



Homeland
Security

Privacy Office, Mail Stop 0655

February 2, 2021

Austin Evers
American Oversight
1030 15th Street, NW
Washington, DC 20005

Re: **2019-HQFO-00367**

Dear Mr. Evers:

This is the electronic final response to your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated January 31, 2019, and received by this office on January 31, 2019. You are seeking 1) final talking points prepared for Secretary Nielsen regarding the MPP and issues related to it, such as plans for lodging asylum seekers in Tijuana, plans for transporting migrants to and from Tijuana, expansion of the protocol to additional ports of entry, etc., including talking points prepared for intergovernmental meetings, cable news appearances, Congressional engagements, or any other official events for which final talking points were prepared; 2) Any final legal analyses relating to the MPP prepared by or provided to DHS officials; 3) All communications, meeting notices, meeting agendas, informational materials, talking points, or other materials exchanged with the U.S. Embassy in Mexico City regarding the MPP (from December 1, 2018, through January 31, 2019); 4) All communications with the White House Office, including any individual with an email address ending in @who.eop.gov, regarding the MPP. For this portion of the request, please provide all responsive documents from December 1, 2018, through January 31, 2019. 5) All email communications between Kirstjen Nielsen, Chad Wolf, Christina Bobb, John Mitnick, Michael Dougherty, or Julie Kirchner, and any employee or representative of Federation for American Immigration Reform @fairus.org, or Immigration Reform Law Institute @irli.org, or Center for Immigration Studies @cis.org, or NumbersUSA @numbersusa.com, or The Remembrance Project @theremembranceproject.org, or Heritage Foundation @heritage.org From December 1, 2018, through January 25, 2019; 6) Records sufficient to identify any procedures, standards, guidance, policies, and rules for the supervision and lodging of unaccompanied minors under the Migrant Protection Protocol.

We conducted a comprehensive search of files within the Office for the Chief Information Officer (OCIO) for records that would be responsive to your request. Unfortunately, we were unable to locate or identify any responsive records.

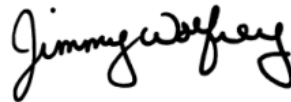
While an adequate search was conducted, you have the right to appeal this determination that no records exist within OCIO that would be responsive to your request. Should you wish to do so,

you must send your appeal and a copy of this letter, within 90 days of the date of this letter, to: Privacy Office, Attn: FOIA Appeals, U.S. Department of Homeland Security, 2707 Martin Luther King Jr. Avenue, SE, Mail Stop 0655, Washington, D.C. 20528-0655, following the procedures outlined in the DHS FOIA regulations at 6 C.F.R. Part 5 § 5.5(e)(2). Your envelope and letter should be marked "FOIA Appeal." Copies of the FOIA and DHS FOIA regulations are available at www.dhs.gov/foia.

If you need any further assistance or would like to discuss any aspect of your request, please contact the analyst below who processed your request and refer to **2019-HQFO-00367**. You may send an e-mail to foia@hq.dhs.gov, call 202-343-1743 or toll free 1-866-431-0486, or you may contact our FOIA Public Liaison in the same manner. Additionally, you have a right to right to seek 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.

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.

Sincerely,



Jimmy Wolfrey
Senior Director, FOIA Operations and Management
(Acting)