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Transportation  
Security  
Administration

July 6, 2016

3600.1

[REDACTED]

This letter responds to your Freedom of Information Act (FOIA) request dated February 26, 2016, addressed to the Transportation Security Administration (TSA) FOIA Branch seeking access to "a copy of the processing notes for each of the following completed FOIA requests, and a copy of the contents of the administrative processing/tracking files/folders, including but not limited to email, notes, memos, etc. for each of the following completed FOIA requests: TSA-08-0573, TSA-10-0415, & 2012-TSFO-00764."

The processing of your request identified certain materials that will be released to you. Portions not released are being withheld pursuant to the Freedom of Information Act, 5 U.S.C. § 552. Please refer to the Applicable Exemptions list at the end of this letter that identifies the authority for withholding the exempt material, which is indicated by a mark appearing in the block next to the exemption. An additional enclosure with this letter explains these exemptions in more detail.

The rules and regulations of the Transportation Security Administration applicable to Freedom of Information Act requests are contained in the Code of Federal Regulations, Title 6, Part 5. They are published in the Federal Register and are available for inspection by the public.

Fees

There are no fees associated with processing this request because the fees incurred do not exceed the minimum threshold necessary for charge.

Administrative Appeal

In the event that you wish to appeal this determination, an administrative appeal may be made in writing to Kimberly Walton, Assistant Administrator, Office of Civil Rights & Liberties, Ombudsman and Traveler Engagement (CRL/OTE), Transportation Security Administration, 601 South 12<sup>th</sup> Street, East Building, E7-121S, Arlington, VA 20598-6033. Your appeal **must be submitted within 60 days** from the date of this determination. It should contain your FOIA request number and, to the extent possible, the reasons why you believe the initial determination should be reversed. In addition, the envelope in which the appeal is mailed should be prominently marked "FOIA Appeal." Please note that the Assistant Administrator's determination of the appeal will be administratively final.

If you have any questions pertaining to your request, please feel free to contact the FOIA Branch at 1-866-364-2872 or locally at 571-227-2300.

Sincerely,



Regina McCoy  
FOIA Officer

Summary:

Number of Pages Released in Part or in Full: 52

Number of Pages Withheld in Full: 0

**APPLICABLE EXEMPTIONS**  
**FREEDOM OF INFORMATION ACT AND/OR PRIVACY ACT**

**Freedom of Information Act (5 U.S.C. 552)**

☐ (b)(1) ☐ (b)(2) ☐ (b)(3) ☐ (b)(4) ☒ (b)(5) ☒ (b)(6)

☐ (b)(7)(A) ☐ (b)(7)(B) ☐ (b)(7)(C) ☐ (b)(7)(D) ☐ (b)(7)(E) ☐ (b)(7)(F)

Enclosures

FREEDOM OF INFORMATION ACT  
SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552

Transportation Security Administration (TSA) FOIA Branch applies FOIA exemptions to protect:

Exemptions

**Exemption (b)(1):** Records that contain information that is classified for national security purposes.

**Exemption (b)(2):** Records that are related solely to the internal personnel rules and practices of an agency.

**Exemption (b)(3):** Records specifically exempted from disclosure by Title 49 U.S.C. Section 114(r), which exempts from disclosure Sensitive Security Information (SSI) that “would be detrimental to the security of transportation” if disclosed.

**Exemption (b)(4):** Records that contain trade secrets and commercial or financial information obtained from a person that is privileged or confidential.

**Exemption (b)(5):** Inter- or intra-agency records that are normally privileged in the civil discovery context. The three most frequently invoked privileges are the deliberative process privilege, the attorney work-product privilege, and the attorney-client privilege:

- Deliberative process privilege – Under the deliberative process privilege, disclosure of these records would injure the quality of future agency decisions by discouraging the open and frank policy discussions between subordinates and superiors.
- Attorney work-product privilege – Records prepared by or at the direction of a TSA attorney.
- Attorney-client privilege – Records of communications between an attorney and his/her client relating to a matter for which the client has sought legal advice, as well as facts divulged by client to attorney and any opinions given by attorney based on these.

**Exemption (b)(6):** Records that contain identifying information that applies to a particular individual when the disclosure of such information “would constitute a clearly unwarranted invasion of personal privacy.” This requires the balancing of the public’s right to disclosure against the individual’s right to privacy.

**Exemption (b)(7)(A):** Records or information compiled for law enforcement purposes, but only to the extent that production of such law enforcement records or information...could reasonably be expected to interfere with law enforcement proceedings.

**Exemption (b)(7)(C):** Records containing law enforcement information when disclosure “could reasonably be expected to constitute an unwarranted invasion of personal privacy” based upon the traditional recognition of strong privacy interests ordinarily appropriated in law enforcement records.

**Exemption (b)(7)(E):** 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.

**Exemption (b)(7)(F):** Records containing law enforcement information about a person, in that disclosure of information about him or her could reasonably be expected to endanger his or her life or physical safety.

PRIVACY ACT  
SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a

Transportation Security Administration (TSA) FOIA Branch applies Privacy Act exemptions to protect:

Exemptions

**Exemption (d)(5):** Information compiled in reasonable anticipation of civil action or proceeding; self-executing exemption.

**Exemption (j)(2):** Principal function criminal law enforcement agency records compiled during course of criminal law enforcement proceeding.

**Exemption (k)(1):** classified information under an Executive Order in the interest of national defense or foreign policy.

**Exemption (k)(2):** Non-criminal law enforcement records; criminal law enforcement records compiled by non-principal function criminal law enforcement agency; coverage is less broad where individual has been denied a right, privilege, or benefit as result of information sought.

**Exemption (k)(5):** Investigatory material used only to determine suitability, eligibility, or qualifications for federal civilian employment or access to classified information when the material comes from confidential sources.

**Exemption (k)(6):** Testing or examination material used to determine appointment or promotion of federal employees when disclosure would compromise the objectivity or fairness of the process.



Transportation  
Security  
Administration

FOIA Request Certification

**INSTRUCTIONS:** FOIA Points-of-Contact (POCs) will complete Section II and forward responsive records by mail to the TSA Headquarters FOIA Office, TSA-20, or by e-mail to the tasking individual, unless otherwise noted and explained below. If the search identifies TSA has a large volume of responsive records, FOIA POCs must contact the FOIA Office as soon as possible following receipt of this issued form to provide a cost estimate prior to continuing to process the request. Questions should be directed to the FOIA Office at (571) 227-2300, 866-FOIA-TSA (866-364-2872).

**SECTION I: CASE SUSPENSE & IDENTIFICATION**

**FOIA OFFICE USE ONLY**

FOIA POC response required on or before: May 11, 2011

FOIA POCs direct e-mails replies to: (b)(2)

FOIA Case No.: TSA10-0415

Date: May 3, 2011

Action Office(s): TSA-13 Deena Kimble

Request Received From: Michael Grabell

Requester Seeks: (see attached request for further description)

**SECTION II: FOIA POC**

**Part A: Contact Information**

Name: Deena Kimble

Phone No.: 571-227 (b)(6)

Title: Analyst

**Part B: Recommendations (Check all that apply and provide appropriate responses)**

- ☒ 1. Release all responsive records. (identify records and from where retrieved)
- ☐ 2. Withhold select responsive records. (explain)
- ☐ 3. Withhold all responsive records. (explain)
- ☐ 4. No responsive records. Search failed to identify and/or locate responsive records. (explain)
- ☐ 5. Recommend FOIA Office contact the following DHS Component, TSA Office and/ or individuals, identified, in order to search for responsive records. (identify)

**PART C: Cost Estimate**

Search Time (hrs.) / Pay Band	Processing Time (hrs.) / Pay Band	Attorney Time (hrs.) / Pay Band
/	/	/
/	/	/
/	/	/

**PART D: Response Certification**

I certify that a search reasonably calculated to uncover all responsive records, paper and electronic, has been conducted and all responsive records have been reviewed, copied and provided to the HQ FOIA Office -TSA-20, or otherwise noted with explanations and/or recommendations provided herein.

FOIA POC Signature:

Date:

**Statz, Amanda <TSA-FOIA>**

---

**From:** Kimble, Deena  
**Sent:** Monday, July 25, 2011 9:49 AM  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** FW: FOIA TSA10-0415 Question.

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

**Categories:** Green Category

Please see response below.

