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ADMITTED IN ILLINOIS AND MISSOURI

GRETCHEN H. EKERDT  
ADMITTED IN ILLINOIS

KEVIN RAICA  
ADMITTED IN ILLINOIS

July 1, 2014

USCIS FOIA/PA Appeals Office  
150 Space Center Loop, Suite 500  
Lee's Summit, MO 64064-2139

By Federal Express

RE: **FREEDOM OF INFORMATION ACT APPEAL**  
RE: **NOVERON GONZALEZ, Alfonso**  
File No. **A077-598-752**  
Control No: **NRC2014039755**

Dear Sir or Madam:

I represent Mr. Alfonso Noveron Gonzalez. Enclosed is a copy of Form G-28, Notice of Entry of Appearance.

This is an appeal filed in accordance with 8 C.F.R. § 103.10(d)(2) & (3), 28 C.F.R. 16.8, and 28 C.F.R. § 16.9. In accordance with 28 C.F.R. § 16.3(a) and 8 C.F.R. § 103.10(a)(1) & (2), we filed a request for information with the United States Citizenship and Immigration Services' National Records Center (NRC) on April 15, 2014. On June 12, 2014, the NRC identified 177 pages in response to Mr. Noveron Gonzalez's FOIA request. The NRC released 115 pages in their entirety and 11 pages in part, and it withheld 18 pages in full. *See Ex. A, CIS cover letter dated, June 12, 2014.*

Mr. Noveron Gonzalez's appeals the decision of the NRC to withhold the information contained in 29 pages. He respectfully requests that this appeal be expeditiously decided as soon as possible, as he needs access to the information for his immigration matters.

If you have any questions, please contact me at 312-368-8200 or the above address as soon as possible. Thank you for your attention to and consideration in this appeal.

Sincerely,

Maria Baldini-Potermin  
Attorney at Law

MBP/ipf  
Enclosures

cc: Alfonso Noveron Gonzalez



Notice of Entry of Appearance  
as Attorney or Accredited Representative  
Department of Homeland Security

DHS  
Form G-28  
OMB No. 1615-0105  
Expires 02/29/2016

Part 1. Information About Attorney or Accredited Representative

Name and Address of Attorney or Accredited Representative

1.a. Family Name (Last Name)

1.b. Given Name (First Name)

1.c. Middle Name

2. Name of Law Firm or Recognized Organization

3. Name of Law Student or Law Graduate

4. State Bar Number

5.a. Street Number

5.b. Street Name

5.c. Apt.  Ste.  Flr.

5.d. City or Town

5.e. State  5.f. Zip Code

5.g. Postal Code

5.h. Province

5.i. Country

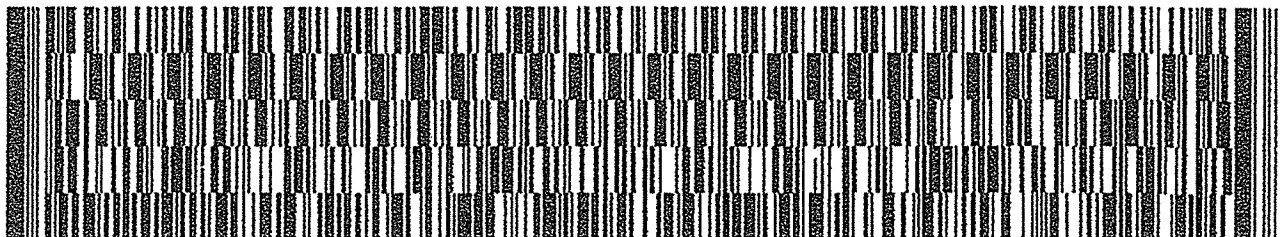
6. Daytime Phone Number (  )  -

7. E-Mail Address of Attorney or Accredited Representative

Part 2. Eligibility Information For Attorney or Accredited Representative

(Check applicable item(s) below)

