

U.S. Department of Homeland Security
500 12th St., SW
Washington, D.C. 20536



U.S. Immigration
and Customs
Enforcement

September 6, 2023

Ms. Jacqueline Stevens
601 University Place, 2d floor
Political Science Department
Evanston, IL 60208

**RE: Stevens v. ICE 20-cv-2725
ICE FOIA Case Number 2020-ICLI-00042
Supplemental Release**

Dear Ms. Stevens:

This letter is a supplemental response to your client's Freedom of Information Act (FOIA) requests to U.S. Immigration and Customs Enforcement (ICE). Your client seeks records relating to the following Freedom of Information Act requests: 2018-ICFO-56530, 2020-ICFO-18634, 2019-ICFO-33429, 2019-ICFO-29171, 2018-ICFO-59138, and 2019-ICFO-24680. ICE has considered your request under the FOIA, 5 U.S.C. § 552.

For this production, ICE is making a discretionary re-release of 199 pages of records. ICE has reviewed the pages and determined that 77 pages will be released in full and portions of the remaining 122 pages will be withheld pursuant to FOIA Exemptions (b)(4), (b)(6), (b)(7)(C) and (b)(7)(E) as described below. The pages will retain their original Bates numbers.

FOIA Exemption 4 protects trade secrets and commercial or financial information obtained from a person that is privileged or confidential. This exemption covers two categories of information in federal agency records: (1) trade secrets; and (2) information that is commercial or financial, obtained from a person (which may include corporations or state governments), and privileged or confidential, which is both customarily and actually treated as private by the submitter of the information. *See Food Marketing Institute v. Argus Leader Media*, 139 S. Ct. 2356, 2362-63 (2019). I have reviewed the responsive documents, the submitter's objections to release, and relevant case law, and I have determined that portions of the responsive records are exempt from disclosure under subsection (b)(4) of the FOIA and must be withheld in order to protect the submitter's proprietary interests.

ICE has applied FOIA Exemptions 6 and 7(C) to protect from disclosure the personally identifiable information of DHS employees and third parties contained within the records.

FOIA Exemption 6 exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right to privacy. The privacy

interests of the non-public-facing individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

FOIA Exemption 7(C) protects records or information compiled for law enforcement purposes that could reasonably be expected to constitute an unwarranted invasion of personal privacy. This exemption takes note of the strong interests of individuals, whether they are suspects, witnesses, investigators, or individuals performing their official duties in connection with a law enforcement agency, in not being unwarrantably associated with alleged criminal activity or becoming targets for revenge by begrudged individuals. Based upon the traditional recognition of strong privacy interest in law enforcement records, categorical withholding of information that identifies third parties in law enforcement records is ordinarily appropriate. As such, I have determined that the privacy interest in the identities of the non-public-facing individuals in the records you have requested clearly outweigh any minimal public interest in disclosure of the information. Please note that any private interest you may have in that information does not factor into this determination.

FOIA Exemption 7(E) protects records compiled for law enforcement purposes, the release of which would disclose techniques and/or procedures for law enforcement investigations or prosecutions or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law. I have determined that disclosure of certain law enforcement sensitive information contained within the responsive records could reasonably be expected to risk circumvention of the law. Additionally, the techniques and procedures at issue are not well known to the public.

If you have any questions about this letter, please contact Assistant United States Attorney Alex Hartzler at Alex.Hartzler@usdoj.gov.

Sincerely,

Marcus K. Francis Sr.
Supervisory Paralegal Specialist

Enclosure: 199 pages

2. AMENDMENT/MODIFICATION NO. P00005	3. EFFECTIVE DATE See Block 16C	4. REQUISITION/PURCHASE REQ. NO. 192118FHQIHSCNEW2.0	5. PROJECT NO. (If applicable)
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6. ISSUED BY ICE/DCR ICE/Detention Compliance & Removals Immigration and Customs Enforcement Office of Acquisition Management 801 I Street, NW Suite 930 WASHINGTON DC 20536	7. ADMINISTERED BY (If other than Item 6)
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8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code) STG INTERNATIONAL INC ATTN: (b)(6); (b)(7)(C) 99 CANAL CENTER PLAZA SUITE 500 ALEXANDRIA VA 22314	9A. AMENDMENT OF SOLICITATION NO. 9B. DATED (SEE ITEM 11) 10A. MODIFICATION OF CONTRACT/ORDER NO. 70CDCR18C00000003 10B. DATED (SEE ITEM 13) 02/20/2018
CODE 1795704030000 FACILITY CODE	

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers is extended. is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required) Net Increase: (b)(4)

See Schedule

13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.

CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b).
X	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: FAR 52.212-4 (c)
	D. OTHER (Specify type of modification and authority)

E. IMPORTANT: Contractor is not. is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

DUNS Number: 179570403

COR: CAPT (b)(6); (b)(7)(C)

Phone: 202-732-(b)(6);

Email: (b)(6); (b)(7)(C)@ice.dhs.gov

ACOR: LCDR (b)(6); (b)(7)(C)

Phone: 202-732-(b)(6);

Email: (b)(6); (b)(7)(C)@ice.dhs.gov

ACOR: (b)(6); (b)(7)(C)

Phone: _____

Continued ...

