

## The National Security Archive

The George Washington University  
Gelman Library, Suite 701  
2130 H Street, N.W.  
Washington, D.C. 20037

Phone: 202/994-7000  
Fax: 202/994-7005  
nsarchiv@gwu.edu  
www.nsarchive.org

Wednesday, February 28, 2007

Director, Departmental Disclosure  
FOIA and Privacy Office  
Department of Homeland Security  
Washington, DC 20528

Re: Request under the FOIA, in reply refer to Archive# 20070463DHS009

Dear :

Pursuant to the Freedom of Information Act (FOIA), I hereby request copies of the following:

*All documents—including but not limited to briefing papers, option papers, and position papers—related in whole or in part to the preparations for two meetings to review Cuba contingency plans that took place between December 2006 and February 15, 2007.*

If you regard any of these documents as potentially exempt from the FOIA's disclosure requirements, I request that you nonetheless exercise your discretion to disclose them. As the FOIA requires, please release all reasonably segregable non exempt portions of documents. To permit me to reach an intelligent and informed decision whether or not to file an administrative appeal of any denied material, please describe any withheld records (or portions thereof) and explain the basis for your exemption claims.

As you know, the National Security Archive qualifies for a waiver of search and review fees as a representative of the news media. This request is made as part of a scholarly and news research project and not for commercial use. For details on the Archive's research and publication activities, please see our Web site at the address above. Please notify me before incurring any photocopying costs over \$100.

To expedite the release of the requested documents, please disclose them on an interim basis as they become available to you, without waiting until all the documents have been processed. If you have any questions regarding the identity of the records, their location, the scope of the request or any other matters, please call me at (202) 994-7000 or email me at foiamail@gwu.edu. I look forward to receiving your response within the twenty day statutory time period.

Sincerely yours,

(b)(6)

Peter Kornbluh

for



# Homeland Security

*Privacy Office DHS-D3*

March 7, 2007

Mr. Peter Kornbluh  
The National Security Archive  
The George Washington University  
Gelman Library, Suite 701  
2130 H. Street, NW  
Washington, D.C. 20037

**Re: DHS/OS/PRIV 07-531/ Kornbluh request**

Dear Mr. Kornbluh:

This acknowledges receipt of your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated February 28, 2007. You are seeking all documents related in whole or in part to the preparations for two meetings to review Cuba contingency plans that took place between December 2006 and February 15, 2007.

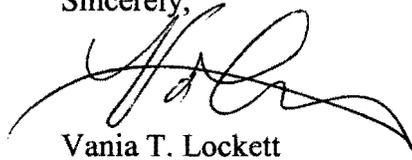
Based on the limited information you have provided, we cannot conduct an adequate search. §5.3(b) of the DHS regulations, 6 C.F.R. Part 5, require that you describe the records you are seeking with as much information as possible to ensure that our search of appropriate systems of records can find them with a reasonable amount of effort. In addition to the information that you provided, this description should include, the type of record you are seeking, the subject matter of the record, the date, title or name, author, or recipient, if known, or the DHS component you believe created and/or controls the record. If you can provide sufficient additional information as described in this paragraph, we will undertake a search for responsive records.

If you deem our request for further information an adverse determination, you may file an appeal. Should you wish to do so, you must send your appeal within 60 days of the date of this letter to: Associate General Counsel (General Law), U.S. 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](http://www.DHS.gov).

Please provide additional information describing the records you are seeking. If we do not hear from you within 60 days from the date of this letter, 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 07-531/ Kornbluh request**. The DHS Privacy Office can be reached at 571-227-3813.

Sincerely,

A handwritten signature in black ink, appearing to read 'V. Lockett', with a large, sweeping flourish extending to the left.

Vania T. Lockett

Associate Director, Disclosure & FOIA Operations

# The National Security Archive

The George Washington University  
Gelman Library, Suite 701  
2130 H Street, N.W.  
Washington, D.C. 20037



Phone: 202.994.7000  
Fax: 202.994.7005  
nsarchiv@gwu.edu  
<http://www.nsarchive.org>

May 15, 2006

Vania T. Lockett  
Associate Director, Departmental Disclosure  
FOIA and Privacy Office  
Department of Homeland Security  
Washington, DC 20528

Re: **DHS/OS/PRIV 07-531/ Kornbluh request**  
Archive No. 20070463DHS009

Dear Ms. Lockett,

This letter is in response to your letter dated March 7, 2007, and is a clarification of my FOIA request dated February 28, 2007 for *all documents—including but not limited to briefing papers, option papers, and position papers—related in whole or in part to the preparations for two meetings to review Cuba contingency plans that took place between December 2006 and February 15, 2007.* (Attachment 1) The basis of the date range for my request was a February 15, 2007, story in *The Miami Herald*, which read, "Top Bush cabinet officials have met at least twice since December to review Cuba contingency plans." (Attachment 2). I have reason to believe that Department of Homeland Security Secretary, Michael Chertoff, was among the top officials present during these meetings. Since it is known that at least two meetings took place between December 2006 and mid-February 2007, it should be possible to identify the documents generated in preparation for and as a result of these discussions.

I further believe that the following components of the Department of Homeland Security likely also created documents in response to discussions on the future of Cuba: the CIS Ombudsman, U.S. Citizenship and Immigration Services, the U.S. Coast Guard, U.S. Customs and Border Protection, U.S. Immigration and Customs Enforcement, and the Office of International Affairs. Please note that my original request was not solely for contingency plans on Cuba, but also for all documents that were created in preparation and as a result of these high level discussions.

Please do not hesitate to contact me if you have any questions. Thank you for your attention to this request

  
 on behalf of

Peter Kornbluh  
Senior Analyst

Enclosure: As stated

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## LexisNexis™ Academic

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Distributed by McClatchy-Tribune Business News

February 15, 2007 Thursday

SECTION: STATE AND REGIONAL NEWS

ACC-NO: 20070215-MI-0215-Cuban-migrants-would-be-held-at-Guantanamo-camp

LENGTH: 1050 words

HEADLINE: Cuban migrants would be held at Guantanamo camp

BYLINE: Pablo Bachelet, The Miami Herald

BODY:

Feb. 15--WASHINGTON -- Concerned about a possible mass exodus of Cubans, the Department of Defense plans to spend \$18 million to prepare part of the U.S. Navy base at Guantanamo Bay to shelter interdicted migrants, U.S. officials have told the Miami Herald.

The new installation is needed because terrorism suspects occupy space on the base used in past emergencies to hold large numbers of migrants, according to Bush administration officials directly involved in the issue. They note the facilities are designed to house people from any Caribbean nation who attempt to enter the United States illegally -- not just Cubans.

But privately they say that Fidel Castro's illness and temporary handover of power to his brother Raul last summer injected a renewed sense of urgency in plans to handle a mass exodus. The administration quietly requested the funds about one month ago and Congress has approved it, The Miami Herald was told.

The officials, who were authorized to speak on the subject but requested anonymity because of the sensitive nature of Cuban issues, say there are no indications that a Cuban migration crisis is brewing, but acknowledge that predicting these can be difficult. The 1980 Mariel boatlift, which saw 125,000 Cubans arrive in Florida, began when a group of Cubans tried to storm the Peruvian embassy in Havana and quickly escalated into a massive exodus.

The \$18 million initiative is part of a broader U.S. government effort to prepare for events in a post-Fidel Castro Cuba. The administration will not say how many migrants it believes might flee Cuba or even if any will do so, but one expert warned that up to 500,000 may try to leave the island after Castro's death.

Top Bush cabinet officials have met at least twice since December to review Cuba contingency plans and on March 7-8 the Department of Homeland Security will lead an exercise in South Florida involving the Coast Guard and dozens of federal, state and local agencies, focused on stopping U.S. boaters from picking up rafters.

The U.S. Navy base, on the eastern tip of Cuba, apparently would be used as a shelter of last resort if the volume of Cubans interdicted at sea overwhelms the current U.S. policy known as "wet foot/dry foot."

Under that policy, Cubans who make it to U.S. territory are allowed to remain. Those intercepted at sea are interviewed by U.S. immigration authorities aboard Coast Guard vessels and for the most part repatriated to Cuba. A few who have been found to credibly risk persecution if returned to Cuba have been taken to Guantanamo for more interviews while U.S. officials arrange for their resettlement in third nations.

U.S. officials refused to say whether the wetfoot/dryfoot policy will be changed in case of a mass exodus, since such an announcement might prompt many Cubans to leave now.

For years, migrants captured during surges ended up in tent camps at Guantanamo on a bluff called Radio Range overlooking the Caribbean, on the larger Windward Side of the base.

At the height of the last migration crisis in 1994, more than 32,000 Cubans and 21,000 Haitians overwhelmed the base in tent cities. Most of the Cubans were later sent to the United States. Most of the Haitians were sent home.

The Pentagon has since built its sprawling terrorism detention and interrogation center at the site of the old tent camps, limiting where migrants can be sheltered. So now the plan is to put them on the smaller Leeward Side, which has an air strip but no docks for large ships.

"The capacity to process migrants at Guantanamo is an integral part of our overall plans to ensure that any attempted mass migration in the Caribbean is not successful," said one administration official, who like others interviewed for this story declined to be identified because Cuba is a delicate matter. The official said the new facility is "part of prudent contingency planning."

"The U.S. has established avenues for safe, orderly, legal migration from the various countries in the Caribbean," the official added. "Any effort to send people to the United States via unsafe and illegal means will not succeed and only risks innocent life."

The Pentagon already has solicited construction bids for the new facility. The \$18 million would pay for things like land leveling, sewage and electrical infrastructure, bathrooms, dining facilities and administrative offices to process asylum applications. The installations will be initially designed to handle about 10,000 migrants, officials say, though more can be quickly accommodated if needed.

Andy Gomez, senior fellow at the University of Miami's Institute for Cuban and Cuban-American Studies, says focus groups and other interviews show that many young Cubans are eager to leave the island.

"If the economic conditions do not get better, there is the strong possibility that as many as 500,000 Cubans will want to leave the island in all directions," he says. "The other possibility will also be a large group of Cubans rushing the U.S. base in Guantanamo or foreign embassies in Havana."

Latin American countries may be reluctant to take in large numbers of Cuban migrants, he added.

Meanwhile, the Coast Guard is finalizing plans for an exercise next month that will involve scores of vessels.

Rear Adm. David Kunkel, the head of the Coast Guard's South East District, is in charge of coordinating interdiction efforts over a wide array of government agencies, from the U.S. Navy to the Miami Dade Police Department.

"We would be concerned with boaters leaving from South Florida marinas to potentially increase the problem," said Jim Watson, chief of staff of the South East District. He said authorities have developed "deterrent elements" that would be tested in the exercise.

"Our goal is to have zero illegal migration into South Florida," he said.

Miami Republican Reps. Lincoln and Mario Diaz-Balart, who have been briefed on preparations, could not be reached

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for comment for this story.

Miami Herald Staff Writer Carol Rosenberg contributed to this report

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**LOAD-DATE:** February 16, 2007



**Homeland  
Security**

May 23, 2007

Mr. Peter Kornbluh  
The National Security Archive  
The George Washington University  
Gelman Library, Suite 701  
2130 H. Street, NW  
Washington, D.C. 20037

**Re: DHS/OS/PRIV 07-531/Kornbluh request**

Dear Mr. Kornbluh:

This acknowledges receipt of your letter, dated May 15, 2007, that clarifies and perfects your Freedom of Information Act (FOIA) request, dated February 28, 2007, to the Department of Homeland Security (DHS). You requested all documents related in whole or in part to the preparations for two meetings to review Cuba contingency plans that took place between December 2006 and February 15, 2007. Your clarification letter was received in this office on May 16, 2007.

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 perfected request, the FOIA does permit a 10-day extension of this time period. As the subject matter of your request is of substantial interest to several components of this Department and 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 will make every effort to comply with your request in a timely manner.

Your original request also sought a waiver of fees; although you agreed to pay up to \$100 in duplication costs in the event that your fee waiver request is denied. Your fee waiver request will be held in abeyance pending the quantification of responsive records. The DHS FOIA Regulations, 6 CFR § 5.11(k)(2), set forth six factors to examine in determining whether the applicable legal standard for a fee waiver has been met: (1) Whether the subject of the requested records concerns "the operations or activities of the government;" (2) Whether the disclosure is "likely to contribute" to an understanding of government operations or activities; (3) Whether disclosure of the requested information will contribute to the understanding of the public at large, as opposed to the individual understanding of the requestor of a narrow segment of interested persons; (4) Whether the contribution to public understanding of government operations or activities will be "significant;" (5) Whether the requester has a commercial interest that would be

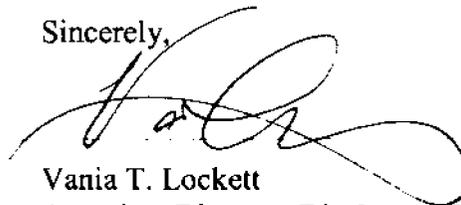
furthered by the requested disclosure; and (6) Whether the magnitude of any identified commercial interest to the requestor is sufficiently large in comparison with the public interest in disclosure that disclosure is primarily in the commercial interest of the requestor. If any responsive records are located, we will consider these factors in our evaluation of your request for a fee waiver.

In the event that your fee waiver is denied, we shall charge you for records in accordance with the DHS Interim FOIA regulations as they apply to media requestors. As a media requestor you will be charged 10-cents a page for duplication, although the first 100 pages are free. You will be promptly notified once a determination is made regarding your fee waiver request.

At your request, we have queried the following DHS components for records responsive to your request: Citizenship and Immigration Services Ombudsman, U.S. Citizenship and Immigration Services, the U.S. Coast Guard, U.S. Customs and Border Protection, U.S. Immigration and Customs Enforcement, and the Office of International Affairs, which is a component of the DHS Office of Policy. Additionally, 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.

Your request has been assigned reference number **DHS/OS/PRIV 07-531/Kornbluh request**. Please refer to this identifier in any future correspondence. You may contact this office at 703-235-0790.

