

EXHIBIT A

202.777.8950 (t)	Bowen Building
202.347.8429 (f)	875 15th Street, NW, Suite 725
	Washington DC 20005
415.956.2828 (t)	Robert Dollar Building
415.956.6457 (f)	311 California Street, 10th Flr.
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ROGERS JOSEPH O'DONNELL

Lisa N. Himes
202.777.8953 (d)
lhimes@rjo.com

July 3, 2019

VIA FEDERAL EXPRESS

FOIA Officer
U.S. Customs and Border Protection
90 K Street, NE
FOIA Division
Washington, DC 20229

Re: Freedom of Information Act Request

To Whom It May Concern:

On behalf of client, Timothy Blixseth, Rogers Joseph O'Donnell, PC makes this request for the records described below pursuant to the Freedom of Information Act, 5 U.S.C. § 552.

We request that you adhere to the time limitations set forth in 5 U.S.C. § 552(a)(6)(A). We also ask that you forward information related to any individual request without waiting until all records are located (i.e., please provide records on a rolling basis). If you determine that a record contains material exempt from disclosure, please review it for possible discretionary disclosure. In addition, we request that you produce any and all segregable portions of the record in question. Please notify me when responsive records are either furnished or specifically identified and denied for release. If no records exist for any request, please provide written confirmation of same.

We further request that, pursuant to 5 U.S.C. § 552(a)(3)(B), your agency produce responsive documents in the native electronic format in which the document was created. To the extent that your agency is unable to produce the responsive documents in the requested format, we request that your agency confirm that the record does not exist in native format and produce the documents in the following format, listed in accordance with our preference: 1) PDF format; or 2) paper copy. While the burden is on the government to produce all documents within the required time period, we are willing to discuss and agree upon the means and sequence of production to facilitate government compliance with the law.

To the extent that you determine that any subject document will not be disclosed because it meets any of the criteria in the FOIA for nondisclosure, you are requested to identify such documents in accordance with the requirements of *Vaughn v. Rosen*, 523 F.2d 1136 (D.C. Cir. 1975). To the extent that you determine that any subject document will not be disclosed because it is classified in accordance with document classification procedures of your Department, request is hereby made that such document be declassified or redacted sufficiently to enable useful review and inclusion of its identifying characteristics under *Vaughn v. Rosen*.

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REQUESTED DOCUMENTS

Please provide the following records¹ to the undersigned:

1. All communications between the U.S. Customs and Border Protection (“CBP”) and Immigration and Customs Enforcement (“ICE”) referencing:
 - a. Blixseth
 - b. Tim Blixseth
 - c. Aircraft Tail Number N650GC
 - d. Yellowstone Aviation LLC
 - e. Western Air and Water LLC
 - f. Blixseth Group, Inc.
 - g. BGI

See Exhibit 1 for discussion of some of these records.

2. All documents referring or related to:
 - a. Blixseth
 - b. Tim Blixseth
 - c. Aircraft Tail Number N650GC
 - d. Yellowstone Aviation LLC
 - e. Western Air and Water LLC
 - f. Blixseth Group, Inc.
 - g. BGI

We are willing and able to pay all reasonable and applicable fees in connection with this request as required under statute and regulation. We request prior notice only if you determine that such costs will exceed \$1,000. Please feel free to contact me by phone (202-777-8953) or by email (lhimes@rjo.com) if you have any questions about this request or need further information.

¹ An “agency record” includes “the products of data compilation, such as all books, papers, maps, photographs, and machine readable materials, inclusive of those in electronic form or format, or other documentary materials, regardless of physical form or characteristics, made or received by an agency of the United States Government under Federal law in connection with the transaction of public business and in DA possession and control at the time the FOIA request is made.” 32 CFR § 518.7(b).

ROGERS JOSEPH O'DONNELL ROGERS JOSEPH O'DONNELL

www.rjo.com

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July 3, 2019
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Best regards,

A handwritten signature in cursive script that reads "Lisa N. Himes".

Lisa N. Himes

Attachment

EXHIBIT 1



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS

REPORT OF INVESTIGATION



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CASE NUMBER

(b)(7)(E)

CASE OPENED

9/20/2010

CURRENT CASE TITLE

WESTERN AIR AND WATER LLC

OVERFLIGHT

REPORT TITLE

OVERFLIGHT EXEMPTION

REQUEST BY WESTERN AIR AND

WATER LLC

SYNOPSIS

On July 28, 2010, U.S. Customs and Border Protection (CBP) informed Immigration and Customs Enforcement (ICE), Office of Assistant Special Agent in Charge Los Angeles International Airport (ASAC/LAX), of an over flight request. The request was made to CBP by Western Air and Water LLC, a land development business. (b)(7)(E)

(b)(6);(b)(7)(C);(b)(7)(E)

(b)(6);(b)(7)(C) On September 21, 2010 Special Agent (SA) (b)(6);(b)(7)(C) (ASAC/LAX) was assigned to the case to further investigate these findings and conduct a background investigation on Western Air and Water LLC. This report documents the background investigation conducted on Western Air and Water LLC, aircraft tail# N650GC and flight crew member (b)(6);(b)(7)(C)