1.  I am an attorney eligible to practice law in, and a member in good standing of, the bar of the highest court(s) of the following State(s), possession(s), territory(ies), commonwealth(s), or the District of Columbia.
- 1.a.
- 1.b. I (choose one)  am not  am subject to any order of any court or administrative agency disbaring, suspending, enjoining, restraining, or otherwise restricting me in the practice of law. (If you are subject to any order(s), explain fully in the space below.)
- 1.b.1.
2.  I am an accredited representative of the following qualified nonprofit religious, charitable, social service, or similar organization established in the United States, so recognized by the Department of Justice, Board of Immigration Appeals pursuant to 8 CFR 292.2. Provide the name of the organization and the expiration date of accreditation.
- 2.a. Name of Recognized Organization
- 2.b. Date Accreditation expires  
(mm/dd/yyyy) ▶
3.  I am associated with
- 3.a.
- the attorney or accredited representative of record who previously filed Form G-28 in this case, and my appearance as an attorney or accredited representative is at his or her request. If you check this item, also complete number 1 (1.a. - 1.b.1.) or number 2 (2.a. - 2.b.) in Part 2 (whichever is appropriate).
4.  I am a law student or law graduate working under the direct supervision of the attorney or accredited representative of record on this form in accordance with the requirements in 8 CFR 292.1(a)(2)(iv).



**Part 3. Notice of Appearance as Attorney or Accredited Representative**

This appearance relates to immigration matters before (select one):

- 1.  USCIS - List the form number(s)  
1.a.
- 2.  ICE - List the specific matter in which appearance is entered  
2.a.
- 3.  CBP - List the specific matter in which appearance is entered  
3.a.

I hereby enter my appearance as attorney or accredited representative at the request of:

4. Select only one:  Applicant  Petitioner  
 Respondent (ICE, CBP)

Name of Applicant, Petitioner, or Respondent

- 5.a. Family Name (Last Name)
- 5.b. Given Name (First Name)
- 5.c. Middle Name
- 5.d. Name of Company or Organization, if applicable

NOTE: Provide the mailing address of Petitioner, Applicant, or Respondent and not the address of the attorney or accredited representative, except when a safe mailing address is permitted on an application or petition filed with Form G-28.

- 6.a. Street Number and Name
- 6.b. Apt.  Ste.  Flr.
- 6.c. City or Town
- 6.d. State  6.e. Zip Code

7. Provide A-Number and/or Receipt Number

Pursuant to the Privacy Act of 1974 and DHS policy, I hereby consent to the disclosure to the named Attorney or Accredited Representative of any record pertaining to me that appears in any system of records of USCIS, ICE, or CBP.

8.a. Signature of Applicant, Petitioner, or Respondent

8.b. Date

(mm/dd/yyyy) ▶

**Part 4. Signature of Attorney or Accredited Representative**

I have read and understand the regulations and conditions contained in 8 CFR 103.2 and 292 governing appearances and representation before the Department of Homeland Security. I declare under penalty of perjury under the laws of the United States that the information I have provided on this form is true and correct.

1. Signature of Attorney or Accredited Representative

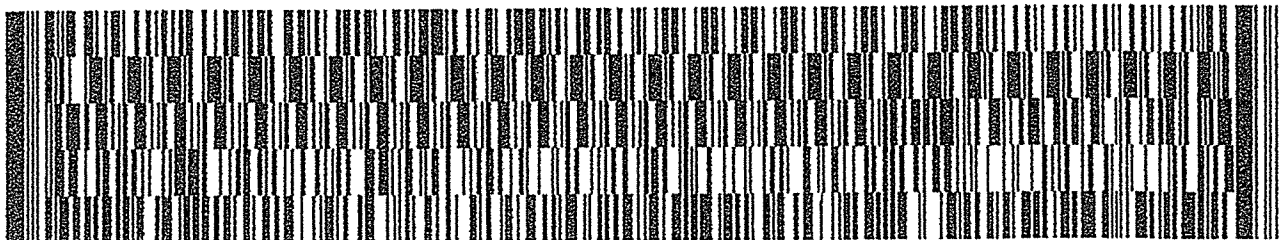
2. Signature of Law Student or Law Graduate

3. Date

(mm/dd/yyyy) ▶

**Part 5. Additional Information**

1.