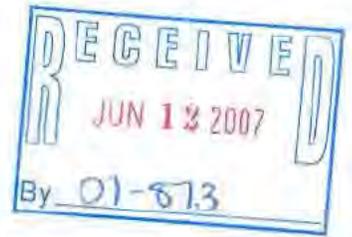
Sincerely,



Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

June 7, 2007

Don Powell  
Federal Coordinator,  
Gulf Coast Rebuilding  
Washington, D.C.



Re: Freedom of Information Act Request

Dear Mr. Powell:

This letter serves to request that you present the following public records for copying pursuant to the Freedom of Information Act.

Please provide me with copies of all of your written correspondence \_ including, but not limited to, electronic mail \_ relating to the state's Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi. In particular, I am requesting copies of your Road Home-related correspondence with state officials in Louisiana and Mississippi, as well as with other White House staff members.

Please let me know if you need any additional information from me to process this request. Also, I am willing to pay any applicable fees, but please let me know in advance what it will cost.

Sincerely,

Michael Kunzelman  
The Associated Press

**(b) (6)**



## Homeland Security

June 18, 2007

Michael Kunzelman  
The Associated Press  
1515 Poydras Street  
Suite 2500  
New Orleans, LA 70112

Re: **DHS/OS/PRIV 07-873/Kunzelman**

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Dear Mr. Kunzelman:

This acknowledges receipt of your June 7, 2007, Freedom of Information Act (FOIA) request, addressed to the Federal Coordinator, Gulf Coast Rebuilding within the Department of Homeland Security (DHS). As the DHS Privacy Office processes FOIA requests for the Federal Coordinator, Gulf Coast Rebuilding, your request was referred to this office for processing. We received your request on June 12, 2007. You are seeking copies of all written correspondence, including but not limited to, electronic mail, relating to the state's Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi. In particular, you are seeking copies of Road Home-related correspondence with state officials in Louisiana and Mississippi, as well as other White House staff members.

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. Your request seeks numerous documents that will necessitate a thorough and wide-ranging search. Furthermore, as the subject matter of your request is of substantial interest to two or more components of this Department and of substantial interest to another agency, we will need to consult with those entities before we issue a final response. Due to these unusual circumstances, 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 will make every effort to comply with your request in a timely manner; however, there are currently 37 open requests ahead of yours.

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 media requestors. As a media requestor you will be charged 10-cents a page for duplication, although the first 100 pages are free. We will construe the submission of your request as an agreement to pay up to \$25.00. You will be contacted before any further fees are accrued.

We have queried the appropriate components of DHS 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.

Your request has been assigned reference number **DHS/OS/PRIV 07-873/Kunzelman**. Please refer to this identifier in any future correspondence. For future reference, please send your correspondence to: U.S. Department of Homeland Security, Privacy Office (FOIA), Mail Stop 0550, Washington, D.C. 20528-0550. You may contact this office via telephone at our toll-free number, 1-866-431-0486, or at 703-235-0790.

Sincerely,



Vania T. Lockett

Associate Director, Disclosure & FOIA Operations



Homeland  
Security

March 30, 2009

**SENT VIA E-MAIL TO:** (b) (6)

Mr. Michael Kunzelman  
The Associated Press  
1515 Poydras Street  
Suite 2500  
New Orleans, LA 70112

Re: **DHS/OS/PRIV 07-873**

Dear Mr. Kunzelman:

This letter serves as a partial release and an update as to the processing of your June 7, 2007, Freedom of Information Act (FOIA) request addressed to the Federal Coordinator, Gulf Coast Rebuilding within the U.S. Department of Homeland Security (DHS), which was received in this office on June 12, 2007. You requested copies of all written correspondence, including, but not limited to, electronic mail relating to the Road Home homeowner grant program in Louisiana and Mississippi. In particular, you requested copies of Road Home-related correspondence with state officials in Louisiana and Mississippi, as well as with White House staff members.

Through a series of updated telephonic and e-mail communications between you and this office, you were notified that our search produced 948 pages of records, most of which are e-mail communications containing the equities of sixteen different federal agencies and several state and local agencies. Before we can make a final release determination, we must consult with each of these entities. You will be promptly notified once this process is complete and a final determination has been made.

Further, please be advised that, of the 948 pages, 600 pages consist of correspondence with the Executive Office of the President (EOP). Per telephone conversation with this office on March 25, 2009, you were notified that, upon consulting with other entities, it was determined that much of this information would be withheld pursuant to Title 5 U.S.C. § 552 (b)(5), under the presidential communications privilege. During that conversation, you indicated that you would not be interested in receiving this material if there were no substantive portions to be released. However, it was agreed upon that we would process a set of this correspondence for release, at which time you could decide whether to continue with your pursuit of these records.

To date, we have processed 210 of the 600 pages of EOP-related correspondence. Of the 210 pages, upon consultation with other entities, I have determined that 204 pages must be withheld in full, and 6 pages are releasable in part pursuant to Title 5 U.S.C. § 552 (b)(5) and (b)(6), FOIA Exemptions 5 and 6.

FOIA Exemption 5 protects from disclosure those inter- or intra-agency documents that are normally privileged in the civil discovery context. The presidential communications privilege protects documents solicited and received by the President or his immediate advisers in the Office of the President, and

the deliberative process privilege protects the integrity of the deliberative or decision-making processes within the agency by exempting from mandatory disclosure opinions, conclusions, and recommendations included within inter-agency or intra-agency memoranda or letters. The release of this internal information would discourage the expression of candid opinions and inhibit the free and frank exchange of information among agency personnel.

FOIA Exemption 6 exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right privacy. The privacy interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

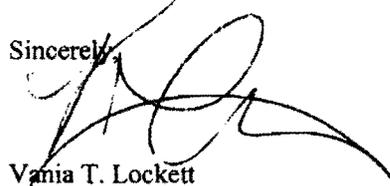
You have a right to appeal the above withholding determination. However, we ask that you hold any appeals in abeyance pending the issuance of a final response to your request. Your agreement to do so will not prejudice your right to appeal. Should you wish to do so, you must send your appeal and a copy of our this letter, within 60 days of the date of our final response letter, to: Associate General Counsel (General Law), U.S. Department of Homeland Security, Washington, D.C. 20528, following the procedures outlined in the DHS regulations at 6 C.F.R. § 5.9. Your envelope and letter should be marked "FOIA Appeal." Copies of the FOIA and DHS regulations are available at [www.dhs.gov/foia](http://www.dhs.gov/foia).

Provisions of the FOIA allow us to recover part of the cost of complying with your request. As a media requester, you are responsible for the cost of duplication in excess of 100 pages. As such, there is no charge associated with this response. You will be notified if fees are accrued as we continue with the processing of your request. 6 CFR § 5.11(d)(4).

Before we continue the time-consuming consultation and review process, per our March 25, 2009, telephone conversation, we want to ensure that you are still interested in continuing the processing of this request. Please indicate your continued interest in pursuing these records within 30 days from the date of this letter, or we will assume you are no longer interested in this FOIA request, and the case will be administratively closed. For your convenience, you may send your response via e-mail to [foia@dhs.gov](mailto:foia@dhs.gov) or via fax to 703-235-0443.

If you need to contact our office again about this matter, please refer to **DHS/OS/PRIV 07-873**. This office can be reached at 1-866-431-0486 or 703-235-0790.

Sincerely,

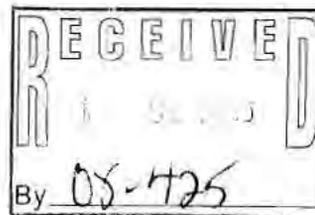


Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosure(s): As Stated, 6 pages

(b) (6) <CTR>

**From:** Rey, Michael A. (b) (6)  
**Sent:** Tuesday, March 25, 2008 1:49 PM  
**To:** FOIA  
**Subject:** FOIA Request



Vania T. Lockett, CIPP/G  
U.S. Department of Homeland Security  
Privacy Office  
Director, Disclosure & FOIA  
245 Murray Drive SW, Building 410  
STOP-0550  
Washington, DC 20528-0550  
foia@hq.dhs.gov

March 25, 2008

Dear Ms. Lockett:

Pursuant to the federal Freedom of Information Act 5US CS52, I request access to and copies of any correspondence including letters, memoranda and e-mails between the Office of the Federal Coordinator for Gulf Coast Rebuilding and White House staff members that include any and all communications with references to FEMA and/or formaldehyde and/or trailers sent between February 11, 2008 and February 29, 2008.

I agree to pay reasonable duplication fees for the processing of this request in an amount not to exceed \$100. However, please notify me prior to incurring any expense in excess of that amount.

As a representative of the news media, I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information on Mr. Powell's policy positions on the formaldehyde issue and his departure from office.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government activities and operations.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the act. I will also expect you to release all segregable portions of otherwise exempt material. I, of course reserve the right to appeal your decision to withhold any information or to deny a waiver of fees.

As I am making this request as a journalist and this information is of timely value, I would appreciate your communicating with me by telephone 212 975 3110 or email [rey@cbsnews.com](mailto:rey@cbsnews.com) rather than by postal mail. Please mail the forms to:

Attn: Michael Rey  
CBS Evening News  
524 West 57<sup>th</sup> Street  
New York, NY 10019

3/25/2008

Please provide expedited review of this request which concerns a matter of urgency. As a journalist I am primarily engaged in disseminating information.

The public has a need for information about the roll of the Federal Gulf Coast Recovery czar in setting policy decisions on the issue of formaldehyde and emergency housing in the region.

I certify that my statements concerning the need for expedited review are true and correct to the best of my knowledge and belief.

I look forward to your reply within 20 business days as the statute requires.

Thank you for your assistance and don't hesitate to contact me at (b)(6) with any questions.

Sincerely,

Michael Rey  
Field Producer  
CBS Evening News

(b) (6)

Michael Rey | Field Producer | CBS Evening News Investigative Unit | 524 West 57th Street NY, NY 10019

(b) (6)

(b) (6)

3/25/2008



# Homeland Security

Privacy Office, Mail Stop 0550

March 27, 2008

Mr. Michael Rey  
CBS Evening News  
524 West 57<sup>th</sup> Street  
New York, NY 10019

**Re: DHS/OS/PRIV 08-425/Rey request**

Dear Mr. Rey:

This acknowledges receipt of your March 25, 2008, Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), for copies of any correspondence including letters, memoranda and e-mails between the Office of the Federal Coordinator for Gulf Coast Rebuilding and White House staff members that include any and all communications with references to FEMA and/or formaldehyde and/or trailers sent between February 11, 2008 and February 29, 2008. Your request was received in this office on March 25, 2008.

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.

As it relates to your fee waiver request, your request will be held in abeyance pending the quantification of responsive records. The DHS FOIA Regulations, 6 CFR § 5.11(k)(2), set forth six factors to examine in determining whether the applicable legal standard for a fee waiver has been met: (1) Whether the subject of the requested records concerns "the operations or activities of the government;" (2) Whether the disclosure is "likely to contribute" to an understanding of government operations or activities; (3) Whether disclosure of the requested information will contribute to the understanding of the public at large, as opposed to the individual understanding of the requestor or a narrow segment of interested persons; (4) Whether the contribution to public understanding of government operations or activities will be "significant;" (5) Whether the requestor has a commercial interest that would be furthered by the requested disclosure; and (6) Whether the magnitude of any identified commercial interest to the requestor is sufficiently large in comparison with the public interest in disclosure, that disclosure is primarily in the

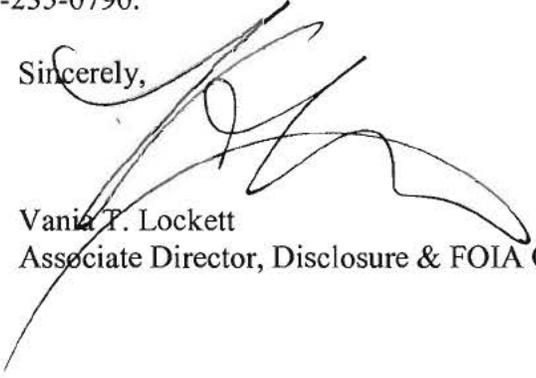
commercial interest of the requestor. If any responsive records are located, we will consider these factors in our evaluation of your request for a fee waiver.

In the event that your fee waiver is denied, we shall charge you for records in accordance with the DHS Interim FOIA regulations as they apply to media requestors. As a media requestor you will be charged 10-cents a page for duplication, although the first 100 pages are free. You will be promptly notified once a determination is made regarding your fee waiver request.

We have queried the appropriate component of DHS 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.

Your request has been assigned reference number **DHS/OS/PRIV 08-425/Rey 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



# Homeland Security

Privacy Office, Mail Stop 0550

September 18, 2008

(b)(6)

**(b) (6)**

Re: DHS/OS/PRIV 08-809/(b)(6) request

Dear (b)(6):

This acknowledges receipt of your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated and received in this office on September 10, 2008, and seeking records pertaining to yourself with respect to the following topics and issues:

- 1) work performed, proposed, shared, or reported, with respect to: homeland security; national security; counterterrorism; CBRNE; WMD; chemical, biological, explosive or nuclear devices; sensors; IED; blast protection; shelters; emergency preparedness; situation awareness; emergency response; artificial intelligence; other topics involving the Department of Homeland Security and specifically these components:
  - Office of Science and Technology
  - Federal Emergency Management Agency
  - U. S. Customs and Border Protection
  - U. S. Citizen and Immigration Services
  - U. S. Immigration and Customs Enforcement
  - Transportation Security Administration;
- 2) relationships or alleged relationships with persons in or from or supportive of Middle Eastern or Muslim nations, cultures, governments, religious organizations, or terrorist organizations;
- 3) employment, employability, age, credit rating, assets, debts, security clearance(s), loyalty, allegiance, political beliefs;
- 4) relationships or alleged relationships with persons in or from the Russian Federation or Former Soviet Union;
- 5) alleged relationships or affiliations with persons or organizations having expressed antipathy, animosity, opposition, or threats against the United States of America or officials thereof, or having demonstrable or alleged involvement in criminal acts;
- 6) marital relationships including that with (b)(6) (ended in divorce, 12/2001) and that with (b)(6) (married on 04/15/2005 and continuing to the present);
- 7) age, health, physical strength and stamina, sexual vigor and vitality, sexual habits or dispositions, sportsmanship, social habits, hobbies, habits, personal dispositions, and any aspect pertaining to the condition or suitability of marital relationships; and

- 8) adverse statements made about (b)(6) personal character, intelligence, reliability, trustworthiness, moral standing, or similar emotional, psychological, or physical qualities.

