



**U.S. Department of Justice**

*United States Attorney  
Northern District of California*

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April 25, 2012

David Greene  
BRYAN CAVE LLP  
560 Mission Street, 25th Floor  
San Francisco, California 94105

Re: *Edward Hasbrouck v. U.S. Customs and Border Protection*  
Civil No. 10-3793 RS

Dear David:

This letter follows up on the four outstanding items you identified by email after our last meet-and-confer.

**Rich declaration**

Enclosed is a revised draft Rich declaration. As discussed, it adds information about the predecessor to form DHS-191 in paragraph 7.

Regarding your request for more detail about how CBP prepared the accounting of disclosures when they were required under the Privacy Act (your "Juanita Jones" example), that request is beyond the scope of what the agency is required to do. The agency is required to produce any responsive, non-exempt records that are located after a reasonable search. Rich explained in her declaration that she searched and there was no TECS person subject record for plaintiff. The agency is not required to provide the requested additional information involving hypothetical people, which is beyond the scope of plaintiff's requests and this litigation.

**CBP to OIOC email**

Please see enclosed pages Bates numbered 000191-93. Also enclosed is an updated Vaughn index referencing those pages.

**Further ATS records**

Enclosed are further ATS records (not Bates numbered) with third-party names redacted, which were generated from the ATS PNR searches for HASBR! and for plaintiff's passport number.

Mr. David Greene  
April 25, 2012  
Page 2

**Non-PNR ATS data under FOIA**

We have reviewed the pages you cited in the summary judgment briefing, which make clear that plaintiff never raised this as a FOIA issue but purely as a Privacy Act issue. See Pl.'s MSJ at 20 (raising the issue in the context of the Privacy Branch search and citing to Ex. C, which references plaintiff's "Privacy Act request" "for all of his records contained in the ATS system of records"). Plaintiff stated numerous times in his summary judgment brief and declaration that his requests for ATS records were Privacy Act requests. See id. at 2-3 (describing 2007 Privacy Act request and appeal for ATS records); id. at 4-5 (describing 2009 Privacy Act request for ATS and other records); Hasbrouck Decl. ¶¶ 3, 6, 7, 20, 25, 28. Plaintiff specifically stated in his summary judgment motion that his only FOIA challenge was to "CBP's withholding the entirety of the ATS and TECS user guides under exemption (7)(E) of FOIA." Pl.'s MSJ at 10:22-23.

Similarly, plaintiff stated repeatedly in his correspondence and communications with the agency that his requests for ATS records were made under the Privacy Act. See id., Ex. A (plaintiff's request dated June 22, 2007, styled as a "Privacy Act Request" and stating, "This letter constitutes a request under the Privacy Act, 5 U.S.C. § 552a."); Def.'s MSJ, Ex. E (plaintiff's request dated October 15, 2009, styled as a "Privacy Act Request" and stating, "This letter constitutes a request under the Privacy Act, 5 U.S.C. § 552a."); Suzuki Decl. ¶ 11 ("Plaintiff insisted that his September 13, 2007 appeal be treated as a Privacy Act Appeal. Accordingly, the appeal was transferred to the Privacy Act Policy & Procedures Branch."); Castelli Decl. ¶ 10 (stating that Castelli confirmed "Plaintiff's intention that it be processed under the Privacy Act, rather than the FOIA").

Plaintiff's attempt to obtain ATS information under FOIA at this late stage is therefore improper.

Very truly yours,

MELINDA L. HAAG  
United States Attorney

By:

  
NEILL T. TSENG  
Assistant United States Attorney

Enclosures  
cc: Helen Bouras (via e-mail)

## **DECLARATION OF MARIA RICH**

I, Maria Rich, hereby declare and state as follows:

1. I am the Deputy Executive Director, Passenger Systems Program Office, Office of Information and Technology, U.S. Customs and Border Protection (“CBP”), within the U.S. Department of Homeland Security (“DHS”) and I have held this position since February 2009. I initially worked for CBP (formerly the U.S. Customs Service) as a contractor for twenty years working on TECS related projects starting in 1984. I have been working with CBP as a federal employee since January 2007. I was hired and assigned to Passenger Systems Program Office, where I remain to this day. During the course of these assignments, I became recognized as an expert on TECS, a law enforcement information system, and attained a working knowledge of the Advance Passenger Information System (APIS) and the Border Crossing Information (BCI) applications. I make this declaration based on my personal knowledge and information I have received in the performance of my official duties. This declaration is intended to supplement information already provided concerning audit functions of TECS and BCI and the “accounting of disclosure” to third parties as it pertains to TECS.

