

EXHIBIT B



**U.S. Citizenship
and Immigration
Services**

November 28, 2018

NRC2018175380

Leslie K. Dellon
American Immigration Council
1331 G Street NW, Suite 200
Washington, DC 20005

Dear Leslie K. Dellon:

Don't waste time waiting for the US Postal Service to deliver the information you requested. Go online, create an account, and receive the information electronically! Read the attached yellow flyer for more details.

We received your request for information on November 19, 2018, relating to data on all Forms I-129 filed from October 1, 2008, to November 28, 2018.

Your request is being handled under the provisions of the Freedom of Information Act (5 U.S.C. § 552). It has been assigned the following control number: NRC2018175380. Please cite this number in all future correspondence about your request.

We respond to requests on a first-in, first-out basis and on a multi-track system. Your request has been placed in the simple track (Track 1). You specifically requested:

All Forms I-129, Petition for a Nonimmigrant Worker ("I-129 Petition" or "Petition") filed during the time period from October 1, 2008, through the date of your final response to this request

Specifically, Requester seeks a full dataset (or spreadsheet) containing the following information for each I-129 Petition filed with USCIS during the period identified above

General information about the Petition:

- (1) Date of receipt
- (2) Unique identifier (a numeric or alphanumeric code that is associated with a single I-129 Petition filed with USCIS. The identifier could be a random number and would not need to contain any of the beneficiary's identifying information)
- (3) Was the Petition approved?
 - a If yes, date of approval
- (4) Was the Petition denied?
 - a If yes, date of denial
 - b Reason(s) for denial
- (5) Is the Petition still pending?
- (6) Is the Petition in any other status?
 - a If yes, identify status

Part 1 Petitioner information

- (1) Company or organization name

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- (2) City or town of company or organization
- (3) ZIP Code of company or organization
- (4) Federal Employer identification Number (FEIN)

Part 2 Information about this Petition

- (1) Requested nonimmigrant classification
- (2) Basis for classification
- (3) Requested action
- (4) Total number of workers requested in this petition

Part 3 Beneficiary information

- (1) Date of birth
- (2) Gender
- (3) Country of citizenship or nationality
- (4) If the beneficiary was in the United States when the Petition was filed, provide the following
 - a Date of last arrival
 - b Current nonimmigrant status
 - c Date status expires/expired
- (5) If a current residential US address is provided, provide the following
 - a City or town
 - b ZIP Code

Part 4 Processing information

- (1) If the beneficiary(ies) named in Part 3 of the Petition is/are outside the United States, provide the following information from the beneficiary's(ies') foreign address
 - a City or town
 - b State or province
 - c Country
- (2) Is the petitioner filing any other petitions with this one?
 - a If yes, how many?
- (3) Is the petitioner filing any applications for dependents with this petition?
 - a If yes, how many?
- (4) Is any beneficiary in this petition in removal proceedings?
- (5) Has the petitioner ever filed an immigrant petition for any beneficiary in this petition?
- (6) Has the petitioner ever filed a nonimmigrant petition for any beneficiary in this petition?

Part 5: Basic information about proposed employment and employer

- (1) Job title
- (2) LCA or ETA Case Number, if applicable
- (3) Provide the following information from the address where the beneficiary(ies) will work, if different from address in Part 1
 - a City or town
 - b State
 - c ZIP Code
- (4) Will the beneficiary(ies) work off-site at another company or organization's location?
- (5) Will the beneficiary(ies) work exclusively in the Commonwealth of the Northern Mariana Islands?
- (6) Is this a "full-time position?"

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- (7) If it is not a full-time position, hours per week for the position
- (8) Wages per (specify hour, week, month, or year)
- (9) Other compensation (explain)
- (10) Dates of intended employment
 - a From (mm/dd/yyyy)
 - b To (mm/dd/yyyy)
- (11) Type of business
- (12) Year established
- (13) Current number of employees in the United States
- (14) Gross annual income
- (15) Net annual income

In accordance with Department of Homeland Security Regulations (6 C.F.R. § 5.4(a)), USCIS uses a "cut-off" date to delineate the scope of a FOIA request by treating records created after that date as not responsive to that request. Therefore, in determining which records are responsive to your request, we will only include records in the possession of this agency as of November 28, 2018, the date we began the search for records.

Because of the subject matter and because of your demonstrated ability to disseminate information to the public, USCIS will grant this request for fee waiver.

Consistent with 6 C.F.R. § 5.5(a) of the Department of Homeland Security (DHS) FOIA regulations, USCIS processes FOIA requests according to their order of receipt. Although USCIS' goal is to respond within 20 business days of receipt of your request, FOIA does permit a 10-day extension of this time period in certain circumstances. Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Additionally, due to the scope and nature of your request, USCIS will need to locate, compile, and review responsive records from multiple offices, both at headquarters and in the field. USCIS may also need to consult with another agency or other component of the Department of Homeland Security that have a substantial interest in the responsive information. Due to these unusual circumstances, USCIS will invoke a 10-day extension for your request pursuant to 5 U.S.C. § 552(a)(6)(B). Please contact our office if you would like to limit the scope of your request or to agree on a different timetable for the processing of your request. We will make every effort to comply with your request in a timely manner.

This office now offers an online delivery option. If you would like to receive the requested records online, you will need to register this request at <https://first.uscis.gov>. If you do not already have a MyUSCIS account you will be prompted to create one. Once logged on, click the "Register Request" link where you will be asked to enter your control number NRC2018175380 and the following six digit PIN: 526263. If you do not wish to take advantage of this option, we will be providing your records on a Compact Disc (CD) for use on your personal computer. To request your responsive records on paper, please include your control number and write to the above address Attention: FOIA/PA Officer, or fax them to (816) 350-5785.

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The National Records Center (NRC) has the responsibility to ensure that personally identifiable information (PII) pertaining to U.S. Citizenship and Immigration Services (USCIS) clients is protected. In our efforts to safeguard this information, we may request that additional information be provided to facilitate and correctly identify records responsive to your request. Though submission of this information is voluntary, without this information, your request may be delayed while additional steps are taken to ensure the correct responsive records are located and processed. Further, if we are unable to positively identify the subject of the record we may be unable to provide records responsive to your FOIA request.

You may check the status of your FOIA request online, at www.uscis.gov/FOIA. Click the "Check Status of Request" button in the middle of the web page or "FOIA Request Status Check & Average Processing Times" on the left side under "Freedom of Information and Privacy Act (FOIA)." Then click "FOIA Check Status of Request" at the bottom of the page and follow the instructions given. If you have any questions concerning your pending FOIA/PA request, or to check the status of a pending application or petition, please call The National Customer Service Center at 1-800-375-5283. Please be aware that the National Records Center no longer accepts FOIA/PA related questions directly by phone.

All FOIA/PA related requests, including address changes, must be submitted in writing and be signed by the requester. Please include the Control Number listed above on all correspondence with this office. Requests may be mailed to the FOIA/PA Officer at the PO Box listed at the top of the letterhead, emailed to USCIS.FOIA@uscis.dhs.gov, or sent by fax to (816) 350-5785. You may also submit FOIA/PA related questions to our email address at FOIAPAQuestions@uscis.dhs.gov.

Sincerely,



Jill A. Eggleston
Director, FOIA Operations