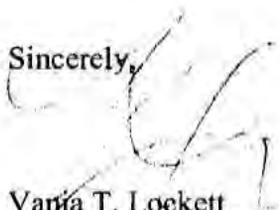
Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Per Section 5.5(a) of the DHS FOIA regulations, 6 C.F.R. Part 5, the Department processes FOIA requests according to their order of receipt. Although DHS' goal is to respond within 20 business days of receipt of your request, the FOIA does permit a 10-day extension of this time period. As the subject matter of your request is of substantial interest to two or more components of this Department or of substantial interest to another agency, we will need to consult with those entities before we issue a final response. Due to these unusual circumstances, 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 will make every effort to comply with your request in a timely manner.

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 non-commercial requestors. As a non-commercial requestor you will be charged 10-cents a page for duplication, although the first 100 pages are free, as are the first two hours of search time, after which you will pay the per quarter-hour rate (\$4.00, \$7.00, \$10.25) of the searcher. We will construe the submission of your request as an agreement to pay up to \$25.00. You will be contacted before any further fees are accrued.

We have queried the appropriate components of DHS 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.

Your request has been assigned reference number **DHS/OS/PRIV 08-809/(b)(6)** request. Please refer to this identifier in any future correspondence. You may contact this office at 866-431-0486.

Sincerely,

  
Vanna T. Lockett  
Associate Director, Disclosure & FOIA Operations

**FOIA Request**

**Date: Sept. 10, 2008**

**Requestor**

(b)(6)

Address: (b) (6)

Phones: (use in this order) (b) (6)

Email: (b) (6) alternates (b) (6)

Identification: U. S. citizen by birth, DOB (b) (6)

**Records Requested**

All documents, files and records (physical or electronic including email messages) referencing myself (b)(6) with respect to the following topics and issues:

(1) work performed, proposed, shared, or reported, with respect to: homeland security; national security; counterterrorism; CBRNE; WMD; chemical, biological, explosive or nuclear devices; sensors; IED; blast protection; shelters; emergency preparedness; situation awareness; emergency response; artificial intelligence; other topics involving the Department of Homeland Security and specifically these components:

- Office of Science and Technology
- Federal Emergency Management Agency
- U. S. Customs and Border Protection
- U. S. Citizen and Immigration Services
- U. S. Immigration and Customs Enforcement
- Transportation Security Administration

(2) employment, employability, age, credit rating, assets, debts, security clearances, loyalty, allegiance, political beliefs;

(3) relationships or alleged relationships with persons in or from the Russian Federation or Former Soviet Union;

(4) relationships or alleged relationships with persons in or from or supportive of Middle Eastern or Muslim nations, cultures, governments, religious organizations, or terrorist organizations;

(5) alleged relationships or affiliations with persons or organizations having expressed antipathy, animosity, opposition, or threats against the United States of America or officials thereof, or having demonstrable or alleged involvement in criminal acts;

(5) marital relationships including that with (b) (6) (in divorce, 12/2001) and that with (b) (6) (married on 04/15/2005 and continuing to the present);

(6) age, health, physical strength and stamina, sexual vigor and vitality, sexual habits or dispositions, sportsmanship, social habits, hobbies, habits, personal dispositions, and any aspect pertaining to the condition or suitability of marital relationships;

(7) adverse statements made about (b)(6) personal character, intelligence, reliability, trustworthiness, moral standing, or similar emotional, psychological, or physical qualities.

9/10/2008

(b)(6)



**Fee Assessment – Request for Full Waiver of All Fees**

The records that are requested pertain to data concerning an individual U. S. citizen and his employment and also his ability to maintain in freedom and without constraint his marital relationship and residence with his spouse. There is clear and demonstrable evidence and testimony of defamation, tortious damages, and blacklisting with respect to this citizen's person and at least one corporation in which this citizen is a principal, with intent to block, prevent and otherwise hamper the obtaining of grants, contracts, formal employment, and other business relationships. There is also clear and demonstrable evidence of statements and actions against this person and his spouse with respect to the bona fide nature, validity, truthfulness and sincerity of their marriage.

These are serious matters that may lead to a demonstration of organized violations of civil rights and due process including matters of constitutional law and denials of rights protected under the Fourth and Fourteenth Amendments. There are indications that the release of all information as requested herein will benefit the protection of citizens' rights and due process under law within the United States of America and limit the practice of political and other-motivated abuses. There are questions and issues of constitutional law regarding privacy, particularly with respect to financial records, credit histories, marital records, sexual and lifestyle preferences, political views, and scientific views, with respect to employment and basic civil rights. There are questions and issues regarding the processing of permanent residency status and the rights of a properly and sincerely married couple to maintain their rights to live together as a couple and to not have their marriage status publicly defiled and abused through inappropriate statements by other parties.

Given these and many other implied and unstated issues, it is important for these records to be made available to the general public for purposes of deepening and strengthening the public's understanding of the process of government, due process, and restitution in the case of the abuse of said due process.

The right to work and the right to be married to the person of one's choice are fundamental and inalienable rights upheld by the U. S. Constitution and the body of legislation and judicial decisions that have accrued since the founding of the United States of America. It is of the utmost importance for the American public, through education and communication, to be fully informed about the processes by which these fundamental rights are both protected as well as endangered through any means including unlawful practices and inappropriate decisions made by elected or appointed officials or employees of the U. S. government.

By providing these records as requested under the FOIA, I (b)(6) the requestor, will be able to produce the papers, articles, books, and reports that are necessary for the prevention of damage to myself and my family, and for the education of the general public. In this way the public dissemination of information contained in these records will strengthen and help to preserve the United States as a democratic and free republic. To impose charges and fees for the production of these records and fulfillment of this FOIA request would be to impinge upon and restrict the liberty and rights of not only myself and my family but the entirety of American society.

All records and the information processed from them will be provided in the form of written and video (multimedia) papers, articles, reports and books that will be released to the public on a non-profit 401(c)(3) basis, without restriction or discrimination. Such publication will be in both print and electronic (internet) form. These records will not be used for commercial purposes.

**Dates of Records**

Records may have origination dates from January 1, 2000 through the present (Sept. 10, 2008 or any time thereafter during the processing of this FOIA request). Specific DHS-originated records may span from the establishment of the Agency through the present. The highest concentration of such records will be from July 1, 2005 through the present, and within that period, particularly after January 1, 2007. More recent records will no doubt bear reference(s) to earlier records.

**Reasons to believe there are such records and documents of the type described above within the possession of the indicated components of the Dept. of Homeland Security**

- Statements and actions by several individuals who are employees of either DHS, DOD or another agency of the U. S. government or employees of certain companies working under contract with DHS or DOD, including Northrop-Grumman, SAIC, Booz-Allen Hamilton, Schaefer Systems, and BAB Systems.
- There have been several business proposals including formal BAA research proposals submitted by or including as a principal investigator (b)(6) to different components of DHS among those listed above.
- There have been extensive personal, written and email communications between (b)(6) and key staff at DHS within several of the indicated components.
- There are procedures ongoing with USCIS regarding (b)(6) marriage including detrimental statements regarding the bona fide nature of that marriage.

**Compliance with FOIA Rules and Guidelines**

(1) This FOIA request is for records including physical and electronic documents. This is not a request for research, analysis, or information to be extrapolated from records. This is not a request for any DHS agency or component to make requests to other agencies outside of DHS.

(2) This is not a request for data or information about other individual persons. Information pertaining to (b)(6) may include references to either his present spouse or past spouse or to his family including children, but such references are clearly in the context of records about (b)(6) and are thus requested and expected under the terms of the FOIA.

(3) All of the requested types of records can be obtained by DHS staff operating with FOIA requests in a reasonably direct and simple manner given the detail of information provided in this request.

(4) None of the records that are referenced above and hereby requested may arguably or legally be withheld on the basis of any claim by DHS to the effect that such records are classified or protected from release on the basis of national security interests. Any such claims will be fully disputed as being ungrounded.

I state, under penalty of perjury and under oath before God, that (b)(6) have written and do make this request, and that this is my signature:

(b) (6)

Date:

9/10 September 2008

(b) (6) <CTR>

**From:** Eric Orenstein (b) (6)  
**Sent:** Friday, September 19, 2008 10:05 AM  
**To:** FOIA; Russell, Michael D; FOIA OIG  
**Subject:** FOIA Request

September 20, 2008

Department of Homeland Security Headquarters & Privacy Office  
U.S. Department of Homeland Security  
Ms. Catherine M. Papoi, J.D., CIPP/G  
Privacy Office  
Director, Disclosure & FOIA  
245 Murray Drive SW, Building 410  
STOP-0550  
Washington, DC 20528-0550  
E-mail: foia@hq.dhs.gov



U.S. Department of Homeland Security  
Office of General Counsel  
Mr. Michael D. Russell  
FOIA Officer/Requester Service Center Contact  
Washington, D.C. 20528  
E-mail: michael.russell@hq.dhs.gov

U.S. Department of Homeland Security  
Office of the Inspector General  
Ms. Katherine Gallo  
FOIA Requester Service Center Contact  
245 Murray Drive, Bldg. 410  
Mail Stop - 2600  
Washington, D.C. 20528-0001  
E-mail: foia.oig@dhs.gov

Re: Freedom of Information Act Request

Dear Ms. Papoi, Mr. Russell, and Ms. Gallo:

The Project On Government Oversight (POGO) is making this request under the Freedom Of Information Act ("FOIA"), 5 U.S.C. § 552. Please provide records that are maintained by an agency or for an agency by a government contractor in any format, including an electronic format. Please provide:

1. DHS-CNO/USIC or DHS-OCNE Annual Report to Congress (Reporting on FY2004)
2. DHS-CNE Annual Report to Congress (Reporting on FY2005)

9/19/2008

3. DHS-CNE Annual Report to Congress (Reporting on FY2006)
4. DHS-CNE Annual Report to Congress (Reporting on FY2007)
5. Any reports, notes, memos, emails between Scott Chronister and the CNE Director or CNE Chief of Staff re: Simeone Associates Incorporated (SAI), Carnevale Associates, Homeland Security Institute (HSI).
6. Any emails to or from Scott Chronister to the DHS-CNE Director concerning the need to develop performance measures.
7. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the CNE Counsel.
8. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the DHS OGC.
9. Any reports, notes, memos, emails or other correspondence between John Leech and Scott Chronister re: SAI, Carnevale, HSI.
10. Any reports, notes, memos, emails or other correspondence between John Leech and Ron Simeone.
12. Any reports, notes, memos, emails or other correspondence between Scott Chronister and any person, employed by or associated with SAI or Carnevale, including Ron Simeone, (b) (6) (b) (6) John Carnevale, (b) (6)
13. Any reports, notes, memos, emails or other correspondence to or from Bruce Lichtman involving CNE contracts re: SAI, Carnevale, and HSI.
14. Any reports, notes, memos, emails or other correspondence to or from Joseph Bendig involving CNE contracts re: SAI, Carnevale, and HSI.
15. Any reports, notes, memos, emails or other correspondence to or from Robert Pepler involving CNE contracts re: SAI, Carnevale, and HSI.
16. Any reports, notes, memos, emails or other correspondence from Melissa Sundberg involving CNE contracts re: SAI, Carnevale Associates, and HSI.
17. Any reports, notes, memos, emails or other correspondence sent to or from Mike Andrews related to SAI, Carnevale, HSI or any of their employees or agents.
18. Minutes, notes, presentations, attendee lists or other similar records from November 29, 2006 DHS-CNE meeting on performance measures and the progress of the pending Annual Report to Congress.
19. All HSI contracts and related records for contracts with DHS-CNE.

Chronister -  
 Francis that DIR  
 CNE

20. All SAI contracts and related records for contracts with DHS-CNE.
21. All Carnevale Associate contracts and related record for contracts with DHS-CNE, including but not limited to working on CNE's annual report and performance measure model.
22. Any records related DHS-IG investigation related to Scott Chronister.
23. Any records related DHS-IG investigation related to SAI.
24. Any records related DHS-IG investigation related to Carnevale Associates.
25. Any records related DHS-IG investigation related to HIS.
26. Any Scott Chronister financial disclosure statements or records on file at DHS.
27. Scott Chronister's meeting list, appointment book, or calendar from 2005 to the present.
28. Scott Chronister's phone log from 2005 to the present.
29. Scott Chronister's email log from 2005 to the present.
30. Any emails from Simeone or Carnevale to DHS-CNE personnel concerning the work product of Mr. Selden Biggs, and/or responding to correspondence of Mr. Selden Biggs.
31. Attendee lists and notes from meetings held between SAI, Carnevale, and HSI with DHS-CNE staff and/or representatives of DHS components in preparation for the production of any of the annual reports to Congress.

POGO requests a waiver of all costs associated with fulfilling this submission pursuant to 5 U.S.C. § 552(a)(4)(A)(iii) and 6 C.F.R. §5.11(k). Disclosure of the requested records will contribute significantly to public's understanding of the operations or activities of the government and would not be primarily in the commercial interest of POGO. Specifically, POGO intends to use the requested records to highlight conflict of interest and ethics statutes and regulations that govern government employees prior to and after they leave government service. POGO will use the records to contribute to the public's understanding of government operations and activities. *See* the attached Fee Waiver Supplement.

POGO investigates, exposes, and seeks to remedy systemic abuses of power, mismanagement, and subservience by the federal government to powerful special interests. Founded in 1981, POGO is a politically-independent, nonprofit watchdog that promotes a government that is accountable to the citizenry. POGO disseminates information about its activities to thousands of concerned citizens, policymakers, and the media via email, direct mail, and its web site <http://www.pogo.org>, which receives over 500,000 hits monthly. The records provided by the agency will be used for the following activities: publication by email and on our website; publication in reports and newsletters issued by POGO; publication in the newsletters of affiliated nonprofit organizations; efforts to educate Congress, the Executive Branch, and other policymakers in Washington, DC; or investigational projects conducted in conjunction with the news media.