Deena N. Kimble

Office of Inspection | Business Management Office Transportation Security Administration Department of Homeland Security

Office: 571-227-(b) | BlackBerry: (b) (6) | (b) (6)

-----Original Message-----

**From:** Jones, Sophia  
**Sent:** Friday, July 22, 2011 3:25 PM  
**To:** Sveum, Eugene L  
**Cc:** Kimble, Deena; Smith, Millie  
**Subject:** RE: FOIA TSA10-0415 Question.

Agree!

-----Original Message-----

**From:** Sveum, Eugene L  
**Sent:** Friday, July 22, 2011 2:03 PM  
**To:** Kimble, Deena; Smith, Millie; Jones, Sophia  
**Subject:** RE: FOIA TSA10-0415 Question.

Deena,

From the information I received from the FAMS the second request which we are responding to is a clarification from the first request in 2008. Last year in response to the second request, FOIA Office and OCC provided guidance to the FAMS that the format that we sent would be used to answer this FOIA request. It should be noted for us to now supply a synopsis of every incident would be very labor intensive and would have to be extensively redacted because of the SSI information that is included. My opinion is that since what was provided to the FOIA office was the originally agreed upon format to answer the request, we use that and if we receive another request for more information we can decide at that time how to proceed.

Regards,

Gene Sveum  
Special Agent in Charge

TSA Office of Inspection  
Management Inquiries Unit  
Office: 571-354-(b)  
Cell: (b)(6)

-----Original Message-----

From: Kimble, Deena  
Sent: Monday, July 18, 2011 1:43 PM  
To: Smith, Millie; Sveum, Eugene L; Jones, Sophia  
Subject: FW: FOIA TSA10-0415 Question.

I was out last week for training and had this clarification request. How would you like me to respond? Thank you.

- Deena Kimble

Deena N. Kimble  
Office of Inspection | Business Management Office Transportation Security Administration Department of Homeland Security  
Office: 571-227-(b) | BlackBerry: (b)(6) (b)(6)

-----Original Message-----

From: Statz, Amanda <TSA-FOIA>  
Sent: Thursday, July 14, 2011 9:31 AM  
To: Kimble, Deena  
Subject: FOIA TSA10-0415 Question.

Good morning Deena,

I have a question regarding the records that were provided to us in response to FOIA TSA10-0415. The information on the records just shows the Allegation and Final Disposition (attached is a copy of one of the pages that are responsive), is that all the information that can be pulled from the OOI database or is there more detailed information like a description/narrative of what happened? The reason I'm asking is because these records responsive to 10-0415 are also responsive to another FOIA request but this other one is also asking for a narrative of the disciplinary actions. I have attached a copy of both of these requests so you can see.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)



**From:** Statz, Amanda <TSA-FOIA>  
**Sent:** 19 Mar 2010 13:18:13 +0000  
**To:** Janet, Kevin <TSA FOIA>  
**Subject:** FW: TSA08-0573 (Michael Grabell)

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)(6)

**From:** Flockhart, Wendy [mailto:(b)(6)]  
**Sent:** Friday, February 26, 2010 11:52 AM  
**To:** Janet, Kevin TSA FOIA; Pope, Alfred A; Sveum, Eugene L  
**Cc:** Flockhart, Wendy; Morgan, Crystal A; Plofker, Howard TSA OCC; Statz, Amanda TSA-FOIA  
**Subject:** RE: TSA08-0573

(b)(6) was working but he left the agency. I've included Gene Sveum for action.

Wendy Flockhart  
Senior Counsel  
Employment and Civil Rights  
Office of Chief Counsel  
Transportation Security Administration

(703) 487-(b)(6) (Federal Air Marshal Service)  
(703) 487-3405 (Fax at FAMS)  
(571) 227-(b)(6) (TSA)  
(571) 227-1381 (fax at TSA)  
(b)(6) (cell)

*This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult the Office of Chief Counsel before disclosing any information contained in this e-mail.*

*If you are not the intended recipient and have received this transmission in error, please destroy the documents received and contact the sender. Use, copying or dissemination of this information by anyone other than the intended recipient may constitute a violation of law. The sender reserves the right to exercise all remedies available under the law.*

**From:** Janet, Kevin <TSA FOIA> [mailto:(b)(6)]  
**Sent:** Friday, February 26, 2010 11:26 AM  
**To:** Grasman, Harold J. (Jim); Pope, Alfred A  
**Cc:** Flockhart, Wendy; Morgan, Crystal A; Plofker, Howard TSA OCC; Statz, Amanda TSA-FOIA  
**Subject:** RE: TSA08-0573

This FOIA request regarding disciplinary actions against FAMS remains open. The requester is asking for the allegation, narrative and disciplinary action received. (b)(6)

(b)(6)  
(b)(6) Wendy,

perhaps we could do a conference call next week to get this over and done with? My number here is 571 227 (b) (1) Thanks.

**From:** Flockhart, Wendy [mailto:(b) (6)]  
**Sent:** Wednesday, August 05, 2009 9:39 AM  
**To:** Janet, Kevin TSA FOIA; Morgan, Crystal A; Plofker, Howard TSA OCC  
**Cc:** Grasman, Harold J.; Pope, Alfred A  
**Subject:** FW: TSA08-0573

Kevin,

Kevin,

FAMS PCU and TSA maintain a database of cases that they process. The PCU database compiles info based on submitted conduct incident reports. Not all CIRS involve discipline. Nor are all incidents reported to PCU...many never make it into the database. ER has a database that lists disciplinary actions taken in the past few years. It does not reflect informal discipline.

I'm cc'ing (b) (6) (SAC PCU) and Fred Pope from ER as they are the "owners" of those databases and can provide more info as needed.

Wendy Flockhart  
Senior Counsel  
Employment and Civil Rights  
Office of Chief Counsel  
Transportation Security Administration

(703) 487 (b) (1) (Federal Air Marshal Service)  
(703) 487-3405 (Fax at FAMS)  
(571) 227 (b) (1) (TSA)  
(571) 227-1381 (fax at TSA)  
(b) (6) (cell)

*This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult the Office of Chief Counsel before disclosing any information contained in this e-mail.*

*If you are not the intended recipient and have received this transmission in error, please destroy the documents received and contact the sender. Use, copying or dissemination of this information by anyone other than the intended recipient may constitute a violation of law. The sender reserves the right to exercise all remedies available under the law.*

**From:** Morgan, Crystal A.  
**Sent:** Monday, August 03, 2009 5:08 PM  
**To:** Flockhart, Wendy  
**Subject:** FW: TSA08-0573

**Crystal A. Morgan**

Federal Air Marshal Service

Headquarters, Office of the Director

Desk: (703) 487- (b) (6)

Cell: (b) (6)

Fax: (703) 487-3405

(b) (6)

**From:** Janet, Kevin <TSA FOIA> [mailto:(b) (6)]

**Sent:** Monday, August 03, 2009 11:11 AM

**To:** flockhart,; Plofker, Howard TSA OCC; Morgan, Crystal A

**Cc:** Statz, Amanda TSA-FOIA

**Subject:** TSA08-0573

This is a long running, no action foia request that we need to move forward

(b) (5);

**From:** FOIA  
**Sent:** 29 Oct 2009 07:51:46 -0400  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** FW: TSA08-0573  
**Attachments:** TSA 08-0573 - Response to Delay.doc

Good morning Amanda,

The email below was sent to the FOIA inbox regarding continued interest for case # TSA08-0573. Please let me know if the attachment is the same request or a new one. It seems like the old one.

Thanks

(b)(6)

*FOIA Assistant*

**Transportation Security Administration HQ (TSA)**

Office of Special Counselor (OSC)

Freedom of Information Act Office (FOIA)

**Direct:** 571.227. (b)(6)

**Main:** 866.364.2872

**Fax:** 571.227.1406

**From:** Michael Grabell [mailto:Michael.Grabell@propublica.org]

**Sent:** Wednesday, October 28, 2009 6:09 PM

**To:** Janet, Kevin <TSA FOIA>; FOIA.TSA@dhs.gov

**Subject:** TSA08-0573

Kevin,

I am sending this in the mail tomorrow but wanted to make sure you knew that I am still interested in obtaining these records.

