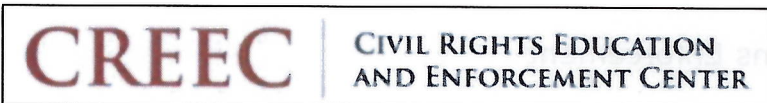


# **EXHIBIT 49**



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April 3, 2018

VIA Email to [ICE-FOIA@dhs.gov](mailto:ICE-FOIA@dhs.gov)  
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 section of the request is to seek information regarding the Denver Contract Detention Facility ("DCDF") located at 3130 North Oakland Street, Aurora, CO 80010 where ICE detainees are held. This facility is also sometimes known as Aurora ICE Processing Center. Unless otherwise specified, all references to a detention facility in this letter are to the detention facility in Aurora, CO where ICE detainees are held. Specifically we are requesting:

1. Records sufficient to determine, for each of the years 2016, 2017, and 2018, the number of detainees who were or are detained at DCDF who:
  - a. Use a wheelchair
  - b. Are deaf/hard of hearing
  - c. Are blind
  - d. Are epileptic
  - e. Have diabetes

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2. Records sufficient to identify, for each of the years 2016, 2017, and 2018, the names of all individuals with the disabilities identified in request 1 above who were or are detained at DCDF.
3. All records relating to policies that govern the providing of accommodations for disability that is or may be available to any detainee that is in any way disabled.
4. All records relating to all accommodations requested, during each of the years 2016, 2017, and 2018, by detainees with the disabilities identified in request 1, and any written response to those requests.
5. Records sufficient to identify any Americans with Disabilities Act coordinator on staff at DCDF from 2016 through 2018, as well as records relating to those person's qualifications for the position and/or any trainings concerning the ADA they have received.
6. Records sufficient to show the number and location of videophones at DCDF.
7. Records sufficient to show the number and location of TTY/TDD machines at DCDF.
8. All records relating to any policies that govern the use by detainees of videophones and/or TTY/TDD machines at DCDF.
9. All records relating to any policies governing effective communication with deaf/hard of hearing detainees at DCDF.
10. All records relating to policies that govern the use of sign language interpreters at DCDF.

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. The Civil Rights Education and Enforcement Center ("CREEC") requests a waiver of fees for document search, review, and duplication on the grounds that disclosure of the requested records is in the public interest and because disclosure is "likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester." 5 U.S.C. § 552(a)(4)(A)(iii). CREEC also requests a waiver of search fees on the grounds that the CREEC qualifies as a

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"representative of the news media" and the records are not sought for commercial use. 5 U.S.C. § 552(a)(4)(A)(ii)(II).

If such a waiver is not granted and copying is required, we will pay reasonable copying costs up to \$200. 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

Elizabeth Jordan