If this request is denied in full or in part, please cite each exemptions pursuant to 5 U.S.C. § 552(b) that justifies each denial. If an exemption applies, however, please consider exercising the agency's discretionary release powers to disclose the records. Any such action supports the presumption of

"openness" on which FOIA is based upon. Additionally, please release all reasonably segregable portions of the records that do not meet an exemption. 5 U.S.C. § 552(b).

I look forward to your response, including an individualized tracking number, within 20 days of the receipt of this request, unless, in the case of "unusual circumstances," the time limitation is "extended by written notice." 5 U.S.C. § 552(a)(6)(B). I am aware that all fees will be waived if specified time limits are not met. 5 U.S.C. § 552(a)(4)(A)(viii). I have a right to appeal if this request is wholly or partially denied or if the agency fails to respond within 20 days, and that, if successful, a federal district court may assess "reasonable attorney fees and other litigation costs." 5 U.S.C. § 552(a)(4)(E).

Please contact me if this request requires further clarification. Thank you for your prompt attention to this matter.

Sincerely,

Eric Orenstein  
Researcher  
Project On Government Oversight

(b) (6)

**Lockett, Vania**

**From:** Eric Orenstein (b) (6)  
**Sent:** Friday, September 19, 2008 10:09 AM  
**To:** FOIA; Russell, Michael D; FOIA OIG  
**Subject:** FOIA Fee Waiver Supplement

September 19, 2008

Department of Homeland Security Headquarters & Privacy Office  
U.S. Department of Homeland Security  
Ms. Catherine M. Papoi, J.D., CIPP/G  
Privacy Office  
Director, Disclosure & FOIA  
245 Murray Drive SW, Building 410  
STOP-0550  
Washington, DC 20528-0550  
E-mail: foia@hq.dhs.gov

U.S. Department of Homeland Security  
Office of General Counsel  
Mr. Michael D. Russell  
FOIA Officer/Requester Service Center Contact  
Washington, D.C. 20528  
E-mail: michael.russell@hq.dhs.gov

U.S. Department of Homeland Security  
Office of the Inspector General  
Ms. Katherine Gallo  
FOIA Requester Service Center Contact  
245 Murray Drive, Bldg. 410  
Mail Stop - 2600  
Washington, D.C. 20528-0001  
E-mail: foia.oig@dhs.gov

Re: Freedom of Information Act Request Fee Waiver

Dear Ms. Papoi, Mr. Russell, and Ms. Gallo:

I have included this FOIA Fee Waiver Supplement to provide a detailed account of POGO's planned use of the requested information and to fully respond to DHS's fee waiver criteria governed by 6 C.F.R. §5.11(k).

9/19/2008

**<!--[if !supportLists]-->(1) <!--[endif]-->Do the requested records concern the operations or activities of the government?**

The requested records concern the operations of government personnel and federal contractors and contractor personnel. The records will assist POGO in evaluating the effectiveness of DHS programs and taxpayer money that was spent on them.

**<!--[if !supportLists]-->(2) <!--[endif]-->Will this disclosure likely contribute to public understanding of the subject?**

With over \$12 billion in contracts, it can be difficult to discern what DHS is paying for. POGO will examine particular goods and services provided to the government in an effort to add to the public's understanding and assist DHS in meeting its mission.

Conflicts of interest and ethics laws and regulations are very comprehensive and complex. Those laws and regulations are often confused and misinterpreted by federal employees and the public. The requested records will help POGO expose how the system works and government attempts to promote a system based on integrity and fairness. POGO's investigation will look at the relationship between the Office of Counternarcotics and the private firm Simeone Associates, Inc. That example will assist the public in learning about how private companies operate within the government framework.

Although it is difficult to estimate the contribution to the public understanding, POGO believes that the requested records will further highlight DHS work that has been mentioned in the press, but without a comprehensive investigation of the facts, issues, and/or concerns. POGO hopes to answer some of the questions posed by the press on this issue.

**<!--[if !supportLists]-->(3) <!--[endif]-->Describe the size and nature of the public to who's understanding a contribution will be made.**

POGO disseminates information about its activities to thousands of concerned citizens, policymakers, and the media via email, direct mail, and its web site <http://www.pogo.org>, which receives over 500,000 hits monthly. Additionally, POGO has a blog that receives approximately 10,000 page views each month. The information provided by DHS may be used for the following activities: publication by email, on our website, in reports, and newsletters issued by POGO to POGO supporters, the public, the media, nonprofit organizations, Congress, Executive Branch officials, and other policymakers.

**<!--[if !supportLists]-->(4) <!--[endif]-->Describe the likely impact on the public's understanding of the subject as compared to the level of public understanding of the subject before disclosure.**

To often the media and the public jump at the first rumor that a contract is illegal or that a government official is corrupt. POGO's investigation will look at those aspects before and after contract award. That example, along with some others, will assist the public in learning about the integrity of the government and public service and how the government prevents violations. POGO hopes that the requested documents will allow us

to go further than the media accounts of the topic.

<!--[if !supportLists]-->(5) <!--[endif]-->**Does the requester have a commercial interest in the disclosure?**

POGO does not charge for access to its web site, investigative reports, newsletters, or other publications. Additionally, POGO does not have a financial or commercial interest in the contracts and related information sought in the attached FOIA request.

Please contact me if this request requires further clarification. Thank you for your prompt attention to this matter.

Sincerely,

Eric Orenstein  
Researcher  
Project On Government Oversight

(b) (6)



# Homeland Security

*Privacy Office, Mail Stop 0550*

September 25, 2008

**Via email:** (b) (6)

Mr. Eric Orenstein  
Researcher  
Project On Government Oversight

**Re: DHS/OS/PRIV 08-838/ Orenstein request**

Dear Mr. Orenstein:

This acknowledges receipt of your Freedom of Information Act (FOIA) request, and your fee waiver request, to the Department of Homeland Security (DHS), dated and received in this office on September 19, 2008. You are seeking the following documents:

1. DHS-CNO/USIC or DHS-OCNE Annual Report to Congress (Reporting on FY2004)
2. DHS-CNE Annual Report to Congress (Reporting on FY2005)
3. DHS-CNE Annual Report to Congress (Reporting on FY2006)
4. DHS-CNE Annual Report to Congress (Reporting on FY2007)
5. Any reports, notes, memos, emails between Scott Chronister and the CNE Director or CNE Chief of Staff re: Simeone Associates Incorporated (SAI), Carnevale Associates, Homeland Security Institute (HSI).
6. Any emails to or from Scott Chronister to the DHS-CNE Director concerning the need to develop performance measures.
7. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the CNE Counsel.
8. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the DHS OGC.
9. Any reports, notes, memos, emails or other correspondence between John Leech and Scott Chronister re: SAI, Carnevale, HSI.

10. Any reports, notes, memos, emails or other correspondence between John Leech and Ron Simeone.

12. Any reports, notes, memos, emails or other correspondence between Scott Chronister and any person, employed by or associated with SAI or Carnevale, including Ron Simeone, (b) (6), John Carnevale, (b) (6) and (b) (6).

13. Any reports, notes, memos, emails or other correspondence to or from Bruce Lichtman involving CNE contracts re: SAI, Carnevale, and HSI.

14. Any reports, notes, memos, emails or other correspondence to or from Joseph Bendig involving CNE contracts re: SAI, Carnevale, and HSI.

15. Any reports, notes, memos, emails or other correspondence to or from Robert Pepler involving CNE contracts re: SAI, Carnevale, and HSI.

16. Any reports, notes, memos, emails or other correspondence from Melissa Sundberg involving CNE contracts re: SAI, Carnevale Associates, and HSI.

17. Any reports, notes, memos, emails or other correspondence sent to or from Mike Andrews related to SAI, Carnevale, HSI or any of their employees or agents.

18. Minutes, notes, presentations, attendee lists or other similar records from November 29, 2006 DHS-CNE meeting on performance measures and the progress of the pending Annual Report to Congress.

19. All HSI contracts and related records for contracts with DHS-CNE.

20. All SAI contracts and related records for contracts with DHS-CNE.

21. All Carnevale Associate contracts and related record for contracts with DHS-CNE, including but not limited to working on CNE's annual report and performance measure model.

22. Any records related DHS-IG investigation related to Scott Chronister.

23. Any records related DHS-IG investigation related to SAI.

24. Any records related DHS-IG investigation related to Carnevale Associates.

25. Any records related DHS-IG investigation related to HSI.

26. Any Scott Chronister financial disclosure statements or records on file at DHS.

27. Scott Chronister's meeting list, appointment book, or calendar from 2005 to the present.
28. Scott Chronister's phone log from 2005 to the present.
29. Scott Chronister's email log from 2005 to the present.
30. Any emails from Simeone or Carnevale to DHS-CNE personnel concerning the work product of Mr. Selden Biggs, and/or responding to correspondence of Mr. Selden Biggs.
31. Attendee lists and notes from meetings held between SAI, Carnevale, and HSI with DHS-CNE staff and/or representatives of DHS components in preparation for the production of any of the annual reports to Congress.

As it relates to your fee waiver request, your request will be held in abeyance pending the quantification of responsive records. The DHS FOIA Regulations, 6 CFR § 5.11(k)(2), set forth six factors to examine in determining whether the applicable legal standard for a fee waiver has been met: (1) Whether the subject of the requested records concerns "the operations or activities of the government;" (2) Whether the disclosure is "likely to contribute" to an understanding of government operations or activities; (3) Whether disclosure of the requested information will contribute to the understanding of the public at large, as opposed to the individual understanding of the requestor or a narrow segment of interested persons; (4) Whether the contribution to public understanding of government operations or activities will be "significant;" (5) Whether the requestor has a commercial interest that would be furthered by the requested disclosure; and (6) Whether the magnitude of any identified commercial interest to the requestor is sufficiently large in comparison with the public interest in disclosure, that disclosure is primarily in the commercial interest of the requestor. If any responsive records are located, we will consider these factors in our evaluation of your request for a fee waiver

In the event that your fee waiver is denied, we shall charge you for records in accordance with the DHS Interim FOIA regulations as they apply to non-commercial requestors. As a non-commercial requestor you will be charged 10-cents a page for duplication, although the first 100 pages are free, as are the first two hours of search time, after which you will pay the per quarter-hour rate of the searcher. You will be promptly notified once a determination is made regarding your fee waiver request.

I note that you already sent your request directly to the DHS Office of the General Counsel and the DHS Office of the Inspector General. Therefore, we have only queried the DHS Office of Counternarcotics Enforcement (CNE) to search for responsive documents. If CNE locates any responsive records, we will review them for determination of releasability.

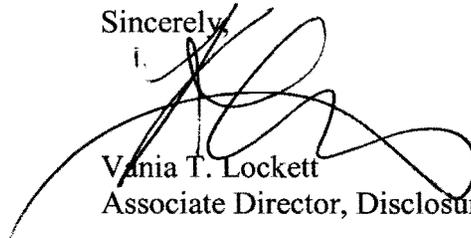
However, due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Per Section 5.5(a) of the DHS FOIA regulations, 6 C.F.R. Part 5, the Department processes FOIA requests according to their order of receipt. Although DHS' goal is to respond within 20 business days of receipt of your request, the FOIA does permit a 10-day extension of this time period. Since your request seeks numerous

documents that will necessitate a thorough and wide-ranging search, and since the subject matter of your request is of substantial interest to two or more components of this Department, we will need to consult with those entities before we issue a final response. Accordingly, 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.

Please be assured that one of the processors in our office will respond to your request as expeditiously as possible; however, there are currently 62 open requests ahead of yours. We appreciate your patience as we proceed with your request.

Your request has been assigned reference number **DHS/OS/PRIV 08-838/ Orenstein request**. Please refer to this identifier in any future correspondence. You may contact this office at 866-431-0486.

Sincerely,

A handwritten signature in black ink, appearing to read 'V. Lockett', written over a vertical line that serves as a placeholder for a name.

Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations



# Homeland Security

*Privacy Office, Mail Stop 0550*

October 15, 2008

Eric Orenstein  
666 11<sup>th</sup> Street N.W.  
Suite 900  
Washington, DC 20001-4542

**Re: DHS/OS/PRIV 08-838/Orenstein request**

Dear Mr. Orenstein:

This is the first interim response from this office to your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated and received in this office on September 19, 2008. You are seeking the following documents:

1. DHS-CNO/USIC or DHS-OCNE Annual Report to Congress (Reporting on FY2004)
2. DHS-CNE Annual Report to Congress (Reporting on FY2005)
3. DHS-CNE Annual Report to Congress (Reporting on FY2006)
4. DHS-CNE Annual Report to Congress (Reporting on FY2007)
5. Any reports, notes, memos, emails between Scott Chronister and the CNE Director or CNE Chief of Staff re: Simeone Associates Incorporated (SAI), Carnevale Associates, Homeland Security Institute (HSI).
6. Any emails to or from Scott Chronister to the DHS-CNE Director concerning the need to develop performance measures.
7. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the CNE Counsel.
8. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the DHS OGC.
9. Any reports, notes, memos, emails or other correspondence between John Leech and Scott Chronister re: SAI, Carnevale, HSI.

10. Any reports, notes, memos, emails or other correspondence between John Leech and Ron Simeone.
12. Any reports, notes, memos, emails or other correspondence between Scott Chronister and any person employed by or associated with SAI or Carnevale, including Ron Simeone, (b) (6), John Carnevale, (b) (6) and (b) (6).
13. Any reports, notes, memos, emails or other correspondence to or from Bruce Lichtman involving CNE contracts re: SAI, Carnevale, and HSI.
14. Any reports, notes, memos, emails or other correspondence to or from Joseph Bendig involving CNE contracts re: SAI, Carnevale, and HSI.
15. Any reports, notes, memos, emails or other correspondence to or from Robert Pepler involving CNE contracts re: SAI, Carnevale, and HSI.
16. Any reports, notes, memos, emails or other correspondence from Melissa Sundberg involving CNE contracts re: SAI, Carnevale Associates, and HSI.
17. Any reports, notes, memos, emails or other correspondence sent to or from Mike (b) (6) related to SAI, Carnevale, HSI or any of their employees or agents.
18. Minutes, notes, presentations, attendee lists or other similar records from November 29, 2006 DHS-CNE meeting on performance measures and the progress of the pending Annual Report to Congress.
19. All HSI contracts and related records for contracts with DHS-CNE.
20. All SAI contracts and related records for contracts with DHS-CNE.
21. All Carnevale Associate contracts and related record for contracts with DHS-CNE, including but not limited to working on CNE's annual report and performance measure model.
22. Any records related DHS-IG investigation related to Scott Chronister.
23. Any records related DHS-IG investigation related to SAI.
24. Any records related DHS-IG investigation related to Carnevale Associates.
25. Any records related DHS-IG investigation related to HSI.
26. Any Scott Chronister financial disclosure statements or records on file at DHS.

