



# Department of Homeland Security

2019 Freedom of Information Act Report

to the Attorney General of the United States and the

Director of the Office of Government Information Services

*February 2020*



Homeland  
Security

## Executive Summary

The Department of Homeland Security (DHS) has made significant progress in increasing its capacity to respond to Freedom of Information Act (FOIA) requests in a timely manner. In Fiscal Year (FY) 2019, DHS received 400,246 requests for information from the public – an increase of almost 5,000 requests compared to FY 2018. DHS responded to this demand by once again surpassing the record-setting number of FOIA requests processed in a Fiscal Year. DHS responded to 429,799 requests in FY 2019, a 15 percent increase compared to the number of requests processed in FY 2018. As a result of this increase in productivity, DHS reduced the backlog from 56,910 at the end of FY 2018 to 31,454 at the end of FY 2019, a reduction of 45 percent.

DHS has also continued to respond to relatively routine requests that are placed in the simple track in a timely manner. DHS responded to these routine requests in an average of 33 days in FY 2019, and responded to 58 percent of simple requests within 20 days in FY 2019. DHS has also driven down the average age of pending simple requests: at the end of FY 2019, the average age of simple pending requests at DHS is 20 days.

In addition, the DHS FOIA Program provides the public a valuable service at a great value. DHS spent almost \$165 per request processed in FY 2019, a decrease of 14 percent compared to FY 2018. Comparatively, the cost per request processed across the Federal Government in FY 2018 was almost \$610.

DHS's success in increasing its productivity is a testament to its dedicated FOIA workforce, and a result of significant efforts to increase the maturity of DHS FOIA operations. The DHS FOIA enterprise is challenged by both the volume of requests received annually, and continued growth in both the volume and complexity of potentially responsive records produced by the Department. DHS is committed to providing the public with records that improve understanding of, and provide confidence in, the Department's work and foster greater public participation in agency decision-making. The more than 40 million pages released by DHS FOIA Offices in FY 2019 advance these goals.

The DHS Privacy Office, led by the Chief Privacy/FOIA Officer, has distinct responsibilities for oversight of the DHS FOIA program and improvements to compliance with the law. Over the last few years, the DHS Privacy Office has focused its efforts on building a sound regulatory framework that ensures the reliability and consistency of FOIA processing across the Department, investing in the DHS FOIA workforce and implementing modern workforce management practices, and upgrading the DHS FOIA information technology (IT) infrastructure. The DHS Privacy Office will continue to build on these efforts in FY 2020 in order to improve the DHS FOIA program's service to the public and the Department.

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## **I. Basic Information Regarding Report**

1. Questions regarding this report may be directed to:

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Privacy Office  
U.S. Department of Homeland Security  
245 Murray Lane SW, Mail Stop 0655  
Washington, DC 20528-0655  
Phone: 202-343-1743; Fax: 202-343-4011

2. This report can be downloaded from the DHS FOIA website at <http://www.dhs.gov/foia-annual-reports>.

3. Requests for this report in paper form may also be directed to the Deputy Chief FOIA Officer, as listed above.

## **II. Making a FOIA Request<sup>1</sup>**

1. Names, addresses, and contact numbers for DHS FOIA Officers can be found on our website at <http://www.dhs.gov/foia-contact-information>.

2. Brief description of why requests may not be granted:

In response to a FOIA request, DHS may respond that that the requested records are exempt, in whole or in part, as well as that the requested record does not exist or cannot be located. For example, the Department frequently receives requests for law enforcement records, which are of specific interest to subjects of investigation, victims of crime, and the public at large. Depending on who is requesting the information (i.e. a first or third-party requester) the Department may invoke exemptions 6 and 7(C) (to prevent an unwarranted invasion of personal privacy) and/or exemption 7(E) (to protect against the disclosure of law enforcement techniques, procedures, and guidelines).

## **III. Acronyms, Definitions, and Exemptions**

1. Agency-specific acronyms or other terms.

- a. CBP U.S. Customs and Border Protection
- b. CISA<sup>2</sup> Cybersecurity and Infrastructure Security Agency
- c. CISOMB Office of the Citizenship and Immigration Services Ombudsman
- d. CRCL Office for Civil Rights and Civil Liberties
- e. CWMD Countering Weapons of Mass Destruction Office<sup>3</sup>

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<sup>1</sup> The Privacy Office (PRIV) processes and reports on FOIA requests for PRIV, the Office of the Secretary (including the Military Advisor's Office), and the following components: CISOMB, CRCL, CWMD, ESEC, MGMT, OBIM, OGC, OLA, OPA, OPE, OPS, and PLCY.

<sup>2</sup>On November 16, 2018, President Trump signed into law the Cybersecurity and Infrastructure Security Agency Act of 2018. This legislation elevated the mission of the former National Protection and Programs Directorate (NPPD) within DHS and established the Cybersecurity and Infrastructure Security Agency (CISA).

<sup>3</sup> In December 2018, President Trump signed the Countering Weapons of Mass Destruction Act of 2018, authorizing the CWMD Office. The Act transferred the functions, personnel, budget authority, and assets of the Domestic

f.	DHS	Department of Homeland Security
g.	ESEC	Office of the Executive Secretary
h.	FEMA	Federal Emergency Management Agency
i.	FLETC	Federal Law Enforcement Training Centers
j.	I&A	Office of Intelligence and Analysis
k.	ICE	U.S. Immigration and Customs Enforcement
l.	MGMT	Management Directorate
m.	MIL	Military Advisors Office
n.	NCSC	National Cyber Security Center
o.	OBIM	Office of Biometric Identity Management
p.	OCF	Office of Community Partnerships
q.	OGC	Office of the General Counsel
r.	OIG	Office of Inspector General
s.	OLA	Office of Legislative Affairs
t.	OPA	Office of Public Affairs
u.	OPE	Office of Partnership and Engagement
v.	OPS	Office of Operations Coordination
w.	PLCY	Office of Strategy, Policy, and Plans
x.	PRIV	Privacy Office
y.	S&T	Science and Technology Directorate
z.	TSA	Transportation Security Administration
aa.	USCG	United States Coast Guard
bb.	USCIS	U.S. Citizenship and Immigration Services

2. Definition of terms, as used in this report.

- a. **Administrative Appeal** – A request to a federal agency asking that it review at a higher administrative level a FOIA determination made by the agency at the initial request level. Under section 704 of the Administrative Procedures Act, the Department’s response to an administrative appeal is considered final agency action that is then appealable to a federal district court.
- b. **Average Number** – The number obtained by dividing the sum of a group of numbers by the quantity of numbers in the group. For example, of 3, 7, and 14, the average number is 8, determined by dividing 24 by 3.
- c. **Backlog** – The number of requests or administrative appeals that are pending at an agency at the end of the fiscal year that are beyond the statutory time period for a response.
- d. **Component** – For agencies that process requests on a decentralized basis, a “component” is an entity, also sometimes referred to as an Office, Division, Bureau, Center, or Directorate, within the agency that processes FOIA requests.

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Nuclear Detection Office (DNDO) and the Office of Health Affairs (OHA), with the exception of workforce health and medical support functions that were transferred from OHA to the DHS Management Directorate, to the CWMD Office, and abolished DNDO and OHA.

The FOIA now requires that agencies include in the Annual FOIA Report data for both the agency overall and for each principal Component of the agency.

- e. **Consultation** – The procedure whereby the agency responding to a FOIA request first forwards a record to another agency for its review because that other agency has an interest in the document. Once the agency in receipt of the consultation finishes its review of the record, it provides its views on the record to the agency that forwarded it. That agency, in turn, will then respond to the FOIA requester.
- f. **Exemption 3 Statute** – A federal statute other than FOIA that exempts information from disclosure and which the agency relies on to withhold information under subsection (b)(3) of the FOIA.<sup>4</sup>
- g. **FOIA Request** – A FOIA request is generally a request to a federal agency for access to records concerning another person (i.e., a “third-party” request), an organization, or a particular topic of interest. Moreover, because requesters covered by the Privacy Act who seek records concerning themselves (i.e., “first-party” requesters) are afforded the benefit of the access provisions of both FOIA and the Privacy Act, the term “FOIA request” also includes any such “first-party” requests when an agency determines that it must search beyond its Privacy Act “systems of records” or when the agency applies a Privacy Act exemption and therefore looks to FOIA to afford the greatest possible access. DHS applies this same interpretation of the term “FOIA request” even to “first-party” requests from persons not covered by the Privacy Act, e.g., non-U.S. citizens, because DHS by policy provides such persons the ability to access their own records in DHS’s Privacy Act “mixed systems of records” as if they are subject to the Privacy Act’s access provisions, and DHS processes the requests under FOIA as well. Thus, all requests that require DHS to utilize FOIA in responding to the requester are included in this Report.

Additionally, a FOIA request includes records referred to the agency for processing and direct response to the requester. It does not, however, include records for which the agency has received a consultation from another agency. (Consultations are reported separately in Section XII of this Report.)

- h. **Full Grant** – An agency decision to disclose all records in full in response to FOIA request.
- i. **Full Denial** – An agency decision not to release any records in response to a FOIA request because the records are exempt in their entirety under one or more of the FOIA exemptions, or because of a procedural reason, such as when no records could be located.

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<sup>4</sup> Pursuant to 5 U.S.C. § 552(b)(3) as amended by sec. 564 of Public Law 111-83, a statute enacted after October 28, 2009, can qualify as an Exemption 3 law only if it cites specifically to 5 U.S.C. § 552(b)(3).