Michael Grabell

Staff Writer

ProPublica

Work: (b)(6)

michael.grabell@propublica.org

*ProPublica is a non-profit journalism organization dedicated to investigative reporting. Run by the former managing editor of The Wall Street Journal and the former investigations editor of The New York Times, our work has appeared on 60 Minutes, 20/20, CNN and NPR and in The New YorkTimes, USA Today, The Washington Post and The Los Angeles Times. Visit us at [www.propublica.org](http://www.propublica.org)*



August 13, 2008

Transportation Security Administration  
TSA-20, West Tower, FOIA Division  
601 South 12th Street  
Arlington, VA 22202-4220  
Via e-mail [FOIA.TSA@dhs.gov](mailto:FOIA.TSA@dhs.gov)

Under the Freedom of Information Act, I am requesting a list of all cases involving EEO and discrimination claims by TSA employees, in which the employees received a monetary settlement. Please include cases dating back to Jan. 1, 2003. I am especially requesting the amount of the settlement.

If this information exists in electronic format, I would like to receive it electronically. I can accept the data in several formats (xls, access, txt, etc.) and can accept the data on a variety of media (CD-ROM, e-mail attachment, etc.). If the database uses codes for the column headings, please include the data dictionary, record layout, code sheet or any other documentation necessary to interpret the data.

In order to help determine my status to assess fees, you should know I am a reporter for ProPublica, an independent, non-profit newsroom that produces investigative journalism in the public interest, based in New York.

As a representative of the news media I am only required to pay for the direct cost of duplication after the first 100 pages. Through this request, I am gathering information that is of current interest to the public because this information is being sought for dissemination to the general public.

Please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities.

Because time is very much a factor, I ask that you communicate with me by telephone or e-mail if you have any questions. My phone number is (b)(6) and my e-mail address is [michael.grabell@propublica.org](mailto:michael.grabell@propublica.org). To save time and cost, please e-mail the records if possible.

If you deny any part of this request, please cite each specific reason that you think justifies your refusal to release the information and notify me of appeal procedures available to me under the law.  
Thank you for your assistance with my request.

Michael Grabell, staff writer  
Voice (b)(6)  
Fax (212) 785-2634  
[michael.grabell@propublica.org](mailto:michael.grabell@propublica.org)

One Exchange Plaza 23rd Floor New York, New York  
10006 212-514-5250 [propublica.org](http://propublica.org)

**From:** Michael Grabell  
**Sent:** 31 Mar 2010 10:08:33 -0400  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** re: 08-0573

Thanks for the update this morning.

Michael Grabell  
ProPublica  
Work: (b)(6)  
michael.grabell@propublica.org



**From:** Morgan, Crystal A.  
**Sent:** 27 May 2009 13:45:14 -0400  
**To:** Statz, Amanda TSA-FOIA  
**Subject:** RE: FOIA TSA08-0573

Hi Amanda - I was told that OCC was going to talk to the FOIA office about this issue.

Crystal A. Morgan  
Federal Air Marshal Service  
Headquarters, Office of the Director  
Desk: (703) 487-(b)  
Cell: (b) (6)  
Fax: (703) 487-3405

(b) (6)

-----Original Message-----

From: Morgan, Crystal A.  
Sent: Wednesday, May 27, 2009 11:49 AM  
To: Statz, Amanda TSA-FOIA  
Subject: RE: FOIA TSA08-0573

Hi Amanda - looking into this

Crystal A. Morgan  
Federal Air Marshal Service  
Headquarters, Office of the Director  
Desk: (703) 487-(b)  
Cell: (b) (6)  
Fax: (703) 487-3405

(b) (6)

-----Original Message-----

From: Statz, Amanda <TSA-FOIA> [\(b\) \(6\)">mailto:\(b\) \(6\)](mailto:<span style=)  
Sent: Thursday, May 21, 2009 2:24 PM  
To: Morgan, Crystal A  
Subject: RE: FOIA TSA08-0573

Hi Crystal,

Can you give me an update on how much longer it will be before we get the documents responsive to FOIA TSA08-0573?

Thanks.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)

-----Original Message-----

From: Morgan, Crystal A. [\(b\) \(6\)">mailto:\(b\) \(6\)](mailto:<span style=)  
Sent: Tuesday, February 24, 2009 2:37 PM  
To: Statz, Amanda TSA-FOIA



Subject: RE: FOIA TSA08-0573

Hi Amanda -- yes we were tasked with this one. We actually were tasked with this a few months ago (as well as again last week) - and our OCC Liaison was taking care of it - but she still has yet to give me the responsive documents that I keep bugging her for --- I'll get on her again about this.

Thanks!  
Crystal

Crystal A. Morgan  
Federal Air Marshal Service  
Headquarters, Office of the Director  
Desk: (703) 487- (b)(6)  
Cell: (b)(6)  
Fax: (703) 487-3405

(b)(6)

-----Original Message-----

From: Statz, Amanda <TSA-FOIA> [mailto:(b)(6)]  
Sent: Tuesday, February 24, 2009 1:46 PM  
To: Morgan, Crystal A  
Subject: FOIA TSA08-0573

Hi Crystal,

Did you get the tasking for FOIA TSA08-0573 last week? One of our contractors (b)(6) who would have been the one who sent it to you, is no longer working in our office and our database indicates that this was supposed to get tasked to you. So I just wanted to make sure you did get this tasking.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227- (b)(6)

**From:** Morgan, Crystal A.  
**Sent:** 24 Feb 2009 14:44:18 -0500  
**To:** Statz, Amanda TSA-FOIA  
**Subject:** RE: FOIA TSA08-0573

Sure no prob!

Crystal A. Morgan  
Federal Air Marshal Service  
Headquarters, Office of the Director  
Desk: (703) 487-(b)  
Cell: (b)(6)  
Fax: (703) 487-3405  
(b)(6)

-----Original Message-----

From: Statz, Amanda <TSA-FOIA> [mailto:(b)(6)]  
Sent: Tuesday, February 24, 2009 2:43 PM  
To: Morgan, Crystal A  
Subject: RE: FOIA TSA08-0573

Great, thanks. When you get the records you can just send them directly to me.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)

-----Original Message-----

From: Morgan, Crystal A. [mailto:(b)(6)]  
Sent: Tuesday, February 24, 2009 2:37 PM  
To: Statz, Amanda TSA-FOIA  
Subject: RE: FOIA TSA08-0573

Hi Amanda -- yes we were tasked with this one. We actually were tasked with this a few months ago (as well as again last week) - and our OCC Liaison was taking care of it - but she still has yet to give me the responsive documents that I keep bugging her for --- I'll get on her again about this.

Thanks!  
Crystal

Crystal A. Morgan  
Federal Air Marshal Service  
Headquarters, Office of the Director  
Desk: (703) 487-(b)  
Cell: (b)(6)  
Fax: (703) 487-3405  
(b)(6)

-----Original Message-----

From: Statz, Amanda <TSA-FOIA> [mailto:(b)(6)]

Sent: Tuesday, February 24, 2009 1:46 PM  
To: Morgan, Crystal A  
Subject: FOIA TSA08-0573

Hi Crystal,

Did you get the tasking for FOIA TSA08-0573 last week? One of our contractors [b)(6)] who would have been the one who sent it to you, is no longer working in our office and our database indicates that this was supposed to get tasked to you. So I just wanted to make sure you did get this tasking.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-[b)(6)]

**From:** Michael Grabell  
**Sent:** 24 Mar 2010 12:03:51 -0400  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** RE: Regarding your FOIA Request #TSA08-0573

Amanda,

Thank you for the update. Please let me know if you get the information in the next few days.

Michael Grabell  
ProPublica

-----Original Message-----

From: Statz, Amanda <TSA-FOIA> [mailto:(b) (6)]  
Sent: Wednesday, March 24, 2010 10:10 AM  
To: Michael Grabell  
Subject: Regarding your FOIA Request #TSA08-0573

Michael,

Our office received your voice messages and I apologize for not getting back to you earlier. We are continuing to process your FOIA request number TSA08-0573. We are still waiting for additional information from one of our program offices. I hope to have that information in the next few days at which point I will be able to complete the processing portion of this request. I don't have any further information at this time but please feel free to check back with me regarding the status of your request.

Thank you.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)



Transportation  
Security  
Administration

JUN 23 2011

INFORMATION

MEMORANDUM FOR: FOIA Officer  
Freedom of Information Act Office  
Office of Security, TSA-20

FROM: K. David Holmes, Jr.  
Assistant Administrator, Office of Inspection (OOI)  
TSA-13

SUBJECT: TSA FOIA #10-0415

The attached report reflects OOI's findings in this matter and may be responsive to the FOIA request.

As with previous records we have provided to you under applicable FOIA considerations, we appreciate your understanding of the highly sensitive nature of our work. After you have completed your review and redaction of this document, we ask that you send us a copy for our review and concurrence prior to dissemination.