27. Scott Chronister's meeting list, appointment book, or calendar from 2005 to the present.
28. Scott Chronister's phone log from 2005 to the present.
29. Scott Chronister's email log from 2005 to the present.
30. Any emails from Simeone or Carnevale to DHS-CNE personnel concerning the work product of Mr. Selden Biggs, and/or responding to correspondence of Mr. Selden Biggs.
31. Attendee lists and notes from meetings held between SAI, Carnevale, and HSI with DHS-CNE staff and/or representatives of DHS components in preparation for the production of any of the annual reports to Congress.

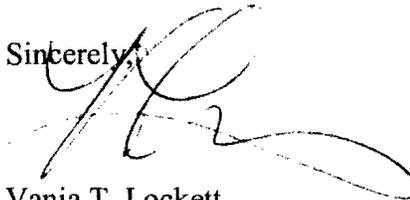
My September 25, 2008, acknowledgement of your request advised you that this office would process your request, as it relates to records of the Office of Counternarcotics Enforcement (CNE). To date, a search directed to CNE has produced 311 pages of records response to **Items 1-4** of your request. After carefully reviewing this material, I determined that all 311 pages are appropriate for public release. They are enclosed in their entirety; no deletions or exemptions have been claimed.

CNE continues to search for records responsive to the remaining items request. If any further responsive records are located, you will be notified as to their releasability.

As it relates to your fee waiver request, you were notified via my September 25, 2008, acknowledgement letter that your request is being held in abeyance pending the quantification of responsive records. You will be promptly notified once a determination is made regarding your fee waiver request.

We appreciate your patience as we continue to process your request. If you have any questions regarding this response, you may contact this office at 866-431-0486 or 703-235-0790.

Sincerely,



Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: As stated



# Homeland Security

*Privacy Office, Mail Stop 0655*

May 20, 2009

Mr. Eric Orenstein  
Project on Government Oversight  
666 11th Street N.W., Suite 900  
Washington, DC 20001-4542

Re: **DHS/OS/PRIV 08-838**

Dear Mr. Orenstein:

This is the second interim response from this office to your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated and received in this office on September 19, 2008. You are seeking the following documents:

1. DHS-CNO/USIC or DHS-OCNE Annual Report to Congress (Reporting on FY2004)
2. DHS-CNE Annual Report to Congress (Reporting on FY2005)
3. DHS-CNE Annual Report to Congress (Reporting on FY2006)
4. DHS-CNE Annual Report to Congress (Reporting on FY2007)
5. Any reports, notes, memos, emails between Scott Chronister and the CNE Director or CNE Chief of Staff re: Simeone Associates Incorporated (SAI), Carnevale Associates, Homeland Security Institute (HSI).
6. Any emails to or from Scott Chronister to the DHS-CNE Director concerning the need to develop performance measures.
7. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the CNE Counsel.
8. Any reports, notes, memos, emails or other correspondence, including, but not limited to, ethics opinions, disqualification or recusal statements, between Scott Chronister and the DHS OGC.
9. Any reports, notes, memos, emails or other correspondence between John Leech and Scott Chronister re: SAI, Carnevale, HSI.
10. Any reports, notes, memos, emails or other correspondence between John Leech and Ron Simeone.

12. Any reports, notes, memos, emails or other correspondence between Scott Chronister and any person, employed by or associated with SAI or Carnevale, including Ron Simeone, (b) (6) (b) (6) John Carnevale, (b) (6)
13. Any reports, notes, memos, emails or other correspondence to or from Bruce Lichtman involving CNE contracts re: SAI, Carnevale, and HSI.
14. Any reports, notes, memos, emails or other correspondence to or from Joseph Bendig involving CNE contracts re: SAI, Carnevale, and HSI.
15. Any reports, notes, memos, emails or other correspondence to or from Robert Peppler involving CNE contracts re: SAI, Carnevale, and HSI.
16. Any reports, notes, memos, emails or other correspondence from Melissa Sundberg involving CNE contracts re: SAI, Carnevale Associates, and HSI.
17. Any reports, notes, memos, emails or other correspondence sent to or from Mike Andrews related to SAI, Carnevale, HSI or any of their employees or agents.
18. Minutes, notes, presentations, attendee lists or other similar records from November 29, 2006 DHS-CNE meeting on performance measures and the progress of the pending Annual Report to Congress.
19. All HSI contracts and related records for contracts with DHS-CNE.
20. All SAI contracts and related records for contracts with DHS-CNE.
21. All Carnevale Associate contracts and related record for contracts with DHS-CNE, including but not limited to working on CNE's annual report and performance measure model.
22. Any records related DHS-IG investigation related to Scott Chronister.
23. Any records related DHS-IG investigation related to SAL.
24. Any records related DHS-IG investigation related to Carnevale Associates.
25. Any records related DHS-IG investigation related to HSI.
26. Any Scott Chronister financial disclosure statements or records on file at DHS.
27. Scott Chronister's meeting list, appointment book, or calendar from 2005 to the present.
28. Scott Chronister's phone log from 2005 to the present.
29. Scott Chronister's email log from 2005 to the present.
30. Any emails from Simeone or Carnevale to DHS-CNE personnel concerning the work product of Mr. Selden Biggs, and/or responding to correspondence of Mr. Selden Biggs.

31. Attendee lists and notes from meetings held between SAI, Carnevale, and HSI with DHS-CNE staff and/or representatives of DHS components in preparation for the production of any of the annual reports to Congress.

My September 25, 2008, acknowledgement of your request advised you that this office would process your request, as it relates to records of the Office of Counternarcotics Enforcement (CNE).

In our first interim response on October 15, 2008, I determined that 311 pages produced by CNE were responsive to **Items 1-4** of your request and were appropriate for public release. They were included as an enclosure in your first interim response in their entirety; no deletions or exemptions were claimed.

To date, a search directed to CNE produced an additional 286 pages of records, which are responsive to **Items 5-8** of your request. After carefully reviewing this material, I have determined that 41 pages of the records are releasable in their entirety, 149 pages are partially releasable, and 96 pages are withheld in their entirety pursuant to Title 5 U.S.C. § 552 (b)(2)(low), (b)(2)(high), (b)(5), (b)(6), (b)(7)(E).

Enclosed are 190 pages with certain information withheld as described below.

FOIA Exemption 2(high) protects information applicable to internal administrative and personnel matters, such as operating rules, guidelines, and manual of procedures of examiners or adjudicators, to the extent that disclosure would risk circumvention of an agency regulation or statute, impede the effectiveness of an agency's activities, or reveal sensitive information that may put the security and safety of an agency activity or employee at risk. Whether there is any public interest in disclosure is legally irrelevant. Rather, the concern under high 2 is that a FOIA disclosure should not benefit those attempting to violate the law and avoid detection.

FOIA Exemption 2(low) protects information applicable to internal administrative personnel matters to the extent that the information is of a relatively trivial nature and there is no public interest in the document.

FOIA Exemption 5 protects from disclosure those inter- or intra-agency documents that are normally privileged in the civil discovery context. The three most frequently invoked privileges are the deliberative process privilege, the attorney work-product privilege, and the attorney-client privilege.

After carefully reviewing the responsive documents, I determined that portions of the responsive documents qualify for protection under the:

- **Deliberative Process Privilege**

The deliberative process privilege protects the integrity of the deliberative or decision-making processes within the agency by exempting from mandatory disclosure opinions, conclusions, and recommendations included within inter-agency or intra-agency memoranda or letters. The release of this internal information would discourage the expression of candid opinions and inhibit the free and frank exchange of information among agency personnel.

- **Attorney-Client Privilege**

The attorney-client privilege protects confidential communications between an attorney and his client relating to a legal matter for which the client has sought professional advice. It applies to facts divulged by a client to his attorney, and encompasses any opinions given by an attorney to his client based upon, and thus reflecting, those facts, as well as communications between attorneys that reflect client-supplied information. The attorney-client privilege is not limited to the context of litigation.

FOIA Exemption 6 exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right privacy. The privacy interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

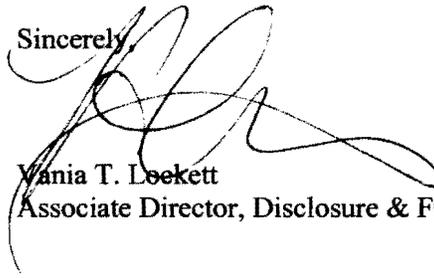
Exemption 7(E) protects records compiled for law enforcement purposes, the release of which would disclose techniques and/or procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law. I determined that disclosure of law enforcement checkpoint locations and surveillance techniques could reasonably be expected to risk circumvention of the law. Additionally, the techniques and procedures at issue are not well known to the public.

Please also note that the list of requested items above reflects the list provided in your September 20, 2008 request. That list did not include an Item #11.

As it relates to your fee waiver request, you were notified via my September 25, 2008, acknowledgement letter that your request is being held in abeyance pending the quantification of responsive records. You will be promptly notified once a determination is made regarding your fee waiver request.

We appreciate your patience as we continue to process your request. If you have any questions regarding this response, you may contact this office at 866-431-0486 or 703-235-0790.

Sincerely,



Yania T. Lockett

Associate Director, Disclosure & FOIA Operations



# Homeland Security

July 31, 2008

United States Southern Command  
Attn: SCJ1-A/FOIA  
3511 NW 91st Av  
Miami FL 33172-1217  
FAX: (305) 437 1175

Re: **DHS/OS/PRIV 07-531/Kornbluh request**

Dear FOIA/PA Officer:

Please refer to the enclosed Freedom of Information Act (FOIA) request, dated February 28, 2007, and submitted to the Department of Homeland Security (DHS) from Peter Kornbluh. The requester is seeking a copy of all documents related in whole or in part to the preparations for two meetings to review Cuba contingency plans that took place between December 2006 and February 15, 2007.

While processing this FOIA request, we identified records, totaling 14 pages, which contain information that may be of interest to your agency. Please review this information [bracketed] and return the documents to us, making any necessary deletions and citing any exemptions claimed. Also, please enclose a copy of your agency appeal procedures. The DHS will respond directly to the requester, giving the requester your agency appeal rights for your agency's withholding determinations.

Please return the documents, your comments, and appeal procedures to:

Vania T. Lockett, CIPP/G  
Associate Director, Disclosure & FOIA Operations  
The Privacy Office  
U.S. Department of Homeland Security  
245 Murray Drive SW, Building 410  
STOP-0550  
Washington, DC 20528-0550  
FAX: 703-235-0443

Please reference **DHS/OS/PRIV 07-531/Kornbluh request** in your response.

Thank you in advance for your courteous assistance in this matter. If you have any questions, please contact this office at 703-235-0790, or by calling our toll free number (866) 431-0486.

Sincerely,

  
Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: FOIA Request, dated February 28, 2007  
Responsive Documents (14 pages)



# Homeland Security

July 31, 2008

Department of Justice  
FOIA/PA Mail Referral Unit  
Room 115  
LOC Building  
Washington, DC 20530  
FAX: (301) 341-0772

Re: **DHS/OS/PRIV 07-531/Kornbluh request**

Dear FOIA/PA Officer:

Please refer to the enclosed Freedom of Information Act (FOIA) request, dated February 28, 2007, and submitted to the Department of Homeland Security (DHS) from Peter Kornbluh. The requester is seeking a copy of all documents related in whole or in part to the preparations for two meetings to review Cuba contingency plans that took place between December 2006 and February 15, 2007.

While processing this FOIA request, we identified records, totaling 14 pages, which contain information that may be of interest to your agency. Please review this information [bracketed] and return the documents to us, making any necessary deletions and citing any exemptions claimed. Also, please enclose a copy of your agency appeal procedures. The DHS will respond directly to the requester, giving the requester your agency appeal rights for your agency's withholding determinations.

Please return the documents, your comments, and appeal procedures to:

Vania T. Lockett, CIPP/G  
Associate Director, Disclosure & FOIA Operations  
The Privacy Office  
U.S. Department of Homeland Security  
245 Murray Drive SW, Building 410  
STOP-0550  
Washington, DC 20528-0550  
FAX: 703-235-0443

Please reference **DHS/OS/PRIV 07-531/Kornbluh request** in your response.

Thank you in advance for your courteous assistance in this matter. If you have any questions, please contact this office at 703-235-0790.

Sincerely,

A handwritten signature in black ink, appearing to read "Vania T. Lockett", written over a large, stylized flourish.

Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: FOIA Request, dated February 28, 2007  
Responsive Documents (14 pages)

**CONFIDENTIAL**

U.S. Department of Homeland Security  
Washington, DC 20528



**Homeland  
Security**

*Privacy Office*

April 15, 2008

Mary Ronan  
Director, Access Management  
National Security Council  
725 17th Street, N.W., Room 5013  
Washington, D.C. 20506

Re: **DHS/OS/PRIV 07-531**

Dear Ms. Ronan:

Please refer to the enclosed Freedom of Information Act (FOIA) request, dated May 15, 2007, and submitted to the Department of Homeland Security (DHS) by Peter Kornbluh of the National Security Archive. The requester is seeking copies of all documents related in whole or in part to two meetings to review Cuban contingency plans that took place between December 2006 and February 15, 2007.

During our search for records responsive to the referenced FOIA request, we located one classified record that originated within the National Security Council (NSC). Accordingly, I am referring this document to your office for review and determination as to its releasability under the FOIA. Please review the attached document and return your release recommendations to this office. Should you determine that there are segregable, unclassified portions, you may wish to bracket the information you determine not releaseable, cite any FOIA exemptions claimed, and return the document to this office. You may also wish to submit a program statement articulating the basis for withholding, if appropriate.

Please return the documents and your comments to this office at:

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

Please reference **DHS/OS/PRIV 07-531** in your response.