- j. **Median Number** – The middle, not average, number. For example, of 3, 7, and 14, the median number is 7.
- k. **Multi-Track Processing** – A system in which simple requests requiring relatively minimal review are placed in one processing track and more voluminous and complex requests are placed in one or more other tracks. Requests granted expedited processing are placed in yet another track. Requests in each track are processed on a first in/first out basis.
  - i. **Expedited Processing** – An agency will process a FOIA request on an expedited basis when a requester satisfies the requirements for expedited processing as set forth in the statute and in agency regulations.
  - ii. **Simple Request** – A FOIA request that an agency using multi-track processing places in its fastest (non-expedited) track based on the volume and/or simplicity of records requested.
  - iii. **Complex Request** – A FOIA request that an agency using multi-track processing places in a slower track based on the high volume and/or complexity of the records requested.
- l. **Partial Grant/Partial Denial** – An agency decision to disclose portions of the records and to withhold other portions that are exempt under the FOIA, or to otherwise deny a portion of the request for a procedural reason.
- m. **Pending Request or Pending Administrative Appeal** – A pending request is one where the agency has not yet provided a response to the requester. A pending administrative appeal is where one where the agency has not taken final action in all respects.
- n. **Perfect Request** – A request for records that reasonably describes such records and is made in accordance with published rules stating the time, place, fees (if any) and procedures to be followed.
- o. **Processed Request or Processed Administrative Appeal** – A processed request is one where the agency has provided a complete response to the requester’s initial request. A processed administrative appeal is one where the agency has advised the requester of its final decision on the requester’s appeal as to the handling of the initial request. The final decision on an administrative appeal is a final agency action under section 704 of the APA and is considered final agency action that is then appealable to a federal district court.
- p. **Range in Number of Days** – The lowest and highest number of days to process requests or administrative appeals.



- q. **Time Limits** – The time period in the statute for an agency to respond to a FOIA request (ordinarily 20 working days from receipt of a perfected FOIA request).<sup>5</sup>
3. Concise descriptions of FOIA exemptions:
- a. **Exemption 1:** classified national defense and foreign relations information.
  - b. **Exemption 2:** internal agency rules and practices (personnel).
  - c. **Exemption 3:** information that is prohibited from disclosure by another federal law.
  - d. **Exemption 4:** trade secrets and other confidential or financial information obtained from a person.
  - e. **Exemption 5:** inter-agency or intra-agency communications that are protected by legal privileges, such as the deliberative process privilege, attorney work product privilege, and attorney client privilege.
  - f. **Exemption 6:** information that, if released, would be a clearly unwarranted invasion of personal privacy.
  - g. **Exemption 7:** law enforcement records where the disclosure would that (A) interfere with enforcement proceedings, B) deprive a person of a fair trial or impartial adjudication, C) constitute an unwarranted invasion of personal privacy, D) identity of a confidential source, E) disclose law enforcement techniques and procedures or guidelines for law enforcement investigations or prosecutions, or F) endanger the life or physical safety of any individual.
  - h. **Exemption 8:** information relating to the supervision of financial institutions.
  - i. **Exemption 9:** geological/geophysical information concerning wells.

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<sup>5</sup> Absent “unusual circumstances,” the FOIA provides that agencies should make a determination with respect to an appeal within twenty working-days of its receipt by the agency. 5 U.S.C. § 552(a)(6)(A)(ii).

#### IV. Exemption 3 Statutes

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component <sup>††</sup>		Total Number of Times Relied upon by Agency
5 U.S.C. app. § 107(a)(2) (Ethics in Government Act of 1978)	Confidential financial disclosure report pertaining to certain government employees	<u>Meyerhoff v. EPA</u> , 958 F.2d 1498, 1500-02 (9th Cir. 1992); <u>Boyd v. Exec. Office for U.S. Attorneys</u> , 161 F. Supp. 3d 1, 7 (D.D.C. 2015); <u>Seife v. NIH</u> , 874 F. Supp. 2d 248, 254 (S.D.N.Y. 2012).	ICE	1	1
5 U.S.C. §§ 7114(b)(4), 7132	Certain labor relations training and guidance materials	<u>Dubin v. Dep't of Treasury</u> , 555 F. Supp. 408, 412 (N.D.Ga. 1981) (5 U.S.C. 7114(b)(4)), aff'd, 697 F.2d 1093 (11th Cir. 1983) (unpublished table decision); <u>NTEU v. OPM</u> , No. 76-695, slip op. at 3-4 (D.D.C. July 9, 1979) (5 U.S.C. 7114(b)(4) and 5 U.S.C. 7132)	ICE	1	1
6 U.S.C. § 121 (d)(11)	Intelligence sources and methods		I&A PRIV	167 1	168
8 U.S.C. § 1202(f) (Immigration and Nationality Act)	Certain records pertaining to the issuance or refusal of visas to enter the United States	<u>Medina-Hincapie v. Dep't of State</u> , 700 F.2d 737, 741-42 (D.C. Cir. 1983); <u>DeLaurentiis v. Haig</u> , 686 F.2d 192, 194 (3d Cir. 1982); <u>Assadi v. Dep't of State</u> , No. 12-1111, 2014 WL 4704840, at *6 (S.D.N.Y. Sept. 19, 2014); <u>Beltranena v. U.S. Dep't of State</u> , 821 F. Supp. 2d 167, 177-78 (D.D.C. 2011); <u>Badalamenti v. U.S. Dep't of State</u> , 899 F. Supp. 542, 547 (D. Kan. 1995); <u>Jan-Xin Zang v. FBI</u> , 756 F. Supp. 705, 711-12 (W.D.N.Y. 1991); <u>Smith v. DOJ</u> , No. 81-CV-813, 1983 U.S. Dist. LEXIS 10878, at *13-14 (N.D.N.Y. Dec. 13, 1983).	PRIV USCIS	4,149 34,099	38,248
10 U.S.C. § 130b	Personally identifiable information pertaining to "any member of the armed forces assigned to an overseas unit, a sensitive unit, or a routinely deployable unit" and "any employee of the Department of Defense or of the Coast Guard whose duty station is with any such unit"	<u>Freedom Watch, Inc. v. NSA</u> , 197 F. Supp. 3d 165, 174 (D.D.C. 2016); <u>Hiken v. DOD</u> , 521 F. Supp. 2d 1047, 1062 (N.D. Cal. 2007); <u>O'Keefe v. DOD</u> , 463 F. Supp. 2d 317, 325 (E.D.N.Y. 2006); <u>Windel v. United States</u> , No. A02-306, 2005 WL 846206, at *2 (D. Alaska Apr. 11, 2005).	USCG	1	1

<sup>††</sup> DHS Component(s) are referred to as "Component" for the remainder of this report.

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component**		Total Number of Times Relied upon by Agency
10 U.S.C. § 2305(g)	Certain contractor proposals	<u>Roman v. NSA</u> , Nos. 09-2947, 09-4281, 09-3344, 09-2504, 09-5633, 2012 WL 569747, at *7 (E.D.N.Y. Feb. 22, 2012); <u>Margolin v. NASA</u> , No. 09-CV-00421-LRH-VPC, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011).	FEMA USCG	1 5	6
10 U.S.C. § 424	Organization or any function of an organization, and certain information pertaining to, employees of the Defense Intelligence Agency, the National Reconnaissance Office, and the National Geospatial-Intelligence Agency	<u>Hamdan v. DOJ</u> , 797 F.3d 759, 776 (9th Cir. 2015); <u>Freedom Watch, Inc. v. NSA</u> , 197 F. Supp. 3d 165, 174 (D.D.C. 2016); <u>Wickwire Gavin, P.C. v. Def. Intelligence Agency</u> , 330 F. Supp. 2d 592, 602 (E.D. Va. 2004).	USCG	1	1
18 U.S.C. §§ 2510-20 (Title III of the Omnibus Crime Control and Safe Streets Act)	Wiretap requests and the contents of any wire, oral, or electronic communication obtained through wiretaps	<u>Mendoza v. DEA</u> , No. 07-5006, 2007 U.S. App. LEXIS 22175 (D.C. Cir. Sept. 14, 2007) (per curiam); <u>Lam Lek Chong v. DEA</u> , 929 F.2d 729, 733 (D.C. Cir. 1991); <u>Payne v. DOJ</u> , No. 96-30840, slip op. at 5-6 (5th Cir. July 11, 1997).	USSS	7	7
18 U.S.C. § 3509(d) (Federal Victims' Protection and Rights Act)	Certain records containing identifying information pertaining to children involved in criminal proceedings	<u>Davis v. U.S. Postal Inspection Serv.</u> , No. 13-01972, 2014 WL 7014877, at *3 (D.D.C. Dec. 15, 2014); <u>Rodriguez v. U.S. Dep't of Army</u> , 31 F. Supp. 3d 218, 236-37 (D.D.C. 2014).	ICE USSS	7 3	10
26 U.S.C. §§ 6103, 6105 (Internal Revenue Code)	Certain tax return information, to include Taxpayer Identification Numbers of third parties, and certain tax convention information	<u>Church of Scientology v. IRS</u> , 484 U.S. 9, 15 (1987) (26 U.S.C. § 6103); <u>Leonard v. U.S. Dep't of Treasury</u> , 590 F. App'x. 141, 143-44 (3d Cir. 2014) (per curiam); <u>Pac. Fisheries, Inc. v. IRS</u> , 395 F. App'x. 438, 440 (9th Cir. 2010) (unpublished disposition) (26 U.S.C. §§ 6103, 6105); <u>Tax Analysts v. IRS</u> , 217 F. Supp. 2d 23, 27-29 (D.D.C. 2002) (26 U.S.C. § 6105).	CBP USCIS	1 4,340	4,341

