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06-12-2006

HOMELAND SECURITY

2006 DEC 26 AM 9:17

December 13, 2006

Secretary Michael Chertoff
United States Department of Homeland Security
Washington, D.C. 20528

Dear Secretary Chertoff:

On behalf of the Executive Committee of the Homeland Security Advisors Council we are requesting that you consider a revised target date for release of the 2007 Homeland Security Grant Program Guidance. We recommend that this release occur the first week in January.

During the recent Department of Homeland Security conference held in Washington, D.C. there was some conflicting messaging as to when the 2007 Homeland Security Grant Program Guidance was going to be released. The information that was discussed during the conference included the potential of an early to mid December release of the guidance as well as to the possibility that the guidance would be released at year end. At this juncture, having already passed the Congressional deadline and the original target date of November 17th, 2006, the consensus view of the GHSAC Executive Committee is that it would create hardships at the local, state, and Tribal jurisdictions to now release the 2007 Guidance on the eve of the upcoming holidays (i.e, by mid-December as December 19th is the latest word in the field of the potential release date). The release of the 2007 Guidance begins the very specific 90 day period of time that state and local jurisdictions must meet in preparing applications right when the public holidays are beginning.

It is the opinion of the Executive Committee that it would be more reasonable to make sure the 2007 Guidance has been thoroughly and fully vetted and released at the beginning of the year so that state and local jurisdictions can begin to act on the new guidance with the full benefit of the time Congress intended for local, state and Tribal governments to utilize in making application under the competitive process for the Homeland Security Grant Program.

Secretary Michael Chertoff
United States Department of Homeland Security
Washington, DC 20528

Deputy Secretary Michael Jackson
United States Department of Homeland Security
Washington, DC 20528

Under Secretary George Foresman
United States Department of Homeland Security
Washington, DC 20528

Chet Lunner
Acting Director
Office of State & Local Government Coordination
United States Department of Homeland Security
Washington, DC 20528

NATIONAL
GOVERNORS
ASSOCIATION

Mike Huckabee
Governor of Arkansas
Chairman

Janet Napolitano
Governor of Arizona
Vice Chair

Raymond C. Schappach
Executive Director

August 2, 2005

The Honorable Michael Chertoff
Secretary
Department of Homeland Security
Washington, D.C.

Dear Mr. Secretary:

On behalf of the nation's governors, I wish to thank you for joining us during our annual meeting and sharing your visions for the Department of Homeland Security, the development of fusion centers and the implementation of the REAL ID statute. As you could tell from the discussion, all three of these issues are of great concern to governors. We appreciate your goals in reorganizing your department, and we are particularly supportive of your initiative to use the all hazards approach in developing fusion centers. These centers will provide accurate and timely intelligence to help protect our citizens.

We are also appreciative of your willingness to listen to state concerns on implementation of the REAL ID statute. Implementing the REAL ID statute will present us with many challenges. Governors share your concern for increasing the security and integrity of driver's license and state identification cards. However, we realize that it will be a very costly and lengthy endeavor to issue new licenses to our 220 million drivers. Therefore, it is important for us to have a formal mechanism to give input throughout the development of rules and regulations to implement the statute, especially regarding technological standards and verification procedures.

Again, thank you for joining us in Des Moines and for your strong leadership of your vital department. I know that I speak for all of my colleagues in saying that we appreciate your candor and we look forward to working with you.

Sincerely,



Governor Mark R. Warner



Homeland Security

Privacy Office, Mail Stop 0550

May 15, 2008

Kate S. Keane
Perkins Coie
607 14th Street, N.W.
Washington, D.C. 20005-2003

Re: DHS/OS/PRIV 08-532/Keane request

Dear Ms. Keane:

This acknowledges receipt of your April 28, 2008, Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), for copies of all records, including correspondence, related to former Governor Mark Warner. Your request was received in this office on May 6, 2008.

Please be advised that this response pertains to the DHS Headquarters. Should you desire a search of additional components within DHS, please advise this office or submit your request directly to those components. A list of DHS components is available on our website at: http://www.dhs.gov/xfoia/Copy_of_editorial_0318.shtm.

Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Per Section 5.5(a) of the DHS FOIA regulations, 6 C.F.R. Part 5, the Department processes FOIA requests according to their order of receipt. Although DHS' goal is to respond within 20 business days of receipt of your request, the FOIA does permit a 10-day extension of this time period. As your request seeks numerous documents that will necessitate a thorough and wide-ranging search, DHS will invoke a 10-day extension for your request, as allowed by Title 5 U.S.C. § 552(a)(6)(B). If you care to narrow the scope of your request, please contact our office.

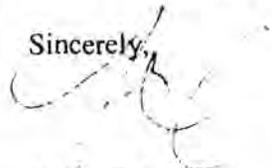
We have queried the DHS Executive Secretariat for responsive records. If any responsive records are located, they will be reviewed for determination of releasability. Please be assured that one of the processors in our office will respond to your request as expeditiously as possible. We appreciate your patience as we proceed with your request.

