## EXHIBIT 27



104 Broadway, Suite 400 Denver, CO 80203 303.757.7901 www.creeclaw.org

Caitilin R. Hall <a href="mailto:chall@creeclaw.org">chall@creeclaw.org</a>

September 29, 2017

VIA Email to <u>ICE-FOIA@dhs.gov</u>
U.S. Immigration and Customs Enforcement
Freedom of Information Act Office
500 12<sup>th</sup> Street, S.W., Stop 5009
Washington, D.C. 20536-5009

**RE:** Freedom of Information Act Request

To Whom it May Concern:

This is a request for information under the Freedom of Information Act ("FOIA"), 5 U.S.C. §552. We request the following records in the custody or control of the Department of Homeland Security (DHS), and its relevant subsidiary agencies or departments, including Immigration & Customs Enforcement (ICE). As used in this request, the term "relating to" or "related to" means referring to, constituting, representing, defining, depicting, concerning, embodying, reflecting, identifying, stating, mentioning, governing, addressing, or pertaining to the subject matter of the request in whole or in part, directly or indirectly.

The purpose of this request is to seek information regarding the Etowah County Detention Center ("ECDC") located at 827 Forrest Avenue, Gadsden, AL, 35901 where ICE detainees are held. Unless otherwise specified, all references to a detention facility in this letter are to the county detention center in Gadsden, Alabama, housing ICE detainees.

- 1. Any contract(s) and/or agreement(s) between the United States Department of Homeland Security ("DHS"), U.S. Immigration and Customs Enforcement ("ICE") and the Etowah County Sheriff's Department (ECSD), that have been in place at any time between January 1, 2010 until the present, even if such contracts were entered into prior to 2010.
- 2. Any contract(s) and/or agreement(s) with third party contractors regarding housing ICE detainees or providing food or medical care for ICE detainees at ECDC. The time frame for this request is January 1, 2010 to the time the search for these documents has commenced.

- 3. Any and all studies, reports, audits, or analyses produced by the federal government evaluating the conditions at ECDC between January 1, 2010 to the time the search for these documents has commenced.
- 4. Any and all writings on any planned changes to the building where ICE detainees reside, including but not limited to any and all studies, reports, audits, or analyses relating to the conditions, accessibility, operations, capacity, and/or need for expansion of ECDC.
- 5. Any and all writings and documents related to current policies and protocols concerning medical care and mental health care for immigrant detainees in ECDC.
- Any and all writings and documents related to current policies and protocols concerning the provision of outdoor exercise to immigrant detainees in ECDC.
- 7. The current staffing levels of medical personnel in ECDC.
- 8. Any documents, records or logs relating to requests for mental health services made by detainees in ECDC that were denied. Additionally or in the alternative, we seek any communications between the facility and ICE regarding requests that were denied and any actions taken in response. The timeframe for this request is January 1, 2010, until the search for these documents is conducted.
- 9. Any documents, records or logs relating to requests for medical care made by detainees in ECDC that were denied. Additionally or in the alternative, we seek any communications between the facility and ICE regarding requests that were denied and any actions taken in response. The timeframe for this request is January 1, 2010, until the search for these documents is conducted.
- 10. Any documents, records, or logs relating to complaints or filed by ICE detainees at ECDC. Additionally or in the alternative, we seek any communications between the ECSD and ICE regarding grievances filed and any actions taken in response. The timeframe for this request is January 1, 2010, until the search for these documents is conducted.