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component**		Total Number of Times Relied upon by Agency
31 U.S.C. § 5319 (Bank Secrecy Act)	Reports pertaining to monetary instruments transactions filed under subchapter II of chapter 53 of title 31 and records of those reports	<u>Ortiz v. DOJ</u> , No. 12-1674, 2014 WL 4449686, at *4 (D.D.C. Sept. 9, 2014); <u>Rosenberg v. ICE</u> , 13 F. Supp. 3d 92, 114-15 (D.D.C. 2014); <u>Hulstein v. DEA</u> , No. 10-4112, 2011 U.S. Dist. LEXIS 25788, at *7-8 (N.D. Iowa Mar. 11, 2011); <u>Council on Am.-Islamic Relations, Cal. v. FBI</u> , 749 F. Supp. 2d 1104, 1117 (S.D. Cal. 2010); <u>Berger v. IRS</u> , 487 F. Supp. 2d 482, 496-97 (D.N.J. 2007), <u>aff'd on other grounds</u> , 288 F. App'x 829 (3d Cir. 2008).	ICE  USSS	1  8	9
39 U.S.C. § 410(c)(2)	Commercial information which would not be disclosed under good business practice	<u>Wickwire Gavin, P.C. v. USPS</u> , 356 F.3d 588, 589, 597 (4th Cir. 2004); <u>Am. Postal Workers Union, AFL-CIO v. USPS</u> , 742 F. Supp. 2d 76, 81-83 (D.D.C. 2010); <u>Reid v. USPS</u> , No. 05-294, 2006 WL 1876682, at *5-9 (S.D. Ill. July 5, 2006); <u>Robinett v. USPS</u> , No. 02-1094, 2002 WL 1728582, at *5 (E.D. La. July 24, 2002).	FEMA	4	4
41 U.S.C. § 4702 (formerly at 41 U.S.C. § 253b(m)(1))	Contractor proposals that are in the possession or control of an executive agency and that have not been set forth or incorporated by reference into contracts	<u>Sinkfield v. HUD</u> , No. 10-885, 2012 U.S. Dist. LEXIS 35233, at *13-15 (S.D. Ohio Mar. 15, 2012); <u>Margolin v. NASA</u> , No. 09-CV-00421, 2011 WL 1303221, at *6 (D. Nev. Mar. 31, 2011); <u>Hornbostel v. U.S. Dep't of the Interior</u> , 305 F. Supp. 2d 21, 30 (D.D.C. 2003), summary affirmance granted, No. 03-5257, 2004 WL 1900562 (D.C. Cir. Aug. 25, 2004).	CBP  FEMA  PRIV  USCIS	9  15  1  1	26
41 U.S.C. § 2102 (amending 41 U.S.C. § 423(a)(1))* (Procurement Integrity Act)	Contractor bid or proposal information; source selection information	<u>Legal &amp; Safety Employer Research, Inc. v. U.S. Dep't of the Army</u> , No. Civ. S001748, 2001 WL 34098652, at *3-4 (E.D. Cal. May 4, 2001) (dictum).	ICE  FEMA  S&T	2  1  1	4

Statute	Type of Information Withheld	Case Citation	Number of Times Relied upon per Component**		Total Number of Times Relied upon by Agency
49 U.S.C. § 114	Information obtained or developed in carrying out security under the authority of the Aviation and Transportation Security Act or under chapter 449 of this title	<u>Skurow v. DHS</u> , No. 11-1296, 2012 WL 4380895, at *9-10 (D.D.C. Sept. 26, 2012); <u>Tooley v. Bush</u> , No. 06-306, 2006 WL 3783142, at *19 (D.D.C. Dec. 21, 2006), <u>aff'd on other grounds</u> , 586 F.3d 1006 (D.C. Cir. 2009); <u>Gordon v. FBI</u> , 390 F. Supp. 2d 897, 900 (N.D. Cal. 2004).	CBP ICE PRIV TSA USCG USSS	3 4,485 1 78 4 124	4,695
50 U.S.C. app. 2170(C)	certain mergers, acquisitions, and takeovers		I&A	7	7
50 U.S.C. § 3024(i)(1) (formerly at 50 U.S.C. § 403-1(i)(1)) (National Security Act of 1947)	Intelligence sources and methods	<u>CIA v. Sims</u> , 471 U.S. 159, 167 (1985); <u>ACLU v. DOJ</u> , 681 F.3d 61, 72-75 (2d Cir. May 21, 2012); <u>ACLU v. DOD</u> , 628 F.3d 612, 619, 626 (D.C. Cir. 2011); <u>Berman v. CIA</u> , 501 F.3d 1136, 1137-38, 1140 (9th Cir. 2007).	I&A USCG	159 1	160
50 U.S.C. § 3507 (formerly at 50 U.S.C. § 403g)	Intelligence sources and methods; certain information pertaining to Agency employees, specifically: "the organization, functions, names, official titles, salaries, or numbers of personnel employed by the Agency"	<u>ACLU v. DOJ</u> , 681 F.3d 61, 72-75 (2d Cir. 2012); <u>Larson v. Dep't of State</u> , 565 F.3d 857, 865 n.2 (D.C. Cir. 2009); <u>Berman v. CIA</u> , 501 F.3d 1136, 1137-38, 1140 (9th Cir. 2007); <u>Makky v. Chertoff</u> , 489 F. Supp. 2d 421, 442 (D.N.J. 2007), <u>aff'd on other grounds</u> , 541 F.3d 205 (3d Cir. 2008).	I&A PRIV USSS	9 1 15	25
Fed. R. Crim. P. 6(e), enacted by Act of July 30, 1977, Pub. L. No. 95-78, 91 Stat. 319	Certain records pertaining to grand jury proceedings	<u>Sussman v. USMS</u> , 494 F.3d 1106, 1113 (D.C. Cir. 2007); <u>Fund for Constitutional Gov't v. Nat'l Archives &amp; Records Serv.</u> , 656 F.2d 856, 867-68 (D.C. Cir. 1981); <u>Durham v. U.S. Atty. Gen.</u> , No. 06-843, 2008 WL 620744, at *2 (E.D. Tex. Mar. 3, 2008); <u>Cozen O'Connor v. U.S. Dep't of Treasury</u> , 570 F. Supp. 2d 749, 776 (E.D. Pa. 2008).	ICE USCIS USSS	1 4 6	11

## V. FOIA Requests

### A. Received, Processed, and Pending FOIA Requests

Component	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
CBP	20,101 <sup>‡‡</sup>	86,133	88,230	18,004
CISA	167 <sup>§§</sup>	353	344	176
FEMA	278 <sup>***</sup>	910	792	396
FLETC	11	131	130	12
I&A	12 <sup>†††</sup>	255	243	24
ICE	3,723 <sup>‡‡‡</sup>	64,231	66,029	1,925
OIG	187	331	371	147
PRIV	2,589 <sup>§§§</sup>	43,024	43,062	2,551
S&T	44 <sup>****</sup>	106	126	24
TSA	930 <sup>††††</sup>	796	815	911
USCG	1,660 <sup>‡‡‡‡</sup>	2,548	2,558	1,650
USCIS	57,222 <sup>§§§§</sup>	200,174	225,075	32,321
USSS	1,309 <sup>*****</sup>	1,253	2,023	539
<b>AGENCY OVERALL</b>	<b>88,233</b>	<b>400,245</b>	<b>429,798</b>	<b>58,680</b>

### B. (1) Disposition of FOIA Requests – All Processed Requests

Component	No. of Full Grants	No. of Partial Grants/ Partial Denials	No. of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									Total
				No Records	All Records Referred	Request Withdrawn	Fee-Related Reason	Not Reasonably Described	Improper FOIA Request	Not Agency Record	Duplicate Request	Other	
CBP	11,072	25,570	135	29,712	560	793	2	2,363	13,103	3,494	1,426	0	<b>88,230</b>
CISA	15	215	31	52	5	8	0	4	3	9	1	1	<b>344</b>
FEMA	220	239	13	106	31	110	0	25	19	15	11	3	<b>792</b>
FLETC	13	36	0	38	3	2	0	4	13	18	3	0	<b>130</b>
I&A	18	15	165	15	7	6	0	2	0	12	1	2	<b>243</b>
ICE	2,648	54,432	850	5,182	21	32	1	436	1,412	76	155	784	<b>66,029</b>
OIG	46	139	45	47	61	6	0	0	5	2	15	5	<b>371</b>

<sup>‡‡</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>§§</sup> OBIM requests were incorporated with PRIV starting in FY 2019.

<sup>\*\*\*</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>†††</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>‡‡‡</sup> The volume of referrals that ICE received from USCIS during the reporting period exceeded the amount of staff required to enter all requests into its FOIA tracking system. Therefore, ICE did not account for 59,123 referrals which will be accounted for in next year's Annual FOIA Report. ICE has taken steps to address these referrals.

Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>§§§</sup> OBIM requests were incorporated with PRIV starting in FY 2019.

<sup>\*\*\*\*</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>††††</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>‡‡‡‡</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>§§§§</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

<sup>\*\*\*\*\*</sup> Number of Requests Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

Component	No. of Full Grants	No. of Partial Grants/ Partial Denials	No. of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									Total
				No Records	All Records Referred	Request Withdrawn	Fee-Related Reason	Not Reasonably Described	Improper FOIA Request	Not Agency Record	Duplicate Request	Other	
PRIV	501	27,984	28	13,233	540	22	2	384	170	34	124	40	<b>43,062</b>
S&T	5	32	6	35	14	2	7	18	1	3	0	3	<b>126</b>
TSA	108	187	34	115	26	69	2	174	69	6	8	17	<b>815</b>
USCG	1,109	268	58	332	93	566	2	5	19	14	82	10	<b>2,558</b>
USCIS	16,432	145,751	4,747	24,821	622	56	0	9	8,273	343	24,021	0	<b>225,075</b>
USSS	46	785	31	478	22	26	0	57	349	44	14	172	<b>2,024</b>
<b>AGENCY OVERALL</b>	<b>32,233</b>	<b>255,653</b>	<b>6,143</b>	<b>74,166</b>	<b>2,005</b>	<b>1,698</b>	<b>16</b>	<b>3,481</b>	<b>23,436</b>	<b>4,070</b>	<b>25,861</b>	<b>1,037</b>	<b>429,799</b>

**B. (2) Disposition of FOIA Requests – “Other” Reasons for “Full Denials Based on Reasons Other than Exemptions” from Section V, B(1) Chart**

Component	Description	No. of Times Used	Total
CBP	N/A	0	0
CISA	Unable to locate requester	1	1
FEMA	Aggregated Records Referred Non-responsive	2 1	3
FLETC	N/A	0	0
I&A	Request in Litigation	2	2



