

Exhibit 2



Homeland
Security

Privacy Office, Mail Stop 0655

May 19, 2022

SENT VIA E-MAIL TO: mike.howell@heritage.org

Michael Howell
The Heritage Foundation
214 Massachusetts Ave NE
Washington, DC 20002

Re: **2022-HQFO-00905**

Dear Mr. Howell:

This letter acknowledges receipt of your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated April 18, 2022, and to your request for a waiver of all assessable FOIA fees. Specifically, you requested “all documents and communications, to or from any of the individuals below regarding any of these terms:

- Babel,
- Babel X,
- Babel Street, and
- Panamerica

between January 21, 2021, through March 31, 2022.

Any emails to or from individuals below to anyone whose domain ends in @babelstreet.com between January 21, 2021, through March 31, 2022.

Any emails from the Office of the Chief Information Officer regarding any of these terms:

- Babel,
- Babel X,
- Babel Street
- Panamerica.

between January 21, 2021, through March 31, 2022.

Individuals:

Immediate Office of the Secretary

- Alejandro Nicholas Mayorkas– Secretary of Homeland Security
- Kristie A. Canegallo – Chief of Staff
- Jeffrey Michael Rezmovic - Deputy Chief of Staff
- Alexandra Fox – Scheduler
- Samantha E. Vinograd – Senior Counselor for National Security
- Tim Maurer - Senior Counselor for Cybersecurity and Emerging Technology

- Isabella F. Ulloa - Counselor
- Milton R. Patch III – Special assistant
- Saraswati Shah – Special assistant
- Lt. Mike H. Wu – Military assistant to the secretary
- Cass R. Sunstein - Senior Counselor
- David D. Gersten - Ombudsman for Immigration Detention (Acting)
- Charanya Krishnaswami - Senior Counselor for Immigration
- Steven Feder - Chief of Protocol and Director of Scheduling and Advance
- Phillip M. Thompson – White house Liaison
- Nikhil A. Patel – White house fellow.”

Our office received your request on April 18, 2022.

Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Consistent with 6 C.F.R. Part 5 § 5.5(a) of the DHS FOIA regulations, 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, FOIA does permit a 10-day extension of this time period in certain circumstances under 6 C.F.R. Part 5 § 5.5(c). As your request seeks documents that will require a thorough and wide-ranging search, DHS will invoke a 10-day extension for your request pursuant to 6 C.F.R. Part 5 § 5.5(c). If you would like 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.

You have requested a fee waiver. The DHS FOIA regulations at 6 C.F.R. Part 5 § 5.11(k) set forth six factors DHS must evaluate to determine 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 requester 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 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 requester is sufficiently large in comparison with the public interest in disclosure, that disclosure is primarily in the commercial interest of the requester.

Upon review of the subject matter of your request, and an evaluation of the six factors identified above, DHS has determined that it will conditionally grant your request for a fee waiver. The fee waiver determination will be based upon a sampling of the responsive documents received from the various DHS program offices as a result of the searches conducted in response to your FOIA request. DHS will, pursuant to DHS FOIA regulations applicable to media requesters, process the first 100 pages free of charge. If upon review of these documents, DHS determines that the disclosure of the information contained in those documents does not meet the factors permitting DHS to waive the fees, then DHS will at that time either deny your request for a fee waiver entirely, or will allow for a percentage reduction in the amount of the fees corresponding to the amount of relevant material found that meets the factors allowing for a fee waiver. In either

case, DHS will promptly notify you of its final decision regarding your request for a fee waiver and provide you with the responsive records as required by applicable law.

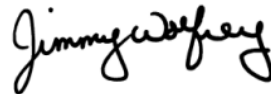
In the event that your fee waiver is denied, and you determine that you still want the records, provisions of the FOIA allow us to recover part of the cost of complying with your request. We shall charge you for records in accordance with the DHS FOIA regulations as they apply to media requesters. As a media requester you will be charged 10 cents per page for duplication; the first 100 pages are free. In the event that your fee waiver is denied, we will construe the submission of your request as an agreement to pay up to \$25.00. This office will contact you before accruing any additional fees.

We have queried the appropriate component(s) 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 analysts 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 **2022-HQFO-00905**. Please refer to this identifier in any future correspondence. The status of your FOIA request is now available online and can be accessed at: <https://foiarequest.dhs.gov/app/CheckStatus.aspx>, by using this FOIA request number.

If you have any questions, or would like to discuss this matter, please feel free to contact this office at 1-866-431-0486 or 202-343-1743.

Sincerely,

A handwritten signature in black ink that reads "Jimmy Wolfrey". The signature is written in a cursive, slightly slanted style.

Jimmy Wolfrey
Senior Director, FOIA Operations and Management
(Acting)