Provisions of the Act allow us to recover part of the cost of complying with your request. We shall charge you for records in accordance with the DHS Interim FOIA regulations as they apply to commercial requestors; i.e., you will be charged 10-cents per page for duplication and for search and review time at the per quarter-hour rate (\$4.00, \$7.00, \$10.25) of the searcher and

reviewer. You stated in your request that you are willing to pay assessable fees up to \$1,000.00. You will be contacted before any additional fees are accrued.

Your request has been assigned reference number **DHS/OS/PRIV 08-532/Keane request**. Please refer to this identifier in any future correspondence. You may contact this office at our toll-free telephone number, 866-431-0486, or at 703-235-0790.

Sincerely,



Vania T. Lockett
Associate Director, Disclosure & FOIA Operations



607 Fourteenth Street N.W.
Washington, D.C. 20005-2003

PHONE: 202.628.6600

FAX: 202.434.1690

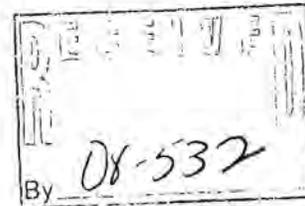
www.perkinscoie.com

Kate S. Keane

PHONE: (b)(6)

EMAIL: (b)(6)

April 28, 2008



VIA U.S. MAIL

Catherine M. Papoi
Deputy Chief FOIA Officer
Department of Homeland Security
Director, Disclosure & FOIA
The Privacy Office
245 Murray Drive, SW, STOP-0550
Washington, DC 20528-0550

Re: Freedom of Information Act Request

Dear Ms. Papoi:

I am writing to request records, regardless of format, medium, or physical characteristics, and including electronic records and information, audiotapes, videotapes and photographs, pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §§ 552, *et seq.* Specifically, I am requesting any records (including correspondence) related to former Governor Mark Warner.¹ I ask that you construe this request broadly.

Please search responsive records regardless of format, medium, or physical characteristics. Where possible, please produce records electronically, in PDF or TIF format on a CD-ROM.

If it is your position that any portion of the requested records is exempt from disclosure, I request that you provide an index of those documents as required under Vaughn v. Rosen, 484 F.2d 820 (D.C. Cir. 1973), *cert. denied*, 415 U.S. 977 (1972). As you are aware, a Vaughn index must describe each document claimed as exempt with sufficient specificity "to permit a reasoned judgment as to whether the material is actually exempt under FOIA." Founding Church of Scientology v. Bell, 603 F.2d 945, 949 (D.C. Cir. 1979). Moreover, the Vaughn index must "describe each document or portion thereof withheld, and for **each** withholding it must discuss

¹Mark Warner served as Governor of the State of Virginia from January 12, 2002 to January 14, 2006. He also served as managing director of Columbia Capital Corporation, and co-founder of Nextel Communications.

66364-0001/LEGAL14211178.1

April 28, 2008
Page 2

the consequences of supplying the sought-after information.” King v. U.S. Dep’t of Justice, 830 F.2d 210, 223-24 (D.C. Cir. 1987) (emphasis added). Further, “the withholding agency must supply ‘a relatively detailed justification, specifically identifying the reasons why a particular exemption is relevant and correlating those claims with the particular part of a withheld document to which they apply.’” Id. at 224 (citing Mead Data Central v. U.S. Dep’t of the Air Force, 566 F.2d 242, 251 (D.C. Cir. 1977)).

In the event that some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. See 5 U.S.C. § 552(b). If it is your position that a document contains non-exempt segments, but that those non-exempt segments are so dispersed throughout the document as to make segregation impossible, please state what portion of the document is non-exempt, and how the material is dispersed throughout the document. Mead Data Central, 566 F.2d at 261. Claims of nonsegregability must be made with the same degree of detail as required for claims of exemptions in a Vaughn index. If a request is denied in whole, please state specifically that it is not reasonable to segregate portions of the record for release.

If any requested records are located or originated in another facility or office, please refer this request to the appropriate facility or office. In the event that this request is forwarded to another office, please inform me of the identity of the office, and the address and phone number of the office to whom you forward my request.

We are willing to pay all reasonable costs incurred in locating and duplicating these materials. Please note that we do not seek this information for any commercial use. See 5 U.S.C. § 552(a)(4)(A)(ii)(III). Also, please contact me to approve any fees in excess of \$1,000.

Please respond to this request in writing within twenty (20) working days as required under 5 U.S.C. § 552(a)(6)(A)(i). If all of the requested documents are not available within that time period, please provide all requested records or portions of records which are available within that time period.

If you have any questions about this request or foresee any problems in releasing fully the requested records within the twenty-day period, please contact me at (b)(6). Please send the requested documents to me at 607 14th Street N.W., Suite 800, Washington, DC 20005.

Very truly yours,

(b)(6)

Kate S. Keane



Homeland Security

Privacy Office, Mail Stop 0550

May 29, 2008

Ms. Christine Tramontano
Holland +Knight
195 Broadway, 24th Floor
New York, NY 10007-3189

Re: **DHS/OS/PRIV 08-572/Tramontano request**

Dear Ms. Tramontano:

This acknowledges receipt of your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS) dated May 12, 2008 and received in this office on May 22, 2008. You are seeking any and all documents concerning a DHS Office for Civil Rights and Civil Liberties (CRCL) investigation involving an allegation of unlawful discrimination, initiated by the American-Arab Anti-Discrimination Committee (ADC), on behalf of Mr. Raed Jarrar. You are also requesting any complaints submitted by or on behalf of Mr. Jarrar.

