

U.S. Department of Homeland Security
Washington, DC 20229



U.S. Customs and
Border Protection

DIS-3-RR:RDL:FAPL
CBP-AP-2022-097918 GA

July 20, 2022

Rina M. Gandhi
Murray Osorio PLLC
4103 Chain Bridge Road, Ste 300
Fairfax, VA 22030

RE: Freedom of Information Act Appeal; CBP-2022-048573

Dear Rina Gandhi:

This letter is in response to your electronic submission of June 28, 2022, that appeals the response of the U.S. Customs and Border Protection ("CBP") Freedom of Information Act ("FOIA") Division to the FOIA request made by you on behalf of Asteway Tamerat also known as Asteway Gass Wanda with dates of birth of September 27, 1986, and September 27, 1988.

In your request you were seeking for any and all CBP records relating to entries-exits, specifically, an entry on or about September 28, 1997, pertaining to the subject.

In its response to your request, the CBP FOIA Division found no records responsive to your request.

In your recent submission you appeal the response of the CBP FOIA Division and reiterated you believe a record may exist due to a previous entry of the subject to the U.S.

Pursuant to your appeal, this office has conducted a *de novo* thorough search of CBP databases based upon the information provided. We conducted our search using variations of the subject's name and dates of birth provided but unfortunately, we have not found records created or maintained by CBP which are responsive to your request.

The decision of the CBP FOIA Division is affirmed.

The FOIA (5 U.S.C. § 552(a) (4)(B)) provides you with the opportunity to seek judicial review of this administrative appeal. You may institute judicial review in the U.S. District Court in the district in which you reside, have a principal place

of business, where the agency records are located, or in the U.S. District Court for the District of Columbia.

Alternatively, the Office of Government Information Services (“OGIS”) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using the OGIS does not affect your right to pursue litigation. If you are requesting access to your own records, which is considered a Privacy Act request, you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974. If you wish to contact the OGIS, you may do so in the following ways: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, Room 2510, College Park, MD 20740-6001; by email - ogis@nara.gov; by telephone – 202-741-5770; or by facsimile – 202-741-5769.

Sincerely,

Shari Suzuki

Shari Suzuki, Chief
FOIA Appeals & Policy Branch
Regulations & Rulings
Office of Trade