<b>Component</b>	<b>Description</b>	<b>No. of Times Used</b>	<b>Total</b>
ICE	Request in litigation Record Referred Non-Responsive Unable to Locate Requester Aggregated	51 700 12 21	784
OIG	Request in litigation Aggregated Unable to Locate Requester	1 1 3	5
PRIV	Request in Litigation Aggregated Unable to Locate Requester	33 6 1	40
S&T	Records Referred Non-responsive	3	3
TSA	Unable to locate requester	17	17
USCG	Request in litigation Unable to Locate Requester Records Referred Non-Responsive	8 1 1	10
USCIS	N/A	0	0
USSS	Request in litigation Records Referred Non-responsive Unable to Locate Requester	64 50 57	171
<b>AGENCY OVERALL</b>			<b>1,036</b>

**B. (3) Disposition of FOIA Requests – Number of Times Exemptions Applied**

Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
CBP	1	162	11	31	117	25,395	43	32	25,332	7	25,474	11	0	1
CISA	0	0	0	3	23	230	17	0	223	0	207	3	0	0
FEMA	1	2	22	69	43	217	2	0	18	0	15	1	0	1
FLETC	0	2	0	8	3	35	0	0	8	0	2	1	0	0
I&A	1	0	351	0	6	27	0	0	3	0	96	0	0	0
ICE	2	48	4,504	84	2,288	54,054	238	65	54,054	60	50,833	39	5	0
OIG	1	0	3	5	27	129	25	0	120	11	14	0	0	0
PRIV	2	4	5,153	53	134	25,141	15	2	22,993	5	27,194	11	3	0
S&T	5	1	1	27	7	32	0	1	0	0	2	1	0	0
TSA	1	20	78	10	14	166	3	0	20	0	0	0	0	0
USCG	3	3	13	21	38	257	48	0	107	0	9	1	0	0
USCIS	0	136	38,444	102	41,219	86,821	190	0	123,216	267	131,545	245	0	0
USSS	1	0	163	80	116	759	23	7	765	56	642	13	0	0
<b>AGENCY OVERALL</b>	<b>18</b>	<b>378</b>	<b>48,743</b>	<b>493</b>	<b>44,035</b>	<b>193,263</b>	<b>604</b>	<b>107</b>	<b>226,859</b>	<b>406</b>	<b>236,033</b>	<b>326</b>	<b>8</b>	<b>2</b>

**VI. Administrative Appeals of Initial Determinations of FOIA Requests**  
**A. Received, Processed, and Pending Administrative Appeals**

Component	No. of Appeals Pending as of Start of Fiscal Year	No. of Appeals Received in Fiscal Year	No. of Appeals Processed in Fiscal Year	No. of Appeals Pending as of End of Fiscal Year
CBP	82 <sup>†††††</sup>	2,924	2,880	126
FEMA	7	16	17	6
FLETC	1	3	2	2
ICE	93 <sup>†††††</sup>	617	659	51
OIG	3 <sup>§§§§§</sup>	12	8	7
PRIV	148	422	508	62
TSA	5	14	18	1
USCG	15	25	22	18
USCIS	222	2,160	2,075	307
USSS	12 <sup>*****</sup>	47	52	7
<b>AGENCY OVERALL</b>	<b>588</b>	<b>6,240</b>	<b>6,241</b>	<b>587</b>

††††† Number of Appeals Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.  
††††† Number of Appeals Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.  
§§§§§ Number of Appeals Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.  
\*\*\*\*\* Number of Appeals Pending as of Start of Fiscal Year corrected due to Component reporting error in FY 2018.

## B. Disposition of Administrative Appeals – All Processed Appeals

Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	Total
CBP	611	422	1,309	538	2,880
FEMA	3	2	4	8	17
FLETC	0	0	0	2	2
ICE	357	130	134	38	659
PRIV	417	3	46	42	508
OIG	1	2	3	2	8
TSA	13	1	1	3	18
USCG	6	1	7	8	22
USCIS	382	1,296	17	380	2,075
USSS	16	3	27	6	52
<b>AGENCY OVERALL</b>	<b>1,806</b>	<b>1,860</b>	<b>1,548</b>	<b>1,027</b>	<b>6,241</b>

## C. (1) Reasons for Denial on Appeal – Number of Times Exemptions Applied

Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
CBP	0	2	0	0	1	72	4	1	64	0	68	0	0	0
FEMA	0	0	0	0	2	2	0	0	0	0	0	0	0	0
FLETC	0	0	0	0	0	0	0	0	0	0	0	0	0	0
ICE	0	2	8	2	40	270	8	0	271	2	231	0	0	0
PRIV	0	0	0	4	0	0	0	0	4	0	5	0	0	0
OIG	0	0	0	0	1	0	0	0	0	0	0	0	0	0
TSA	1	0	5	1	0	7	1	0	0	0	0	0	0	0
USCG	0	0	0	0	3	4	2	0	2	0	0	1	0	0
USCIS	0	2	217	0	223	425	1	0	509	1	533	0	0	0
USSS	0	0	0	0	4	6	0	0	6	0	4	0	0	0
<b>AGENCY OVERALL</b>	<b>1</b>	<b>6</b>	<b>230</b>	<b>7</b>	<b>274</b>	<b>786</b>	<b>16</b>	<b>1</b>	<b>856</b>	<b>3</b>	<b>841</b>	<b>1</b>	<b>0</b>	<b>0</b>

## C. (2) Reasons for Denial on Appeal – Reasons Other than Exemptions

Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial for Expedited Processing	Other *Explain in chart C. (3), below
CBP	29	4	33	0	1	416	6	47	2	0	0
FEMA	4	0	2	0	0	1	0	0	0	1	0
FLETC	0	0	2	0	0	0	0	0	0	0	0
ICE	13	4	0	0	0	5	1	2	9	4	0
PRIV	0	1	5	1	0	7	0	0	4	1	23
OIG	0	0	1	0	0	0	0	0	1	0	0

Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial for Expedited Processing	Other *Explain in chart C. (3), below
TSA	2	0	0	0	0	0	0	0	0	0	1
USCG	0	4	2	0	0	0	1	1	0	0	0
USCIS	33	0	0	0	0	69	90	188	0	0	0
USSS	0	0	0	0	0	1	3	1	0	1	0
<b>AGENCY OVERALL</b>	<b>81</b>	<b>13</b>	<b>45</b>	<b>1</b>	<b>1</b>	<b>499</b>	<b>104</b>	<b>239</b>	<b>16</b>	<b>7</b>	<b>24</b>

**C. (3) Reasons for Denial on Appeal – “Other” Reasons from Section VI, C (2) Chart**

Component	Description	No. of Times Used	Total
CBP	N/A	0	0
FEMA	N/A	0	0
FLETC	N/A	0	0
ICE	N/A	0	0
PRIV	No Component Response to Adjudicate	23	23
OIG	N/A	0	0
TSA	No Component Response to Adjudicate	1	1
USCG	N/A	0	0
USCIS	N/A	0	0
USSS	N/A	0	0
<b>AGENCY OVERALL</b>			<b>24</b>

**C. (4) Response Times for Administrative Appeals**

Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
CBP	7	13	1	838
FEMA	122	148	25	380
FLETC	104	105	55	153
ICE	21	49	1	685
PRIV	99	114	5	478
OIG	24	71	7	229
TSA	15	24	5	80
USCG	121	260	7	1,134
USCIS	10	10	1	119
USSS	32	874	11	391
<b>AGENCY OVERALL</b>	<b>11</b>	<b>28</b>	<b>1</b>	<b>1,134</b>

**C. (5) Ten Oldest Pending Administrative Appeals**

Component	Sub-Row Heading	10th	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
CBP	Date of Receipt	2019-05-17	2019-03-07	2018-12-07	2018-12-07	2018-05-24	2018-02-06	2017-10-02	2077-09-15	2017-07-10	2017-02-13
	Number of Days Pending	94	145	204	204	338	414	499	510	558	660
FEMA	Date of Receipt	N/A	N/A	N/A	N/A	2019-08-12	2019-07-29	2019-06-13	2019-06-11	2019-06-06	2019-04-05
	Number of Days Pending	0	0	0	0	34	44	75	77	80	123
FLETC	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2019-07-12	2019-06-25
	Number of Days Pending	0	0	0	0	0	0	0	0	71	83
ICE	Date of Receipt	2019-09-09	2019-09-05	2019-09-04	2019-09-04	2019-09-04	2019-09-03	2019-08-29	2019-07-22	2019-05-15	2019-04-10
	Number of Days Pending	16	18	19	19	19	20	22	50	96	121
PRIV	Date of Receipt	2018-12-20	2018-11-02	2018-11-02	2018-10-24	2018-10-16	2018-07-10	2018-04-24	2018-04-06	2017-11-08	2016-07-11
	Number of Days Pending	194	225	225	232	238	306	359	371	472	807
OIG	Date of Receipt	N/A	N/A	N/A	2019-09-25	2019-09-25	2019-05-06	2019-04-25	2019-04-10	2019-04-09	2018-09-21
	Number of Days Pending	0	0	0	3	3	102	109	120	121	254
TSA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2019-01-28
	Number of Days Pending	0	0	0	0	0	0	0	0	0	171
USCG	Date of Receipt	2019-02-07	2019-01-29	2019-01-29	2019-01-28	2018-12-12	2018-10-15	2018-10-01	2018-05-21	2018-01-10	2017-09-13
	Number of Days Pending	163	170	170	171	200	239	248	340	431	511

Component	Sub-Row Heading	10th	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
USCIS	Date of Receipt	2019-07-16	2019-07-11	2019-07-08	2019-05-30	2019-05-23	2019-05-15	2019-05-07	2019-04-10	2019-04-10	2019-03-28
	Number of Days Pending	51	55	57	84	88	94	99	118	118	127
USSS	Date of Receipt	N/A	N/A	N/A	2019-09-26	2019-09-26	2019-09-18	2019-09-13	2019-09-13	2019-06-17	2018-11-02
	Number of Days Pending	0	0	0	2	2	8	11	19	73	240
AGENCY OVERALL	Date of Receipt	2018-04-06	2018-02-06	2018-01-10	2017-11-08	2017-10-02	2017-09-15	2017-09-13	2017-07-10	2017-02-13	2016-07-11
	Number of Days Pending	371	414	431	472	499	510	511	558	660	807