2. The Passenger Systems Program Office, OIT, is responsible for TECS, APIS and BCI systems. Border Crossing Information is stored within TECS, and was called out specifically and separately as a system of record, leading to the acronym BCIS being used in the System of Record Notice (SORN). Detailed information regarding TECS was published in the Notice of Privacy Act System of Records Notice (“SORN”) at 73 FR 77778 (Dec. 19, 2008) ; the regulations at 6 C.F.R. Pt. 5, App. C, par. 22; and the initial SORN for TECS located at 66 FR 52984.

3. TECS is principally owned and managed by CBP and is its principal law enforcement and anti-terrorism database system. TECS is established as an overarching law enforcement information collecting, analysis, and sharing environment that securely links telecommunications devices and personal computers to a central system and database. This environment is comprised of several modules designed to collect, maintain, and screen data as well as conduct analysis, screening, and information sharing. The TECS database contains temporary and permanent enforcement, inspection, and intelligence records relevant to the anti-terrorism and law enforcement mission of CBP and numerous other federal agencies that it supports. The purpose of the system is to track individuals who have violated or are suspected of violating a law or regulation that is enforced or administered by CBP, to provide a record of any inspections conducted at the border by CBP, to determine inadmissibility into the United States and to record information regarding individuals, firms, and organizations to whom DHS/CBP has issued detentions and warnings. The Secretary of DHS has exempted this system from the notification, access, and amendment procedures of the Privacy Act because it is a law enforcement system. 74 FR 45072 (Aug. 31, 2009). However, CBP will consider individual requests to determine whether or not information may be released. Id.

4. In general an “audit log” is a database table or application file that contains a journal of the application user’s data requests or queries into the related application data. Application audit logs allow System Administrators to respond to “user activity” requests from the CBP Internal Affairs Program Office. Audit logs can also be used to profile generic user behavior which can be used as a feedback loop for improving software development efforts. For TECS audit logs the application logs the users queries into a

table that contains the user ID, date and time, sometimes location and activity performed such as the data values that were being used for the query. There are audit logs generated in TECS that show when a record is created, updated and deleted. This information is stored using the record id; there are no audit logs stored by Subject Name.

5. A TECS Subject Record is a method of communicating known or potential risk(s) to TECS users. Subject Records could be created against persons, conveyances, documents, or other entities which a TECS user may query. Creating a subject informs the TECS user the nature of the interest, should the subject be encountered. This provides guidance as to how to manage/conduct the encounter. Note the encounter may be in person or when vetting or research is conducted. The nature of the interest is reflected in the Status Code chosen, as well as within the remarks displayed.

To the best of my ability, I can find no TECS Subject Record for Mr. Hasbrouck. Since there is no Subject Record, there would be no audit log of Subject Record activity in TECS.

6. Border Crossing Information (BCI) system receives and maintains border crossing information on travelers who are admitted or paroled into the United States, including certain biographical information; a photograph; certain itinerary information provided by air and sea carriers and any other forms of passenger transportation, including rail, which is or may subsequently be mandated, or is or may be provided on a voluntary basis; and the time and location of the border crossing. Detailed information regarding the BCI system can be found in the Privacy Act System of Records Notice at 73 FR 43457 (Jul. 25, 2008), the Notice of Proposed Rulemaking for Privacy Act Exemption 73 FR 43374 (Jun. 25, 2008), the Final Rule for Privacy Act Exemptions 75

FR 5491 (Feb. 3, 2010), and 6 C.F.R. Pt.5, App. C, par. 46. The Secretary of DHS has exempted this system from the notification, access, and amendment procedures of the Privacy Act because it is a law enforcement system. 75 FR 5491 (Feb. 3, 2010) and 6 C.F.R. Pt.5, App. C, par. 46.

Crossing history, which makes up BCI, is available but there is no audit log of the crossing history information at this time. There is crossing history/BCI for Plaintiff, corresponding to his crossings into the United States for which his name was queried. I also have reviewed the government's filings in this litigation and I am aware that the agency has released this crossing history to Plaintiff.