**CONFIDENTIAL**

**Unclassified Upon Removal of Classified Attachments**

Again, thank you for your courteous assistance in this matter. If you have any questions, please contact this office at 703-235-0790 or 1-866-431-0486.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vania T. Lockett', written over the word 'Sincerely,'.

Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: As stated

From: prvs-(b) (6)  
[mailto:prv-(b) (6)] On Behalf Of  
Oprison, Chri  
Sent: Friday, May 23, 2008 9:26 AM  
To: Lockett, Vania  
Subject: Out of Office AutoReply: FOIA Request for Road Home Records

Thank you for your email. I will be out of the office until Friday May 23. I will have intermittent access to email and will be checking voice messages periodically. I will return your email or phone message as soon as possible. If you need immediate assistance, please call (b) (6). Thank you.

-----Origin

From: prvs=(b) (6)  
[mailto:prv=(b) (6)] On Behalf Of  
O'Donoghue, R  
Sent: Thursday, June 19, 2008 10:45 PM  
To:  
Cc: (b) (6)  
Subject: Request for Road Home Records

Vania,

We are still reviewing the documents. Have any other agencies weighed in with comments at this point? If so, perhaps we could discuss by phone next week.

Sincerely,

Graham

-----Original Message-----

From: Lockett, Vania [mailto:(b)(2)low (b)(6)]  
Sent: Thursday, June 19, 2008  
To: O'Donoghue, R. G  
Cc: Lockett, Vania; (b) (6)  
Subject: RE: FOIA Re Records

Mr. O'Donoghue,

I wanted to follow up with you regarding the Road Home FOIA request to find out if your office has had a chance to review the bracketed set of records that we sent to your office earlier this month, containing our recommended withholdings. (b) (5)

If you require further information or would like to set up another telephone call, please let me know.

Thanks.

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>

-----Origin

From: prvs=(b) (6)  
[mailto:prv=(b) (6)] On Behalf Of  
O'Donoghue, R  
Sent: Monday, June 02, 2008 7:50 PM  
To: Curley, Carol <CTR>  
Cc: Lockett, Vania  
Subject: RE: FOIA Request for Road Home Records

Thank you.

-----0

From: (b) (6) [mailto:(b)(2)low (b)(6)]  
Sent: 08/08/08 8:39 AM  
To: O'Donoghue, R. Graham F.  
Cc: Lockett, Vania  
Subject: RE: FOIA Request for Road Home Records

Mr. O'Donoghue,  
Please find attached a copy of the FOIA request for the Road Home  
Records.

ds,

(b) (6)

-----Origin

From: p (b) (6)  
[mailto:(b) (6)] On Behalf Of  
O'Donoghue, R. Graham F.  
Sent: Friday, May 23, 2008 12:29 PM  
To: Lockett, Vania  
Cc: Oprison, Christopher G.; (b) (6) <CTR>; (b) (6)  
Subject: RE: FOIA Request for Road Home Records

Vania:

Please coordinate with (b) (6) from my office who is copied on this  
message. Given the size of the Road Home file, I would prefer the  
materials be sent via courier.

Thanks,  
Graham

**From:** (b) (6) [mailto:(b) (6)]  
**Sent:** Monday, March 17, 2008 10:33 AM  
**To:** Lockett, Vania  
**Subject:** RE: FOIA Request for Road Home Records

Vania:

Thank you – I just received them and will bring them to Chris for review.

(b) (6)

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Monday, March 17, 2008 10:06 AM  
**To:** (b) (6)  
**Subject:** RE: FOIA Request for Road Home Records

Ms. (b) (6),

We will have a courier deliver the documents to you today. Thank you.

Vania T. Lockett

---

**From:** Oprison, Christopher G. [mailto:(b) (6)]  
**Sent:** Friday, March 14, 2008 7:21 PM  
**To:** Lockett, Vania  
**Cc:** (b) (6)  
**Subject:** RE: FOIA Request for Road Home Records

Vania - thanks for your email. Please coordinate with either (b) (6) from my office, copied on this email, about how to get the material to us. Thanks much. Have a great weekend.

Chris

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Friday, March 14, 2008 10:43 AM  
**To:** Oprison, Christopher G.  
**Subject:** FOIA Request for Road Home Records

Chris,

I have a FOIA request from the Associated Press for records of correspondence related to the Road Home homeowner grant program in Louisiana and Mississippi. We found about 600 pages of e-mails that include communications between DHS and the White House so we'd like to send the records to your office for a consult prior to making a release determination. Due to the volume, I wanted to check with you to determine the most efficient way to get this material to your office. Please let me know if you have a preference for method of delivery. Thanks.

**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.



-----Origin

From: prvs=(b) (6)  
[mailto:prv(b) (6)] On Behalf Of  
O'Donoghue, R.  
Sent: Friday, May 23, 2008 12:29 PM  
To: Lockett, Vania  
Cc: Oprison, Christopher G.; (b) (6) <CTR>; (b) (6)  
Subject: RE: FOIA Request for (b) (6) cords

Vania:

Please coordinate with (b) (6) from my office who is copied on this message. Given the size of the Home file, I would prefer the materials be sent via courier.

Thanks,  
Graham

-----Original Message-----

From: Lockett, Vania [mailto:(b)(2)low (b)(6)]  
Sent: Friday, May 23, 2008 9:  
To: O'Donoghue, R. Graham F.;  
Cc: Oprison, Christopher G.; (b) (6)  
Subject: RE: FOIA Request for

Mr. O'Donoghue,

Per our last telephone conversation, my office has reviewed a portion of the documents that were sent to the White House for a consult, and we have begun applying the FOIA Exemptions and redacting the material accordingly. I want to run the redacted versions of the material by your office for review so that you can get a feel for how DHS intends to release the material and whether your office concurs with our recommended withholdings.

Please let me know the best way to deliver the material to you. We do have it available electronically in PDF form (best viewed with Adobe Acrobat 8.0). However, if you prefer that we send it via courier, please let me know.

Thanks.

Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations  
Privacy Office  
U.S. Department of Homeland Security  
Office: 1.866.431.0486 or (b)(2)low (b)(6)  
Fax: 703.235.0443  
Web: <http://www.dhs.gov/foia>

-----Origin

From: pr (b) (6)  
[mailto:(b) (6)] On Behalf Of  
Oprison,  
Sent: Wednesday, April 30, 2008 1:03 PM  
To: Lockett, Vania

Cc: O'Donoghue, R. Graham F.  
Subject: Re: FOIA Request for Road Home Records

Sorry - was waiting for your call. Am calling now  
Christopher G. Oprison  
Associate Counsel to the President

----- Original Message

From: Lockett, Vania <(b)(2)low (b)(6)>  
To: Oprison, Christopher  
Sent: Wed Apr 30 12:59:03 2008  
Subject: RE: FOIA Request for Road Home Records

Chris - Are you planning to call my office at 1pm?

---

From: pr (b)(6)  
[mailto:(b)(6)] On Behalf Of  
Oprison,  
Sent: Tuesday, April 29, 2008 2:56 PM  
To: Lockett, Vania  
Cc: O'Donoghue, R. Graham F.  
Subject: RE: FOIA Request for Road Home Records

Vania - yes. My apologies for the delay in responding. My colleague  
Graham O'Donoghue, copied on this email, has reviewed the file. We  
would like to discuss with you tomorrow afternoon. Are you available at  
1pm?

---

From: Lockett, Vania [mailto:(b)(2)low (b)(6)]  
Sent: Tuesday, April 29, 2008  
To: Oprison, Christopher G.  
Subject: FW: FOIA Request for Road Home Records  
Importance: High

Chris,

I am following up again to determine whether you have had a chance to  
review the documents that my office mailed to you in March concerning  
the Road Home homeowner grant program. Upon further review, I have  
determined that the documents also contain Office of Management and  
Budget (OMB) equities so I will be sending copies to OMB for review as  
well.

Thanks.

Vania

---

From: Lockett, Vania  
Sent: Tuesday, April 15, 2008 10:02 AM  
To: Oprison, Christopher G.  
Subject: FW: FOIA Request for Road Home Records

Chris,

I just wanted to follow up to see if you have had a chance to look at the records that we sent to your office for review in March. Thanks.

Vania

---

From: (b) (6) [mailto:(b) (6)]  
Sent: 08 10:33  
To: Lockett, Vania  
Subject: RE: FOIA Request for Road Home Records

Vania:

Thank you - I just received them and will bring them to Chris for review.

(b) (6)

---

From: Lockett, Vania [mailto:(b)(2)low (b)(6)]  
Sent: 2008  
To: (b) (6)  
Subject: t for Road Home Records

Ms. (b) (6)

We will have a courier deliver the documents to you today. Thank you.

Vania T. Lockett

---

From: Op  
[mailto:(b) (6)]  
Sent: Fr  
To:  
Cc: (b) (6)  
Subj Records

(b) (6) 1. Please coordinate with either (b) (6) from my office, copied on this email out  
s. Thanks much. Have a great weekend.

Chris

---

From: Lockett, Vania [mailto:(b)(2)low (b)(6)]  
Sent: Friday, March 14, 2008  
To: Oprison, Christopher G.  
Subject: FOIA Request for Road Home Records

Chris,

I have a FOIA request from the Associated Press for records of correspondence related to the Road Home homeowner grant program in Louisiana and Mississippi. We found about 600 pages of e-mails that include communications between DHS and the White House so we'd like to send the records to your office for a consult prior to making a release determination. Due to the volume, I wanted to check with you to determine the most efficient way to get this material to your office. Please let me know if you have a preference for method of delivery. Thanks.

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>

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-----0

From: (b) (6)  
[mailto:(b) (6)] On Behalf Of  
O'Donoghue  
Sent: Wednesday, September 03, 2008 9:24 AM  
To:

(b) (6)  
RE: FOIA Request for Road Home Records

Vania -- We are currently reviewing the documents, but given the volume in question, I cannot tell you at this point when our review will be complete. As you know, the White House does not have a FOIA office and the FOIA consultation process is conducted by only a handful of attorneys with a multitude of other commitments. I will be back to you when our review is complete. Please do inform us when you have heard from FEMA and, if FEMA asserts that any exemptions apply, please advise.

Graham

-----Original Message-----

From: Lockett, Vania [mailto:(b)(2)low (b)(6)]  
Sent: Wednesday, September 03, 2008 10:00 am F.; Lockett, Vania  
Cc: (b) (6)  
Subject: FOIA Request for Road Home Records

Graham,

I spoke to (b) (6) of your office on 8/21. (b) (5)  
[Redacted]

(b) (5), and can you give me an estimate as to how much time you will need to complete your review of the material?

Thanks.

Vania

-----Origin

From: prvs=(b) (6)  
[mailto:prvs=(b) (6)] On Behalf Of  
O'Donoghue, R  
Sent: Thursday, June 19, 2008 10:45 PM  
To:  
Cc: (b) (6)  
Subject: FOIA Request for Road Home Records

Vania,

We are still reviewing the documents. Have any other agencies weighed

in with comments at this point? If so, perhaps we could discuss by phone next week.

Sincerely,

Graham

-----Original Message-----

From: Lockett, Vania [mailto:(b)(2)low (b)(6) ]  
Sent: Thursday, June 19, 2008  
To: O'Donoghue, R. G  
Cc: Lockett, Vania; (b) (6)  
Subject: RE: FOIA Re Records

Mr. O'Donoghue,

I wanted to follow up with you regarding the Road Home FOIA request to find out if your office has had a chance to review the bracketed set of records that we sent to your office earlier this month, containing our recommended withholdings. (b) (5)

(b) (5) If you require further information or would like to set up another telephone call, please let me know.

Thanks.

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>

-----Origin

From: prvs-(b) (6)  
[mailto:prv(b) (6)] On Behalf Of  
O'Donoghue,  
Sent: June 19, 2008 7:50 PM  
To: (b) (6) <CTR>  
Cc: a  
Subject: RE: FOIA Request for Road Home Records

Thank you.

-----Original Message-----

From: (b) (6) <CTR> [mailto:(b)(2)low (b)(6)]  
Sent: Thursday, June 19, 2008 8:39 AM  
To: O'Donoghue, R. Graham F.  
Cc: Lockett, Vania  
Subject: RE: FOIA Request for Road Home Records

Mr. O'Donoghue,  
Please find attached a copy of the FOIA request for the Road Home Records.

ds,  
(b) (6)

-----Origin

From: prvs=(b) (6)  
[mailto:prv=(b) (6)] On Behalf Of  
O'Donoghue, R  
Sent: Friday, May 23, 2008 12:29 PM  
To: Lockett, Vania  
Cc: Oprison, Christopher G.; (b) (6)  
Subject: RE: FOIA Request for (b) (6)

Vania:

Please coordinate with (b) (6) from my office who is copied on this message. Given the size of the Home file, I would prefer the materials be sent via courier.

Thanks,  
Graham

**From:** prvs=(b) (6)  
[mailto:prvs=(b) (6)] **On Behalf Of** Oprison,  
Christopher G.  
**Sent:** Tuesday, April 29, 2008 2:56 PM  
**To:** Lockett, Vania  
**Cc:** O'Donoghue, R. Graham F.  
**Subject:** RE: FOIA Request for Road Home Records

Vania - yes. My apologies for the delay in responding. My colleague Graham O'Donoghue, copied on this email, has reviewed the file. We would like to discuss with you tomorrow afternoon. Are you available at 1pm?

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Tuesday, April 29, 2008 2:38 PM  
**To:** Oprison, Christopher G.  
**Subject:** FW: FOIA Request for Road Home Records  
**Importance:** High

Chris,

I am following up again to determine whether you have had a chance to review the documents that my office mailed to you in March concerning the Road Home homeowner grant program. Upon further review, I have determined that the documents also contain Office of Management and Budget (OMB) equities so I will be sending copies to OMB for review as well.

Thanks.

Vania

---

**From:** Lockett, Vania  
**Sent:** Tuesday, April 15, 2008 10:02 AM  
**To:** Oprison, Christopher G.  
**Subject:** FW: FOIA Request for Road Home Records

Chris,

I just wanted to follow up to see if you have had a chance to look at the records that we sent to your office for review in March. Thanks.