Upon initial review of your request, I determined that if such records exist, they may be under the purview of Civil Rights and Civil Liberties (CRCL), a DHS component. Therefore, I am referring your request to the FOIA Officer for CRCL, James McNeely, for processing and direct response to you. You may contact that office in writing at U.S. Department of Homeland Security, Washington, D.C. 20528 or via telephone at 202-357-8197. In addition, I have determined that the information you are seeking, if it exists, may be under the purview of the Transportation Security Administration (TSA). Therefore, I am also referring your request to the FOIA Officer for TSA, Kevin Janet, for processing and direct response to you. You may contact that office in writing at Transportation Security Administration, 601 S. 12th Street, 11th Floor, East Tower, Arlington, VA 22202 or via telephone at 1-866-FOIA-TSA or 571-227-2300.

Your request has been assigned reference number **DHS/OS/PRIV 08-572/Tramontano request**. Please refer to this identifier in any future correspondence. You may contact this office at our toll-free telephone number, 866-431-0486, or at 703-235-0790.

Sincerely,

Yania T. Lockett
Associate Director, Disclosure & FOIA Operations

Holland Knight

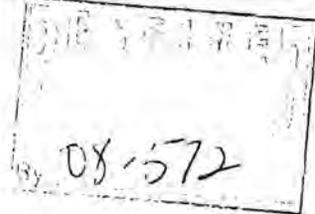
Tel 212 513 3200
Fax 212 385 9010

Holland & Knight LLP
195 Broadway, 24th Floor
New York, NY 10007-3189
www.hklaw.com

Christine Tramontano

(b)(6)

(b)(6)



May 12, 2008

VIA FIRST CLASS MAIL

U.S. Department of Homeland Security
Privacy Office
Director, Disclosure & FOIA
245 Murray Drive SW, Building 410
STOP-0550
Washington, DC 20528-0550

Re: Freedom of Information Act Request

Dear Sir or Madam:

I write to request, under the Freedom of Information Act, 5 U.S.C. § 552, copies of any and all documents¹ concerning a U.S. Department of Homeland Security Office for Civil Rights and Civil Liberties ("DHS") investigation involving an allegation of unlawful discrimination, initiated by the American-Arab Anti-Discrimination Committee (ADC), on behalf of Mr. Raed Jarrar. Mr. Jarrar alleged that on August 12, 2006, prior to boarding JetBlue Flight 101 from John F. Kennedy International to Metropolitan Oakland International, officials from the Transportation Security Administration and personnel of JetBlue Airways unlawfully discriminated against him. We also request copies of any complaints submitted by or on behalf of Mr. Jarrar regardless of whether the DHS has initiated an investigation of any such complaints.

Holland & Knight LLP presently represents JetBlue Airways in a civil lawsuit that Mr. Jarrar has since initiated in the U.S. District Court, Eastern District of New York, Civil Action No. 1:07-CV-03299 (CBA-JO). As JetBlue Airways' counsel, we request federal agency records related to and arising from the investigation of the aforementioned discrimination allegation, including but not limited to the underlying complaint, investigative evidence and findings, referrals to other federal offices and agencies, and any and all filings, requests, or communications executed by or on behalf of interested parties, and for which your agency is required to disclose upon receipt of this written request.

¹ The term "document" or "documents" is used in the broadest possible sense and means any written, graphic or other recorded matter whether recorded or maintained visually, digitally, electronically, magnetically or otherwise.

U.S. Department of Homeland Security
Director, Disclosure & FOIA
May 12, 2008
Page 2

I confirm that we will pay all photocopying charges for reproduction of the requested records in accordance with FOIA, 5 U.S.C. § 552(a)(4).

Thank you for your assistance in this matter and please feel free to contact our office should you have any questions.

Very truly yours,

HOLLAND & KNIGHT LLP

(b)(6)

Christine Tramontano



Homeland Security

Privacy Office, Mail Stop 0550

June 2, 2008

The Honorable Fred Upton
U.S. House of Representatives
800 Centre, Suite 106
800 Ship Street
St. Joseph, MI 49085

Re: **Constituent, (b)(6)**

Dear Representative Upton:

This is in response to your March 14, 2008, letter to the Department of Homeland Security (DHS), and to the attached correspondence from your constituent, (b)(6) dated February 21, 2008. This correspondence package was referred to this office for handling as a matter under the Freedom of Information Act (FOIA) or the Privacy Act (PA). We received your correspondence on May 27, 2008.

In (b)(6)'s letter, he asks for help to obtain a security clearance so that he can be considered as a subcontractor for federal contracts. Security clearance issues fall under the purview of the Office of Personnel Management (OPM). However, I am providing the following link to an OPM website which appears to address (b)(6)'s concerns: OPM, "General Questions and Answers About OPM Background Investigations"; available from http://www.opm.gov/Products_and_Services/Investigations/FAQs.asp; Internet; accessed June 2, 2008.

