

# **EXHIBIT 6**

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



U.S. Immigration  
and Customs  
Enforcement

February 24, 2020

Elizabeth Leiserson  
Southern Migrant Legal Service  
311 Plus Park Boulevard, Suite 135  
Nashville, TN 37217

**RE: 2020-ICAP-00173, 2020-ICFO-09779**

Dear Mr. Leiserson:

This is in response to your letter dated January 28, 2020, received on January 28, 2020, appealing the adverse determination by the U.S. Immigration and Customs Enforcement (ICE), Freedom of Information Act (FOIA) Office in response to your FOIA request, requesting all ICE records pertaining to Jeandre Fouche, A# 216 486 423, COB: South Africa, [REDACTED] 1996.

By letter dated December 20, 2019, the ICE FOIA Office advised you that “[a] search of the ICE Office of Enforcement and Removal Operations (ERO) for records responsive to your request produced 2 pages that are responsive to your request. After review of those documents, I have determined that portions of 2 pages will be withheld pursuant to [FOIA] Exemptions (b)(6), (b)(7)(C), and (b)(7)(E) . . . .” ERO is the office within ICE mostly likely to have records responsive to your request, should they exist.

You appealed the adequacy of the search, stating that you “are aware of the existence of responsive documents that should be in ICE’s custody or control that were not produced. We therefore do not believe that a comprehensive search of all available records was performed . . . .”

Upon a complete review of the administrative record, and the search documentation which led to the determination on your FOIA request, ICE has determined that the search was adequate in all respects and was reasonably calculated to uncover all relevant documents. Therefore, ICE affirms the adequacy of the search conducted on your FOIA request.

Please note that the information you are seeking may be in your client’s alien file (A-file), which is maintained by U.S. Immigration and Citizenship Service (USCIS), a separate Component of the Department of Homeland Security. You may submit a FOIA request to USCIS at:

U.S. Citizenship and Immigration Services  
National Records Center, FOIA/PA Office  
P. O. Box 648010  
Lee’s Summit, MO 64064-8010  
[www.uscis.gov/foia](http://www.uscis.gov/foia)

This decision is the final action of ICE concerning your FOIA request. Inasmuch as you consider this to be a denial of your appeal, you may obtain judicial review of this decision pursuant to the provisions of 5 U.S.C. § 552(a)(4)(B) in the United States District Court in the district in which you reside or have a principal place of business, or in which the agency records are situated, or in the District of Columbia.

The Office of Government Information Services (OGIS) also mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. If you wish to contact OGIS, you may email them at [ogis@nara.gov](mailto:ogis@nara.gov) or call 1-877-684-6448.

Should you have any questions regarding this appeal closure, please contact ICE at [ice-foia@dhs.gov](mailto:ice-foia@dhs.gov). In the subject line of the email please include the word “appeal,” your appeal number, which is **2020-ICAP-00173**, and the FOIA case number, which is **2020-ICFO-09779**.

Sincerely,

/s/ *Ali Karzba*

*for* Shiraz Panthaky  
Chief  
Government Information Law Division  
ICE Office of the Principal Legal Advisor  
U.S Department of Homeland Security