

January 23, 2018

U.S. Immigration and Customs Enforcement  
Freedom of Information Act Office  
500 12th Street, S.W., Stop 5009  
Washington, D.C. 20536-5009

Re: Request for Records related to “Basic Ordering Agreements”

Dear FOIA Liaison:

On behalf of Southern Poverty Law Center (SPLC), we hereby request that, pursuant to the Freedom of Information Act, 5 U.S.C. 552, Immigration and Customs Enforcement (ICE) provide the following information:

- Any and all documents<sup>1</sup>, including memoranda, policies, meeting notes and correspondence referencing the process for local law enforcement agencies to hold detainees of Immigration and Customs Enforcement (ICE) and aliens arrested on local criminal charges under the color of federal authority;
- Any and all documents, including memoranda, policies, and correspondence referencing Basic Ordering Agreements;
- Any and all documents, including memoranda, policies, correspondence, and meeting notes referencing the use of Basic Ordering Agreements for detention of ICE detainees and aliens arrested on local criminal charges; and
- Any and all agreements, contracts, or memoranda understanding, budgets and/or invoices with ICE regarding payment for holding ICE detainees and aliens arrested on local criminal charges that exist with the state of Florida.

This request is confined to information supplied to, or received from, ICE from July 2017 to the present day.

For each item requested, please provide copies of all pertinent documents in ICE’s possession, whether located at ICE regional offices or headquarters.

We request a waiver of all fees for this request because disclosure of the requested information is in the public interest. The Southern Poverty Law Center is a non-profit, public interest organization. This request is not for commercial use. Disclosure is likely to contribute significantly to public understanding of ICE’s activities because SPLC will use such information to inform its public educational and advocacy efforts. In the event that a waiver of fees is not

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<sup>1</sup> The term “document” is to be interpreted in the broadest possible sense within the meaning of the Freedom of Information Act and shall include, without limitation, any written, printed, typed, spoken, computerized, or other graphic, phonic, or recorded matter of any kind or nature, however produced or reproduced, whether sent or received or neither, including drafts and copies bearing notations or marks not found on the original.

granted, the SPLC is willing to pay fees for this request up to a maximum of \$250. If you estimate that the fees will exceed this limit, please inform us first.

If you determine that some portions of the requested records are exempt from disclosure, we will expect, as the Act provides in § 552(b)(9), that you provide us with “any reasonably segregable portion” of the records sought.

If all or any part of this request is denied, please provide us with a written statement of the grounds for the denial, citing the law or regulation under which you believe you may deny access. If this is the case, we also request that you inform us of the available remedies for review of the denial.

It is essential that this request be responded to within 30 days, as required by § 552(a)(4)(B). If we do not receive a response within 30 days, we will treat your failure to respond as a denial and seek appropriate judicial relief.

If possible, we request that the information we seek be provided in electronic format. Thank you for consideration of this request. Please address any responses to this FOIA request to Shalini Goal Agarwal at [Shalini.agarwal@splcenter.org](mailto:Shalini.agarwal@splcenter.org).

Sincerely,

A handwritten signature in black ink that reads "Shalini Goel Agarwal". The signature is written in a cursive, flowing style.

Shalini Goel Agarwal  
Managing Attorney