If (b)(6) has applied for a position within DHS and submitted the appropriate security clearance questionnaire, DHS could have records concerning his background investigation. In this instance, (b)(6) could seek access to those records by submitting a Privacy Act request. However, DHS does not maintain a central index of records about individuals. For this reason, § 5.21(b) of the DHS Privacy Act regulations, 6 C.F.R. Part 5, requires that requesters describe the records they are seeking with as much information as possible to ensure that our search of appropriate systems of records can find them with a reasonable amount of effort. This description should include, the type of record sought, the DHS component believe to have created and/or controlled the records, the precipitating event that warranted the creation of records, and the time period that you believe the records or files were created and compiled.

Please also be advised that an individual's request for information pertaining to him/her is processed under both the FOIA and the Privacy Act to afford maximum access to records. Accordingly, should (b)(6) desire a search for records pertaining to him, we must verify

his identity to ensure that his personal information is not released to anyone other than him. The DHS regulations, 6 CFR Part 5 § 5.21(d), require verification of identity, including the individual's full name, current address and date and place of birth. In addition, the request must be made in writing, must contain a signature, and should either be notarized or contain a statement made under penalty of perjury as permitted by 28 U.S.C. 1746. Absent this documentation, (b)(6)'s request is not a proper FOIA/PA request, and we are unable to initiate searching for responsive records.

For further information on the requirements of submitting a FOIA or PA request to DHS, we invite (b)(6) to visit our website at www.dhs.gov/foia. This is not a denial of (b)(6)'s request. Upon receipt of a perfected request, he will be advised as to the status of his request.

If you have any questions or would like to discuss this matter, please feel free to contact this office at our toll-free telephone number, 866-431-0486, or at 703-235-0790.

Sincerely,



Vania T. Lockett
Associate Director, Disclosure & FOIA Operations

FRED UPTON

Member of Congress, Michigan

COMMITTEES:

ENERGY AND COMMERCE

SUBCOMMITTEES:

WORKING MEMBER, TELECOMMUNICATIONS

AND THE INTERNET

WORKING MEMBER, ENERGY AND COMMERCE



Congress of the United States
House of Representatives

March 14, 2008

DC OFFICE:

2183 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-2205
(202) 225-1787
FAX: (202) 225-4986

MICHIGAN HOME OFFICES:

157 SOUTH KALAMAZOO MALL
SUITE 180
KALAMAZOO, MI 49007
(269) 385-0039
FAX: (269) 385-7888

300 CENTRE, SUITE 106
800 SHIP STREET
ST. JOSEPH, MI 49085
(269) 982-1986
FAX: (269) 982-0737

www.house.gov/upton

E-Mail: fred.upton@mail.house.gov

Mr. Don Kent
Assistant Secretary for Legislative Affairs
U.S. Department of Homeland Security
Washington, DC 20528

Dear Don,

This letter is in reference to (b)(6) of Stevensville, Michigan. (b)(6) contacted my office on February 21, 2008 regarding acquiring a Security Clearance.

It is my desire to be responsive to all inquiries from people of the Sixth District of Michigan. I would greatly appreciate your considerations, findings and views concerning the enclosed. I look forward to hearing from you at your earliest convenience.

For your convenience reference, I have enclosed a copy of (b)(6)'s correspondence. Thank you very much for your assistance.

Very truly yours,

Fred Upton
Member of Congress

FSC: ap

2008 APR 27 PM 2:59

(b)(6)

Page 2

February 21, 2008

Dear Congressman Upton,

I give you permission to look into my difficulties with the security clearance.
I understand that this form is being used in compliance with the Privacy Act of 1974.

Signature

(b)(6)

NAME:

ADDRESS

PHONE:

(b)(6)

SOCIAL SECURITY #

(b)(6)

DATE OF BIRTH

(b)(6)

BRIEF DESCRIPTION OF THE PROBLEM (please print):

(b)(6)

(If more space is needed, please use back of page.)

(b)(6)

(b) (6)



FRED UPTON

U.S. HOUSE OF REPRESENTATIVES

COMMITTEES

ENERGY AND COMMERCE

SUBCOMMITTEES

MARKING MEMBER OF ECONOMIC AFFAIRS AND THE ENERGY

ENERGY AND COMMERCE



Congress of the United States
House of Representatives

Fax Transmittal

DC OFFICE:

2103 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-2208
(202) 225-3761
FAX (202) 225-4996

MICHIGAN HOME OFFICES:

57 SOUTH KALAMAZOO MALL
SUITE 180

KALAMAZOO, MI 49007

(269) 385-0039

FAX: (269) 385-2888

800 CENTRE, SUITE 106

100 SHIP STREET

ST. JOSEPH, MI 49085

(269) 342-1086

FAX: (269) 982-0237

www.house.gov/upton

E-MAIL: fupton@rmail.house.gov

Please deliver the following pages

To: Marsha Bynum

Business: Homeland Security

Regarding: Mr. Dan Shahbaz

Date: 4/22/08

From:

