

Exhibit 8

Nicole Hallett

From: Nicole Hallett
Sent: Wednesday, January 8, 2020 8:51 PM
To: Platt, Steven A. (CIV); Bianco, Anthony D. (CIV); Jonathan Hafetz; Manes, Jonathan; Colton Kells; Marline Paul; Richard Barney; Brett Max Kaufman; Victoria Roeck; Charlie Hogle; Judy Rabinovitz; Celso Perez; Erin Barry
Cc: Belsan, Timothy M. (CIV); Moar, Daniel (USANYW)
Subject: RE: Hassoun v. Searls - Respondent's Discovery Requests

Steve and Anthony:

Below is a summary of the definitions and limitations proposed by Petitioner in order to resolve some of the Respondent's overbreadth and vagueness objections. Please let us know your position on these definitions and limitations, with the understanding that Respondent still maintains its privilege and other objections. If you do not agree that the below proposal resolves Respondent's overbreadth and vagueness objections, please propose alternate definitions and/or limitations.

- For request #1, we propose the following definition of "government official":

"any government official with a role in the determination process at DHS or DOJ, including people involved in investigating any of the allegations that the government intends to use as a basis to justify detention (other than allegations relating to his criminal conviction)"
- If the government does not intend to introduce testimonial evidence related to Mr. Hassoun's criminal conviction, then Petitioner also agrees to limit request #1 to documents created from October 2017 to present.
- For request #3, Petitioner proposes limiting the request to:

"all documents related to the 1. custody level, job placement, and any other privileges granted/withheld in confinement; 2. disciplinary records; 3. status of immigration proceedings; 4. any agreements of any kind with the government relating to their allegations against Mr. Hassoun, including confidentiality agreements, cooperation agreements, or agreements that affect their pending or potential immigration or criminal cases for all informants/witnesses from October 2017 to present."
- For request #5, we accept the Respondent's limitation if the "call logs" that are produced have information regarding call date, recipient, phone number, and length of call.
- For request #6, Petitioner agrees to the limitation provided in Respondent's responses.
- For request #10, we understand that there is a photograph of Mr. Hassoun that is posted somewhere in Batavia that may contain additional information that new detainees are shown upon entry into the facility. We would like you to confirm that Respondent's position is that this document does not exist.
- For interrogatory #1, we propose limiting the term "histories" to mean "dates of detention at the Buffalo Federal Detention Facility"

- For interrogatory #2, Petitioner proposes defining the term “government” to mean:

“any government official with a role in the determination process at DHS or DOJ, including people involved in investigating any of the allegations that the government intends to use as a basis to justify detention (other than allegations relating to his criminal conviction)”

- Petitioner also agrees to limit interrogatory # 2 to all persons interviewed or contacted regarding the allegations in the FBI letter.

Thank you,
Nicole

Nicole Hallett
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From: Platt, Steven A. (CIV) <Steven.A.Platt@usdoj.gov>

Sent: Wednesday, January 8, 2020 12:42 PM

To: Nicole Hallett <nhallett@uchicago.edu>; Bianco, Anthony D. (CIV) <Anthony.D.Bianco@usdoj.gov>; Jonathan Hafetz <jhafetz@aclu.org>; Manes, Jonathan <jmmanes@buffalo.edu>; Colton Kells <coltonke@buffalo.edu>; Marline Paul <marlinep@buffalo.edu>; Richard Barney <rkbarney@buffalo.edu>; Brett Max Kaufman <bkaufman@aclu.org>; Victoria Roeck <VRoeck@nyclu.org>; Charlie Hogle <CHogle@aclu.org>; Judy Rabinovitz <JRabinovitz@aclu.org>; Celso Perez <cperez@aclu.org>; Erin Barry <ebarry2@buffalo.edu>

Cc: Belsan, Timothy M. (CIV) <Timothy.M.Belsan@usdoj.gov>; Moar, Daniel (USANYW) <Daniel.Moar@usdoj.gov>

Subject: RE: Hassoun v. Searls - Respondent's Discovery Requests

Conference Call Number: 1-877-465-7975

PIN: 155 577 20

From: Platt, Steven A. (CIV)

Sent: Wednesday, January 08, 2020 12:36 PM

To: Nicole Hallett <nhallett@uchicago.edu>; Bianco, Anthony D. (CIV) <abianco@CIV.USDOJ.GOV>; Jonathan Hafetz <jhafetz@aclu.org>; Manes, Jonathan <jmmanes@buffalo.edu>; Colton Kells <coltonke@buffalo.edu>; Marline Paul <marlinep@buffalo.edu>; Richard Barney <rkbarney@buffalo.edu>; Brett Max Kaufman <bkaufman@aclu.org>; Victoria Roeck <VRoeck@nyclu.org>; Charlie Hogle <CHogle@aclu.org>; Judy Rabinovitz <JRabinovitz@aclu.org>; Celso Perez <cperez@aclu.org>; Erin Barry <ebarry2@buffalo.edu>

Cc: Belsan, Timothy M. (CIV) <tbelsan@CIV.USDOJ.GOV>; Moar, Daniel (USANYW) <DMoar@usa.doj.gov>

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Hi Nicole, we are available at 3:30pm ET today to discuss. I will try to get a conference line between now and then.

I will communicate the request for videoconferencing and let you know.

Thanks,