



U.S. Department of Justice
Drug Enforcement Administration
FOI/Records Management Section
8701 Morrissette Drive
Springfield, Virginia 22152

Case Number: 12-00477-F
13-00007-L

NOV 21 2013

Catherine Crump
American Civil Liberties Union Foundation
125 Broad Street, 18th Floor
New York, NY 10004

Re: *American Civil Liberties Union and ACLU of Massachusetts v. United States Department of Justice, et. al.*, CA No. 1:12-cv-11776

Dear Ms. Crump:

Pursuant to the above-captioned civil action, the Drug Enforcement Administration (DEA), conducted a litigation review of potentially responsive records in compliance with the Joint Status Report dated April 23, 2013. As a result of that review, enclosed please find four pages.

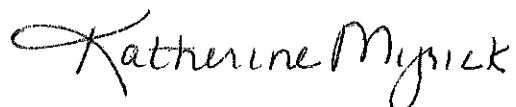
Portions not released are being withheld pursuant to the Freedom of Information Act, 5 U.S.C. § 552, and/or the Privacy Act, 5 U.S.C. § 552a. Please refer to the list enclosed with this letter that identifies the authority for withholding the deleted material, which is indicated by a mark appearing in the block next to the exemption. An additional enclosure with this letter explains these exemptions in more detail. The documents are being forwarded to you with this letter.

DEA's FOIA regulations are contained in the Code of Federal Regulations, Title 28, Part 16, as amended. They are published in the Federal Register and are available for inspection by members of the public.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. § 552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

If you have any questions regarding your request, you may contact Assistant United States Attorney Jennifer A. Serafyn at 617-748-3188 or Jennifer.Serafyn@usdoj.gov.

Sincerely,



Katherine L. Myrick, Chief
Freedom of Information/Privacy Act Unit
FOI/Records Management Section

Enclosures

Number of pages withheld: 0

Number of pages released: 4

APPLICABLE SECTIONS OF THE FREEDOM OF INFORMATION AND/OR PRIVACY ACT:

| Freedom of Information Act 5 U.S.C. 552 | | | Privacy Act 5 U.S.C. 552a | |
|--|--|---|---------------------------------|---------------------------------|
| <input type="checkbox"/> (b)(1) | <input type="checkbox"/> (b)(5) | <input checked="" type="checkbox"/> (b)(7)(C) | <input type="checkbox"/> (d)(5) | <input type="checkbox"/> (k)(2) |
| <input type="checkbox"/> (b)(2) | <input checked="" type="checkbox"/> (b)(6) | <input type="checkbox"/> (b)(7)(D) | <input type="checkbox"/> (j)(2) | <input type="checkbox"/> (k)(5) |
| <input type="checkbox"/> (b)(3) | <input type="checkbox"/> (b)(7)(A) | <input checked="" type="checkbox"/> (b)(7)(E) | <input type="checkbox"/> (k)(1) | <input type="checkbox"/> (k)(6) |
| <input type="checkbox"/> (b)(4) | <input type="checkbox"/> (b)(7)(B) | <input checked="" type="checkbox"/> (b)(7)(F) | | |

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

- (b)(1) Information which is currently and properly classified pursuant to Executive Order in the interest of the national defense or foreign policy.
- (b)(2) Materials related solely to the internal rules and practices of DEA.
- (b)(3) Information specifically exempted from disclosure by another federal statute.
- (b)(4) Privileged or confidential information obtained from a person, usually involving commercial or financial matters.
- (b)(5) Inter-agency or intra-agency documents which are subject to a privilege, such as documents the disclosure of which would have an inhibitive effect upon the development of policy and administrative direction, or which represent the work product of an attorney, or which reflect confidential communications between a client and an attorney.
- (b)(6) Materials contained in sensitive records such as personnel or medical files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.
- (b)(7) Records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information (A) could reasonably be expected to interfere with enforcement proceedings; (B) would deprive a person of a right to a fair trial or an impartial adjudication; (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy; (D) could reasonably be expected to disclose the identity of a confidential source, including a State, local or foreign agency or authority or any private institution which furnished information on a confidential basis; and, in the case of a record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source; (E) would disclose techniques and 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, or (F) could reasonably be expected to endanger the life or physical safety of any individual.

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

- (d)(5) Materials compiled in reasonable anticipation of a civil action or proceeding.
- (j)(2) Material reporting investigative efforts pertaining to the enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals.
- (k)(1) Information which is currently and properly classified pursuant to Executive Order in the interest of the national defense or foreign policy.
- (k)(2) Material compiled during civil investigations for law enforcement purposes.
- (k)(5) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to an express promise that his identity would be held in confidence, or pursuant to an implied promise of confidentiality if such information was furnished prior to September 27, 1975.
- (k)(6) The substance of tests used to determine individual qualifications for appointment or promotion in Federal Government Service.

Non Responsive

From: (b)(6),(b)(7)(C),(b)(7)(F)
Sent: Friday, October 29, 2010 6:34 AM
To: (b)(6),(b)(7)(C),(b)(7)(F)
Cc:
Subject: FW: LPR - Funding Request (GD-AIS)

Non Responsive

- NS drove the DEA National License Plate Recognition (LPR) Program to exceed original deployment goals by incorporating 31 LPR device systems that are owned by other Law Enforcement Agencies into the DEA National LPR Program.

(b)(7)(E) [Redacted] Non Responsive

Non Responsive (b)(7)(E) [Redacted] Non Responsive

Non Responsive • [Redacted]

• [Redacted]

• [Redacted]

Non Responsive

- During FY 2010, LPR achieved the following milestones:

Non Responsive

o Images: 111,022,990

Non Responsive

- o Aided investigations and identified target suspect vehicles that resulted in the seizure of:

- 98 KG Cocaine Powder
- 0.4 KG Heroin - Mexican Brown
- 16 KG Heroin – Type Unknown
- 1 Pill Hydrocodone (Vicodin)
- 33 KG LSD
- 8336 KG Marijuana
- 17 Pills Misc. Pharmaceuticals
- \$866,380 US Dollars
- 0.23 KG Valium/Diazepam

- o Identified vehicle used to assault offices at a Marfa CBP checkpoint using partial plate information.

- Thru partnership with Florida Agricultural Law Enforcement, NS added the ability to track containerized cargo in LPR.
- NS added the DOJ Amber Alert email feed as a source for LPR to provide for automated creation, modification, and deletion of Amber Alerts in the LPR system providing a mechanism for Law Enforcement to be notified within 15 seconds of the detection of the suspect vehicle at any DEA or partner LPR device.
- NS coupled DARTS Deconfliction functionality with LPR to provide DARTS users with LPR system plate intersection information.
- NS added the capability to generate LPR Alerts via text messaging.
- NS added the capability to send and save various LPR data in Portable Document Format (PDF).
- NS added the capability to generate LPR alert notifications to any email address and removed the internal Firebird email address restriction.

(b)(6),(b)(7)(C),
(b)(7)(F)

Staff Coordinator
Financial Operations
Mexico and Central America

(b)(6),(b)(7)(C),(b)(7)(F)

Non Responsive

Non Responsive

The goal of the ALPR implementation is to impact the amount of cross-border smuggling and illegal activities associated with the use of roads and lands.

Non Responsive

Non Responsive

Non Responsive

(b)(7)(E)

Non Responsive

Non Responsive