

# Exhibit 2



**U.S. Department of Justice  
Federal Bureau of Prisons**

*Central Office  
320 First St., NW  
Washington, DC 20534*

February 11, 2022

Fernando Alfonso  
1396 Tugaloo Dr. NE  
Atlanta, GA 30319  
Fernando.alfonso.the.third@gmail.com

FOIA Request Number: 2022-01664

Dear Mr. Alfonso:

This is in response to the above referenced Freedom of Information Act (FOIA) request. Specifically, you requested a copy of all the U.S. Marshal reports filed regarding a specified individual while incarcerated at MDC Brooklyn, and a copy of all the complaints filed by a specified individual from July 2, 2020 through January 6, 2022.

In response to your request for U.S. Marshal reports, the records you seek are not Federal Bureau of Prisons (BOP) records or your request does not indicate you are seeking records maintained by BOP. If you believe BOP maintains these records, please resubmit your request with any details you have that will enable us to locate these records. Otherwise, you should contact the entity that created the records, the U.S. Marshals Service.

In response to the remainder of your request, to the extent non-public responsive records exist, without consent, proof of death, or an overriding public interest, disclosure of records would invade another individual's personal privacy. *See* 5 U.S.C. § 552(b)(6). Additionally, to the extent non-public responsive records exist, without consent, proof of death, or an overriding public interest, disclosure of law enforcement records concerning an individual could reasonably be expected to constitute an unwarranted invasion of personal privacy. *See* 5 U.S.C. § 552(b)(7)(C). Because any non-public records responsive to your request would be categorically exempt from disclosure, this Office is not required to conduct a search for the requested records.

If you have questions about this response please feel free to contact the undersigned, this office, or the Federal Bureau of Prisons' FOIA Public Liaison, Mr. Eugene Baime, at: 202-616-7750 (phone) or 320 First Street NW, Room 924, Washington, DC 20534.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road (OGIS), College Park, MD 20740-6001; ogis@nara.gov; 202-741-5770 (phone); 1-877-684-6448 (toll free); or 202-741-5769 (fax).

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, 441 G Street, NW, 6th Floor, Washington, DC 20530, or you may submit an appeal through OIP's FOIA STAR portal by creating an account following the instructions on OIP's website: <https://www.justice.gov/oip/submit-and-track-request-or-appeal>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in black ink that reads "Megan Wilson-Bost". The signature is written in a cursive, flowing style.

M. Wilson-Bost, for  
Eugene E. Baime, Supervisory Attorney