Congressman Fred Upton

Al Pscholka

Janet Zielke

Andi Grabemeyer Pries

Number of pages (including cover sheet): 4

Comments: _____

If you do not receive all pages or have any problems with receiving, please call
(269) 982-1086

APR 22 2008

2008 APR 22 11:59

Lockett, Vania

From: Lockett, Vania
Sent: Tuesday, July 15, 2008 2:26 PM
To: (b)(6)
Subject: Acknowledgement of DHS/OS/PRIV 08-462/Rosen Request
Attachments: 08-462 response.pdf

Ms. Rosen,

As discussed, I am forwarding to you a copy of this office's April 23, 2008, response to your FOIA requests to the Department of Homeland Security (DHS) and to several of its components, concerning The Carlyle Group. As noted in the attached letter, this office is coordinating the response to your requests; therefore, you should direct any further communications to this office and not to the individual DHS components to which your requests were directed.

To date, this office has not received a response to the attached letter. Should you wish to discuss the scope of your request, please contact my office at 703-235-0790. You may also reach me directly at (b)(2)(low)

Thank you.

Vania T. Lockett, CIPP/G

Associate Director, Disclosure & FOIA Operations
Privacy Office
U.S. Department of Homeland Security
Office: 1.866.431.0486 or 703.235.0790
Fax: 703.235.0443
Web: <http://www.dhs.gov/foia>

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.



7/15/2008



Homeland Security

Privacy Office Mail Stop 0550

April 23, 2008

Ms. Gina Rosen
Research Analyst
Service Employees International Union
1800 Massachusetts Ave., N.W.
Washington, DC 20036

Re: **DHS/OS/PRIV 08-462/Rosen**

Dear Ms. Rosen:

This acknowledges receipt of your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated April 3, 2008, which was submitted to several DHS components, including the Privacy Office (PRIV), the Office of Civil Rights and Civil Liberties (CRCL), the Office of the Inspector General (OIG), the Science and Technology Directorate (S&T), the Office of Intelligence and Analysis (I&A), the Transportation and Security Administration (TSA), the Federal Law Enforcement Training Center (FLETC), the U.S. Coast Guard (USCG) and U.S. Immigration and Customs Enforcement (ICE). You are seeking copies of the following records:

1. A list of federal contracts with any and all firms affiliated with The Carlyle Group (including firms listed at Appendix A) by year from 2004 through the present, to include contract value and total dollars obligated for each contract;
2. Copies of all federal contracts entered into with firms affiliated with The Carlyle Group, to include contracts entered into or renewed between 2004 and the present;
3. A list of all bidders for each contract, or if such a list is unavailable, specification of whether the contract was subject to a competitive bid;
4. Any audits, memorandum, or other communications pertaining to contract solicitation, performance appraisals, improper charges or over-billing, procurement fraud, and any additional contract disputes, to include fines, penalties, or settlements associated with contract violations;
5. Any documents pertaining to the suspension or debarment of Carlyle-affiliated firms;
6. Any minutes of procurement meetings wherein the award of a federal contract to a firm owned by The Carlyle Group was discussed, to include those minutes produced since 2004;
7. Any documents, correspondence or inquiries related to contract complaints and/or violations.
8. Any and all documents and correspondence related to inquiries, investigations and/or incident reports that are relevant to the contract or to the conduct of personnel hired to carry out services, where any of the contracts involve the provision of training, security, or other related services in Iraq or Afghanistan.

First, please be advised that, although you submitted your request to several DHS components, this office is responding on behalf of the entire Department to simplify processing. Therefore, you should direct any further communication regarding your April 3, 2008, request to this office.

Per telephone conversation between you and this office on April 23, 2008, you were advised that your request, as written, is far too broad for us to process. Pursuant to §5.3(b) of the DHS regulations, 6 C.F.R. Part 5, you must describe the records you are seeking with as much information as possible to ensure that our search of appropriate systems of records can find them with a reasonable amount of effort. Your request seeks numerous documents that will necessitate a thorough and wide-ranging search. The DHS was formed in 2003 from 22 previously disparate domestic agencies into one decentralized agency, with 180,000 employees, with the goal of protecting the nation against threats to the homeland. Due to the large, decentralized nature, DHS does not possess an all-inclusive database that can capture the information you are seeking. Therefore, processing your request would require thousands of offices, which comprise DHS, to independently search for responsive records. Due to those unusual circumstances, the Department believes that it must be afforded additional time to respond to your request as written, as allowed by 5 U.S.C. § 552(a)(6)(B).

You were also advised that the Federal Procurement Data System (FPDS) is a publicly available database of all federal procurement actions. This tool is available at <https://fpds.gov> and allows registered users to conduct searches and generate reports on procurement data. As the information contained within the FPDS is already in the public domain, we are not required to provide it to you under the FOIA.

As it relates to **Item 1** of your request, this portion of your request seeks information that is publicly available via the FPDS. Pursuant to 5 U.S.C. §§552(a)(1) and (a)(2), DHS need not make available under the FOIA records that are published elsewhere.