Except as provided herein, all terms and conditions of the document referenced in Item 9 A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) (b)(6); (b)(7)(C) President & CEO	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) (b)(6); (b)(7)(C)
15B. (b)(6); (b)(7)(C)	15C. DATE SIGNED 9/04/2018
	16B. UNITED STATES OF AMERICA (b)(6); (b)(7)(C)
	16C. DATE SIGNED Digitally signed by (b)(6); (b)(7)(C) Date: 2018.09.04 16:12:34 -04'00'

NAME OF OFFEROR OR CONTRACTOR
STG INTERNATIONAL INC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	<p>Email: (b)(6); (b)(7)(C)@ice.dhs.gov</p> <p>COR: (b)(6); (b)(7)(C)</p> <p>Phone: 202-732-(b)(6);</p> <p>Email: (b)(6); (b)(7)(C)s@ice.dhs.gov</p> <p>Contracting Officer (b)(6); (b)(7)(C)</p> <p>Phone: 202-732-(b)(6);</p> <p>Email: (b)(6); (b)(7)(C)@ice.dhs.gov</p> <p>There is one (1) requisition associated with this modification: 192118FHQIHSCNEW2.0.</p> <p>The purpose of P00005 is the following:</p> <ol style="list-style-type: none"> 1. Incorporate the applicable Wage Determinations for the Caroline Detention Center location and Montgomery Processing Center location added in P00004. IAW 29 C.F.R. Section 4.52, the prevailing health and welfare fringe benefits issued under the McNamara-O'Hara Service Contract Act (SCA) are incorporated effective their incorporation into the contract on P0004, August 1, 2018. The hourly wage and Health and Welfare benefits shall comply with the wage determinations. <ol style="list-style-type: none"> i. Caroline Detention Center: WD 2015-4313, Rev.-8, Date of Revision: 7/17/2018. ii. Montgomery Processing Center: WD 2015-5233, Rev.-9, Date of Revision: 1/10/2018. 2. Incorporate required clause FAR 52.225-5, Trade Agreements (OCT 2016), into the contract. 3. Incorporate IHSC's instructions for implementing Homeland Security Presidential Directive-12 (HSPD-12) as required in FAR 52.204-9. HSPD-12 provides instructions for lost/compromised/stolen PIV cards. 4. Approve a 30-day extension to October 1st, 2018 for all non-critical vacancies on the contract. <ol style="list-style-type: none"> a. This extension is approved with the condition that STGi initiate e-QIPs for 48 critical vacancies within this time period. The specific 48 critical vacancies have been provided Continued ... 				

NAME OF OFFEROR OR CONTRACTOR
STG INTERNATIONAL INC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
	<p>separately to STGI. STGi will be required to have e-QIP initiated for at least 7 critical vacancies by Week 1 (ends September 3), 10 positions by Week 2 (ends September 10), 14 critical vacancies by Week 3 (ends September 17), and 17 positions by Week 4 (ends September 24).</p> <p>b. If e-QIPs initiation goals are not met, QASP deductions might be imposed, if applicable, for specific sites.</p> <p>c. STGi will also provide weekly status updates in writing regarding recruiting and filling the critical vacancies as identified by IHSC.</p> <p>5. Incorporate an updated J-1 Staffing Model and Bill Rates for the following facilities: Krome, Los Angeles, Pearsall, and Tacoma. See attached "IHSC Staffing Model and Bill Rates - Modification P00005" for complete listing.</p> <p>a. Incorporate temporary price increases rates for certain sites as listed in the below document. The temporary price increase is only applicable for a certain number of positions as follows:</p> <p>Tacoma RN: 6 Full Time Pearsall APP: 6 Full Time Pearsall LPN: 15 Full Time Pearsall RN: 20 Full Time</p> <p>The rates are applicable for three (3) months starting September 1, 2018 and ending November 30, 2018.</p> <p>b. Add the following positions descriptions: APP - Nurse Practitioner (KBHU), BHP - Psychologist (KBHU), BHP - Social Worker (KBHU), and Registered Nurse - Psychiatric Mental Health (KBHU). The position description are attached to this modification below.</p> <p>c. Increases to LA Staging for all positions have been incorporated.</p> <p>6. Provide funding in the amount of (b)(4) to CLIN 0001. As a result, the total obligated amount on CLIN 0001 has increased:</p> <p>Continued ...</p>				

NAME OF OFFEROR OR CONTRACTOR
STG INTERNATIONAL INC

ITEM NO. (A)	SUPPLIES/SERVICES (B)	QUANTITY (C)	UNIT (D)	UNIT PRICE (E)	AMOUNT (F)
0001	<p>From (b)(4) By: To:</p> <p>7. As a result, the total obligated amount on 70CDCR18C00000003 has increased:</p> <p>From (b)(4) By: To:</p> <p>Exempt Action: Y Sensitive Award: PII Delivery: 02/20/2018 Delivery Location Code: ICE/ERO ICE Enforcement & Removal Immigration and Customs Enforcement 801 I Street, NW Suite 900 Washington DC 20536</p> <p>Accounting Info: (b)(7)(E)</p> <p>Period of Performance: 02/20/2018 to 06/28/2023</p> <p>Change Item 0001 to read as follows (amount shown is the obligated amount):</p> <p>Base Year - IHSC Medical Staffing Services Period of Performance: 06/29/2018 - 06/28/2019 Fully Funded Obligation Amount: (b)(4) Incrementally Funded Amount: \$ Product/Service Code: Q201 Product/Service Description: MEDICAL- GENERAL HEALTH CARE</p> <p>CONTRACTOR STATEMENT OF RELEASE: In consideration of the modification agreed to herein, as complete equitable adjustment for the changes specified, the Contractor hereby releases U.S. Immigration and Customs Enforcement (ICE) from any and all liability under this contract for further adjustments attributable to such facts or circumstances giving rise to this adjustment.</p> <p>Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.</p>				(b)(4)