Should you or your staff have any questions regarding this matter, please contact the OOI FOIA Coordinator, Deena Kimble at 571-227-(b)(6)



Transportation  
Security  
Administration

## FOIA Request Certification

**INSTRUCTIONS:** FOIA Points-of-Contact (POCs) will complete Section II and forward responsive records by mail to the TSA Headquarters FOIA Office, TSA-20, or by e-mail to the tasking individual, unless otherwise noted and explained below. If the search identifies TSA has a large volume of responsive records, FOIA POCs must contact the FOIA Office as soon as possible following receipt of this issued form to provide a cost estimate prior to continuing to process the request. Questions should be directed to the FOIA Office at (571) 227-2300, 866-FOIA-TSA (866-364-2872).

### SECTION I: CASE SUSPENSE & IDENTIFICATION

#### FOIA OFFICE USE ONLY

FOIA POC response required on or before: May 15, 2012

FOIA POCs direct e-mails replies to: (b)(2)

FOIA Case No.: TSA12-0351

Date: May 8, 2012

Action Office(s): TSA-13 Deena Kimble

Request Received From: Michael Grabell

Requester Seeks: (see attached request for further description)

### SECTION II: FOIA POC

#### Part A. Contact Information

Name:

Phone No.:

Title:

#### Part B. Recommendations (Check all that apply and provide appropriate responses)

☐

1. Release all responsive records. (identify records and from where retrieved)

☒

2. Withhold select responsive records. (explain)

As with previous records we have provided to you under applicable FOIA considerations, we appreciate your understanding of the highly sensitive nature of our work. After you have completed your review and redaction of this document we ask that you send us a copy for our review and concurrence prior to dissemination.

☐

3. Withhold all responsive records. (explain)

☐

4. No responsive records. Search failed to identify and/or locate responsive records. (explain)

☐

5. Recommend FOIA Office contact the following DHS Component, TSA Office and/ or individuals, identified, in order to search for responsive records. (identify)

#### PART C. Cost Estimate

Search Time (hrs.) / Pay Band	Processing Time (hrs.) / Pay Band	Attorney Time (hrs.) / Pay Band
/	/	/
/	/	/
/	/	/

#### PART D. Response Certification

I certify that a search reasonably calculated to uncover all responsive records, paper and electronic, has been conducted and all responsive records have been reviewed, copied and provided to the HQ FOIA Office -TSA-20, or otherwise noted with explanations and/or recommendations provided herein.

**FOIA POC Signature:**

**Date:**

**From:** Statz, Amanda <TSA-FOIA>  
**Sent:** 17 Jan 2012 20:22:56 +0000  
**To:** Pineiro, Aeron  
**Subject:** FOIA 10-0415

Aeron,

I confirmed with the Office of Inspections on the timeline for the data they provided regarding the FAMS misconduct database. The date range is from November 2002 until May 2011.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-116



**From:** Sotoudeh, Paul  
**Sent:** 6 Sep 2011 15:24:21 +0000  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** Grabell requests

Just sent them up to OCC. Nice work on getting the info about the lack of narrative into the letter.

Secondly, I put this in my notes, but just as a reminder in case you don't see those - we'll need to include a PDF version of the database on a CD with the response in order to properly respond to the 2010 request, because he asked for an electronic copy.

Paul Sotoudeh  
Freedom of Information Act Office  
Transportation Security Administration  
(571) 227- (b)(6)

**From:** (b)(6)  
**Sent:** 24 Mar 2010 14:48:37 -0400  
**To:** Huff, Robert M  
**Cc:** TSA.FOIAPOCResponses  
**Subject:** NEW FOIA TASKING (CASE # TSA10-0415) YOUR SUSPENSE DATE IS 3/31/10  
**Attachments:** 10 0415 Tasking & Request.pdf

Good afternoon,  
Please review and respond to the attachment below:



**Identify any information in the responsive records you found during your search that you believe should be withheld, and explain why you believe its release would be harmful. Forward all responses along with completed Tasking sheet. Please return the completed tasking sheet (TSA Form 3601) along with responsive records only to (b)(6) (Notice change of email address). If there are no responsive records found fill out the form accordingly and return it for record keeping.**

**There is no need to send me a courtesy copy since I will no longer be accepting responses sent to my email address.**

Thank you in advance.

(b)(6)  
FOIA Assistant  
Transportation Security Administration HQ (TSA)  
Office of Special Counselor (OSC)  
Freedom of Information Act Office (FOIA)  
**Direct:** 571.227 (b)(6)  
**Main:** 866.364.2872  
**Fax:** 571.227.1406



Transportation  
Security  
Administration

FOIA Request Certification

**INSTRUCTIONS:** FOIA Points-of-Contact (POCs) will complete Section II and forward responsive records by mail to the TSA Headquarters FOIA Office, TSA-20, or by e-mail to the tasking individual, unless otherwise noted and explained below. If the search identifies TSA has a large volume of responsive records, FOIA POCs must contact the FOIA Office as soon as possible following receipt of this issued form to provide a cost estimate prior to continuing to process the request. Questions should be directed to the FOIA Office at (571) 227-2300, 866-FOIA-TSA (866-364-2872).

SECTION I: CASE SUSPENSE & IDENTIFICATION		
FOIA OFFICE USE ONLY		
FOIA POC response required on or before: 3/31/10		
FOIA POCs direct e-mails replies to: (b)(2)		Note*Response email changed)
FOIA Case No.: TSA10-0415		Date: 3/24/10
Action Office(s): TSA-18 Robert Huff		
Request Received From: Michael Gabrell w/Pro Publica		
Requester Seeks: (see attached request for further description)		
SECTION II: FOIA POC		
Part A. Contact Information		
Name:		Phone No.:
Title:		
Part B. Recommendations (Check all that apply and provide appropriate responses)		
<input type="checkbox"/>	1. Release all responsive records. (identify records and from where retrieved)	
<input type="checkbox"/>	2. Withhold select responsive records. (explain)	
<input type="checkbox"/>	3. Withhold all responsive records. (explain)	
<input type="checkbox"/>	4. No responsive records. Search failed to identify and/or locate responsive records. (explain)	
<input type="checkbox"/>	5. Recommend FOIA Office contact the following DHS Component, TSA Office and/ or individuals, identified, in order to search for responsive records. (identify)	
PART C. Cost Estimate		
Search Time (hrs.) / Pay Band	Processing Time (hrs.) / Pay Band	Attorney Time (hrs.) / Pay Band
/	/	/
/	/	/
/	/	/
PART D. Response Certification		
I certify that a search reasonably calculated to uncover all responsive records, paper and electronic, has been conducted and all responsive records have been reviewed, copied and provided to the HQ FOIA Office -TSA-20, or otherwise noted with explanations and/or recommendations provided herein.		
FOIA POC Signature:		Date:

**From:** Statz, Amanda <TSA-FOIA>  
**Sent:** 3 May 2011 17:52:17 +0000  
**To:** Kimble, Deena  
**Subject:** NEW FOIA TASKING TSA10-0415  
**Attachments:** TSA10-0415 Request.pdf, TSA10-0415 FOIA Tasking Form.doc

Deena,

See the attached FOIA tasking. Per FAMS, the Policy & Compliant unit was transferred from FAMS to OOI and, therefore, your office should have the records responsive to this request. Please let me know if you have any questions.

Thanks.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)(6)

**From:** Pineiro, Aeron  
**Sent:** 25 Oct 2013 13:46:20 -0400  
**To:** Deplitch, Amanda <TSA-FOIA>  
**Subject:** RE: 10-0415 Response Letter  
**Attachments:** 10-0415 Response Letter signed.pdf

Here ya go...

x|

---

**From:** Deplitch, Amanda <TSA-FOIA>  
**Sent:** Friday, October 25, 2013 12:00 PM  
**To:** Pineiro, Aeron  
**Subject:** 10-0415 Response Letter

Sign, por favor.

<< File: 10-0415 Response Letter.doc >>

Freedom of Information Act Branch  
601 South 12<sup>th</sup> Street  
Arlington, VA 20598-6020



Transportation  
Security  
Administration

3600.1

FOIA Case Number: TSA10-0415

October 25, 2013

Mr. Michael Grabell  
ProPublica  
One Exchange Plaza 23<sup>rd</sup> Floor  
New York, NY 10006

Dear Mr. Grabell:

This letter is in further response to your appeal dated March 15, 2012, under the Freedom of Information Act (FOIA), 5 U.S.C. § 552. Upon review of your letter, the Assistant Administrator for Civil Rights & Liberties, Ombudsman and Traveler Engagement remanded your FOIA request back to the Transportation Security Administration's (TSA) FOIA Branch for the processing of additional information responsive to your request. You requested a copy of the Federal Air Marshal Service misconduct database managed by the operational integrity division.