7. TECS has a requirement for completion of a DHS-191 form for disclosure of information to a third party. The predecessor to the DHS-191 form was the CF-191 (Customs Form 191). TECS Person Subject Records have an automated capture of the "stub" information necessary to generate a DHS-191. This information is recorded whenever anyone views a TECS Subject Records. There is no automated DHS-191 process for any other information stored in TECS, of which I am aware. Since there is no TECS Subject Record pertaining to Plaintiff, there would have been no viewing of a Subject Record, so there would be no automatically generated "stub" DHS-191 record generated.

#### JURAT CLAUSE

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Signed this \_\_\_\_\_ day of March, 2012

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Maria Rich

000191

**From:** DODSON, DAVID  
**To:** CASTELLI, LAURENCE E  
**Cc:** VERSTEEG, KRISTEN K  
**Subject:** RE: Hasbrouck file  
**Date:** Thursday, April 02, 2009 1:25:10 PM  
**Attachments:** Hasbrouck FOIA - Travel Agent PNR #6.doc  
Hasbrouck FOIA - Travel Agent PNR #1.doc  
Hasbrouck FOIA - Travel Agent PNR #2.doc  
Hasbrouck FOIA - Travel Agent PNR #3.doc  
Hasbrouck FOIA - Travel Agent PNR #4.doc  
Hasbrouck FOIA - Travel Agent PNR #5.doc

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Larry / Kristen:

Attached are the responsive PNR records located by OIT after an exhaustive search of the entire PNR database using the criteria in the message below.

In the attachments, I have highlighted in yellow the specific sections of the PNR that are responsive to the request; other sections not highlighted are outside the scope of the request as they pertain to other parties who are not the requestor.

There is one exception to this: PNR #2 is actually the requestor's own PNR (he booked his own travel using his agent sign-on.) For #2, I have highlighted the responsive section in yellow, but should you decide to release the entire PNR to the requestor, I have highlighted in red some sections of data that pertain to other parties who are not the requestor.

If you have any further questions, please let me know.

Thanks,

David

David Dodson

Passenger Branch Chief

Office of Intelligence and Operations Coordination

Customs and Border Protection



(b)(6), (b)(7)(C)

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**From:** DODSON, DAVID  
**Sent:** Monday, March 30, 2009 1:05 PM  
**To:** CASTELLI, LAURENCE E  
**Cc:** VERSTEEG, KRISTEN K  
**Subject:** RE: Hasbrouck file

Larry / Kristen:

Sorry for the delay. Here is a status update on the request.

I have conducted searches of PNR records (whether from the Sabre reservation system or others) using the following criteria:

pseudo-city code = A787 AND agent sine = A24



000192

OR

pseudo-city code = A787 AND agent sine = AEH

OR

ARC/IATA travel agency ID number = 05626515 AND agent = EH

OR

ARC/IATA travel agency ID number = 05626515 AND agent = EDWARD

The results of my searches revealed no corresponding PNR records. To be absolutely sure of locating any possibly responsive records, I have asked OIT to conduct string searches of all PNR in the database (whether from the Sabre reservation system or others) to locate the above criteria regardless of where they may be located in the PNR. The string searches are quite intensive and encompassing, and are being conducted judiciously to prevent impact on the live system; to date, they are still running and may continue to do so for some several days. I will provide updates as I receive them.

If you have any further questions, please let me know.

Thanks,

David

David Dodson

Passenger Branch Chief

Office of Intelligence and Operations Coordination

Customs and Border Protection

██████████

(b)(6), (b)(7)(C)

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**From:** CASTELLI, LAURENCE E  
**Sent:** Wednesday, February 25, 2009 1:48 PM  
**To:** DODSON, DAVID  
**Cc:** VERSTEEG, KRISTEN K  
**Subject:** RE: Hasbrouck file

David,

Sorry for my delay in following up on Mr. Hasbrouck's appeal, I wanted to ask that you also make available any PNR records that might be responsive to Mr. Hasbrouck, as he describes below in his appeal (.pdf version attached):