- 11. Any documents or internal communications relating to policies about providing mental health services to detainees, the process for requesting such services, and the mental health professional staffing levels at ECDC. The timeframe for this request is January 1, 2010, until the search for these documents is conducted.
- 12. Any and all writings related to the current housing and classification policies for detainees held in ECDC.
- 13. Any and all writings related to grievances made between January 1, 2010, and the present by ICE/DHS prisoners/detainees held within ECDC, including but not limited to, any policies or procedures governing how such grievances are tracked and how prisoners/detainees can appeal their grievances, any grievance log or database maintained by Etowah County Sheriff's Department ("ECSD"), ICE, or other entity, any emails between ICE and ECSD related to detainee grievances, and any written responses by ICE or ECSD to detainee grievances.
- 14. Any and all writings related to use of force at ECDC with respect to ICE/DHS prisoners/detainees, including any written use of force policy and any reports, audits, reviews, or documentation of use of force incidents involving DHS/ICE prisoners/detainees at ECDC. The timeframe for this request is January 1, 2010 until the search for these records has commenced.
- 15. Any writings, including reports or logs, created by the Field Office Director (FOD) or Assistant Field Office Director (AFOD) regarding segregation of detainees at ECDC pursuant to Section 5.3 of the Department of Homeland Security Directive 11065.1, Review of the Use of Segregation for ICE Detainees, that were prepared for the ERO Custody Management Division (CMD) from 2013 to present.
- 16. Any notifications received in writing by the FOD from the facility administrator regarding placement of ECDC detainees in segregation pursuant to Section 5.1 and/or Section 5.4 of Directive 11065.1 from 2013 to present.
- 17. Any other documents produced by ICE in accordance with Directive 11065.1 from 2013 to present regarding the placement of detainees in segregation at ECDC.

- 18. Any and all writings related to changes in policies and/or procedures at ECDC in response to the report "Systemic Indifference: Dangerous & Substandard Medical Care in US Immigration Detention," written by Human Rights Watch ("HRW") and Community Initiatives for Visiting Immigrants in Confinement ("CIVIC"), which was published in May of 2017. The timeframe for this request is May 2017 until the search for these records has commenced.
- 19. Any and all writings related to changes in policies and/or procedures at ECDC in response to the complaint filed by Christina Mansfield, Co-Executive Director at CIVIC, on March 31, 2016. The timeframe for this request is March 2016 until the search for these records has commenced.
- 20. Any and all writings related to changes in policies and/or procedures at ECDC in response to the complaint filed by Christina Mansfield and Christina Fialho of CIVIC and Sylvester Owino, on July 14, 2015. The timeframe for this request is July 2015 until the search for these records has commenced.
- 21. Any and all writings related to changes in policies and/or procedures at ECDC in response to the report, "Expose and Close, One Year Later" by Detention Watch Network, published in November 2013. The timeframe for this request is November 2013 until the search for these records has commenced.
- 22. Any and all writings related to changes in policies and/or procedures at ECDC in response to the report, "Expose and Close Etowah County Jail," by Detention Watch Network, published in November 2012. The timeframe for this request is November 2012 until the search for these records has commenced.
- 23. Any and all writings related to changes in policies and/or procedures at ECDC in response to the report "Politicized Neglect: A Report from Etowah County Detention Center," by the Women's Refugee Commission, published in March 2012. The timeframe for this request is March 2012 until the search for these records has commenced.

- 24. Any documentation or writings related to the treatment, care, and death of Teka Gulema. The timeframe for this request is January 1, 2012 until the search for these records has commenced.
- 25. Any Detainee Death Review, Significant Event Notification, Significant Incident Report, or Reports related to a "permanent injury beyond medical intervention" for any person detained in ICE custody at ECDC from 1997 to present.
- 26. In addition to the records requested above, I also request records describing the processing of this request, including records sufficient to identify search terms used and locations and custodians searched and any tracking sheets used to track the processing of this request. If your agency uses FOIA questionnaires or certifications completed by individual custodians or components to determine whether they possess responsive materials or to describe how they conducted searches, I also request any such records prepared in connection with the processing of this request.

Please contact me if you need any clarification on the records requested. If you have an electronic means of providing this information that would be acceptable. If copying is required, we will pay reasonable copying costs up to \$500. If you expect copying costs to exceed that amount, please contact me first. Please reply to this request within 20 working days, or as required by statute. 5 U.S.C. §552 (a)(6)(A)(1).

Finally, if these records are not in your custody or control, then I ask that you promptly notify me and also state in detail to the best of your knowledge and belief the reason for the absence of the records from your custody or control, the location of the records, and identify the person(s) now having custody or control of the records.

Sincerely,

CIVIL RIGHTS EDUCATION AND ENFORCEMENT CENTER

Caitilin R. Hall Paralegal