A reasonable search within the Transportation Security Administration (TSA) was conducted and additional information pertaining to your request was located. Portions of 119 pages are being withheld pursuant to Exemption (b)(3). A more complete explanation of this exemption is provided below.

Exemption (b)(3)

This information reveals Sensitive Security Information (SSI) and is exempt from disclosure under Exemption (b)(3), which permits the withholding of records specifically exempted from disclosure by another Federal statute. Title 49 U.S.C. Section 114(r) exempts from disclosure SSI that "would be detrimental to the security of transportation" if disclosed. The TSA regulations implementing Section 114(r) are found in 49 CFR Part 1520.

Fees

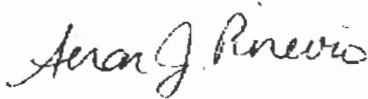
The fees incurred to process your request do not exceed the minimum threshold necessary for charge and, therefore, there are no fees associated with processing this request.

Administrative Appeal

In the event that you wish to appeal this determination, an administrative appeal may be made in writing to Kimberly Walton, Assistant Administrator, Office of Civil Rights & Liberties, Ombudsman and Traveler Engagement (CRL/OTE), Transportation Security Administration, 601 South 12<sup>th</sup> Street, East Building, E7-121S, Arlington, VA 20598-6033. Your appeal **must be submitted within 60 days** from the date of this determination. It should contain your FOIA request number and state, to the extent possible, the reasons why you believe the initial determination should be reversed. In addition, the envelope in which the appeal is mailed in should be prominently marked "FOIA Appeal." Please note that the Assistant Administrator's determination of the appeal will be administratively final.

If you have any questions pertaining to your request, please feel free to contact the FOIA Branch at 1-866-364-2872 or locally at 571-227-2300.

Sincerely,

A handwritten signature in cursive script, appearing to read "Yvonne L. Coates".

for Yvonne L. Coates  
Branch Manager

Enclosure

**From:** Plofker, Howard <TSA OCC>  
**Sent:** 14 Apr 2010 14:19:51 -0400  
**To:** Flockhart, Wendy; Statz, Amanda TSA-FOIA; Flockhart, Wendy  
**Cc:** Sveum, Eugene L; Janet, Kevin TSA FOIA  
**Subject:** RE: FOIA TSA 10-0415 (Grabell)

I think we should meet. Wendy, since you & Gene are not normally at HQ, what is a good day for me to set up a meeting?

Howard Plofker  
Office of Chief Counsel  
Transportation Security Administration  
[howard.plofker@dhs.gov](mailto:howard.plofker@dhs.gov)

571-227-1(b)  
(b)(6) (Mobile)

571-227-1382 (fax)

This communication contains information that is exempt from disclosure under the Freedom of Information Act (5 U.S.C. 552). It is intended for the use of the individual(s) named in the "To" field only. It may contain information that is confidential, proprietary, or otherwise exempt from public release. If you are not the intended recipient, please do not disseminate, copy, or otherwise use this information. If you have received this communication in error, please notify the sender by e-mail at [howard.plofker@dhs.gov](mailto:howard.plofker@dhs.gov). Thank you.

**From:** Flockhart, Wendy [mailto:(b)(6)]  
**Sent:** Tuesday, April 13, 2010 3:00 PM  
**To:** Statz, Amanda TSA-FOIA; Plofker, Howard TSA OCC; Flockhart, Wendy  
**Cc:** Sveum, Eugene L; Janet, Kevin TSA FOIA  
**Subject:** RE: FOIA TSA 10-0415 (Grabell)

Gene can jump in here, but there are issues with how the "data" is managed and what needs to be produced. It is not a misconduct database, but rather is a Conduct and Incident Database. Therefore, some of the thousands of entries into the "database" are not misconduct related. We had a telecom scheduled a few weeks ago, and it was canceled by the FOIA office. Do we need to schedule another?

Wendy Flockhart  
Senior Counsel  
Employment and Civil Rights  
Office of Chief Counsel  
Transportation Security Administration

(703) 487-1(b) (Federal Air Marshal Service)  
(703) 487-3405 (Fax at FAMS)  
(571) 227-1(b) (TSA)  
(571) 227-1381 (fax at TSA)  
(b)(6) (cell)

*This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult the Office of Chief Counsel before disclosing any information contained in this e-mail.*

*If you are not the intended recipient and have received this transmission in error, please destroy the documents received and contact the sender. Use, copying or dissemination of this information by anyone other than the intended recipient may constitute a violation of law. The sender reserves the right to exercise all remedies available under the law.*



**From:** Statz, Amanda <TSA-FOIA> [mailto:(b)(6)]  
**Sent:** Tuesday, April 13, 2010 1:57 PM  
**To:** Plofker, Howard TSA OCC; Flockhart, Wendy  
**Cc:** Sveum, Eugene L; Janet, Kevin TSA FOIA  
**Subject:** RE: FOIA TSA 10-0415 (Grabell)

Here is a copy of the two FOIA requests (TSA08-0573 and TSA10-0415). Would the information Michael Grabell is seeking in TSA08-0573 be pulled from the FAMS misconduct database?

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)(6)

**From:** Plofker, Howard <TSA OCC>  
**Sent:** Monday, April 12, 2010 2:56 PM  
**To:** Flockhart, Wendy  
**Cc:** Sveum, Eugene L; Statz, Amanda <TSA-FOIA>  
**Subject:** RE: FOIA TSA 10-0415 (Grabell)

The issue was never resolved. See attached.

Amanda, how is this request different from 08-0573?

Howard Plofker  
Office of Chief Counsel  
Transportation Security Administration  
[howard.plofker@dhs.gov](mailto:howard.plofker@dhs.gov)  
571 227 (b)(6)  
(b)(6) Mobile)

571-227-1382 (fax)

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

**From:** Flockhart, Wendy [mailto:(b)(6)]  
**Sent:** Monday, April 12, 2010 1:01 PM  
**To:** Plofker, Howard TSA OCC  
**Cc:** Sveum, Eugene L  
**Subject:** FW: FOIA TSA 10-0415 (Grabell)

Howard,

There was an earlier request along similar lines. We were told the issue was resolved. With respect to the below, it is not narrowed by time frame nor content. What should FAMS provide?

*Wendy Flockhart*  
Senior Counsel  
Employment and Civil Rights  
Office of Chief Counsel  
Transportation Security Administration

(703) 487-(b) (Federal Air Marshal Service)  
(703) 487-3405 (Fax at FAMS)  
(571) 227-(b) (TSA)  
(571) 227-1381 (fax at TSA)  
(b)(6) (cell)

*This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult the Office of Chief Counsel before disclosing any information contained in this e-mail.*

*If you are not the intended recipient and have received this transmission in error, please destroy the documents received and contact the sender. Use, copying or dissemination of this information by anyone other than the intended recipient may constitute a violation of law. The sender reserves the right to exercise all remedies available under the law.*

**From:** Sveum, Eugene L. (SAC-FLD Ops)  
**Sent:** Monday, April 12, 2010 12:07 PM  
**To:** Flockhart, Wendy  
**Subject:** FW: FOIA TSA 10-0415 (Grabell)

Wendy,

FOIA office is looking for an update on this request. Please advise on how to proceed.

Regards,

Gene Sveum  
SAC-Region 3  
HQ/Office of Field Operations  
703-487-(b)(6)

**From:** Sveum, Eugene L. (SAC-FLD Ops)  
**Sent:** Tuesday, March 30, 2010 11:58 AM  
**To:** Flockhart, Wendy  
**Subject:** FW: FOIA TSA 10-0415 (Grabell)

Wendy,

I thought this issue was resolved, or is he resubmitting his request. Need your advice and assistance on this.

