

# **EXHIBIT 12**

U.S. Department of Homeland Security  
500 12<sup>th</sup> ST. SW; STOP 5009  
Washington, DC 20536-5009



**U.S. Immigration  
and Customs  
Enforcement**

April 21, 2015

Seth A. Watkins  
Adduci, Mastriani & Schaumberg, LLP  
1133 Connecticut Avenue, NW  
Washington, DC 20036

Dear Sir or Madam:

The Department of Homeland Security has received your letter appealing the adverse determination of your Freedom of Information Act/Privacy Act (FOIA/PA) request by U.S. Immigration and Customs Enforcement seeking ICE's San Antonio and Seattle Areas of Responsibility (AORs) daily, weekly, bi-weekly, and/or monthly Records of the bed space inventory in ICE's San Antonio and Seattle AORs from June 1, 2013 through November 30, 2013, including the number of vacant beds and the detainee population, broken down by gender, individuals subject to mandatory custody, individuals subject to non-mandatory custody, and by the alleged custodial authority (details specified in request). Your appeal dated April 19, 2015, was received on April 20, 2015.

The Government Information Law Division acknowledges your appeal request of **2015-ICFO-02072** and is assigning it number **2015-ICAP-00323** for tracking purposes. Please reference this number in any future communications about your appeal.

A high number of FOIA/PA requests have been received by the Department. Accordingly, we have adopted the court-sanctioned practice of generally handling backlogged appeals on a first-in, first-out basis.<sup>1</sup> While we will make every effort to process your appeal on a timely basis, there may be some delay in resolving this matter. Should you have any questions concerning the processing of your appeal, please contact ICE FOIA at (866) 633-1182, or by email at [ice-foia@dhs.gov](mailto:ice-foia@dhs.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "KS for", written over a horizontal line.

Debbie Seguin  
Chief  
Government Information Law Division  
ICE Office of the Principal Legal Advisor  
U.S. Department of Homeland Security

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<sup>1</sup> Appeals of expedited treatment denials will be handled on an expedited basis.