

Exhibit 6

LAW OFFICE OF
TEXAS RIOGRANDE LEGAL AID, INC.

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March 13, 2019

U.S. Immigration and Customs Enforcement
Office of the Principal Legal Advisor
U.S. Department of Homeland Security
500 12th Street, S.W., Mail Stop 5900
Washington, D.C. 20536-5900

Re: **FOIA Appeal**
2019-ICFO-29060
Gerardo Vasquez Negrete, A# [REDACTED]

BY CERTIFIED MAIL No. * 7018 2290 0000 0884 5194

To Whom It May Concern:

My office represents Mr. Gerardo Vasquez Negrete, A# [REDACTED]. Please consider this letter an administrative FOIA appeal filed on his behalf. On March 12, 2019, I received a response to my FOIA request in a letter signed by Catrina M. Pavlik-Keenan, FOIA officer. A copy of this letter is attached.

I appeal the results of this request because I do not believe that a comprehensive search of all available records was performed or that all available records responsive to the request were produced.

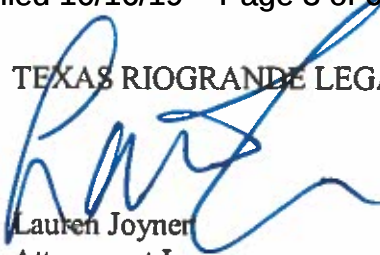
The original request emailed to your office on February 15, 2019, requested the following:

I request a copy of any and all records found, including but not limited to the following: records related to any arrest and detention between 2012 and the present date; I-213s; records of sworn statements; Notices to Appear; records of reinstatement of removal; records of expedited removal; records related to care received while detained in Laredo, Texas, or Houston, Texas; records relating to any request for release; correspondence between myself and any deportation officer or other ERO officer; records, memorandums, or other documents associated with any investigation into a claim to U.S. derivative citizenship asserted by me or anyone else on my behalf.

Your prompt attention to this matter is appreciated. Please contact me at [REDACTED] or Ljoyner@trla.org should you require additional information.

Sincerely,

TEXAS RIOGRANDE LEGAL AID, INC.



Lauren Joyner
Attorney at Law

TRLA No. 01-121315



Office of Information Governance and Privacy

U.S. Department of Homeland Security
500 12th St., SW
Washington, D.C. 20536



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

March 11, 2019

Lauren Joyner
Texas Rio Grande Legal Aid, Inc.
316 S. Closner Blvd
Edinburg, TX 78539

RE: ICE FOIA Case Number 2019-ICFO-29060

Dear Ms. Joyner:

This letter is the final response to your Freedom of Information Act (FOIA) request to U.S. Immigration and Customs Enforcement (ICE), dated February 15, 2019. You have requested copies of the following records:

all records pertaining to Gerardo Vasquez Negrete, A [REDACTED], DOB: [REDACTED], COB: Mexico (please see request for specific details)

ICE has considered your request under the FOIA, 5 U.S.C. § 552.

A search of the ICE Office of Enforcement and Removal Operations (ERO) for records responsive to your request produced 7 pages that are responsive to your request. After review of those documents, I have determined that 0 pages will be released in their entirety. Portions of 7 pages will be withheld pursuant to Exemptions (b)(6), (b)(7)(C), and (b)(7)(E) of the FOIA as described below.

ICE has applied Exemptions (b)(6) and (b)(7)(C) to protect from disclosure names and identification numbers of law enforcement personnel.

FOIA Exemption 6 exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right privacy. The types of documents and/or information that we have withheld may consist of social security numbers, home addresses, dates of birth, or various other documents and/or information belonging to a third party that are considered personal. The privacy interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

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FOIA Exemption 7(C) protects records or information compiled for law enforcement purposes that could reasonably be expected to constitute an unwarranted invasion of personal privacy. This exemption takes particular note of the strong interests of individuals, whether they are suspects, witnesses, or investigators, in not being unwarrantably associated with alleged criminal activity. That interest extends to persons who are not only the subjects of the investigation, but those who may have their privacy invaded by having their identities and information about them revealed in connection with an investigation. Based upon the traditional recognition of strong privacy interest in law enforcement records, categorical withholding of information that identifies third parties in law enforcement records is ordinarily appropriate. As such, I have determined that the privacy interest in the identities of individuals in the records you have requested clearly outweigh any minimal public interest in disclosure of the information. Please note that any private interest you may have in that information does not factor into this determination.

ICE has applied Exemption (b)(7)(E) to protect from disclosure of event number, ICE searchable databases and ICE URL addresses.

Exemption 7(E) protects records compiled for law enforcement purposes, the release of which would disclose techniques and/or procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law. I determined that disclosure of law enforcement systems checks could reasonably be expected to risk circumvention of the law. Additionally, the techniques and procedures at issue are not well known to the public.

You have a right to appeal the above withholding determination. Should you wish to do so, you must send your appeal and a copy of this letter, within 90 days of the date of this letter following the procedures outlined in the DHS FOIA regulations at 6 C.F.R. Part 5 § 5.8, to:

U.S. Immigration and Customs Enforcement
Office of the Principal Legal Advisor
U.S. Department of Homeland Security
500 12th Street, S.W., Mail Stop 5900
Washington, D.C. 20536-5900

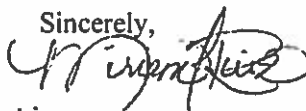
Your envelope and letter should be marked "FOIA Appeal." Copies of the FOIA and DHS regulations are available at www.dhs.gov/foia.

Provisions of FOIA allow DHS to charge for processing fees, up to \$25, unless you seek a waiver of fees. In this instance, because the cost is below the \$25 minimum, there is no charge.

If you need any further assistance or would like to discuss any aspect of your request, please contact the FOIA office and refer to FOIA case number **2019-ICFO-29060**. You may send an e-mail to ice-foia@ice.dhs.gov, call toll free (866) 633-1182, or you may contact our FOIA Public Liaison, Fernando Pinciro, in the same manner. Additionally, you have a right to seek

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dispute resolution services from the Office of Government Information Services (OGIS) which mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974. You may contact OGIS as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Catrina M. Pavlik-Keenan
FOIA Officer

Enclosure(s): 7 page(s)