

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

January 16, 2018

Jennie Santos-Bourne  
Americans for Immigrant Justice  
3000 Biscayne Blvd., Suite 400  
Miami, FL 33137

**RE: 2018-ICAP-00101, 2017-ICFO-15091**

Dear Ms. Santos-Bourne:

This is in response to your letter received on December 18, 2017, appealing the determination by the U.S. Immigration and Customs Enforcement (ICE), Freedom of Information Act (FOIA) Office in response to your FOIA request dated January 16, 2017. Your January 16, 2017 FOIA request sought, in summary, any and all records reflecting any contract or agreement to provide services for persons subject to detention between the U.S. Department of Homeland Security (DHS), U.S. Immigration and Customs Enforcement (ICE) and/or Atlantic Shores Hospital (ASH) located in Fort Lauderdale, FL and/or the GEO Group, Inc. (GEO) related to any detention or processing facility located in Florida. (Please refer to the original January 16, 2017 request for specific details).

By letter, dated September 28, 2017, ICE FOIA advised that a “search of the ICE Office of Acquisition for records responsive to your request produced 67 pages that are responsive to your request. ICE has determined that 67 pages will be released in their entirety; ICE has claimed no deletions or exemptions.” You have appealed the adequacy of the search and have re-asserted your request for a fee waiver.

After a review of the administrative record, ICE has determined that new searches or modifications to the existing searches could be made. We are therefore remanding your appeal to the ICE FOIA Office for processing and re-tasking to the appropriate agency/office(s) to obtain any responsive documents. The ICE FOIA Office will respond directly to you.

Regarding your renewed request for a fee waiver, this issue is not properly on appeal as no adverse determination was made by ICE FOIA and will be considered moot. 5 U.S.C. § 552(a)(6)(A)(i). As noted in the September 28, 2017 letter, ICE FOIA did not charge you any fees “as the cost is below the \$14 minimum.” You may renew your request for a fee waiver once the matter has been remanded, if applicable.

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Jennie Santos-Bourne  
Page 2 of 2

Should you have any questions regarding this appeal closure, please contact ICE at [ice-foia@dhs.gov](mailto:ice-foia@dhs.gov). In the subject line of the email, please include the word "appeal," your appeal number, which is **2018-ICAP-00101**, and the FOIA case number, which is **2017-ICFO-15091**.

Sincerely,



for:

Erin J. Clifford  
Chief  
Government Information Law Division  
ICE Office of the Principal Legal Advisor  
U.S. Department of Homeland Security