Regards,

Gene Sveum  
SAC-Region 3  
HQ/Office of Field Operations  
703-487-(b)(6)

**From:** Huff, Robert M. (Mike)  
**Sent:** Wednesday, March 24, 2010 3:39 PM

**To:** Sveum, Eugene L. (SAC-FLD Ops); Bean, Michael M.; Bolton, John I.(ASAC HQ)  
**Cc:** Cahill, Timothy J.; Morgan, Crystal A.; Minerly, Nelson  
**Subject:** FOIA TSA 10-0415 (Grabell)

Gene,

We received the attached FOIA request seeking a copy of the FAMS "misconduct database". Please provide any responses by COB 3/31 and indicate the appropriate handling (release/withhold) of the item(s). I know this is a sensitive database, so please give me a call if you want to discuss.

Thank you,  
Mike

**R. Michael Huff**  
**Federal Air Marshal**  
**Office of Congressional Affairs**  
**TSA-Office of Law Enforcement/FAMS**

(b)(6)  
(703) 487- (b)(6) Desk)  
(b)(6) Cell)

**NOTE: Information contained in FAM Service email or other documents from the FAM Service is Law Enforcement Sensitive and intended for official use only. No portion of any document can be released to the media, the general public or sent over non-secure Internet servers. Release of any FAM Service correspondence or Law Enforcement Sensitive material could adversely affect or jeopardize investigative activities**

**From:** Statz, Amanda <TSA-FOIA>  
**Sent:** 4 Oct 2011 19:07:43 +0000  
**To:** Plofker, Howard <TSA OCC>  
**Subject:** RE: FOIA TSA10-0415 Question.

The Policy & Compliant Unit which maintains the records was transferred from FAMS to OOI.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)

-----Original Message-----

From: Plofker, Howard <TSA OCC>  
Sent: Tuesday, October 04, 2011 2:35 PM  
To: Statz, Amanda <TSA-FOIA>  
Subject: RE: FOIA TSA10-0415 Question.

Why was OOI tasked for the FAMs misconduct database?

Howard Plofker  
Office of Chief Counsel  
Transportation Security Administration  
571-227-(b)  
202-306-4558 (BB)

This communication might contain communications between attorney and client, communications that are part of the agency deliberative process, or attorney-work product, all of which are privileged and not subject to disclosure outside the agency or to the public. Please consult with the Office of Chief Counsel before disclosing any information contained in this email.

-----Original Message-----

From: Statz, Amanda <TSA-FOIA>  
Sent: Tuesday, September 20, 2011 11:58 AM  
To: Plofker, Howard <TSA OCC>  
Subject: FW: FOIA TSA10-0415 Question.

Howard,

You sent this FOIA back to me yesterday via DocTracker. See the emails below regarding the spreadsheet provided by OOI. I thought I had uploaded this email to DocTracker, but apparently did not. How do you want to proceed?

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)

-----Original Message-----

From: Kimble, Decna

Sent: Monday, July 25, 2011 9:49 AM  
To: Statz, Amanda <TSA-FOIA>  
Subject: FW: FOIA TSA10-0415 Question.

Please see response below.

Deena N. Kimble  
Office of Inspection | Business Management Office Transportation Security Administration Department of  
Homeland Security  
Office: 571-227-[b](6) BlackBerry: [b](6) [b](6)

-----Original Message-----

From: Jones, Sophia  
Sent: Friday, July 22, 2011 3:25 PM  
To: Sveum, Eugene L  
Cc: Kimble, Deena; Smith, Millie  
Subject: RE: FOIA TSA10-0415 Question.

Agree!

-----Original Message-----

From: Sveum, Eugene L  
Sent: Friday, July 22, 2011 2:03 PM  
To: Kimble, Deena; Smith, Millie; Jones, Sophia  
Subject: RE: FOIA TSA10-0415 Question.

Deena,

From the information I received from the FAMS the second request which we are responding to is a clarification from the first request in 2008. Last year in response to the second request, FOIA Office and OCC provided guidance to the FAMS that the format that we sent would be used to answer this FOIA request. It should be noted for us to now supply a synopsis of every incident would be very labor intensive and would have to be extensively redacted because of the SSI information that is included. My opinion is that since what was provided to the FOIA office was the originally agreed upon format to answer the request, we use that and if we receive another request for more information we can decide at that time how to proceed.

Regards,

Gene Sveum  
Special Agent in Charge  
TSA Office of Inspection  
Management Inquiries Unit  
Office: 571-354-[b](6)  
Cell: [b](6)

-----Original Message-----

From: Kimble, Deena  
Sent: Monday, July 18, 2011 1:43 PM  
To: Smith, Millie; Sveum, Eugene L; Jones, Sophia  
Subject: FW: FOIA TSA10-0415 Question.

I was out last week for training and had this clarification request. How would you like me to respond?  
Thank you.

~ Deena Kimble

Deena N. Kimble

Office of Inspection | Business Management Office Transportation Security Administration Department of Homeland Security

Office: 571-227-[b)(6)]

BlackBerry [b)(6)] [b)(6)]

-----Original Message-----

From: Statz, Amanda <TSA-FOIA>

Sent: Thursday, July 14, 2011 9:31 AM

To: Kimble, Deena

Subject: FOIA TSA10-0415 Question.

Good morning Deena,

I have a question regarding the records that were provided to us in response to FOIA TSA10-0415. The information on the records just shows the Allegation and Final Disposition (attached is a copy of one of the pages that are responsive), is that all the information that can be pulled from the OOI database or is there more detailed information like a description/narrative of what happened? The reason I'm asking is because these records responsive to 10-0415 are also responsive to another FOIA request but this other one is also asking for a narrative of the disciplinary actions. I have attached a copy of both of these requests so you can see.

Amanda Statz

Freedom of Information Act Specialist

Transportation Security Administration

571-227-[b)(6)]

**From:** Kimble, Deena  
**Sent:** 6 May 2011 11:27:10 -0400  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** RE: NEW FOIA TASKING TSA10-0415

Amanda,

I just received word from our office that we need an extension on this FOIA tasking. May we have 10 days?

~ Deena Kimble

Deena N. Kimble  
Office of Inspection | Business Management Office  
Transportation Security Administration  
Department of Homeland Security  
Office: 571-227-(b) | Mobile: (b)(6) (b)(6)

-----Original Message-----

From: Statz, Amanda <TSA-FOIA>  
Sent: Tuesday, May 03, 2011 1:52 PM  
To: Kimble, Deena  
Subject: NEW FOIA TASKING TSA10-0415

Deena,

See the attached FOIA tasking. Per FAMS, the Policy & Compliant unit was transferred from FAMS to OOI and, therefore, your office should have the records responsive to this request. Please let me know if you have any questions.

Thanks.

Amanda Statz  
Freedom of Information Act Specialist  
Transportation Security Administration  
571-227-(b)(6)

U.S. Department of Homeland Security  
Arlington, VA 22202



Transportation  
Security  
Administration

**Date:** Thursday, April 19, 2012

**Subject:** FOIA Request: 10-0415 (SSI Review: 12-0613)

**From:** Robert Metzler  
Senior Analyst, SSI Program Office

**To:** Yvonne L. Coates, FOIA Officer, FOIA/PA Division  
Transportation Security Administration

Per your request, the attached files have been reviewed for Sensitive Security Information (SSI). The information identified as SSI reveals other information. Therefore, the files should be withheld in full under FOIA Exemption 3 – 49 CFR 1520.5(b)(16).

If any questions arise regarding the recommendations made by this office, please feel free to contact me on extension 7-3513 and reference the SSI review number above.

Sincerely,

Robert Metzler



**From:** Deplitch, Amanda <TSA-FOIA>  
**Sent:** 25 Oct 2013 19:29:45 +0000  
**To:** michael.grabell@propublica.org  
**Subject:** TSA Response to FOIA Appeal TSA10-0415  
**Attachments:** TSA10-0415 FOIA Response.pdf

Mr. Grabell,

Please see the attached pdf as our response to your appeal for FOIA TSA10-0415.

✕

Thank you,

Amanda Deplitch  
Program Specialist  
Freedom of Information Act Office  
Transportation Security Administration  
571-227-(b)

**From:** Pineiro, Aeron  
**Sent:** 1 Mar 2013 07:08:46 -0500  
**To:** Deplitch, Amanda <TSA-FOIA>  
**Subject:** 12-0351

(b)(5)

**Ms. Aeron J. Pineiro**

Operations Manager  
Freedom of Information Act Office  
Office of Civil Rights & Liberties.  
Ombudsman and Traveler Engagement  
Transportation Security Administration  
(571) 227-

# Transportation Security Administration

## Freedom of Information Act (FOIA) Records Request

TSA FOIA Case Number	2012-TSFO- 00764	Records Request Date	05/08/14	Due Date	05/15/14
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Tasked Office	TSA-18/OLE	Tasked Office Point of Contact	Su Daly/Ron Allen
---------------	------------	--------------------------------------	-------------------

<b>FOIA BRANCH CONTACT INFORMATION</b>		<b>Main Number: 571-227-2300</b>	
FOIA Tasking POC		Phone Number	
FOIA Specialist		Phone Number	

<b>REQUESTED RECORDS</b>
Copy of the Federal Air Marshal Service misconduct database records.

