

EXHIBIT D



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Lindsay Nash
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Request Number: 2023-ICFO-05899



Messages

ADD MESSAGE



RE: ICE FOIA Case Number 2023-ICFO-05899

12/09/2022,
4:54:16 pm



Other

12/09/2022

Lindsay Nash
Cardozo School of Law
New York, New York 10003

RE: ICE FOIA Case Number 2023-ICFO-05899

Dear Requester:

This acknowledges receipt of your 12/7/2022, Freedom of Information Act (FOIA) request to U.S. Immigration and Customs Enforcement (ICE), for 1. This request covers all guidance issued from 2003 to the present.

2. The guidance that this request seeks includes the standards, procedures, and requirements for issuing civil and criminal subpoenas and any limitations on the issuance of these subpoenas. This should include any limitations on the issuance of subpoenas to obtain information from sensitive locations including (but not limited to) schools, churches, foster care agencies, etc.

3. This guidance should also include any requirements and standards that officers must follow in recording the issuance of these subpoenas and any responses to these subpoenas.

4. This request covers any form in which this guidance is issued, which may include, but is not limited to, training materials, policy statements, internal memoranda, internal directives, emails, and manuals.. Your request was received in this office on 12/7/2022.

Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Per Section 5.5(a) of the DHS FOIA regulations, 6 C.F.R. Part 5, ICE processes FOIA requests according to their order of receipt. Although ICE's goal is to respond within 20 business days of receipt of your request, the FOIA does permit a 10-day extension of this time period. As your request seeks numerous documents that will necessitate a thorough and wide-ranging search, ICE will invoke a 10-day extension for your

request, as allowed by Title 5 U.S.C. § 552(a)(6)(B). If you're able to narrow the scope of your request please contact our office. Narrowing the scope may speed up the search process. We will make every effort to comply with your request in a timely manner.



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 Interim 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. We will construe the submission of your request as an agreement to pay up to \$25.00. You will be contacted before any further fees are accrued.

We have queried the appropriate program offices within ICE for responsive records. If any responsive records are located, they will be reviewed for determination of releasability. Please be assured that one of the processors in our office will respond to your request as expeditiously as possible. We appreciate your patience as we proceed with your request.

If you have any questions, please contact FOIA Public Liaison, Marcus Francis at the address above or (866) 633-1182. Additionally, you have a right to seek dispute resolution services from the Office of Government Information Services (OGIS) which mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to 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. You may contact OGIS as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Your request has been assigned reference number 2023-ICFO-05899. Please use this number in future correspondence.

Sincerely,

ICE FOIA Office
Immigration and Customs Enforcement
Freedom of Information Act Office
500 12th Street, S.W., Stop 5009
Washington, D.C. 20536-5009

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