U.S. Department of Justice

United States Attorney
Eastern District of New York

KMA; 2019V03293

271-A Cadman Plaza East, 7ᵗʰ Floor
Brooklyn, New York 11201

May 7, 2021

<u>Letter by ECF and Enclosures by Hand Delivery</u>

Honorable Ramon E. Reyes, Jr.
United States Magistrate Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

> Re: *CLEAR, et al. v. United States Customs and Border Protection*,
>   <u>Civil Action No. 19-CV-07079 (RER)</u>

Dear Judge Reyes:

Enclosed please find the following documents that the parties identified for *in camera* review in this action brought pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552: [1]

- The documents listed in Plaintiffs' letter dated April 30, 2021:

  5 – TTRT Officer Reference Job Aid 2020 [Exemptions 6, 7(C), 7(E)]
  11 – Culture and Religious Awareness Class [Exemptions 6, 7(C), 7(E)]
  28 – TTP_[redacted] Presentation [Exemption 7(E)]
  30 – TTRT [redacted] Accomplishments [Exemptions 6, 7(C), 7(E)]

  Pages 43-61 of Ex. H to Howard Declaration (Dkt. #36-4)
      [partially redacted pursuant to Exemption 7(E)]

- The documents listed in Defendant United States Customs and Border Protection's letter dated April 29, 2021, which were withheld in full:

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[1] The numbers refer to the corresponding numbers used in the "Vaughn index" to identify the documents that were withheld in full. The Vaughn index is at Exhibit M (Dkt. #39-3) to the Declaration of Patrick Howard ("Howard Declaration").

15 – CTD 10 TTRT Orientation 20200304 (17 pages)
16 – Memorandum – Importance of Targeting Rules (1 page)
18 – Muster – Updated Guidance [redacted] (2 pages)
19 – Nomination Referrals (18 pages)
27 – TOC Watchlisting Overview (15 pages)

Thank you for Your Honor's consideration of this submission.

Respectfully submitted,

MARK J. LESKO
Acting United States Attorney
Attorney for Defendant

By: s/*Kathleen A. Mahoney*
KATHLEEN A. MAHONEY
Assistant U.S. Attorney
(718) 254-6026
kathleen.mahoney@usdoj.gov

Enclosures

cc: (By ECF – letter only)

Counsel for Plaintiffs