

EXHIBIT C



**U.S. Department of Justice
Federal Bureau of Prisons**

*Northeast Regional Office
U.S. Custom House
2nd & Chestnut St., 7th Floor
Philadelphia, PA 19106*

July 30, 2020

Eman Merghani
Emery Celli Brinckerhoff & Abady LLP
600 Fifth Avenue, 10th Fl
New York, NY 10020

FOIA Request Number: 2020-04695

Dear Mr. Merghani:

This is in response to the above referenced Freedom of Information Act (FOIA) request. A copy of the first page of your request is attached.

With respect to the records you request, be advised these records are being withheld under 5 U.S.C. § 552(B)(7)(A) which concerns records or information compiled for law enforcement purposes, the release of which could reasonably be expected to interfere with enforcement proceedings. Once these proceedings are closed, you may submit a new request for the records you seek.

If you have questions about this response, please feel free to contact the undersigned, this office, or the Federal Bureau of Prisons' (BOP) FOIA Public Liaison, Mr. C. Darnell Stroble at 202-616-7750, 320 First Street NW, Suite 936, Washington DC 20534, or ogc_efoia@bop.gov.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, 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.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, 441 G Street, NW, 6th Floor, Washington, D.C. 20530, or you may submit an appeal through OIP's FOIA STAR portal by creating an account following the instructions on OIP's website: <https://www.justice.gov/oip/submit-and-track-request-or-appeal>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in black ink, appearing to read "Darrin Howard", is written over a horizontal line.

Darrin Howard
Regional Counsel

Explanation of FOIA Exemptions

5 U.S.C. § 552(b)(1) protects classified information.

5 U.S.C. § 552(b)(2) concerns matters related solely to internal agency personnel rules or practices.

5 U.S.C. § 552(b)(3) concerns matters specifically exempted from release by statute.

5 U.S.C. § 552(b)(4) concerns trade secrets and commercial or financial information obtained from a person that is privileged or confidential.

5 U.S.C. § 552(b)(5) concerns certain inter- and intra-agency communications protected by the deliberative process privilege, the attorney work-product privilege, and/or the attorney-client privilege.

5 U.S.C. § 552(b)(6) concerns material the release of which would constitute a clearly unwarranted invasion of the personal privacy of third parties.

5 U.S.C. § 552(b)(7)(A) concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to interfere with enforcement proceedings.

5 U.S.C. § 552(b)(7)(B) concerns records or information compiled for law enforcement purposes the release of which would deprive a person of a right to a fair trial or an impartial adjudication.

5 U.S.C. § 552(b)(7)(C) concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to constitute an unwarranted invasion of the personal privacy of third parties.

5 U.S.C. § 552(b)(7)(D) concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to disclose the identities of confidential sources and information furnished by such sources.

5 U.S.C. § 552(b)(7)(E) concerns records or information compiled for law enforcement purposes the release of which would disclose techniques and procedures for law enforcement investigations or prosecutions.

5 U.S.C. § 552(b)(7)(F) concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to endanger the life or personal safety of an individual.

5 U.S.C. § 552(b)(8) concerns matters that are "contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for the regulation or supervision of financial institutions."

5 U.S.C. § 552(b)(9) concerns geological and geophysical information and data, including maps, concerning wells.

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July 16, 2020

By U.S. Mail and by Email

FOIA/PA Section
Office of General Counsel, Room 924
Federal Bureau of Prisons
320 First Street, N.W.
Washington, DC 20534
OGC_EFOIA@BOP.GOV

*Re: Authorization to Release Records
Jamel Floyd (DOB: 09/15/1984)*

To Whom it May Concern,

This firm represents the mother of Jamel Floyd (DOB: 09/15/1984; SSN: [REDACTED]; DOD: 06/03/2020). I am writing, pursuant to the Freedom of Information Act, to request the following records: any and all documents, records and files concerning Mr. Floyd's detention at the Metropolitan Detention Center in Brooklyn, NY, including **any and all health records**. I am enclosing an authorization for the release of all such records executed by Mr. Floyd's mother.

Please inform me of any copying costs, and please contact me with any questions or if you require any additional information. I can be reached by phone at (212) 763-5000 and by email at emerghani@ecbalaw.com. Thank you very much for your attention to this matter.

Kind Regards,

/s/

Eman Merghani
Paralegal

Encl.