B. PNRs containing data entered by, or otherwise identifiable with, Mr. Hasbrouck in his capacity as a travel agent. These include, but are not limited to, PNRs from the Sabre computerized reservation system showing PNR history entries from pseudo-city code A787 and agent sines A24 or AEH, and all records identifiable with ARC/IATA travel agency ID number 05626515 and agent "EH" or "EDWARD". (please note that Mr. Hasbrouck has requested terminal ID and date references specifically associated with his capacity as a travel agent)

C. Portions of responsive PNRs not displayed on the "face" (front page) or "history" (audit trail) of the PNR. The existence of additional categories of PNR data in ATS records is specifically confirmed both in the SORN and in the portions of PNRs disclosed in response to Mr. Hasbrouck's request,

described in lines such as "ELECTRONIC [ticket] DATA EXISTS ] \*HTE", "LINEAR FARE DATA EXISTS ] \*LF", and "VCR COUPON DATA EXISTS \*VI TO DISPLAY". This data includes, but is not limited to, ticketing records (including electronic and paper ticket records), frequent flyer data, and seating records. This data typically exists buried within PNRs without explicit mention of their existence on the face of the PNR. Without access to the complete PNRs in their original electronic form, as well as the specifications for the systems in which they were created and stored and the protocols by which they were transmitted, it is impossible to know with certainty what other data might be contained in the responsive PNRs. D. Split PNRs identifiable with Mr. Hasbrouck through "SPLIT" or "DIVIDED" references in PNRs (as mentioned in the SORN and visible in the portions of PNRs disclosed to Mr. Hasbrouck), as well as any API data and any other ATS information associated with those split PNRs.

Generally, I think that MR. Hasbrouck is entitled to access to his own PNR and whatever information is contained within those records, and to information responsive to his capacity as a travel agent on other persons's PNRs, so long as we may be able to exclude access to information responsive to the other persons on those PNRs. With regard to what is specifically identified in requests C. and D., I leave it to you to explain whether or not these items are part of the PNR records that we maintain.

I have also attached copies of the current ATS SORN and PIA as these documents, and not Mr. Hasbrouck's request, should inform the extent of our obligations under the privacy act in responding to his appeal.

Larry Castelli

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Contact Information:

Laurence Castelli, Chief  
Privacy Act Policy & Procedures Branch  
Regulations and Disclosure Law Division  
Regulations & Rulings  
Office of International Trade  
U.S. Customs and Border Protection  
Depa [redacted] meland Se [redacted]  
Ph: [redacted] || Fax: [redacted]  
Inte [redacted] Laurence [redacted] hs.gov

(b)(6), (b)(7)(C)

-----Original Message-----

From: DODSON, DAVID  
Sent: Thursday, February 05, 2009 12:10 PM  
To: CASTELLI, LAURENCE E  
Subject: Hasbrouck file

Larry,

Please see attached file containing unredacted PNR for Mr. Hasbrouck. Note there also appears to be a PNR from April 2003 that might not be included within the original PA response.

If you have any questions, please let me know.

David

David Dodson

Passenger Branch Chief

Office of Intelligence and Operations Coordination

Customs and Border Protection

[redacted]

(b)(6), (b)(7)(C)

**ATTACHMENT A**  
**Hasbrouck v. U.S. CBP**  
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**Defendant CBP's Vaughn Index**

Location & Other Document Identifiers	Description of Document(s)	Bates Stamp Page Number	Number of Pages	FOIA Exemption(s) Cited <sup>1</sup>	Explanation for Redaction(s) under Exemption Cited
<p>CBP TECS Documents</p> <p>TECS Screen prints</p> <p>Six (6) page "Passenger Activity Report (PAR)"</p>	<p>Plaintiff's Passenger Activity Report which indicates the dates, times and ports of entry through which he entered and exited the United States.</p>	<p>000001 – 000006</p>	<p>6</p>	<p>*(see footnote 1 below)</p> <p>(b)(6)</p> <p>(b)(7)(C)</p> <p>(b)(7)(E)</p>	<p>Exemption (b)(7)(E) – Names of law enforcement databases queried and the results of those queries were withheld because disclosure would reveal CBP law enforcement examination and inspection procedures used in the processing of international travelers and permit potential violators to design strategies to circumvent the examination procedures developed by CBP.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP officers who processed plaintiff upon arrival to the United States and the name and social security number of the CBP employee who retrieved record was redacted because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

<sup>1</sup> When CBP released the information to the plaintiff in August 2010, several redactions were made in reliance upon the application of Exemption (b)(2) as expanded by case law prior to the decision of the United States Supreme Court in *Milner v. Department of the Navy*, No. 09–1163, Decided March 7, 2011. In light of the *Milner* decision, CBP no longer is asserting Exemption (b)(2). An asterisk in the "FOIA Exemption Cited" column of this *Vaughn* Index indicates that Exemption (b)(2) was cited as a justification for redacting information from the information released to plaintiff in 2010 but is no longer being relied upon post-*Milner*.

