## Exhibit B

U.S. Department of Homeland Security

U.S. Citizenship and Immigration Services National Records Center P.O. Box 648010 Lee's Summit, MO 64064-8010

COW2020000396



March 27, 2020

Kyle Dandelet Cleary Gottlieb Steen & Hamilton LLP One Liberty Plaza New York, NY 10006

## Dear Kyle Dandelet:

We received your request for information relating to Policies, Guidance and training materials regarding I-918. Specifically you have requested:

- 1. Any and all records issued or used by USCIS to notify, train, and/or instruct mailroom personnel and/or other individuals who process Forms I-918 and/or Forms I-918 Supplement A (whether or not such mailroom personnel and/or other individuals are USCIS employees) regarding the implementation and/or enforcement of the Alert, including but not limited to any guidance concerning which answers ("none," "unknown," or "ii/a") are appropriate responses to which fields on the Form I-918 and/or Form I-918 Supplement A
- 2. any and all template Notice(s) of Action and/or other correspondence created or used by USCIS for rejecting a Form I-918 and/or a Form I-918 Supplement A based on an applicant's alleged failure to comply with the Alert;
- 3. any and all statistics regarding the number of Forms I-918 and/or Forms I-918 Supplement A that USCIS has rejected based on an applicant's alleged failure to comply with the Alert;
- 4. any and all records issued or used by USCIS to train and/or instruct individuals processing and/or adjudicating Forms I-918 and/or Forms I-918 Supplement A regarding the receipt date that USCIS has assigned or will assign to a Form I-918 and/or Form I-918 Supplement A that has been re-filed after it was previously rejected for allegedly failing to comply with the Alert;
- 5. any and all records issued or used by USCIS to train and/or instruct individuals adjudicating Forms I-918 and/or Forms I-918 Supplement A concerning U Nonimmigrant Status Certifications on Form I-918, Supplement B that have expired as a result of USCIS's implementation of the Alert;
- 6. any and all records issued or used by USCIS to train and/or instruct individuals adjudicating Forms I-918 and/or Forms I-918 Supplement A concerning derivatives who have turned 21 years old and therefore have aged-out of relief as a result of USCIS's implementation of the Alert;
- 7. any and all records indicating when the Alert was posted on USCIS's website;
- 8. any and all records indicating when the A

Your request was received in this March 10, 2020. We may need to contact you at a later date to discuss the scope of your request.

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: COW2020000396. 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

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placed in the complex track (Track 2).

Your request for a fee waiver has been granted.

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 <a href="first.uscis.gov">first.uscis.gov</a>. 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 COW2020000396 and the following six digit PIN: 095099. 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 (802) 860-6908.

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 <u>first.uscis.gov/#/check-status</u>. 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 (800) 375-5283. Please be aware that the National Records Center no longer accepts FOIA/PA related questions directly by phone.

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All FOIA/PA related requests, including address changes, must be submitted in writing and be signed by the requester. Questions concerning this FOIA/PA request may be mailed to the FOIA/PA Officer at the PO Box listed at the top of the letterhead or emailed to <a href="USCIS.FOIA@uscis.dhs.gov">USCIS.FOIA@uscis.dhs.gov</a>. Please include the control number listed above on all correspondence with this office. You can now submit a new FOIA request online using our new Freedom of Information Act Records SysTem (FIRST). If you wish to submit a new FOIA/PA request, please visit <a href="www.uscis.gov/FOIA">www.uscis.gov/FOIA</a> for instructions and requirements.

Sincerely,

Jill A. Eggleston

Director, FOIA Operations