U.S. Department of Homeland Security  
National Records Center  
P.O. Box 648010  
Lee's Summit, MO 64064-8010



U.S. Citizenship  
and Immigration  
Services

June 12, 2014

NRC2014039755

Maria Baldini Potermin  
Attorney at Law  
1 N. LaSalle Street, Suite 2150  
Chicago, IL 60602

Dear Maria Baldini Potermin:

This is in response to your Freedom of Information Act/Privacy Act (FOIA/PA) request received in this office April 15, 2014 regarding Alfonso Noveron Gonzalez.

We have completed the review of all documents and have identified 177 pages that are responsive to your request. Enclosed are 115 pages released in their entirety and 11 pages released in part. We are withholding 18 pages in full. In our review of these pages, we have determined that they contain no reasonably segregable portion(s) of non-exempt information. We have reviewed and have determined to release all information except those portions, which are exempt pursuant to 5 U.S.C. 552 (b)(6), (b)(7)(C), and (b)(7)(E) of the FOIA.

During our review, USCIS located a potentially responsive document(s) that may have originated from U.S. Immigration and Customs Enforcement (ICE). USCIS has sent the document(s) and a copy of your FOIA request to the ICE FOIA Office for consideration and direct response to you. Should you wish to contact ICE concerning the status of the processing of the document(s), please contact the ICE FOIA Office via phone at (866) 633-1182 or via e-mail at [ICE-FOIA@dhs.gov](mailto:ICE-FOIA@dhs.gov). The ICE FOIA Office mailing address is 500 12<sup>th</sup> Street, S.W., MS 5009, Washington, D.C. 20536-5009.

Exemption (b)(6) permits the government to withhold all information about individuals in personnel, medical and similar files where the disclosure of such information would constitute a clearly unwarranted invasion of personal privacy. The types of documents and/or information we have withheld may consist of birth certificates, naturalization certificates, drivers' licenses, social security numbers, home addresses, dates of birth, or various other documents and/or information belonging to a third party that are considered personal.

Exemption (b)(7)(C) provides protection for personal information in law enforcement records, which could reasonably be expected to constitute an unwarranted invasion of personal privacy. We have withheld information relating to third-party individuals. The types of documents and/or information we have withheld could consist of names, addresses, identification numbers, telephone numbers, fax numbers, or various other documents that are considered personal.

Exemption (b)(7)(E) provides protection for records or information for law enforcement purposes which would disclose techniques and 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. The types of documents and/or information we have

[www.uscis.gov](http://www.uscis.gov)

**EXHIBIT A**

NRC2014039755

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withheld could consist of law enforcement systems checks, manuals, checkpoint locations, surveillance techniques, and various other documents.

As a result of discussion between agency personnel and a member of our staff, as a matter of administrative discretion, we are releasing computer codes found on system screen prints previously withheld under exemption b(2). There may be additional documents that contain discretionary releases of exempt information. If made, these releases are specifically identified in the responsive record. These discretionary releases do not waive our ability to invoke applicable FOIA exemptions for similar or related information in the future.

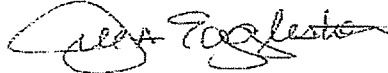
The enclosed record consists of the best reproducible copies available. Certain pages contain marks that appear to be blacked-out information. The black marks were made prior to our receipt of the file and are not information we have withheld under the provisions of the FOIA or PA.

If you wish to appeal this determination, you may write to the USCIS FOIA/PA Appeals Office, 150 Space Center Loop, Suite 500, Lee's Summit, MO 64064-2139, within 60 days of the date of this letter. Both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

The National Records Center does not process petitions, applications or any other type of benefit under the Immigration and Nationality Act. If you have questions or wish to submit documentation relating to a matter pending with the bureau, you must address these issues with your nearest District Office.

All FOIA/PA related requests, including address changes, must be submitted in writing and be signed by the requester. Please include the control number listed above on all correspondence with this office. Requests may be mailed to the FOIA/PA Officer at the PO Box listed at the top of the letterhead, or sent by fax to (816) 350-5785. You may also submit FOIA/PA related requests to our e-mail address at [uscis.foia@uscis.dhs.gov](mailto:uscis.foia@uscis.dhs.gov).

Sincerely,



Jill A. Eggleston  
Director, FOIA Operations

Enclosure(s)