

EXHIBIT 16

Lisa N. Himes

From: ice-foia@dhs.gov
Sent: Thursday, February 14, 2019 9:26 AM
To: Lisa N. Himes
Subject: ICE FOIA Response for 2018-ICAP-00492
Attachments: Final Appeal Response 2018-ICAP-00492, 2018-ICFO-319951.pdf

Mrs. Himes,

ICE's final response to your FOIA request, 2018-ICAP-00492, for appealing the adequacy of the search is attached.

Please note that the attachment may be password protected. If you are prompted to enter a password when opening the attachment and you did not receive a password it may be in your junk/spam folder.

Sincerely,
ICE FOIA

U.S. Department of Homeland Security
500 12th St. SW; STOP 5009
Washington, DC 20536-5009



U.S. Immigration
and Customs
Enforcement

October 24, 2018

Lisa N. Himes
Rogers Joseph O'Donnell, P.C.
875 15th St. NW
Suite 725
Washington, DC 20005

RE: 2018-ICAP-00492, 2018-ICFO-31995

Dear Ms. Himes:

This is in response to your appeal letter, dated September 24, 2018, and received by U.S. Immigration and Customs Enforcement (ICE) on September 27, 2018, appealing the adverse determination of your Freedom of Information Act (FOIA) request by the ICE FOIA Office. Your original FOIA request, made on behalf of your client, Tim Blixseth, and dated April 17, 2018, sought (1) all documents that refer or relate to Blixseth, Aircraft Tail Number N650GC, and/or Yellowstone Aviation & Marine; and (2) all emails from any and all of former Director John Morton's email accounts from January 1, 2010 through December 31, 2010 referencing: (a) N650GC; (b) Yellowstone; (c) Yellowstone Aviation & Marine; and/or (d) Blixseth.

By letter dated August 16, 2018, the ICE FOIA Office issued a final response letter, advising that a search of the ICE Office of the Director and ICE Homeland Security Investigations (HSI) had been conducted. As a result of these searches, 357 pages of responsive records were located and produced to you in their entirety. You have appealed the adequacy of the search.

Upon a complete review of the administrative record and the search documentation, ICE has determined that a new search(s), or modifications to the existing search(s), could be made. ICE is 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.

Should you have any questions regarding this appeal remand, please contact ICE at ice-foia@dhs.gov. In the subject line of the email please include the word "appeal," your appeal number, which is **2018-ICAP-00492**, and the FOIA case number, which is **2018-ICFO-31995**.

Sincerely,

A handwritten signature in cursive script that reads "Lisa Lomanity".

for
Erin J. Clifford
Chief

Lisa N. Himes
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Government Information Law Division
ICE Office of the Principal Legal Advisor
U.S. Department of Homeland Security