As it relates to **Item 3** of your request, this portion of your request lacks specificity and is too broad for an effective search to be undertaken. You should also note that, while you do have the right to request this information, a list of unsuccessful bidders is likely to be withheld under FOIA Exemption 4.

As it relates to **Items 2, 4, 5, 6, 7, and 8** of your request, these portions of your request also lack specificity and are too broad for an effective search to be undertaken. If you would like us to initiate a search for records responsive to these portions of your request, you must provide the relevant contract numbers and the names of the DHS components that administer the contracts, which can be found via the FPDS.

Finally, please be advised that your organization has been placed in the commercial category. Pursuant to the DHS implementing regulations, 6 C.F.R. § 5.11, commercial requesters are responsible to pay 10-cents per page for duplication and for search and review time at the per quarter-hour rate (\$4.00, \$7.00, \$10.25) of the searcher and reviewer. It is estimated that it would take approximately 150 hours for every DHS component and field office to search for and review responsive records. Billable search and review costs at \$10.25 per quarter hour would be \$6,150.00. It is estimated that our search would yield over 38,600 pages at a cost of \$0.10 per page, which would total \$3,860.00. Based on this information, it is estimated that the overall fee to process your request would be approximately \$10,010.00.

Since the total estimated fee exceeds \$250.00, you must make an advance payment of an amount up to the amount of the entire anticipated fee before we can begin to process your request. See 6 C.F.R. § 5.11(i). Please submit your check or money order in the amount of \$2,502.50, a quarter of the total estimated fee, made payable to the Treasury of the United States, to this office within 30 days from the date of this letter. Please mail your payment to this office at the following address:

U.S. Department of Homeland Security
Privacy Office (FOIA), Stop 0550
245 Murray Lane, S.W.
Washington, DC 20528

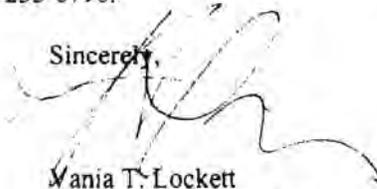
In the alternative, you may narrow the scope of your request to reduce the universe of responsive records. If you wish to narrow the scope of your request, please send an amended request and indicate the processing fee amount you are willing to pay within 10 business days from the date of this letter. You may send your amended request to the address above, or send it by facsimile to 703-235-0443.

If we do not receive an advance payment of \$2,502.50 along with your agreement to pay the remainder of the anticipated fee or an amended request from you within thirty (30) business days from the date of this letter, we will consider this request withdrawn, and we will administratively close your request file.

If you deem this advisement an adverse action, you have the right to appeal. Should you wish to do so, you must send your appeal within 60 days of the date of this letter to: Office of the General Counsel, Department of Homeland Security, Washington, D.C. 20528, following the procedures outlined in Subpart A, Section 5.9, of the DHS Regulations. Your envelope and letter should be marked "Freedom of Information Act Appeal." The implementing Department regulations establish the criteria under which the FOIA is administered. Copies of the FOIA and regulations are available at www.DHS.gov.

Please provide additional information describing the records you are seeking as well as your advance payment within 30 days from the date of this letter. Otherwise, we will assume you are no longer interested in this FOIA request, and the case will be administratively closed. If you have any further questions regarding this matter, please refer to **DHS/OS/PRIV 08-462/Rosen**. You may also contact this office via telephone at 866-431-0486 or 703-235-0790.

Sincerely,

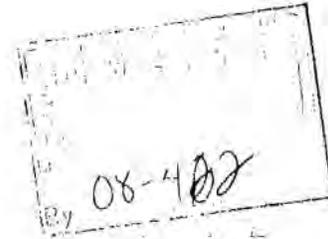


Mania T. Lockett
Associate Director, Disclosure & FOIA Operations



April 3, 2008

U.S. Department of Homeland Security
Privacy Office
Director, Disclosure & FOIA
Attn. Catherine M. Papoi, J.D., CIPP/G
245 Murray Drive SW, Building 410
STOP-0550
Washington, DC 20528-0550



RE: **FOIA REQUEST**

Dear FOIA Officer:

I am making this request under the Freedom of Information Act, ("FOIA"), 5 U.S.C. § 552. Please provide the following records:

ANDREW L. STERN
International President

ANNA BURGER
International Secretary-Treasurer

MARY KAY HENRY
Executive Vice President

GERRY HUDSON
Executive Vice President

ELISEO MEDINA
Executive Vice President

TOM WOODRUFF
Executive Vice President

- A list of federal contracts with any and all firms affiliated with The Carlyle Group by year from 2004 through the present. Please include the contract value and total dollars obligated for each contract and year that is applicable. Firms affiliated with the Carlyle Group should include, but are not limited to, the firms listed in the attached Appendix A.
- Copies of all federal contracts entered into with firms affiliated with the Carlyle Group. Please include contracts entered into, or renewed, between 2004 through the present. This request includes, but is not limited to, the list of Carlyle-owned firms listed above.
- For each contract, please include the list of all bidders. If no list is available, please specify whether the contract was subject to a competitive bid.