<b>INSTRUCTIONS FROM FOIA BRANCH</b>
<ul style="list-style-type: none"> <li>• Search your records for responsive documents, and if located, you <b>MUST</b> provide one clean copy (without redactions) regardless of classification, physically to the FOIA Branch or electronically to: TSA.FOIAPOCResponses@tsa.dhs.gov.</li> <li>• Record the total number of hours spent searching for records responsive to this request.</li> <li>• If documents contain SSI or Personally Identifiable Information, ensure you password-protect when sending electronically. You <b>MUST</b> provide the actual password in a subsequent email for our records and use.</li> </ul>
<b>OTHER NOTES OR INSTRUCTIONS FROM FOIA BRANCH</b>
TSA-13/OOI suggested this be tasked to FAMS.

<b>RESPONSE/COMMENTS FROM TASKED OFFICE (Check all that apply)</b>
--

Search Start Date:		Search End Date:		Total Search Time:	
-----------------------	--	---------------------	--	-----------------------	--

#### Databases

List the systems of records searched:

List the search terms used:

#### Computer Searches

Did you search employees' computers? Y or N (circle one)

How did you search these computers (i.e., manual review of each folder individually, use search engine in Start menu, or some other electronic search command)?

List the position titles and names of employees whose computers were searched:

List the search terms used:

#### Paper Files

Did you search any paper files?

Y or N

Describe below how the files are organized and maintained (i.e., file cabinet, bookshelf, order, name of holder, etc.):

Were the paper files contained in personal files?

Y or N

Were the paper files in your office's central file system?

Y or N

#### Email (Outlook)

Did you search Outlook?

Y or N

How did you search Outlook? (i.e., manual review of every email in sent, deleted, incoming,

<input type="checkbox"/> Recommend total release  <input type="checkbox"/> Recommend withholding information (SSI, PII, etc.)  <input type="checkbox"/> No Records – Our search failed to locate any responsive documents  <input checked="" type="checkbox"/> Other TSA office(s) or another agency should search for responsive records. Please contact the following office(s):  <div style="text-align: center;"> <ul style="list-style-type: none"> <li>• Office of Professional Responsibility</li> </ul> </div>
<p>Please note that the Office of Professional Responsibility is the custodian of FAMS misconduct records. If it is deemed that this office must furnish OPR records, it is requested that the FOIA POC obtain a timeframe from the requestor, as the information will be too burdensome for our office to search. Additionally, in order to provide the requested information I would have to create a new record to display only misconduct data.</p>

### **Documentation for Conducting a Search for Records Requested under the FOIA**

**In responding to this request for information made pursuant to the FOIA, 5 U.S.C. 552, you must undertake a search that is *reasonably calculated to uncover all relevant documents* described in the request. You must search in all places where responsive records may be found.**

Please conduct a thorough search of your records for documents pertaining to this FOIA request. You must search in every area within your components where you believe responsive records are located.

“Records” include: paper records, electronic records, e-mail correspondence, pictures, DVDs, video tapes, audio tapes, microfiche, or any other material recorded in any manner unless otherwise stated in the request.

### **SEARCH PARAMETERS**

Searcher Name:		Position/Title:	
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outgoing, and archived folders, "Find" function in the Tools pull-down menu)	
List the employee Outlook boxes searched and search terms used:	

<b>Other Records</b>	
Did you search any other records not listed above?	Y or N
If so, where did you search?	
How did you search?	
List the search terms used:	

<b>Sensitivity</b>	
Are any of the responsive records classified? If yes, contact FOIA Tasking POC to coordinate review.	Y or N
Describe which records are classified:	

I certify that I searched all locations reasonably believed to contain records that are responsive to this request.

I certify that I will properly transport any sensitive and/or classified records to the TSA FOIA Branch in accordance with federal regulations. In the case of records containing National Security Information, this includes the arrangement of a point-to-point delivery to an individual within the TSA FOIA Branch that has an appropriate security clearance.

Signed:  Clyde Porter

Date: May 14, 2014


**From:** Pineiro, Aeron  
**Sent:** 7 Feb 2013 13:49:33 -0500  
**To:** Kimble, Deena <TSA-13>; Sveum, Eugene L <TSA-13>  
**Cc:** Deplitch, Amanda <TSA-FOIA>  
**Subject:** FOIA Case 12-0351

Good afternoon,

Just noticed the subject FOIA case (requester Michael Grabell) is still sitting in your queue. We would like to respond to the requester on this ASAP so would appreciate any updates or estimates of when you might complete your review.

Thanks,  
Aeron

**Ms. Aeron J. Piñeiro**

Operations Manager  
Freedom of Information Act Office  
Office of Civil Rights & Liberties  
Ombudsman and Traveler Engagement  
Transportation Security Administration  
(571) 221- (b)(6)

# Transportation Security Administration

## Freedom of Information Act (FOIA) Records Request

TSA FOIA Case Number	2012-TSFO-00764	Records Request Date	05/01/14	Due Date	05/08/14
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Tasked Office	TSA-13/OOI	Tasked Office Point of Contact	Deena Kimble/Leslie Hamilton
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<b>FOIA BRANCH CONTACT INFORMATION</b>		<b>Main Number: 571-227-2300</b>	
FOIA Tasking POC		Phone Number	
FOIA Specialist		Phone Number	

### REQUESTED RECORDS

copy of the Federal Air Marshal Service misconduct database managed by the operational integrity division.

### INSTRUCTIONS FROM FOIA BRANCH

- Search your records for responsive documents, and if located, you MUST provide one clean copy (without redactions) regardless of classification, physically to the FOIA Branch or electronically to: TSA.FOIAPOCResponses@tsa.dhs.gov.
- Record the total number of hours spent searching for records responsive to this request.
- If documents contain SSI or Personally Identifiable Information, ensure you password-protect when sending electronically. You MUST provide the actual password in a subsequent email for our records and use.

### OTHER NOTES OR INSTRUCTIONS FROM FOIA BRANCH

This case was previously tasked to this office but the requester is asking for additional information. There is a need to know what columns/fields can be produced from the FAMS database. Updated records are required if additional data can be produced.

**RESPONSE/COMMENTS FROM TASKED OFFICE (Check all that apply)**



☐ Recommend total release

☐ Recommend withholding information (SSI, PII, etc.)

☐ No Records – Our search failed to locate any responsive documents

☒ Other TSA office(s) or another agency should search for responsive records. Please contact the following office(s):

- FAMS

#### Documentation for Conducting a Search for Records Requested under the FOIA

In responding to this request for information made pursuant to the FOIA, 5 U.S.C. 552, you must undertake a search that is *reasonably calculated to uncover all relevant documents* described in the request. You must search in all places where responsive records may be found.

Please conduct a thorough search of your records for documents pertaining to this FOIA request. You must search in every area within your components where you believe responsive records are located.

“Records” include: paper records, electronic records, e-mail correspondence, pictures, DVDs, video tapes, audio tapes, microfiche, or any other material recorded in any manner unless otherwise stated in the request.

#### SEARCH PARAMETERS

Searcher Name:	John Busch	Position/Title:	Director, Internal Affairs Division
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Search Start Date:	5.5.14	Search End Date:	5.5.14	Total Search Time:	30Minutes
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#### Databases

List the systems of records searched:

Database is owned/operated by FAMS, re-direct this FOIA to FAMS.

