

EXHIBIT 6

From: admin@foiaonline.gov
To: [Ardalan, Sabi](#)
Subject: FOIA Fee Waiver Disposition Reached for CBP-2020-056987
Date: Thursday, June 4, 2020 11:02:54 AM

Your request for Fee Waiver for the FOIA request CBP-2020-056987 has been determined to be not applicable as the request is not billable. Additional details for this request are as follows:

- Request Created on: 05/29/2020
- Request Description: Requestors seek the disclosure of records related to individuals with F-1 student visas denied entry and/or deemed inadmissible by Customs and Border Protection at ports of entry, as well as policies regarding denial of entry, visa revocations, expedited removal, electronic device searches and social media data collection for visa holders. For the period beginning January 1, 2012 to the present, Requestors seek disclosure of certain records in the custody or control of CBP outlined in the attached FOIA regarding the expedited removal or withdrawal of admission of persons presenting F-1 visas at all U.S. ports of entry. These include: records regarding the expedited removal of persons who have presented an F-1 visa at a port of entry; records regarding the withdrawal of admission of F-1 visa holders at a port of entry; and directives, orders, training materials, memoranda, guidance, briefings, instructions, policies, procedures, rules, regulations, e-mail, other electronic communications and/or any other communications, whether issued verbally or in writing, regarding CBP's assessment of the admissibility of F-1 visa holders, any review by DHS OIG, among other documents outlined in the attached FOIA.
- Fee Waiver Original Justification: Requestors are entitled to a waiver or reduction of all fees and costs because the information sought "is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the [Requestors'] commercial interest." 5 U.S.C. § 552(a)(4)(A)(iii); 6 C.F.R. § 5.11(k) (records must be furnished without charge if the information is in the public interest, and disclosure is not in the commercial interest of the institution); 6 C.F.R. § 5.11(d). Requestors are members of the Harvard Immigration and Refugee Clinical Program (HIRC), an academic program focused on direct representation of individuals applying for U.S. asylum and related protections, as well as representation of individuals who have survived domestic violence and other crimes and/or who seek avoidance of forced removal in immigration proceedings pursuant to various forms of relief (i.e., VAWA, U-visas, Cancellation of Removal, Temporary Protected Status, etc.). HIRC is also involved in appellate and policy advocacy at the local, national, and international levels on a broad range of immigrants' rights issues. One primary goal of HIRC is to disseminate information about and make the public aware of discriminatory immigration policies, including CBP policies that unfairly target F-1 visa holders and other immigrants from Middle Eastern countries. HIRC also represents F-1 visa holders who have been wrongly denied entry in the United States by CBP. For these reasons, Requestors will make any information that they receive as a result of this FOIA request available to the public, including the press, at no cost. The issues of denial of entry, expedited removal, and visa revocation by CBP of F-1 visa holders are of significant public interest, as is the issue of how the federal government processes immigrants and non-immigrants in its custody. Requestors have undertaken this work in the public interest and not for any private commercial interest.
- Fee Waiver Disposition Reason: N/A