Furthermore, for any of the firms listed above, I am requesting:

- Any audits, memorandum, or other communications pertaining to contract solicitation, performance appraisals, improper charges or over-billing, procurement fraud, and any additional contract disputes. Please include records detailing any fines, penalties or settlements associated with contract violations.
- Any documents pertaining to the suspension or debarment of Carlyle-affiliated firms.
- Any minutes of procurement meetings wherein the award of a federal contract to a firm owned by the Carlyle Group was discussed. Include those minutes produced since 2004.

SERVICE EMPLOYEES
INTERNATIONAL UNION
CTW, CLC

1800 Massachusetts Ave NW
Washington, D.C. 20036

202.730.7000
TDD: 202.730.7181
www.SEIU.org

- Any documents, correspondence or inquiries related to contract complaints and/or violations.
- Should any of these contracts involve the provision of training, security, or other related services in Iraq or Afghanistan, please include any and all documents and correspondence related to inquiries, investigations and/or incident reports that are relevant to the contract or to the conduct of personnel hired to carry out these services.

Please cite the exemptions pursuant to 5 U.S.C. § 552(b) that justify the denial and provide me with the citation, if this request is denied in full or in part. If an exemption applies, however, please consider exercising the agency's discretionary release powers to disclose the records. Additionally, please release all reasonably segregable portions of the records that do not meet an exemption.

I look forward to your response within 20 days of the receipt of this request, unless, in the case of "unusual circumstances," the time limitation is "extended by written notice." I am aware that I have a right to appeal if this request is denied in whole or in part; or if the agency fails to respond within 20 days. I am also aware that if an appeal is successful, a federal district court may assess "reasonable attorney fees and other litigation costs." 5 U.S.C. § 552(a)(4)(E)."

We agree to pay reasonable research and duplication fees for the processing of this request. However, please notify us prior to your incurring any expenses in excess of \$300. Please contact Gina Rosen at (b)(6) or, by e-mail, at (b)(6) if this request requires further clarification. Thank you for your prompt attention to this matter.

Sincerely,

Gina Rosen
Research Analyst

Enclosure (Appendix A)

Appendix A: Carlyle-Affiliated Firms

1. 4Gas B.V.
2. ACIS Holdings Ltd.
3. Actelis Networks, Inc.
4. Acufocus, Inc.
5. Adesso Systems, Inc.
6. Aerostructures Corp., The
7. Air2Web, Inc.
8. Alcala
9. Align Technology
10. Allison Transmission
11. Allsec Technologies Limited
12. Ambroise
13. AMC Entertainment Inc.
14. American Achievement Corp.
15. Andritz AG
16. Anthemis
17. Anyday.com
18. Apama, Ltd.
19. Appluent Technology, Inc.
20. Appplus Servicios Tecnológicos, S.L.
21. APROVIA
22. Apteka Holding ZAO
23. Arabela Holding, S.a. De C.v.
24. Archetype Solutions, Inc.
25. Archive Systems, Inc.
26. Ares Portfolio
27. ARINC Incorporated
28. Arsys Internet SL
29. Asahi Security Co., Ltd.
30. AsiaEC.com, Ltd.
31. ATL - Ampere Technology Ltd.
32. Aulagnier
33. AuthenTec, Inc.
34. Aviall Services, Inc.
35. Avio SpA
36. Awaken Limited
37. AxleTech International, Inc.
38. AZ Electronic Materials S.a.r.l
39. Babela Restaurant Management Co. Ltd.
40. BAE Systems (I/k/a United States Marine Repair, Inc.)
41. Baker & Taylor Corp.
42. Banque de France
43. Bedford
44. Belden & Blake Corp.
45. Beru AG
46. bfinance
47. Blackboard, Inc.
48. BNX Systems Corporation
49. Bottle Rock Power Corporation
50. Boulogne
51. Brahms
52. Bredbandsbolaget AB
53. Britax Childcare Holdings Ltd.
54. Bryggen Waterfront
55. Buckeye Partners LP
56. CAMECA
57. Campus Besos
58. Canesta, Inc.
59. Carefx Corporation
60. Caribbean Investment Holdings Ltd.
61. Carillon
62. Casema BV
63. CDM MAX, LLC
64. CDM Resource Management Ltd.
65. Cellutions, Inc.
66. Century Tower
67. Cheapside
68. China Pacific Life Insurance Co., Ltd.
69. China Real Estate Network Ltd.
70. Chiusa
71. Chongqing Polycomp International Corporation
72. Claris Lifesciences Limited
73. CNAA
74. Coastal Carolina Clean Power, LLC
75. Coates Hire Ltd.
76. Cobalt International Energy, L.P.
77. Colin Medical Technology Corporation
78. Collingwood Ethanol, LP
79. Colmore Plaza
80. Com Hem AB
81. Comark Building Systems, Inc.
82. Combined Systems, Inc.
83. Command Information, Inc.
84. Communications & Power Industries, Inc.
85. Composite Structures

