U.S. Department of Homeland Security
Washington, DC 20528

Homeland Security

Privacy Office, Mail Stop 0655

May 14, 2020

SENT VIA E-MAIL TO: foia@americanoversight.org

Austin Evers
American Oversight
1030 15th Street, NW Suite B255
Washington, DC 20005

Re: **2020-HQFO-00952**

Dear Mr. Evers:

This is the final response to your Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated April 20, 2020, and received by this office on April 20, 2020. You are seeking the spreadsheet(s) tracking capacity and utilization data of hospitals nationwide (including but not limited to ventilator, hospital, ICU beds, and overflow information). American Oversight understands that FEMA is collecting this data in a spreadsheet format for the White House Coronavirus Task Force, according to the FEMA website.

We conducted a comprehensive search of files within the Department of Homeland Security (DHS) Federal Emergency Management Agency's (FEMA) National Response Coordination Center (NRCC) and the Office of Response and Recovery (ORR) 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 the National Response Coordination Center (NRCC) and the Office of Response and Recovery (ORR) 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.

To further assist you with your request, DHS recommends you submit your FOIA request to the U.S. Department of Health and Human Services (HSS).

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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 **2020-HQFO-00952**. 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,

James V M L Holzer, I

James Holzer
Deputy Chief FOIA Officer

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