REPORTED BY

(b)(6);(b)(7)(C)

SPECIAL AGENT

APPROVED BY

(b)(6);(b)(7)(C)

OI GRP SUPERVISOR

DATE APPROVED

9/29/2010

Current Case Title

WESTERN AIR AND WATER LLC
OVERFLIGHT

ROI Number

(b)(7)(E)

Date Approved

9/29/2010

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DETAILS OF INVESTIGATION

(b)(6),(b)(7)(C)

DETAILS OF INVESTIGATION

On July 28, 2010, U.S. Customs and Border Protection (CBP) informed Immigration and Customs Enforcement (ICE), Office of Assistant Special Agent in Charge Los Angeles International Airport (ASAC/LAX), of an over flight request. The request was made to CBP by Western Air and Water LLC, a land development business. (b)(7)(E)

(b)(6),(b)(7)(C),(b)(7)(E)

(b)(6),(b)(7)(C) On September 21, 2010 Special Agent (SA) (b)(6),(b)(7)(C) (ASAC/LAX) was assigned to the case to further investigate these findings and conduct a background investigation on Western Air and Water LLC.

COMPANY:

Western Air and Water, LLC
1200 Northwest Naito Parkway, Suite 690
Portland, OR 97209

AIRCRAFT:

Tail Number: N650GC
Make/Model: Cessna Citation 650 Model VI
Serial#: (b)(6),(b)(7)(C)
Color Scheme: White with Black and Gold trim

PILOTS AND CREW: DOB:

(b)(6),(b)(7)(C) Pilot (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C) Pilot (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C) Pilot (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C) Pilot (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C) Pilot (b)(6),(b)(7)(C)

PASSENGERS: DOB: CITIZENSHIP: PASSPORT#:

Tim Blixseth 04/27/1950 USA 038280398
(b)(6),(b)(7)(C) USA (b)(6),(b)(7)(C)

Current Case Title	ROI Number	Date Approved
WESTERN AIR AND WATER LLC OVERFLIGHT	(b)(7)(E)	9/29/2010

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(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)
(b)(6);(b)(7)(C)	USA	(b)(6);(b)(7)(C)

BAGGAGE:

The usual baggage and cargo for these flights shall consist of normal luggage and personal property of the passengers and crew. No persons or property shall be carried for compensation or hire.

BUSINESS:

The usual business activity consists of meetings and conferences with business associates. The company is in land development business.

REQUESTED FIRST LANDING AIRPORTS:

- Los Angeles International Airport - Los Angeles, CA KLAX
- Palm Springs International Airport - Palm Springs, CA KPSP
- Van Nuys International Airport - Van Nuys, CA KVNy
- McCarran International Airport - Las Vegas, NV KLAS
- Teterboro International Airport - Teterboro, NJ KTEB
- Newark International Airport - Newark, NJ KEWR
- Great Falls International Airport - Great Falls, MT KGTF
- Boeing Field International Airport - Seattle, WA KBFI
- North Kingstown Airport - North Kingstown, RI KOQU
- Boise International Airport - Boise, ID KBOI
- Kalispell/Glacier Park International Airport, Kalispell, MT KGPI
- Washington DC Dulles International Airport, Washington DC KIAD
- Portland International Airport, Portland, OR KPDX
- San Jose International Airport, San Jose, CA KSJC
- San Francisco International Airport, San Francisco, CA KSFO

REASON FOR REQUEST:

Current Case Title	ROI Number	Date Approved
WESTERN AIR AND WATER LLC OVERFLIGHT	(b)(7)(E)	9/29/2010

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Having the over flight privilege, the company will be saving a considerable amount in jet fuel, aircraft wear and tear, and unnecessary time delays.

Considering all of the given facts, SA (b)(6);(b)(7)(C) conducted a background investigation of the stated aircraft, the crew, and its passengers. (b)(7)(E)

(b)(6);(b)(7)(C);(b)(7)(E)

(b)(6);(b)(7)(C);(b)(7)(E)

Here under are the details of the derogatory information discovered on aforementioned aircraft and passenger:

AIRCRAFT:

Tail# N650GC

On May 07, 2010, TECS Record ID (b)(7)(E) indicates that the aircraft is associated with suspicious financial activities and/or unreported departures.

(b)(7)(E)

PASSENGER:

(b)(6);(b)(7)(C)

DOB: (b)(6);(b)(7)(C)

SSN#: (b)(6);(b)(7)(C)

US Passport #: (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Current Case Title

ROI Number

Date Approved

WESTERN AIR AND WATER LLC
OVERFLIGHT

(b)(7)(E)

9/29/2010

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(b)(6),(b)(7)(C)

INVESTIGATOR'S RECOMMENDATION:

Aircraft tail# N650GC has been noted in DHS databases to have derogatory information related to suspicious financial activities and/or unreported departures. It is opinion of the ASAC/LAX that the privilege of an over flight exemption for the aircraft be denied.

(b)(6),(b)(7)(C)

(b)(7)(E)

Current Case Title

ROI Number

Date Approved

WESTERN AIR AND WATER LLC
OVERFLIGHT

(b)(7)(E)

9/29/2010

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