Vania

---

**From:** (b) (6) [mailto:(b) (6)]  
**Sent:** Monday, March 17, 2008 10:33 AM  
**To:** Lockett, Vania  
**Subject:** RE: FOIA Request for Road Home Records

Vania:

Thank you – I just received them and will bring them to Chris for review.

(b) (6)

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Monday, March 17, 2008 10:06 AM  
**To:** (b) (6)  
**Subject:** RE: FOIA Request for Road Home Records

Ms. (b) (6),

We will have a courier deliver the documents to you today. Thank you.

Vania T. Lockett

---

**From:** Oprison, Christopher G. [mailto:(b) (6)]  
**Sent:** Friday, March 14, 2008 7:21 PM  
**To:** Lockett, Vania  
**Cc:** (b) (6)  
**Subject:** RE: FOIA Request for Road Home Records

Vania - thanks for your email. Please coordinate with either (b) (6) from my office, copied on this email, about how to get the material to us. Thanks much. Have a great weekend.

Chris

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Friday, March 14, 2008 10:43 AM  
**To:** Oprison, Christopher G.  
**Subject:** FOIA Request for Road Home Records

Chris,

I have a FOIA request from the Associated Press for records of correspondence related to the Road Home homeowner grant program in Louisiana and Mississippi. We found about 600 pages of e-mails that include communications between DHS and the White House so we'd like to send the records to your office for a consult prior to making a release determination. Due to the volume, I wanted to check with you to determine the most efficient way to get this material to your office. Please let me know if you have a preference for method of delivery. Thanks.

**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>

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# Homeland Security

Privacy Office, Mail Stop 0550

May 27, 2008

Mr. Graham O'Donoghue  
Office of the Counsel to the President  
The White House  
1600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20500

Re: **DHS/OS/PRIV 07-873/ Kunzelman**

Dear Mr. O'Donoghue:

On March 11, 2008, we provided your office with copies of documents that are responsive to a Freedom of Information Act (FOIA) request, dated June 7, 2007, and submitted to the Department of Homeland Security (DHS) by Michael Kunzelman of The Associated Press. Since those documents contain White House Office (WHO) equities, we asked that you review them for releasability under the FOIA and return them to us for our final review. We also determined that numerous other offices and agencies, such as the DHS Office of the Federal Coordinator for Gulf Coast Rebuilding (GCR), the Office of Management and Budget (OMB), the Department of Housing and Urban Development (HUD), also had equities in those documents and we forwarded the documents to those offices for their releasability review.

Per our discussions, and in order to assist you in your review, (b) (5)

(b) (5)

We cannot make a final determination without input from your office (b) (5)

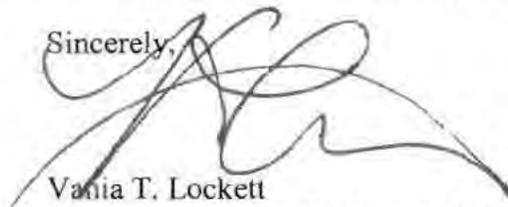
(b) (5)

Further, we appreciate your input as to the releasability of WHO personnel names and e-mail addresses. Once you have had a chance to review the enclosed bracketed documents, we would like to set up another conference call with your office and include representatives from GCR.

Please note that we did not bracket potentially exempt information in the OMB and HUD originated portions, as we are still awaiting their comments and recommendations.

Thank you again for your courteous assistance in this matter. If you have any questions, please call me at 703-235-0790.

Sincerely,

A handwritten signature in black ink, appearing to read 'V. Lockett', written over the word 'Sincerely,'.

Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: Responsive documents (Bates #'s 349- 1149)

**From:** Lockett, Vania  
**Sent:** Tuesday, April 22, 2008 10:27 AM  
**To:** efoia@ceq.eop.gov  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - CEQ.EOP document

To: Executive Office of the President  
Council on Environmental Quality (CEQ)  
efoia@ceq.eop.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 8 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to CEQ employees. Therefore, we need to know your policy with respect to the release of CEQ employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of CEQ employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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# Homeland Security

March 11, 2008

Mr. Christopher Oprison  
Office of the Counsel to the President  
The White House  
1600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20500

Re: **DHS/OS/PRIV 07-873/ Kunzelman**

Dear Mr. Oprison:

Please refer to the enclosed Freedom of Information Act (FOIA) request, dated June 7, 2007, and submitted to the Department of Homeland Security (DHS) from Michael Kunzelman with the Associate Press. The requester is seeking copies of all written correspondence relating to the state's Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi. In particular, he is seeking copies of Road Home-related correspondence with state officials in Louisiana and Mississippi, as well as other White House staff members.

While processing this FOIA request, we identified records, totaling 600 pages, that contain information that may be of interest to your agency. Please review this information [bracketed in red] and return the documents to us, making any necessary deletions and citing any exemptions claimed. Also, please enclose a copy of your agency appeal procedures. The DHS will respond directly to the requester, giving the requester your agency appeal rights for your agency's withholding determinations.

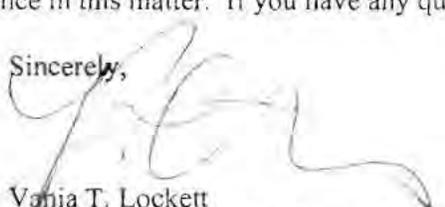
Please return the documents, your comments, and appeal procedures to:

Vania T. Lockett  
Department of Homeland Security  
Privacy Office, Mail Stop 0550  
245 Murray Lane, SW  
Washington, DC 20528-0550

Please reference **DHS/OS/PRIV 07-873 Kunzelman** in your response.

Thank you in advance for your courteous assistance in this matter. If you have any questions, please contact this office at 703-235-0790.

Sincerely,



Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures (2): FOIA Request, dated June 7, 2007; Responsive Documents (600 pages)

**From:** Lockett, Vania  
**Sent:** Monday, April 21, 2008 4:04 PM  
**To:** Efoia@doc.gov  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - DOC document

To: Department of Commerce (DOC)  
Brenda Dolan  
FOIA/PA Officer  
Efoia@doc.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 7 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to DOC employees. Therefore, we need to know your policy with respect to the release of DOCI employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of DOC employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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---

**From:** OConnor, William [mailto:WOConnor@eda.doc.gov]  
**Sent:** Friday, April 25, 2008 4:41 PM  
**To:** Lockett, Vania  
**Cc:** Bird, Barry; Boyd, Harriette L.; Fifer, Patsy; Oliphant, Tashima  
**Subject:** DHS/OS/PRIV 07873 Kunzelman request

Dear Ms. Lockett:

The Office of Chief Counsel of the Economic Development Administration (EDA) has reviewed the seven (7) page e-mail forwarded by you to the Department of Commerce with respect to the above FOIA and has no objection to the release of the name of Suzie Terrell, and the Bureau's initials, located on the first page on the document.

Please contact me at (215) 597-7806 or woconnor@eda.doc.gov should you have any questions. Thank you.

William O'Connor

Attorney Advisor

Office of Chief Counsel

**From:** Morris, Alexander [mailto:Alexander.Morris@hq.doe.gov]  
**Sent:** Thursday, May 15, 2008 10:08 AM  
**To:** Lockett, Vania  
**Subject:** RE: DHS/OS/PRIV 07-873 Kunzelman request - DOE document

Ms. Lockett,

The DOE email addresses can be released. This is the only information the document that I determined was DOE information. If there is some other information the document that DOE needs to review, please let me know.

v/r

Chris Morris  
Information Access Specialist  
FOIA and Privacy Act Office  
Office of Information Resources

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Tuesday, April 22, 2008 8:58 AM  
**To:** Morris, Alexander  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - DOE document

To: Department of Energy (DOE)  
Attn: Alexander Morris  
FOIA/PA Division  
Alexander.morris@hq.doe.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 8 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to DOE employees. Therefore, we need to know your policy with respect to the release of DOE employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of DOE employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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---Original Message-----

From: Linda\_Thomas@nbc.gov [mailto:Linda\_Thomas@nbc.gov] On Behalf Of Sue\_Ellen\_Sloca@nbc.gov  
Sent: Wednesday, April 23, 2008 9:18 AM  
To: Lockett, Vania  
Subject: Re: Fw: DHS/OS/PRIV 07-873 Kunzelman request - DOI document

Dear Ms. Lockett:

Thank you for the opportunity to review this document. By way of background, on June 7, 2007, Michael Kunzelman of the Associated Press filed a FOIA request with the Department of Homeland Security, seeking:

"[E]lectronic mail relating to the state's Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi. In particular, I am requesting copies of your Road Home-related correspondence with state officials in Louisiana and Mississippi, as well as with other White House staff members."

The Department of Homeland Security located one responsive record which had a connection with the Department of the Interior, and forwarded this document to the Department of the Interior for a release determination. The Office of the Secretary FOIA office received this document referral on April 22, 2008, and assigned it control number OS-2008-00330 for processing.

We have examined the document, and do not have any additional redactions to recommend. The policy of the Department regarding the names of Departmental employees and their email addresses generally is that the names of persons working on agency tasks are releasable, and their email addresses are releasable if they are agency, as opposed to personal email addresses. Additionally, we found that, insofar as the interests of the Department of the Interior are concerned, the remaining material is releasable under the FOIA.

Please let us know if you need anything further. If you have any additional questions, please contact Linda S. Thomas, 202-208-7294, fax number 202-219-2374, address 1951 Constitution Avenue, N.W., MS 116-SIB, Washington, D.C. 20240.

(b)(2)low (b)(6)

04/21/2008 04:02  
PM

Alexandra Mallus/PIR/OS/DOI@DOI

To  
cc

(b)(2)low (b)(6) (b) (6)

(b) (6) <CTR>

Subject  
DHS/OS/PRIV 07-873 Kunzelman request  
- DOI document

To: Department of the Interior (DOI)  
Alexandra Mallus  
Departmental FOIA Officer  
Office of Information Resources Management  
Alexandra.mallus@ios.doi.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 7 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to DOI employees. Therefore, we need to know your policy with respect to the release of DOI employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of DOI employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6) at 703-235-0790.

Regards,

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.

(Embedded image moved to file: pic15890.jpg)

(See attached file: DHS.OS.PRIV 07-873 Kunzelman FOIA Request.pdf)(See attached file: Misc'l Equities.pdf)

-----Original Message-----

From: Lockett, Vania  
Sent: April 22, 2008 11:11 AM  
To: (b) (6) <CTR>; (b) (6) <CTR>  
Subject: S/PRIV (b) (6) Kunzelman request - DOI document  
Importance: High

FYI

-----Original Message-----

From: Alexandra\_Mallus@ios.doi.gov [mailto:Alexandra\_Mallus@ios.doi.gov]  
Sent: Tuesday, April 22, 2008 8:49 AM  
To: Sue\_Ellen\_Sloca@nbc.gov; osfoia@nbc.gov  
Cc: Lockett, Vania  
Subject: Fw: DHS/OS/PRIV 07-873 Kunzelman request - DOI document  
Importance: High

Sue Ellen,

Attached is a document DHS located in response to a FOIA request they are processing from Michael Kunzelman, Associated Press. Please have someone in the OS FOIA Office get back to Vania Lockett re releasability of the information in this document as it pertains to DOI. Thanks!

Alexandra Mallus  
DOI FOIA Officer  
Office of the Chief Information Officer  
1849 C St. NW  
MS-5312-MIB  
Washington, DC 20240  
Phone: 202-208-5342  
Fax: 202-208-6867  
Email: alexandra\_mallus@ios.doi.gov

----- Forwarded by Alexandra Mallus/PIR/OS/DOI on 04/22/2008 08:41 AM -----

"Lockett, Vania"

(b)(2)low (b)(6)

04/21/2008 04:02 PM

Alexandra Mallus/PIR/OS/DOI@DOI To

"Lockett, Vania" cc

(b)(2)low (b)(6) (b) (6)  
(b) (6) <CTR>"

DHS/OS/PRIV 07-873 Kunzelman Subject  
request - DOI document

To: Department of the Interior (DOI)  
Alexandra Mallus  
Departmental FOIA Officer  
Office of Information Resources Management  
Alexandra.mallus@ios.doi.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 7 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to DOI employees. Therefore, we need to know your policy with respect to the release of DOI employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of DOI employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

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>

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(Embedded image moved to file: pic31101.jpg)

(See attached file: DHS.OS.PRIV 07-873 Kunzelman FOIA Request.pdf)(See attached file: Misc'l Equities.pdf)

**From:** ED FOIA Manager [mailto:EDFOIAManager@ed.gov]  
**Sent:** Tuesday, April 22, 2008 11:29 AM  
**To:** Lockett, Vania  
**Cc:** (b) (6)  
**Subject:** RE: DHS/OS/PRIV 07-873 Kunzelman request - DOC document

Ms. Lockett,

The Department of Education has no objections to the release of the name or e-mail address of ED employees.

Thank you,

Linda Darby  
FOIA Public Liaison, OM/RIMS  
(202) 401-8365

-----Original Message-----

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Tuesday, April 22, 2008 8:24 AM  
**To:** ED FOIA Manager  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - DOC document

To: Department of Education (ED)  
Office of Management  
Regulatory Information Management Services  
Attn: FOIA Public Liaison  
EDFOIAManager@ed.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 7 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to ED employees. Therefore, we need to know your policy with respect to the release of ED employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of ED employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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**From:** Lockett, Vania  
**Sent:** Monday, April 21, 2008 2:58 PM  
**To:** Hq.foia@epamail.epa.gov  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - EPA document

To: Environmental Protection Agency  
Larry F. Gottesman  
National FOIA Officer  
Hq.foia@epamail.epa.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 4 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to three EPA employees. Therefore, we need to know EPA's policy with respect to the release of EPA employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of EPA employees, please provide the basis for withholding this information as well as EPA's appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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**From:** EFOIA [mailto:EFOIA@FDIC.gov]  
**Sent:** Wednesday, April 23, 2008 5:15 PM  
**To:** Lockett, Vania; (b)(2)low (b)(6)  
**Cc:** (b) (6)  
**Subject:** RE: DHS/OS/PRIV 07-873 Kunzelman request - FDIC document (FOIA Log # 08-0172)  
**Importance:** High

BY ELECTRONIC REPLY, ONLY

Dear Ms. Lockett:

This is in response to your electronic mail (“e-mail”) referral, dated April 21, 2008 (found below), submitted pursuant to the provisions of the Freedom of Information Act (“FOIA,” 5 U.S.C. §552). Your referral has been logged in as FOIA Log # 08-0172. In your e-mail, you attach a copy of a FOIA request from Michael Kunzelman, of the Associated Press, in which he is seeking copies of documents between your agency, the Department of Home Land Security (“DHS”), and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana, and the Homeowner’s Grant Program in Mississippi. You also attach a copy of a 2-page record, which you claim originated with the FDIC. You have requested that the FDIC review and comment with regard to its releasability.