## VII. FOIA Requests: Response Time for Processed and Pending Requests

### A. Processed Requests – Response Time for All Processed Perfected Requests

Component	Simple				Complex				Expedited			
	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days
CBP	36	53	0	858	27	107	0	1,163	43	80	1	554
CISA	5	7	0	20	57	171	1	822	N/A	N/A	N/A	N/A
FEMA	4	7	1	20	73	125	16	1,257	365	365	692	37
FLETC	14	39	1	293	N/A	N/A	N/A	N/A	10	10	10	10
I&A	3	4	0	16	11	38	0	642	215	215	215	215
ICE	1	8	0	605	139	174	0	669	14	29	2	381
OIG	7	8	0	20	70	174	1	1,237	27	24	17	28
PRIV	17	15	0	20	32	39	21	985	350	360	1	676
S&T	1	3	0	16	75	101	0	443	149	149	149	149
TSA	3	6	0	20	134	302	0	1,499	14	14	13	14
USCG	11	10	0	64	71	207	0	1,820	N/A	N/A	N/A	N/A
USCIS	21	42	1	731	55	66	1	668	35	50	17	130
USSS	13	12	0	20	278	369	8	1,651	N/A	N/A	N/A	N/A
AGENCY OVERALL	17	33	1	858	43	66	0	1,820	20	61	0	676

### B. Processed Requests – Response Time for Perfected Requests in Which Information Was Granted

Component	Simple				Complex				Expedited			
	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days
CBP	50	65	0	858	26	88	0	1,077	57	98	1	554
CISA	5	7	0	20	46	112	13	822	0	0	0	0
FEMA	9	9	1	20	84	140	19	1,257	365	365	37	692
FLETC	49	65	1	293	N/A	N/A	N/A	N/A	10	10	10	10

Component	Simple				Complex				Expedited			
	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days	Median No. of Days	Average No. of Days	Lowest No. of Days	Highest No. of Days
I&A	5	5	5	5	8	30	1	299	N/A	N/A	N/A	N/A
ICE	1	6	0	605	151	186	0	634	14	28	2	381
OIG	7	7	0	14	140	217	1	1,237	28	28	27	28
PRIV	18	17	0	20	32	39	21	786	415	415	94	676
S&T	N/A	N/A	N/A	N/A	170	160	30	443	149	149	149	149
TSA	13	12	1	19	151	300	6	1,499	N/A	N/A	N/A	N/A
USCG	11	10	0	64	53	95	0	1,820	N/A	N/A	N/A	N/A
USCIS	10	21	1	584	9	16	1	668	15	16	2	34
USSS	15	15	5	20	233	341	18	1,633	N/A	N/A	N/A	N/A
<b>AGENCY OVERALL</b>	<b>9</b>	<b>28</b>	<b>0</b>	<b>858</b>	<b>15</b>	<b>31</b>	<b>0</b>	<b>1,820</b>	<b>18</b>	<b>52</b>	<b>0</b>	<b>692</b>

### C. Processed Requests – Response Time in Day Increments

#### (1) Simple Requests

Component	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	Total
CBP	19,785	19,353	8,035	7,300	5,950	6,063	2,153	978	441	505	935	114	168	<b>71,780</b>
CISA	234	0	0	0	0	0	0	0	0	0	0	0	0	<b>234</b>
FEMA	316	0	0	0	0	0	0	0	0	0	0	0	0	<b>316</b>
FLETC	63	15	11	8	4	2	5	0	0	1	4	0	0	<b>113</b>
I&A	147	0	0	0	0	0	0	0	0	0	0	0	0	<b>147</b>
ICE	57,819	3,321	527	256	241	225	115	92	61	63	195	54	24	<b>62,993</b>
OIG	74	0	0	0	0	0	0	0	0	0	0	0	0	<b>74</b>
PRIV	6,634	0	0	0	0	0	0	0	0	0	0	0	0	<b>6,634</b>
S&T	27	0	0	0	0	0	0	0	0	0	0	0	0	<b>27</b>
TSA	98	0	0	0	0	0	0	0	0	0	0	0	0	<b>98</b>
USCG	441	0	0	1	0	0	0	0	0	0	0	0	0	<b>442</b>
USCIS	16,840	2,161	815	1,282	2,910	513	451	219	290	584	90	28	8,590	<b>34,773</b>
USSS	233	0	0	0	0	0	0	0	0	0	0	0	0	<b>233</b>
<b>AGENCY OVERALL</b>	<b>102,771</b>	<b>24,850</b>	<b>9,388</b>	<b>8,847</b>	<b>9,105</b>	<b>6,803</b>	<b>2,724</b>	<b>1,289</b>	<b>792</b>	<b>1,153</b>	<b>1,224</b>	<b>196</b>	<b>8,782</b>	<b>177,864</b>

#### (2) Complex Requests

Component	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	Total
CBP	303	202	60	65	35	24	10	11	19	8	36	23	69	<b>865</b>
CISA	5	33	18	3	4	2	2	3	2	1	5	5	20	<b>103</b>
FEMA	2	101	78	45	38	21	19	24	12	16	42	11	21	<b>430</b>
FLETC	0	0	0	0	0	0	0	0	0	0	0	0	0	<b>0</b>
I&A	56	15	6	4	6	0	1	1	0	1	2	0	1	<b>93</b>
ICE	43	41	60	74	57	47	52	45	44	20	131	75	52	<b>741</b>



OIG	78	37	23	17	17	10	4	8	5	2	30	11	47	<b>289</b>
PRIV	0	26,516	6,179	2,452	333	44	23	32	31	20	71	28	100	<b>35,829</b>
S&T	15	7	7	11	3	2	3	2	6	4	11	0	1	<b>72</b>
TSA	23	66	36	40	29	24	27	18	14	14	49	15	114	<b>469</b>
USCG	210	400	329	203	183	112	61	39	36	60	107	39	311	<b>2,090</b>
USCIS	41,950	16,086	15,831	18,273	36,796	4,745	3,442	4,165	1,634	2,716	631	276	35,146	<b>181,691</b>
USSS	3	208	61	44	45	35	41	32	41	33	162	125	502	<b>1,332</b>
<b>AGENCY OVERALL</b>	<b>42,688</b>	<b>43,712</b>	<b>22,688</b>	<b>21,231</b>	<b>37,546</b>	<b>5,066</b>	<b>3,685</b>	<b>4,380</b>	<b>1,844</b>	<b>2,895</b>	<b>1,277</b>	<b>608</b>	<b>36,384</b>	<b>224,004</b>

**(3) Requests Granted Expedited Processing**

Component	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	Total
CBP	24	26	19	7	8	5	5	3	0	3	5	3	2	<b>110</b>
CISA	0	0	0	0	0	0	0	0	0	0	0	0	0	<b>0</b>
FEMA	0	1	0	0	0	0	0	0	0	0	0	0	1	<b>2</b>
FLETC	1	0	0	0	0	0	0	0	0	0	0	0	0	<b>1</b>
I&A	0	0	0	0	0	0	0	0	0	0	1	0	0	<b>1</b>
ICE	281	102	11	5	6	6	1	2	2	4	7	4	0	<b>431</b>
OIG	1	2	0	0	0	0	0	0	0	0	0	0	0	<b>3</b>
PRIV	1	1	0	1	2	1	1	0	1	0	5	8	16	<b>37</b>
S&T	0	0	0	0	0	0	0	1	0	0	0	0	0	<b>1</b>
TSA	2	0	0	0	0	0	0	0	0	0	0	0	0	<b>2</b>
USCG	0	0	0	0	0	0	0	0	0	0	0	0	0	<b>0</b>
USCIS	2	0	0	0	0	0	0	0	0	0	0	0	0	<b>2</b>
USSS	0	0	0	0	0	0	0	0	0	0	0	0	0	<b>0</b>
<b>AGENCY OVERALL</b>	<b>312</b>	<b>132</b>	<b>30</b>	<b>13</b>	<b>16</b>	<b>12</b>	<b>7</b>	<b>6</b>	<b>3</b>	<b>7</b>	<b>18</b>	<b>15</b>	<b>19</b>	<b>590</b>

**D. Pending Requests – All Pending Perfected Requests**

Component	Simple			Complex			Expedited		
	Number Pending	Median No. of Days	Average No. of Days	Number Pending	Median No. of Days	Average No. of Days	Number Pending	Median No. of Days	Average No. of Days
CBP	17,094	36	58	819	153	202	91	91	147
CISA	7	1	1	162	376	351	7	348	258
FEMA	55	7	12	327	156	193	4	265	268
FLETC	12	22	33	0	N/A	N/A	0	N/A	N/A
I&A	0	N/A	N/A	22	49	91	2	27	27
ICE	1,165	82	124	539	196	209	25	80	114
OIG	1	9	9	146	206	240	0	N/A	N/A
PRIV	11	18	14	1,603	37	90	45	626	554
S&T	2	13	13	21	65	93	1	201	201
TSA	40	12	10	856	364	493	1	278	278

Component	Simple			Complex			Expedited		
	Number Pending	Median No. of Days	Average No. of Days	Number Pending	Median No. of Days	Average No. of Days	Number Pending	Median No. of Days	Average No. of Days
USCG	114	12	10	1,523	246	372	1	1,167	1,167
USCIS	353	276	318	3,112	249	273	1	230	230
USSS	58	8	7	481	535	331	0	N/A	N/A
<b>AGENCY OVERALL</b>	18,912	2	20	9,611	219	264	178	136	261