List the search terms used:	
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<b>Computer Searches</b>	
Did you search employees' computers? Y or N (circle one)	
How did you search these computers (i.e., manual review of each folder individually, use search engine in Start menu, or some other electronic search command)?	
List the position titles and names of employees whose computers were searched:	
List the search terms used:	

<b>Paper Files</b>		
Did you search any paper files?	Y or N	Describe below how the files are organized and maintained (i.e., file cabinet, bookshelf, order, name of holder, etc.):
Were the paper files contained in personal files?	Y or N	
Were the paper files in your office's central file system?	Y or N	

<b>Email (Outlook)</b>	
Did you search Outlook?	Y or N
How did you search Outlook? (i.e., manual review of every email in sent, deleted, incoming, outgoing, and archived folders, "Find" function in the Tools pull-down menu)	
List the employee Outlook boxes searched and search terms used:	

<b>Other Records</b>	
Did you search any other records not listed above?	Y or <input checked="" type="radio"/> N
If so, where did you search?	
How did you search?	
List the search terms used:	

<b>Sensitivity</b>	
Are any of the responsive records classified? If yes, contact FOIA Tasking POC to coordinate review.	Y or <input checked="" type="radio"/> N
Describe which records are classified:	

I certify that I searched all locations reasonably believed to contain records that are responsive to this request.

I certify that I will properly transport any sensitive and/or classified records to the TSA FOIA Branch in accordance with federal regulations. In the case of records containing National Security Information, this includes the arrangement of a point-to-point delivery to an individual within the TSA FOIA Branch that has an appropriate security clearance.

Signed: *Melissa Misco*

Date: 5/7/14

**From:** Lewis, Geraldine <CTR>  
**Sent:** 1 Mar 2012 15:38:02 +0000  
**To:** 'michael.grabell@propublica.org'  
**Subject:** FOIA TSA12-0351

Dear Mr. Grabell:

This acknowledges receipt of your Freedom of Information Act request dated February 29, 2012, within the Transportation Security Administration on March 1, 2012. Your request was assigned case number **TSA12-0351**. We will carefully review your request and if any additional information is needed, we will contact you directly. Should you have any questions, you may contact this office at 866-364-2872.

Sincerely,

Freedom of Information Act Office  
Transportation Security Administration

**From:** Pineiro, Aeron  
**Sent:** 29 Aug 2012 15:19:32 -0400  
**To:** Kimble, Deena <TSA-13>; Sveum, Eugene L <TSA-13>  
**Cc:** Statz, Amanda <TSA-FOIA>  
**Subject:** RE: TSA12-0351 Review

Following up...


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**From:** Pineiro, Aeron  
**Sent:** Monday, August 27, 2012 12:00 PM  
**To:** Kimble, Deena <TSA-13>; Sveum, Eugene L <TSA-13>  
**Cc:** Statz, Amanda <TSA-FOIA>  
**Subject:** TSA12-0351 Review

Hi Deena,

Would just like to check on the status of your office's review of the subject case in DocTracker.

Thanks,

**Ms. Aeron J. Pineiro**  
Operations Manager  
Freedom of Information Act Office  
Office of Civil Rights & Liberties  
Ombudsman and Traveler Engagement  
Transportation Security Administration  
(571) 227-

**From:** Kimble, Deena <TSA-13>  
**Sent:** 17 Aug 2012 11:53:54 -0400  
**To:** Statz, Amanda <TSA-FOIA>  
**Subject:** Re: FOIA TSA12-0351

Thank you  
Deena N. Kimble  
Office of Inspection  
Transportation Security Administration

**From:** Statz, Amanda <TSA-FOIA>  
**To:** Kimble, Deena <TSA-13>  
**Sent:** Fri Aug 17 11:49:37 2012  
**Subject:** FOIA TSA12-0351

Good morning Deena,

OCC has several questions in reference to records provided for FOIA 12-0351. I am going to send you the DocTracker file because the responsive records and request are already uploaded. Please see Howard Plofker's comments/questions to you under the Work Folder History. If you have any questions feel free to contact me.

Thanks,

Amanda Statz

Freedom of Information Act Specialist

Transportation Security Administration

571-227-(b)

**From:** Kimble, Deena <TSA-13>  
**Sent:** 30 Aug 2012 14:12:10 -0400  
**To:** Pineiro, Aeron; Sveum, Eugene L <TSA-13>  
**Cc:** Statz, Amanda <TSA-FOIA>  
**Subject:** RE: TSA12-0351 Review

It is not an exemption, it is SSL.

**Deena N. Kimble**

Transportation Security Administration  
Office of Inspection Special Operations Analysis and Quality Control

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**From:** Pineiro, Aeron  
**Sent:** Thursday, August 30, 2012 2:11 PM  
**To:** Kimble, Deena <TSA-13>; Sveum, Eugene L <TSA-13>  
**Cc:** Statz, Amanda <TSA-FOIA>  
**Subject:** RE: TSA12-0351 Review

Hi Deena,

Thanks for this. Under what FOIA exemption should the information be protected?  
What is the sensitivity? What is the harm in release?

Thank you.

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**From:** Kimble, Deena <TSA-13>  
**Sent:** Thursday, August 30, 2012 2:07 PM  
**To:** Pineiro, Aeron; Sveum, Eugene L <TSA-13>  
**Cc:** Statz, Amanda <TSA-FOIA>  
**Subject:** RE: TSA12-0351 Review

Based on the questions OOI received in the comments section, OOI only provided information based on what FAMS/OCC agreed to provide in this FOIA. This FOIA needs to have the field office location redacted prior to dissemination.

**Deena N. Kimble**

Transportation Security Administration  
Office of Inspection Special Operations Analysis and Quality Control

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**From:** Pineiro, Aeron  
**Sent:** Monday, August 27, 2012 12:00 PM  
**To:** Kimble, Deena <TSA-13>; Sveum, Eugene L <TSA-13>  
**Cc:** Statz, Amanda <TSA-FOIA>  
**Subject:** TSA12-0351 Review

Hi Decna,

Would just like to check on the status of your office's review of the subject case in DocTracker.

Thanks,

**Ms. Aeron J. Pineiro**

Operations Manager  
Freedom of Information Act Office  
Office of Civil Rights & Liberties,  
Ombudsman and Traveler Engagement  
Transportation Security Administration  
(571) 227-7



**From:** McGivern, Tom <TSA OCC>  
**Sent:** 30 Sep 2013 16:36:27 -0400  
**To:** Pineiro, Aeron; Deplitch, Amanda <TSA-FOIA>  
**Cc:** Kletzly, Katrina <TSA OCC>  
**Subject:** Grabell

**OSC-120620-001**

**12-0351 GRABELL**

**I just cleared this with an amendment to release the date column that I discussed with Rob Metzler and OCC FAMS attorneys. Thx**



Transportation  
Security  
Administration

## FOIA Request Certification

**INSTRUCTIONS:** FOIA Points-of-Contact (POCs) will complete Section II and forward responsive records by mail to the TSA Headquarters FOIA Office, TSA-20, or by e-mail to the tasking individual, unless otherwise noted and explained below. If the search identifies TSA has a large volume of responsive records, FOIA POCs must contact the FOIA Office as soon as possible following receipt of this issued form to provide a cost estimate prior to continuing to process the request. Questions should be directed to the FOIA Office at (571) 227-2300, 866-FOIA-TSA (866-364-2872).

### SECTION I: CASE SUSPENSE & IDENTIFICATION

#### FOIA OFFICE USE ONLY

FOIA POC response required on or before: May 15, 2012

FOIA POCs direct e-mails replies to: (b)(2)

FOIA Case No.: TSA12-0351

Date: May 8, 2012

Action Office(s): TSA-13 Deena Kimble

Request Received From: Michael Grabell

Requester Seeks: (see attached request for further description)

### SECTION II: FOIA POC

#### Part A. Contact Information

Name:

Phone No.:

Title:

#### Part B. Recommendations (Check all that apply and provide appropriate responses)

☐

1. Release all responsive records. (identify records and from where retrieved)

☒

2. Withhold select responsive records. (explain)

As with previous records we have provided to you under applicable FOIA considerations, we appreciate your understanding of the highly sensitive nature of our work. After you have completed your review and redaction of this document we ask that you send us a copy for our review and concurrence prior to dissemination.

☐

3. Withhold all responsive records. (explain)

☐

4. No responsive records. Search failed to identify and/or locate responsive records. (explain)

☐

5. Recommend FOIA Office contact the following DHS Component, TSA Office and/ or individuals, identified, in order to search for responsive records. (identify)

#### PART C. Cost Estimate

Search Time (hrs.) / Pay Band

Processing Time (hrs.) / Pay Band

Attorney Time (hrs.) / Pay Band

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#### PART D. Response Certification

I certify that a search reasonably calculated to uncover all responsive records, paper and electronic, has been conducted and all responsive records have been reviewed, copied and provided to the HQ FOIA Office -TSA-20, or otherwise noted with explanations and/or recommendations provided herein.

FOIA POC Signature:

Date: