U.S. Customs & Border Protection  
FOIA Officer  
1300 Pennsylvania Avenue, N.W.  
Mint Annex  
Washington, D.C. 20229  
Phone: 202-572-8720  
Fax: 202-572-8755

To whom it may concern;

This is a request under the Freedom of Information Act.

I am seeking copies of the following documentation:

- Current checkpoint guidelines used by Border Patrol or Immigration field officers/agents for conducting immigration checkpoint operations within the interior of the country.
- Checkpoint site justification reports, or their equivalent, regarding ongoing Homeland Security checkpoint operations located near mile marker 146 on State Route 86 in Southern Arizona. This checkpoint began operating in early January 2008 and is ongoing as of the date of this request.
- Statistical reports regarding ongoing checkpoint operations near mile marker 146 on State Route 86 in Southern Arizona. These reports would most likely include information regarding the amount of traffic stopped, number of arrests made, amount of contraband material seized, etc per unit time. The time frame for the request includes checkpoint operations from the present date through January 2008.
- A copy of the following publication: “Immigration Law” provided by the U.S. Dept. of Justice; Office of Legal Education; Executive Office for U.S. Attorneys.

If your office does not maintain these public records, please advise me as to who does and include the proper custodian's name and address.

I request your response within twenty (20) business days. Wherever possible and as provided for within federal law, please provide the requested documentation in a commonly used digital format such as pdf, MS word, etc.
If you choose to deny this request in whole or in part, please provide a written explanation for the denial including a reference to the specific statutory exemption(s) upon which you rely. Also, please provide all segregable portions of otherwise exempt material.

In order to help determine my status to assess fees, you should know I am an individual seeking information for non-commercial use.

I am willing to pay fees for this request up to a maximum of $50.00. If you estimate that fees will exceed this limit, please notify me first.

Thank you for your assistance in this matter. Please contact me if any clarifications are needed.

Sincerely;

Terry Bressi

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1. Article Addressed to:
BP Headquarters
Tucson Sector
Attn.: Michael Nickey
P.O. Box 1976
Tucson, Arizona 85713-5698

2. Article Number
(Transfer from service label) 7002 2030 0006 2832 9575

PS Form 3811, February 2004 Domestic Return Receipt 10505-02-000010502
Mr. Terry Bressi

Re: 2008F7996

Dear Mr. Bressi:

This acknowledges receipt of your March 11, 2008, Freedom of Information Act (FOIA) request to U.S. Customs and Border Protection (CBP), for a copy of current checkpoint guidelines or field manuals governing Border patrol Agents conducting duties at checkpoints and information specific to the checkpoint along SR86 near Mile Marker 146 in Southern Arizona.

You also requested a copy of Immigration Law authorized by the U.S. Department of Justice (DOJ), Office of Legal Education, Executive Office for U.S. Attorneys. Please be advised CBP can only release documents originating within CBP. This document appears to have originated with DOJ therefore CBP is unable to provide you with this document. If you still want this document you can contact DOJ.

Due to the increasing number of FOIA requests received by this office, we may encounter some delay in processing your request. Per Section 5.5(a) of the DHS FOIA regulations, 6 C.F.R. Part 5, CBP processes FOIA requests according to their order of receipt.

Provisions of the Act allow us to recover part of the cost of complying with your request. We shall charge you for records in accordance with the DHS Interim FOIA regulations as they apply to non-commercial requestors. As a non-commercial requestor you will be charged 10 cents a page for duplication, although the first 100 pages are free, as are the first two hours of search time, after which you will pay the per quarter hour rate of the searcher. You stated in your request that you are willing to pay assessable fees up to $50.00. You will be contacted before any additional fees are accrued.

We have queried the appropriate offices for responsive records. If any responsive records are located, they will be reviewed for determination of releasability. Please be assured that one of the processors in our office will respond to your request as expeditiously as possible. We appreciate your patience as we proceed with your request.

Your request has been assigned reference number 2008F7996. Please refer to this identifier in any future correspondence. You may contact this office at (202) 572 0640

Sincerely,

FOIA Division