### E. Pending Requests – Ten Oldest Pending Perfected Requests

Component	Sub-Row Heading	10th	9 <sup>th</sup>	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
CBP	Date of Receipt	2016-02-22	2016-02-01	2016-01-22	2016-01-04	2015-11	20	201511-05	2015-04-13	2015-06-04	2015-10-06
	Number of Days Pending	907	915	927	940	968	977	985	987	993	993
CISA	Date of Receipt	2017-01-10	2016-12-06	2016-11-18	2016-12-05	2019-11-08	2016-10-26	2016-05-26	2016-05-26	2016-05-12	2015-11-06
	Number of Days Pending	679	705	705	706	723	732	837	837	847	975
FEMA	Date of Receipt	2017-09-05	2017-09-01	2017-08-24	2017-08-23	2017-06-16	2017-06-02	2017-05-12	2017-03-23	2017-03-17	2017-02-16
	Number of Days Pending	517	518	524	525	572	582	591	632	636	656
FLETC	Date of Receipt	2019-09-23	2019-09-23	2019-09-16	2019-09-09	201908-20	2019-08-19	2019-08-14	2019-07-01	2019-05-22	2019-05-06
	Number of Days Pending	6	6	10	15	29	30	33	64	90	102
I&A	Date of Receipt	2019-07-01	2019-05-29	2019-05-20	2019-04-08	2019-03-18	2019-01-28	2019-01-29	2018-12-20	2018-07-25	2018-07-25
	Number of Days Pending	63	86	92	122	137	166	168	194	295	295
ICE	Date of Receipt	2017-04-17	2017-04-12	2017-04-03	2017-03-30	2017-03-03	2017-03-03	2017-02-21	2017-01-31	2017-01-31	2016-12-12
	Number of Days Pending	615	618	625	627	646	646	654	668	668	701
OIG	Date of Receipt	2017-06-07	2017-04-20	2017-03-28	2016-12-28	2016-12-02	2016-09-19	2016-05-27	2016-04-06	2015-06-01	2015-05-28
	Number of Days Pending	579	612	629	690	707	758	836	873	1,086	1,088
PRIV	Date of Receipt	2017-02-03	2017-01-31	2017-01-31	2017-02-01	2017-02-01	2017-02-01	2017-01-30	2017-01-30	2017-01-30	2016-01-21
	Number of Days Pending	665	667	667	667	668	668	669	669	669	926
S&T	Date of Receipt	2019-06-12	2019-05-24	2019-03-26	2019-02-15	2019-02-11	2019-02-07	2019-02-07	2018-12-19	2018-12-11	2018-01-13
	Number of Days Pending	76	88	131	157	161	163	163	195	201	282
TSA	Date of Receipt	2014-07-31	2014-07-30	2014-07-25	2014-07-21	2014-05-29	2014-04-22	2014-03-24	2014-02-12	2014-02-25	2014-01-17
	Number of Days Pending	1,294	1,295	1,298	1,302	1,336	1,364	1,382	1,389	1,404	1,429
USCG	Date of Receipt	2013-09-12	2013-09-05	2013-08-07	2013-04-30	2013-03-07	2012-12-12	2012-06-26	2012-05-29	2012-05-21	2012-04-30
	Number of Days Pending	1,503	1,506	1,528	1,597	1,635	1,691	1,778	1,827	1,832	1,841
USCIS	Date of Receipt	2017-03-17	2017-03-02	2017-03-01	2017-02-23	2017-02-22	2017-02-16	2017-02-09	2017-02-01	2017-01-30	2017-01-30
	Number of Days Pending	634	644	645	649	650	654	658	664	665	665
USSS	Date of Receipt	2015-12-09	2015-11-18	2015-09-09	2015-02-25	2015-02-25	2015-02-13	2014-09-02	2014-09-02	2014-07-02	2013-11-25
	Number of Days Pending	968	970	1,018	1,111	1,115	1,162	1,274	1,274	1,316	1,467

Component	Sub-Row Heading	10th	9 <sup>th</sup>	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
AGENCY OVERALL	Date of Receipt	2013-09-12	2013-09-05	2013-08-07	2013-04-30	2013-03-07	2012-12-12	2012-06-26	2012-05-29	2012-05-21	2012-04-03
	Number of Days Pending	1,503	1,506	1,528	1,597	1,635	1,691	1,778	1,827	1,832	1,841

## VIII. Requests for Expedited Processing and Requests for Fee Waivers

### A. Requests for Expedited Processing

Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated within 10 Calendar Days
CBP	160	1,647	22	50	505
CISA	2	9	1	1	11
FEMA	5	70	1	1	75
FLETC	1	0	10	10	1
I&A	3	1	1	1	4
ICE	438	173	1	7	541
OIG	4	35	12	59	19
PRIV	11	22	2	10	28
S&T	0	0	0	0	0
TSA	2	52	1	3	52
USCG	0	2	15	15	1
USCIS	9	972	39	54	150
USSS	0	92	1	5	81
<b>AGENCY OVERALL</b>	<b>635</b>	<b>3,075</b>	<b>18</b>	<b>41</b>	<b>1,933</b>

### B. Requests for Fee Waiver

Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
CBP	32	534	1	1
CISA	34	25	1	1
FEMA	8	5	5	33
FLETC	0	0	0	0
I&A	7	2	1	1
ICE	560	19	2	5
OIG	14	9	101	171
PRIV	122	16	1	29
S&T	4	1	58	76
TSA	22	53	1	14
USCG	0	1	2	2
USCIS	337	153	8	103
USSS	0	1	3	3
<b>AGENCY OVERALL</b>	<b>1,140</b>	<b>819</b>	<b>1</b>	<b>9</b>

## IX. FOIA Personnel and Costs

Component	Personnel			Costs		
	Number of "Full Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff" (Col. 1 + Col. 2)	Processing Costs	Litigation - Related Costs	Total Costs
CBP	68	4.78	72.78	\$9,658,305.13	\$2,309.00	\$9,660,614.13
CISA	3.25	.1	3.35	\$339,597.00	18,605.00	\$358,202.00
FEMA	8	10.12	18.12	\$1,580,776.14	\$159,575.89	\$1,740,352.03
FLETC	1	.4	1.4	\$390,271.85	0	\$390,271.85
I&A	2	1.2	3.2	\$253,008.00	\$199,852.00	\$452,860.00
ICE	51	9.75	60.75	\$6,760,306.70	\$1,764,197.00	\$8,524,503.70
OIG	3.5	1.5	5	\$767,145.18	\$173,458.86	\$940,604.04
PRIV	31	8	39	\$8,824,957.41	\$7,680.00	\$8,832,637.41
S&T	2	0	2	\$177,172.00	\$1,000.00	\$178,172.00
TSA	11	3	14	\$951,352.00	\$56,873.47	\$1,008,225.47
USCG	10	10.04	20.04	\$2,138,778.17	\$38,192.00	\$2,176,970.17
USCIS	242	110	352	\$34,912,925.04	\$1,393,153.22	\$36,306,078.26
USSS	14	2	16	\$3,975,540.00	\$1,462,602.00	\$5,438,142.00
<b>AGENCY OVERALL</b>	<b>446.75</b>	<b>160.89</b>	<b>607.64</b>	<b>\$70,730,134.62</b>	<b>\$5,277,498.44</b>	<b>\$76,007,633.06</b>

## X. Fees Collected for Processing Requests

Component	Total Amount of Fees Collected	Percentage of Total Costs
CBP	\$2,309.00	0.02%
CISA	0	0.00%
FEMA	0	0.00%
FLETC	0	0.00%
I&A	0	0.00%
ICE	0	0.00%
OIG	0	0.00%
PRIV	0	0.00%
S&T	0	0.00%
TSA	0	0.00%
USCG	\$14,420.34	0.62%
USCIS	0	0.00%
USSS	0	0.00%
<b>AGENCY OVERALL</b>	<b>\$16,729.34</b>	<b>0.03%</b>

**XI. FOIA Regulations** – The Department of Homeland Security FOIA Implementing Regulations are codified at 6 C.F.R. Part 5, dated December 22, 2016, available at [http://www.dhs.gov/xlibrary/assets/FOIA\\_FedReg\\_Notice.pdf](http://www.dhs.gov/xlibrary/assets/FOIA_FedReg_Notice.pdf). This is the final rule which established procedures for the public to obtain information from the DHS under the Freedom of Information Act and the Privacy Act.

**XII. Backlogs, Consultations, and Comparisons**  
**A. Backlogs of FOIA Requests and Administrative Appeals**

Component	Number of Backlogged Requests as of the End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
CBP	10,466	17
CISA	157	0
FEMA	317	6
FLETC	6	2
I&A	18	0
ICE	1,493	4
OIG	132	5
PRIV	1,379	51
S&T	20	0
TSA	834	1
USCG	1,379	16
USCIS	14,773 <sup>†††††</sup>	200
USSS	480	2
<b>AGENCY OVERALL</b>	<b>31,454</b>	<b>304</b>

**B. Consultations on FOIA Requests – Received, Processed, and Pending Consultations**

Component	Number of Consultations Received from Other Agencies that Were Pending at Your Agency as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that Were Processed by Your Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were Pending at Your Agency as of the End of the Fiscal Year
CBP	36	138	100	74
CISA	1	43	37	7
FEMA	1	35	27	9
FLETC	0	0	0	0
I&A	8	16	11	13
ICE	96	168	124	140
OIG	2	12	14	0
PRIV	38	62	63	37
S&T	1	3	3	1
TSA	10	23	31	2
USCG	36	30	20	46
USCIS	31	89	75	45
USSS	92	55	107	40
<b>AGENCY OVERALL</b>	<b>352</b>	<b>674</b>	<b>612</b>	<b>414</b>

<sup>†††††</sup> In September 2019 USCIS began claiming unusual circumstances for Track 2 and Track 3 requests. This change removed 2,338 cases from the backlog at the end of FY2019.