168. Honsel International Technologies
(subsidiary of RHJ International)
169. Horizon Lines, LLC
170. Housing Development Finance Corp.
Ltd.
171. HT Troplast
172. Huaya Microelectronics, Inc.
173. Hyundai Communications & Network
Co. Ltd.
174. Imagitas, Inc. (subsidiary of Pitney
Bowes Inc.)
175. IMO Car Wash Group Ltd.
176. Indigo Systems, Inc. (subsidiary of
FLIR Systems)
177. Infomax Optical Technology Corp.
178. Ingenio
179. Inmedia Communications, Ltd.
180. Innovation Factory, The
181. Insight Communications Co. Inc.
182. Insight Health Services Corporation
183. InteliStaf Group, Inc.
184. International Aluminum Corporation
185. International Logging, Inc.
186. ISR Solutions, Inc. (acquired by
Stanley Works)
187. Ivry
188. Ivry Seine
189. Izumisano and Nishiwaki
190. Jazz Semiconductor, Inc. (subsidiary
of Acquiror Technology)
191. John Maneely Company
192. Jupiter Portfolio
193. Kadetten
194. KCS.net Holding AG
195. Key Plastics, LLC (subsidiary of Key
Automotive Group)
196. KITO Corporation
197. Knight Inc
198. KorAm Bank
199. Kramer Junction Company
200. Kuhlman Corp.
201. La Chapelle
202. Landmark Aviation
203. Le Figaro
204. Lear Siegler Services, Inc. (subsidiary
of EG&G Technologies)
205. LearningMate Solutions Private Ltd.
206. Legend Natural Gas
207. Legend Natural Gas II, L.P.
208. Legend Natural Gas III, L.P.
209. Libri House
210. LifeCare Holdings, Inc.
211. L'Imprimerie Nationale
212. Linden-Park
213. Linsco/Private Ledger Corp.
214. LipoSonix, Inc.
215. Liquid Engines, Inc.
216. Loc Town Odate-Nishi
217. Loews Cineplex Entertainment
Corporation
218. LOI 15
219. Louveciennes
220. LVL7 Systems, Inc.
221. Magellan Midstream Partners LP
222. Manor Care Inc.
223. Mariner Energy, Inc.
224. Market Post Tower
225. Materis
226. Matrics, Inc.
227. Mattress Giant Corporation
228. Medimedia
229. MedPointe, Inc. (subsidiary of Meda
AB)
230. Messer Eutectic Castolin Group
231. Mill, The
232. Montrouge 1
233. Montrouge 2
234. Monument
235. Moreno Group Holdings LLC
236. MultiPlan, Inc.
237. Nakaya Microdevices Corporation
238. NCC Triplet
239. NeoVista, Inc.
240. Newgen Imaging Systems (P) Ltd.
241. NeWorld Education Group
242. Nielsen Company B.V., The
243. NineYou Limited
244. Niska Gas Storage Canada ULC
245. Nitride Semiconductors Co., Ltd.
246. NP Aerospace Ltd.
247. Oberon Portfolio
248. Omiya Center Building

333. Targe Energy LLC
334. Target Media Ltd.
335. Targus Group International, Inc.
336. Tecnoforge Group
337. Temple Way House
338. Terreal
339. Thales
340. ThermaSource, LLC
341. Time Share Advertising & Communication Co., Ltd
342. Titan Specialties, Ltd.
343. TLI Inc.
344. Topaz Power Group, LLC
345. Topia Academy Inc.
346. Toshiba Ceramics Co., Ltd.
347. TradeBeam, Inc.
348. Transics International NV
349. Transport Pharmaceuticals, Inc.
350. Trema Group
351. TrenStar, Inc. (subsidiary of Carlsberg UK)
352. Trieste
353. UC4 Software GmbH
354. UCI Acquisition Holdings, Inc.
355. United Defense Industries, Inc.
356. United Road Towing, Inc.
357. Universidad Latinoamericana SC
358. Universite
359. UPC Sverige AB
360. Uranus Portfolio
361. US Investigations Services, Inc.
362. USBX, Inc.
363. Valmy
364. Vantage Energy, LLC
365. Varsity Group, Inc.
366. Ventaso, Inc.
367. Venus Portfolio
368. Verari Systems, Inc.
369. Veyance Technologies, Inc.
370. Viator, Inc.
371. Videotron Telecom
372. Vought Aircraft Industries Inc.
373. Wall Street Institute
374. Wanbishi Warehouses
375. Wastequip, Inc.
376. Water Pik Technologies Inc. (now Jandy)
377. Waterloo
378. WCI Cable, Inc.
379. Wefora
380. Wesco Aircraft Hardware Corp.
381. WILLCOM, Inc.
382. Worldzen Holdings Ltd.
383. XTEP (China) Co., Ltd.
384. Xugong Group Construction Machinery Co., Ltd.
385. Yangzhou Chengde Steel Tube Co.
386. ZCom Company Limited



SERVICE EMPLOYEES
INTERNATIONAL UNION, CTW/CLC

1800 Massachusetts Ave NW
Washington DC 20036

U.S. Department of Homeland Security
Privacy Office
Director, Disclosure & FOIA
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