I have reviewed the FOIA request and the 2-page record which you have attached, and have no objections to the release of the 2-page document, as you have proposed. This document, however, does not appear to have originated with the FDIC. I saw two entries of FDIC e-mail addresses in the letter. Their inclusion is harmless, and they will not be redacted by the FDIC. There is also a reference to Donna Gambrell, a former employee who was a high official in the FDIC. Likewise, we see no reason to redact her name.

I am speculating, but the document may have originated with the Treasury Department or one of its bureaus. The FDIC is not affiliated with the Treasury Department. We are an independent, free-standing, government-chartered corporation that is subject to the FOIA.

I thank the DHS for the opportunity to review and comment on this record.

Sincerely,

*Fred Fisch*

Supervisory Counsel  
(202) 898-6901

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Monday, April 21, 2008 3:37 PM  
**To:** EFOIA  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - FDIC document

To: Federal Deposit Insurance Corporation  
Fred Fisch  
Supervisory Counsel  
efoia@fdic.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 2 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to FDIC employees. Therefore, we need to know FDIC's policy with respect to the release of FDIC employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of FDIC employees, please provide the basis for withholding this information as well as FDIC's appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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**From:** EFOIA [mailto:EFOIA@FDIC.gov]  
**Sent:** Tuesday, April 22, 2008 8:07 AM  
**To:** Lockett, Vania  
**Subject:** RE: Acknowledgment of Receipt of DHS/OS/PRIV 07-873 Kunzelman request - FDIC document

Dear Ms. Lockett:

Your Freedom of Information Act document referral, dated April 21, 2008, has been received by the FDIC and assigned Log # 08-0172. The FDIC fulfills most requests fairly quickly. Please be advised, however, that delays may be experienced for complex requests or those where responsive records may be in remote locations.

If you sent your request via U.S. Mail to this office, we may have experienced a delay in receiving it due to security and mail-handling procedures of the U.S. Postal Service and the FDIC's Washington, D.C. offices.

The Freedom of Information Specialist (FOIA) Specialist assigned to your file will contact you, as necessary. Please cite your FOIA Log number in any future inquiries regarding your request. You may also call FDIC's FOIA Service Center at 202-898-7021 to obtain information about the FOIA process and the status of your request.

Sincerely,

The FDIC FOIA/Privacy Group

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Monday, April 21, 2008 3:37 PM  
**To:** EFOIA  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - FDIC document

To: Federal Deposit Insurance Corporation  
Fred Fisch  
Supervisory Counsel  
efoia@fdic.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 2 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to FDIC employees. Therefore, we need to know FDIC's policy with respect to the release of FDIC employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of FDIC employees, please provide the basis for withholding this information as well as FDIC's appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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**From:** Eckert, Robert (HHS/ASPA) [mailto:Robert.Eckert@HHS.GOV]  
**Sent:** Monday, June 30, 2008 2:16 PM  
**To:** Lockett, Vania  
**Subject:** FW: DHS/OS/PRIV 07-873 Kunzelman request - HHS document

Vania,

Unfortunately, it appears that the request from Mr. Kunzelman was overlooked and was not logged in here in our office. The HHS organizational component from which the substance of the records emanated, and which will respond to you directly, is the Administration for Children and Families (ACF). Their contact information is below.

Bob Eckert  
Director, FOI/Privacy Acts Division  
HHS

[Administration for Children and Families \(ACF\)](#)

Freedom of Information Officer  
901 D Street, S.W.  
7th Floor West  
Aerospace Building  
Washington, D.C. 20447  
Phone: 202-401-9215  
FOIA Officer: Charles Keckler

---

**From:** Reali, Francis (HHS/ASPA)  
**Sent:** Monday, June 30, 2008 10:18 AM  
**To:** Eckert, Robert (HHS/ASPA)  
**Subject:** FW: DHS/OS/PRIV 07-873 Kunzelman request - HHS document

---

**From:** Lockett, Vania [mailto:(b)(2)low (b)(6)]  
**Sent:** Monday, April 21, 2008 3:43 PM  
**To:** Reali, Francis (HHS/ASPA)  
**Cc:** Lockett, Vania; Curley, Carol <CTR>  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - HHS document

To: Department of Health and Human Services  
Robert Eckert  
Director, FOIA/Privacy Division

Attn: Francis Reali  
francis.reali@hhs.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence

between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

Two records, totaling 14 pages, contain information that may be of interest to your agency. Please review the attached documents, bracket any information you deem exempt from release under the FOIA, and return the documents to this office, along with your justification for withholding and HHS' appeal procedures. While the second document does not contain any substantive HHS information, it does contain the name and email address of an HHS employee. Therefore, we also need to know HHS' policy with respect to the release of HHS employee names and email addresses. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed documents. Since our review of the enclosed documents is not yet complete, and since the documents may be subject to further redactions, please do not release the enclosed documents at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, Carol Curley, at 703-235-0790.

Regards,

**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>

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**From:** Lockett, Vania  
**Sent:** Monday, April 21, 2008 3:43 PM  
**To:** francis.reali@hhs.gov  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - HHS document

To: Department of Health and Human Services  
Robert Eckert  
Director, FOIA/Privacy Division

Attn: Francis Reali  
francis.reali@hhs.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

Two records, totaling 14 pages, contain information that may be of interest to your agency. Please review the attached documents, bracket any information you deem exempt from release under the FOIA, and return the documents to this office, along with your justification for withholding and HHS' appeal procedures. While the second document does not contain any substantive HHS information, it does contain the name and email address of an HHS employee. Therefore, we also need to know HHS' policy with respect to the release of HHS employee names and email addresses. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed documents. Since our review of the enclosed documents is not yet complete, and since the documents may be subject to further redactions, please do not release the enclosed documents at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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# Homeland Security

April 21, 2008

U.S. Department of Housing and Urban Development  
Cynthia a. O'Connor  
Executive Secretary  
Room 10139  
451 7<sup>th</sup> Street, S.W.  
Washington, D.C. 20410

Re: **DHS/OS/PRIV 07-873**

Dear Ms. O'Connor:

Please refer to the enclosed Freedom of Information Act (FOIA) request, dated June 7, 2007, and submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking a copy of correspondence between DHS and state and local governments and the White House relating to the state's Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified records, totaling 130 pages, that contain information that may be of interest to your agency. Please review the enclosed documents and return them to us, making any necessary deletions and citing any exemptions claimed. Also, please enclose a copy of your agency appeal procedures. The DHS will respond directly to the requester, giving the requester your agency appeal rights for your agency's withholding determinations.

Please return the documents, your comments, and appeal procedures, by May 8, 2008, to:

DEPARTMENT OF HOMELAND SECURITY  
PRIVACY OFFICE (FOIA)  
235 MURRAY LANE, SW, STOP # 0550  
WASHINGTON, DC 20528-0550

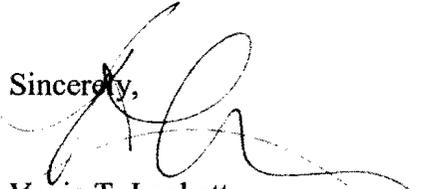
Please reference **DHS/OS/PRIV 07-873** in your response.

Also, please note that we conducted a preliminary review of the enclosed documents and redacted information that may be exempt from disclosure under the FOIA. Since our review of the enclosed documents is not yet complete, and since the documents may be subject to further redactions, please do not release the enclosed documents at any time without consulting this office.

Finally, please note that we believe that other entities, such as the Small Business Administration, may also have equities in some of the enclosed documents. We have identified those entities by placing a stamp with their acronym in the right hand margin of the document. We have forwarded those portions to the specific entities for their review and releasability comments. As mentioned above, we will issue a consolidated response from this office.

Thank you in advance for your courteous assistance in this matter. If you have any questions, please contact this office at (703) 235-0790.

Sincerely,



Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: FOIA Request, dated June 7, 2007  
Responsive Documents (130 pages)

**From:** Lockett, Vania  
**Sent:** Monday, April 21, 2008 3:16 PM  
**To:** foia@hq.nasa.gov  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** FW: DHS/OS/PRIV 07-873 Kunzelman request - NASA document

To: National Aeronautics and Space Administration  
Stephen McConnell  
FOIA Officer (Code PS)  
foia@hq.nasa.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 2 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to a NASA employees. Therefore, we need to know NASA's policy with respect to the release of NASA employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of NASA employees, please provide the basis for withholding this information as well as NASA's appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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>

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**From:** Lockett, Vania  
**Sent:** Wednesday, April 30, 2008 11:04 AM  
**To:** (b) (6)  
**Subject:** FW: Initial Determination HQ FOIA 08-211

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**From:** HQ-FOIA [mailto:hq-foia@nasa.gov]  
**Sent:** Wednesday, April 30, 2008 10:57 AM  
**To:** Lockett, Vania  
**Subject:** Initial Determination HQ FOIA 08-211

08-211

April 29, 2008

Ms. Vania Lockett, CIPP/G  
Associate Director, Disclosure & FOIA Operations  
Privacy Office  
U.S. Department of Homeland Security  
Vania.Lockett@dhs.gov

Dear Ms. Lockett:

This is in response to a request submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press, dated June 7, 2007 (DHS Log No. 07-873) and received in our office on April 21, 2008.

You forwarded one record, totaling 2 pages and requested the release concurrence of the email address of NASA employee, Patricia A. Powell. It has been determined that this information is releasable in its entirety. As you have requested, we are remanding this response to your office for a consolidated response to the requester.

Sincerely,

s/signed

Kellie N. Robinson  
Headquarters  
FOIA Public Liaison Officer



# Homeland Security

April 21, 2008

Small Business Administration  
Lisa Babcock  
Chief, Office of FOI/PA  
409 3<sup>rd</sup> Street, S.W., 8<sup>th</sup> Floor  
Washington, D.C. 20416

Re: **DHS/OS/PRIV 07-873**

Dear Ms. Babcock:

Please refer to the enclosed Freedom of Information Act (FOIA) request, dated June 7, 2007, and submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking a copy of correspondence between DHS and state and local governments and the White House relating to the state's Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified records, totaling 57 pages, that contain information that may be of interest to your agency. Please review the enclosed documents and return them to us, making any necessary deletions and citing any exemptions claimed. Also, please enclose a copy of your agency appeal procedures. The DHS will respond directly to the requester, giving the requester your agency appeal rights for your agency's withholding determinations.

Please return the documents, your comments, and appeal procedures, by May 8, 2008, to:

DEPARTMENT OF HOMELAND SECURITY  
PRIVACY OFFICE (FOIA)  
235 MURRAY LANE, SW, STOP # 0550  
WASHINGTON, DC 20528-0550

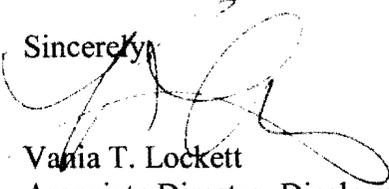
Please reference **DHS/OS/PRIV 07-873** in your response.

Also, please note that we conducted a preliminary review of the enclosed documents and redacted information that may be exempt from disclosure under the FOIA. Since our review of the enclosed documents is not yet complete, and since the documents may be subject to further redactions, please do not release the enclosed documents at any time without consulting this office.

Finally, please note that we believe that other entities, such as the Department of Housing and Urban Development, may also have equities in some of the enclosed documents. We have identified those entities by placing a stamp with their acronym in the right hand margin of the document. We have forwarded those portions to the specific entities for their review and releasability comments. As mentioned above, we will issue a consolidated response from this office.

Thank you in advance for your courteous assistance in this matter. If you have any questions, please contact this office at (703) 235-0790.

Sincerely,



Vania T. Lockett  
Associate Director, Disclosure & FOIA Operations

Enclosures: FOIA Request, dated June 7, 2007  
Responsive Documents (57 pages)

**From:** Lockett, Vania  
**Sent:** Monday, April 21, 2008 3:37 PM  
**To:** Hugh.gilmore@do.treas.gov  
**Cc:** Lockett, Vania; (b) (6)  
**Subject:** DHS/OS/PRIV 07-873 Kunzelman request - TREAS document

To: Department of the Treasury (TREAS)  
Hugh Gilmore, Director  
Disclosure Services  
Hugh.gilmore@do.treas.gov

I am attaching a copy of a Freedom of Information Act (FOIA) request, dated June 7, 2007, that was submitted to the Department of Homeland Security (DHS) from Michael Kunzelman, of the Associated Press. The requester is seeking copies of correspondence between DHS and state and local governments and the White House relating to the Road Home homeowner grant program in Louisiana and the Homeowner's Grant Program in Mississippi.

While processing this FOIA request, we identified over 900 pages of responsive records that contain equities from numerous agencies. We are coordinating with the agencies involved and will issue a consolidated response to the requester.

One record, totaling 2 pages, contains information that may be of interest to your agency. Please review the attached document, and provide your releasability comments. As you can see, the responsive document is an email that was sent to TREAS employees. Therefore, we need to know your policy with respect to the release of TREAS employee names and email addresses. If you would like DHS to withhold the names and e-mail addresses of TREAS employees, please provide the basis for withholding this information as well as your appeal rights. As noted above, DHS will issue a consolidated response.

Please note that we have only conducted a preliminary review of the enclosed document. Since our review of the enclosed document is not yet complete, and since the document may be subject to further redactions, please do not release the enclosed document at any time without consulting this office.

Thank you in advance for your prompt assistance in this matter. If you have any questions, you may contact the Senior FOIA Specialist, (b) (6), at 703-235-0790.

Regards,

**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  
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