

# **EXHIBIT 8**

**From:** [no-reply@foiaonline.gov](mailto:no-reply@foiaonline.gov)  
**To:** [OversightProject](#)  
**Subject:** FOIA Tracking Number Change for referral CBP-2022-090010 (to CBP-OPA-2022-090010)  
**Date:** Thursday, June 9, 2022 4:14:05 PM

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The FOIA referral CBP-2022-090010 has had its Tracking Number changed to CBP-OPA-2022-090010. This is normally due to the referral being transferred to another agency (for example, EPA to Dept. of Commerce) or to a sub-agency to process it. Additional details for this referral are as follows:

- Old Tracking Number: CBP-2022-090010
- New Tracking Number: CBP-OPA-2022-090010
- Requester Name: Mr. Mike Howell
- Date Submitted: 06/09/2022
- Long Description: (2022-CRFO-00090) 502 pgs. of CBP document was referred for review. Pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and the implementing FOIA regulations of the Department of Homeland Security (DHS), I respectfully request the following records (or records containing the following information): Section 1) For purposes of this numbered request and for all that follow the term “the September 19, 2021, incident” means “Allegations made against or about United States Customs and Border Protection (CBP) agents “whipping” or otherwise engaging migrants attempting to cross into the United States in or near the Rio Grande River near Del Rio, Texas during the migrants’ encounter with CBP agents on September 19, 2021. Photographs of this encounter were taken by El Paso freelance journalist Paul Ratje.” Section 2) all records depicting or describing the findings of the “investigative work” done by U.S. Customs and Border Protection’s Office of Professional Responsibility on the September 19, 2021 incident as described in Section 1. Section 3) all records depicting or describing the conclusions and the analysis of the “investigative work” done by U.S. Customs and Border Protection’s (CPB) Office of Professional Responsibility on “the September 19, 2021 incident” as described in Section 1. Section 4) all records of communications between the Office of the Secretary of the Department of Homeland Security and the White House referring to “the September 19, 2021 incident” as described in Section 1. Section 5) all records of communications to and from the Office of Public Affairs referring to “the September 19, 2021 incident” as described in Section 1. Section 6) all records of communications to and from the and the office of Legislative affairs referring to “the September 19, 2021 incident” as described in Section 1. Section 7) all records of communications to and from the office of Civil Rights and Civil Liberties referring to “the September 19, 2021 incident” as described in Section 1. Section 8) all records, including emails, texts and other communications to and from the White House staff to the Secretary of Homeland Security Alejandro Mayorkas or his staff mentioning or referring to “the September 19, 2021 incident” as described in Section 1. Section 9) all records, including emails, texts and other communications from the Secretary of Homeland Security Alejandro Mayorkas or his staff to the Office of the Inspector General mentioning or referring to “the September 19, 2021 incident” as described in Section 1. Section 10) all records, including emails, texts and other communications from all records, including emails, texts and other communications from Raul L. Ortiz, Chief, United States Border Patrol or his staff to: the Office of the Inspector General; DHS Civil Rights and Civil Liberties; U.S. Customs and Border Protection’s Office of Professional Responsibility; and the Secretary of Homeland Security Alejandro Mayorkas or his staff mentioning or

referring to “the September 19, 2021 incident” as described in Section 1. Section 11) all records, including emails, texts and other communications from all records, including emails, texts and other communications from Troy A. Miller, Deputy Commissioner (Acting Commissioner) or his staff to: the Office of the Inspector General; DHS Civil Rights and Civil Liberties; U.S. Customs and Border Protection’s Office of Professional Responsibility; and the Secretary of Homeland Security Alejandro Mayorkas or his staff mentioning or referring to “the September 19, 2021 incident” as described in Section 1.