**C. Consultations on FOIA Requests – Ten Oldest Consultations Received from Other Agencies and Pending**

<b>Component</b>	<b>Sub-Row Heading</b>	<b>10th</b>	<b>9th</b>	<b>8th</b>	<b>7th</b>	<b>6<sup>th</sup></b>	<b>5th</b>	<b>4th</b>	<b>3rd</b>	<b>2nd</b>	<b>Oldest Request</b>
CBP	Date of Receipt	2018-01-08	2018-01-05	2017-12-27	2017-11-20	2017-11-16	2017-10-11	2017-08-15	2016-06-30	2015-10-27	2014-08-14
	Number of Days Pending	434	435	441	466	468	493	532	815	985	1,286
CISA	Date of Receipt	N/A	N/A	N/A	2019-09-17	2019-09-11	2019-05-16	2019-03-08	2019-03-08	2019-03-08	2017-11-03
	Number of Days Pending	0	0	0	9	13	94	143	143	143	475
FEMA	Date of Receipt	N/A	2019-09-20	2019-09-13	2019-07-15	2019-05-02	2018-12-31	2018-12-31	2018-12-31	2018-12-31	2017-05-22
	Number of Days Pending	0	26	31	74	127	209	209	209	209	620
FLETC	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
I&A	Date of Receipt	2019-07-12	2019-07-10	2019-04-17	2019-03-06	2018-11-20	2018-09-03	2018-05-15	2018-05-15	2018-12-16	2016-03-07
	Number of Days Pending	55	57	115	145	214	267	344	344	690	895
ICE	Date of Receipt	2017-05-15	2017-05-15	2017-05-15	2017-05-15	2017-05-15	2017-05-15	2017-05-15	2017-05-15	2017-05-15	2017-05-15
	Number of Days Pending	595	595	595	595	595	595	595	595	599	615
OIG	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	Number of Days Pending	0	0	0	0	0	0	0	0	0	0
PRIV	Date of Receipt	2017-02-14	2017-02-01	2017-01-06	2017-01-05	2017-01-05	2016-11-22	2016-11-03	2016-10-26	2016-10-11	2016-09-12
	Number of Days Pending	658	667	684	685	685	714	726	732	743	763
S&T	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2019-03-30
	Number of Days Pending	0	0	0	0	0	0	0	0	0	127
TSA	Date of Receipt	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2019-05-02	2016-06-13
	Number of Days Pending	0	0	0	0	0	0	0	0	124	826
USCG	Date of Receipt	2016-06-07	2016-05-05	2016-05-03	2015-09-17	2015-08-20	2015-05-28	2015-04-03	2015-01-13	2015-01-13	2013-06-20
	Number of Days Pending	830	852	854	1,010	1,029	1,088	1,126	1,182	1,182	1,561
USCIS	Date of Receipt	2019-04-15	2019-04-15	2019-04-11	2019-04-11	2019-04-08	2019-04-02	2019-04-02	2019-04-02	2019-03-14	2017-04-26
	Number of Days Pending	114	114	117	117	119	123	123	123	136	606
USSS	Date of Receipt	2018-03-07	2017-04-27	2017-04-27	2017-04-27	2017-04-18	2017-03-22	2017-02-22	2017-02-14	2017-01-21	2015-12-14
	Number of Days Pending	395	549	609	609	616	635	655	660	676	953
<b>AGENCY OVERALL</b>	<b>Date of Receipt</b>	<b>2015-12-14</b>	<b>2015-10-27</b>	<b>2015-09-17</b>	<b>2015-08-20</b>	<b>2015-05-28</b>	<b>2015-04-03</b>	<b>2015-01-13</b>	<b>2015-01-13</b>	<b>2014-08-14</b>	<b>2013-06-20</b>
	<b>Number of Days Pending</b>	<b>953</b>	<b>985</b>	<b>1,010</b>	<b>1,029</b>	<b>1,088</b>	<b>1,126</b>	<b>1,182</b>	<b>1,182</b>	<b>1,286</b>	<b>1,561</b>

**(D). (1) Comparison of Numbers of Requests from Previous and Current Annual Report – Requests Received, Processed, and Backlogged**

Component	Number of Requests Received		Number of Requests Processed	
	Received During Fiscal Year from Last Year's Annual Report	Received During Fiscal Year from Current Annual Report	Processed During Fiscal Year from Last Year's Annual Report	Processed During Fiscal Year from Current Annual Report
CBP	87,388	86,133	74,894	88,230
CISA	37,516	353+++++	38,033	344+++++
FEMA	1,131	910	1,382	792
FLETC	231	131	253	130
I&A	327	255	340	243
ICE	70,267	64,231	67,365	66,029
OIG	291	331	226	371
PRIV	1,448	43,024+++++	1,435	43,062+++++
S&T	189	106	163	126
TSA	1,012	796	866	815
USCG	2,739	2,548	2,569	2,558
USCIS	191,804	200,174	186,137	225,075
USSS	1,408	1,253	1,282	2,023
<b>AGENCY OVERALL</b>	<b>395,751</b>	<b>400,245</b>	<b>374,945</b>	<b>429,798</b>

**D. (2) Comparison of Backlogged Requests from Previous and Current Annual Report**

Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
CBP	6,660	10,466
CISA	167	157
FEMA	212	317
FLETC	9	6
I&A	9	18
ICE	1,332	1,493
OIG	167	132
PRIV	511	1,379+++++
S&T	30	20
TSA	757	834
USCG	1,586	1,379
USCIS	41,329	14,773
USSS	1,202	480
<b>AGENCY OVERALL</b>	<b>53,971</b>	<b>31,454</b>

+++++ OBIM requests were incorporated with PRIV starting in FY 2019.

+++++ OBIM requests were incorporated with PRIV starting in FY 2019.

+++++ OBIM requests were incorporated with PRIV starting in FY 2019.

+++++ OBIM requests were incorporated with PRIV starting in FY 2019.

+++++ OBIM backlog was incorporated with PRIV starting in FY 2019.



**D. (3) Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report – Appeals Received, Processed, and Backlogged**

Component	Number of Appeals Received		Number of Appeals Processed	
	Received During Fiscal Year from Last Year's Annual Report	Received During Fiscal Year from Current Annual Report	Processed During Fiscal Year from Last Year's Annual Report	Processed During Fiscal Year from Current Annual Report
CBP	2,423	2,924	2,507	2,880
FEMA	31	16	35	17
FLETC	4	3	3	2
ICE	492	617	525	659
OIG	11	12	11	8
PRIV	368	422	334	508
TSA	19	14	21	18
USCG	30	25	36	22
USCIS	1,968	2,160	1,819	2,075
USSS	40	47	36	52
<b>AGENCY OVERALL</b>	<b>5,386</b>	<b>6,240</b>	<b>5,327</b>	<b>6,241</b>

**(4) Comparison of Backlogged Administrative Appeals from Previous and Current Annual Report**

Component	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
CBP	18	17
FEMA	5	6
FLETC	1	2
ICE	1	4
OIG	0	5
PRIV	109	51
TSA	5	1
USCG	14	16
USCIS	75	200
USSS	9	2
<b>AGENCY OVERALL</b>	<b>237</b>	<b>304</b>

**XIII. New Annual Report Metrics – 2016 FOIA Improvement Act of 2016**

**A. Number of Times Subsection (c) Used**

<b>Agency/Component</b>	<b>Number of Times Subsection (C) Used</b>
CBP	0
CISA	0
FEMA	0
FLETC	0
I&A	0
ICE	0
OIG	0
PRIV	0
S&T	0
TSA	0
USCG	0
USCIS	0
USSS	0
<b>AGENCY OVERALL</b>	<b>0</b>

**B. Number of Subsection (a)(2) Postings**

<b>Agency/Component</b>	<b>Number of (a)(2) Records Posted by the FOIA Office</b>	<b>Number of (a)(2) Records Posted by Program Offices</b>
CBP	68,844	N/A
CISA	0	N/A
FEMA	3,898	N/A
FLETC	24	N/A
I&A	14	N/A
ICE	10	N/A
OIG	13	N/A
PRIV	28,953	N/A
S&T	0	N/A
TSA	48,590	N/A
USCG	154	N/A
USCIS	16,105	N/A
USSS	0	N/A
<b>AGENCY OVERALL</b>	<b>166,605</b>	<b>N/A</b>

## **APPENDIX A: Composition of the Department of Homeland Security**

The U.S. Department of Homeland Security's mission is to counter terrorism and enhance security, secure and manage our borders while facilitating trade and travel, enforce and administer our immigration laws, safeguard and secure cyberspace, build resilience to disasters, and provide essential support for national and economic security—in coordination with federal, state, local, international, tribal, and private sector partners.

### Offices:

The Office for Civil Rights and Civil Liberties (CRCL) provides legal and policy advice to Department leadership on civil rights and civil liberties issues, investigates and resolves complaints, and provides leadership to Equal Employment Opportunity Programs.

The Office of the Citizenship and Immigration Services Ombudsman (Ombudsman) is dedicated to improving the quality of citizenship and immigration services delivered to the public by providing individual case assistance, as well as making recommendations to improve the administration of immigration benefits by U.S. Citizenship and Immigration Services (USCIS).

The Office of the Executive Secretary (ESEC) provides all manner of direct support to the Secretary and Deputy Secretary, as well as related support to leadership and management across the Department.

The Office of the General Counsel (OGC) integrates over 2,500 attorneys from throughout the Department into an effective, client-oriented, full-service legal team. The Office of the General Counsel comprises a headquarters office with subsidiary divisions and the legal offices for nine Department components.

The Joint Requirements Council (JRC) validates capability gaps, associated with operational requirements and proposed solution approaches to mitigate those gaps through the Joint Requirements Integration and Management System (JRIMS), leveraging opportunities for commonality to enhance operational effectiveness directly and better inform the DHS' main investment pillars.

The Office of Legislative Affairs (OLA) serves as primary liaison to members of Congress and their staffs, the White House and Executive Branch, and to other federal agencies and governmental entities that have roles in assuring national security.

The primary responsibility of the Military Advisor is to provide counsel and support to the Secretary and Deputy Secretary in affairs relating to policy, procedures,

preparedness activities, and operations between DHS and the Department of Defense (DoD).

The Office of Partnership and Engagement (OPE) coordinates the Department of Homeland Security's outreach efforts with key stakeholders nationwide, ensuring a unified approach to external engagement.

The Privacy Office (PRIV) works to preserve and enhance privacy protections for all individuals and to promote transparency of Department operations.

The Office of Public Affairs (OPA) coordinates the public affairs activities of all of the Department's components and offices, and serves as the federal government's lead public information office during a national emergency or disaster.

The Office of Strategy, Policy, and Plans serves as a central resource to the Secretary and other Department leaders for strategic planning and analysis, and facilitation of decision-making on the full breadth of issues that may arise across the dynamic homeland security enterprise.

