him that he would have to identify the subjects and provide their consent before we could search for the requested records.

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Got it, thanks very much.

Let me follow up with CIS but that generally means that the requester has not provided information sufficient to deem the request “perfected” per the DHS FOIA regulations. For example, they do not include the proper verification of identity.

Catherine Papoi, J.D., CIPP/G

3/9/2010
Hi Catherine,

In this item from last week, what does it mean that the request has been closed as a Failure to Comply”?

- On November 13, 2009, David Shaffer, a journalist for The Star Tribune of Minneapolis, in Minneapolis, Minnesota, requested from the United States Citizenship and Immigration Services (USCIS) a copy of all Notices of Intent to Deny (NOID) and all Requests for Evidence (RFE) issued in international child adoption cases to include the date of issue, country of origin, name of orphanage or care center, name of the United States adoption agency handling the adoption, age and sex of child, the state to which the child is proposed to be adopted, and the final disposition of the NOID/RFE with a summary of the reasons for agency action. Request has been closed as a Failure to Comply.

Thanks for your help,

Julia

FOIA Requests (This week)
- On November 23, 2009, Joel Thomas Shackleford, an attorney with Green de Bortnowsky & Quintanilla, in Calabasas, California, requested from the United States Citizenship and Immigration Services (USCIS) records concerning CMB Export, CMB Infrastructure Investment Group, &/or Patrick Hogan or William Hurley. This request is related to EB-5 category requests.
- On November 24, 2009, Morgan J.C. Scudi, an attorney with Scudi Johnson & Ayers, in San Diego, California, requested from the United States Citizenship and Immigration Services (USCIS) records concerning the establishment of the South Dakota International Business Institute (SDIBI) as a USCIS designated Regional Center. This request is related to EB-5 category requests.

FOIA Requests (Last week)

- On November 13, 2009, David Shaffer, a journalist for The Star Tribune of Minneapolis, in Minneapolis, Minnesota, requested from the United States Citizenship and Immigration Services (USCIS) a copy of all Notices of Intent to Deny (NOID) and all Requests for Evidence (RFE) issued in international child adoption cases to include the date of issue, country of origin, name of orphanage or care center, name of the United States adoption agency handling the adoption, age and sex of child, the state to which the child is proposed to be adopted, and the final disposition of the NOID/RFE with a summary of the reasons for agency action. Request has been closed as a Failure to Comply.

- On November 13, 2009, David Alexander, an attorney with Masuda Funai, in Chicago, Illinois, requested from the United States Citizenship and Immigration Services (USCIS) any information regarding the Chicagoland Foreign Investment Group Regional Center and the American Life Seattle Regional Center.

- On November 13, 2009, Aidan Monaghan, an individual from Las Vegas, Nevada, requested from the United States Secret Service (USSS) all visitors' logs to the White House on September 11-12, 2001.

- On November 16, 2009, Steven Lee Craig, an individual from Del City, Oklahoma, requested from the United States Citizenship and Immigration Services (USCIS) all information, documents, memorandum, faxes, e-mails, opinions, legal opinions, conference notes and other communications related to the publication of paragraph item found on page four of "The Citizen's Almanac", M-76 specific to: The Right to Run for Elected Office.

- On November 17, 2009, Andrew Becker, a staff reporter with the Center for Investigative Reporting, in Berkeley, California, requested from the Office of Inspector General (OIG) an investigative report concerning a third party.

- On November 17, 2009, Patrick Reynolds, an individual from Branchdale, Pennsylvania, requested from the United States Secret Service (USSS) all records to any visit that the following individuals made to the White House from 12:00 p.m. on January 20, 2009, to the present: Van Jones, William Ayers (ACORN founder), John Murtha and Arlen Specter.

- On November 19, 2009, Michael Ravitzky, an individual from Silver Spring, Maryland, requested from the Department of Homeland Security (DHS) reports produced for congress by DHS, during the past three years, and which are not posted on the DHS public website.

- On November 19, 2009, the United States Department of Commerce referred to the Department of Homeland Security (DHS) documents responsive to a March 31, 2008, request from Taylor Lincoln of Public Citizen in Washington, D.C., seeking records concerning specific individuals or businesses that have lobbied the U.S. Department of Commerce since 2004 (listed by name in the request).

From: Papoi, Catherine
Sent: Tuesday, December 01, 2009 8:17 AM
To: Grossman, Jordan; Fox, Julia
Cc: Papoi, Catherine
Subject: Reminder

Just a reminder to send me the requests of interest from this week's and last week's FOIA report. Thanks.

C
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Fox, Julia

From: Papoi, Catherine
Sent: Wednesday, November 04, 2009 1:32 PM
To: FOIA Officers
Cc: Papoi, Catherine; Gary, Lizzy; Kaufman, Gail; Grossman, Jordan; Fox, Julia
Subject: FOIA Front Office Review

Since October 2nd, I have sent out weekly emails to put you on notice that the front office has requested review of specific FOIA requests under the purview of your office. This is a reminder to make certain that you are reviewing that weekly email and tagging those requests that must come to me before being released to the requester so that I may provide them to the DHS front office for review. When your component finalizes a release, please forward the response letter and documents for release in a single .pdf file to Catherine.papoi@dhs.gov. Again, it is very important that your office not send the response to the requester until I notify you that the response has been reviewed and is cleared to be sent to the requester. Thank you for your continued work on this “One DHS” coordination effort and please contact me with any questions. Thank you.

Catherine

Catherine Papoi, J.D., CIPP/G
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3/9/2010
FYI – we are working on getting this information from the components. When do you need the info?

C

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Hi Catherine,

We're trying to gather some information on upgrades that have been made to our online resources. I know that a number of the components have upgraded their FOIA Electronic Reading Rooms to include more information, etc. Specifically, I think I remember CBP and ICE have done this, but was wondering if you would be able to provide (or direct me to someone else who can provide) a comprehensive list of all of the components at DHS that have done this and when these upgrades were completed. Also, it would be great to know if there are components that will do this in the near future.

Thanks so much

Julia

Julia Fox
Special Assistant
Office of the Chief of Staff | Office of the Secretary
Department of Homeland Security

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