#### Operational and Support Components:

U. S. Customs and Border Protection (CBP) is one of the Department of Homeland Security's largest and most complex components, with a priority mission of keeping terrorists and their weapons out of the U.S. It also has a responsibility for securing and facilitating trade and travel while enforcing hundreds of U.S. laws and regulations, including those encompassing customs, immigration, border security, and agricultural protection.

The Cybersecurity and Infrastructure Security Agency (CISA) leads the national effort to defend critical infrastructure against the threats of today, while working with partners across all levels of government and in the private sector to secure against the evolving risks of tomorrow.

The DHS Countering Weapons of Mass Destruction Office (CWMD) works to prevent attacks against the United States using a weapon of mass destruction (WMD) through timely, responsive support to operational partners.

The Federal Emergency Management Agency (FEMA) supports our citizens and first responders to ensure that as a nation we work together to build, sustain, and improve our capability to prepare for, protect against, respond to, recover from, and mitigate all hazards.

The Federal Law Enforcement Training Center (FLETC) provides career-long training to law enforcement professionals to help them fulfill their responsibilities safely and proficiently.

The Office of Intelligence and Analysis (I&A) equips the Homeland Security Enterprise with the timely intelligence and information it needs to keep the homeland safe, secure, and resilient.

U. S. Immigration and Customs Enforcement (ICE) promotes homeland security and public safety through the criminal and civil enforcement of federal laws governing border control, customs, trade, and immigration.

The Management Directorate is responsible for budget, appropriations, expenditure of funds, accounting and finance; procurement; human resources and personnel; information technology systems; facilities, property, equipment, and other material resources; providing biometric identification services; and identification and tracking of performance measurements relating to the responsibilities of the Department.

The Office of Operations Coordination (OPS) provides information daily to the Secretary of Homeland Security, senior leaders, and the homeland security enterprise to enable decision-making; oversees the National Operations Center; and leads the Department's Continuity of Operations and Government Programs to enable continuation of primary mission essential functions in the event of a degraded or crisis operating environment.

The Transportation Security Administration (TSA) protects the nation's transportation systems to ensure freedom of movement for people and commerce.

The United States Coast Guard (USCG) is one of the five armed forces of the United States and the only military organization within the Department of Homeland Security. The Coast Guard protects the maritime economy and the environment, defends our maritime borders, and saves those in peril.

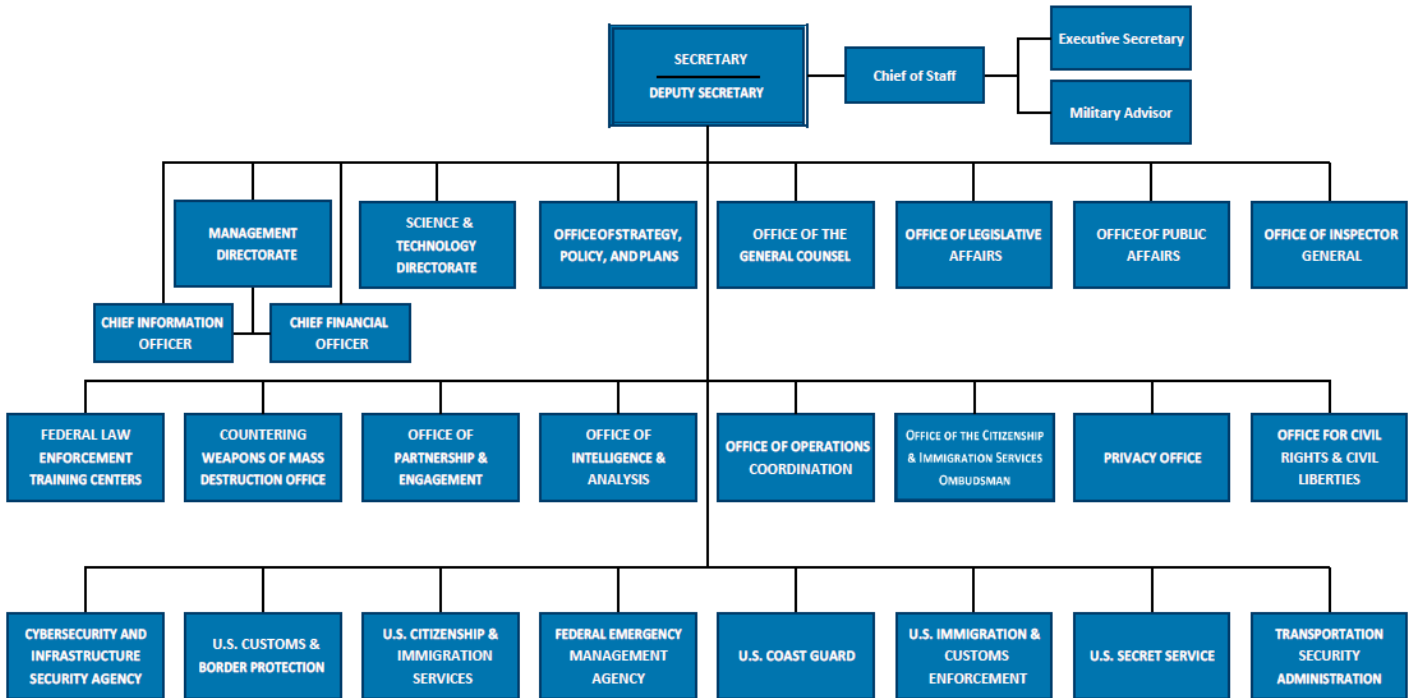
U.S. Citizenship and Immigration Services (USCIS) administers the nation's lawful immigration system, safeguarding its integrity and promise by efficiently and fairly adjudicating requests for immigration benefits while protecting Americans, securing the homeland, and honoring our values.

The Science and Technology Directorate (S&T) is the primary research and development arm of the Department. It provides federal, state and local officials with the technology and capabilities to protect the homeland.

The United States Secret Service (USSS) safeguards the nation's financial infrastructure and payment systems to preserve the integrity of the economy, and protects national leaders, visiting heads of state and government, designated sites, and National Special Security Events.

# APPENDIX B: Organization of the Department of Homeland Security Chart

## U.S. Department of Homeland Security



## **APPENDIX C: Names, Addresses, and Contact Information for DHS FOIA Officers**

### **Department of Homeland Security Chief FOIA Officer**

Vacant  
Chief FOIA Officer  
The Privacy Office  
U.S. Department of Homeland Security  
245 Murray Lane, SW, Mail Stop 0655  
Washington, DC 20528-0655

James V.M.L. Holzer  
Deputy Chief FOIA Officer  
The Privacy Office  
U.S. Department of Homeland Security  
245 Murray Lane, SW, Mail Stop 0655  
Washington, DC 20528-0655

### **Department of Homeland Security Component FOIA Officers**

The Privacy Office  
Jimmy Wolfrey  
Acting Senior Director, FOIA Operations  
Ph: 202-343-1743; Fax: 202-343-4011  
U.S. Department of Homeland Security  
245 Murray Lane, SW, Mail Stop 0655  
Washington, DC 20528-0655

U.S. Customs and Border Protection  
Sabrina Burroughs  
Ph: 202-325-0150; Fax: 202-325-1476  
FOIA Division  
90 K Street, NE  
Washington, DC 20229-1181

U.S. Citizenship and Immigration Services  
Jill Eggleston  
Ph: 816-350-5521; Fax: 816-350-1793  
National Records Center, FOIA/PA Office  
P. O. Box 648010  
Lee's Summit, MO 64064-8010

Cybersecurity and Infrastructure Security  
Agency  
Vacant  
Ph: 703-235-2211; Fax: 703-235-2052  
U.S. Department of Homeland Security  
Washington, DC 20528-0380

Office for Civil Rights and Civil Liberties  
Rose Bird, Acting  
Ph: 202-343-1743; Fax: 202-343-4011  
DHS-CRCL-FOIA  
U.S. Department of Homeland Security  
245 Murray Lane, SW, Bldg. 410,  
Mail Stop 0655  
Washington, DC 20528-0190

Federal Emergency Management Agency  
William Holzerland  
Ph: 202-646-3323  
Information Management Division  
500 C Street, SW  
Mail Stop 3172  
Washington, DC 20472-3172

U.S. Coast Guard  
Brian Burns  
Ph: 202-475-3525 Fax: 202-475-3927  
Commandant (CG-6P)  
2703 Martin Luther King Jr Ave, SE  
Stop 7710  
Washington, DC 20593-0001

Federal Law Enforcement Training Centers  
William Dooley  
Ph: 912-261-4512; Fax: 912-267-3113  
Building No.681, Suite 187B  
1131 Chapel Crossing Road  
Glynco, GA 31524



U.S. Immigration and Customs Enforcement  
Fernando Pinero  
Ph: 866-633-1182; Fax: 202-732-4265  
500 12<sup>th</sup> Street, SW, Mail Stop 5009  
Washington, DC 20536-5009

Office of Inspector General  
Avery Roselle  
Ph: 202-254-4001; Fax: 202-254-4398  
U.S. Department of Homeland Security  
245 Murray Lane, SW, Mail Stop 0305  
Washington, DC 20528-2600

Office of Intelligence and Analysis  
Brendan Henry  
Ph: 202-447-3783; Fax: 202-612-1936  
U.S. Department of Homeland Security  
Washington, DC 20528-0001

Science & Technology Directorate  
Erica Talley  
Ph: 202-254-5700; Fax: 202-254-6717  
U.S. Department of Homeland Security  
Washington, DC 20528-0001

United States Secret Service  
Kevin Tyrrell  
Ph: 202-406-6370; Fax: 202-406-5586  
245 Murray Lane, SW, Building T-5  
Washington, DC 20223

Transportation Security Administration  
Teri Miller  
Ph: 1-866-FOIA-TSA; Fax: 571-227-1406  
601 S. 12<sup>th</sup> Street, TSA-20  
3<sup>rd</sup> Floor, West Tower  
Arlington, VA 20598-6020