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CBP TECS Documents TECS Screen prints "Secondary Inspection" and "Inspection Remarks"	Plaintiff's inspection record which reflects Plaintiff's 4/12/09 entry into the United States, including the inspecting officer's comments.	000007 – 000008	2	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, referral code "PF" function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP's law enforcement database.  Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was redacted because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.

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CBP TECS Documents  TECS Screen prints  "Secondary Inspection" and "Inspection Remarks"	Plaintiff's inspection record which reflects Plaintiff's 9/19/07 entry into the United States, including the inspecting officer's comments.	000009- 000010	2	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, referral code "PF" function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP's law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was redacted because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

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CBP TECS Documents  TECS Screen print	Plaintiff's PQH API/HIT DATA record which reflects Plaintiff's 01/13/09 exit from the United States (San Francisco Int'l), to Paris (Charles De Gaulle).	000011	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, referral code “PF” function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP’s law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was redacted because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

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CBP TECS Documents  TECS Screen print	Plaintiff's PQH API/HIT DATA record which reflects Plaintiff's 01/21/09 entry into the United States (San Francisco Int'l), from Paris, France (Charles de Gaulle).	000012	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, referral code “PF” function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP’s law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record and social security number of CBP officer who processed plaintiff upon his arrival to the United States were withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

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CBP TECS Documents TECS Screen print	Plaintiff's PQH API/HIT DATA record which reflects Plaintiff's 03/28/09 exit from the United States (Boston Logan), to London, England (Heathrow).	000013	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, referral code “PF” function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP’s law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>



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CBP TECS Documents  TECS Screen print	Plaintiff's PQH API/ HIT DATA record which reflects Plaintiff's 04/12/09 entry into the United States (Boston Logan) from London, England (Heathrow).	000014	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, “PF” function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP’s law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

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CBP TECS Documents  TECS Screen print	Plaintiff's PQH API/HIT DATA record which reflects Plaintiff's 04/05/10 exit from the United States (San Francisco, Int'l), to Frankfurt Germany.	000015	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, referral code “PF” function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP’s law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

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CBP TECS Documents  TECS Screen print	Plaintiff's PQH API/HIT DATA record which reflects Plaintiff's 04/23/10 entry into the United States (Dulles), from Frankfurt.	000016	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, ‘PF’ function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP’s law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

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Location & Other Document Identifiers	Description of Document(s)	Bates Stamp Page Number	Number of Pages	FOIA Exemption(s) Cited	Explanation for Redaction(s) under Exemption Cited
CBP TECS User Guide	Internal CBP Guide describing methods, use and navigation of TECS system	000017 – 000068	52	*(see footnote 1 at page 1 above) (b)(7)(E)	Exemption (b)(7)(E) – Step-by-step instructions on how to navigate a law enforcement database, step-by-step instructions on how to retrieve records from a law enforcement database, specific keystroke instructions for querying and navigating the database, names of specific modules within a law enforcement database, computer query codes, precise details of query screens, query screen field descriptions that would reveal law enforcement techniques of how system can be queried, navigation codes, details regarding the formatting of record identification numbers, instructions on how to read results screens, system capabilities with respect to related records that would reveal law enforcement techniques, rules for data storage and information about querying abilities and results that would reveal capabilities of system were withheld because release would facilitate unlawful access to CBP law enforcement database and disclose precise procedures followed by CBP officers when conducting law enforcement queries to determine the admissibility of international travelers and would disclose scope of investigations and techniques/procedures for border law enforcement and investigations.

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**Defendant CBP's *Vaughn* Index**

Location & Other Document Identifiers	Description of Document(s)	Bates Stamp Page Number	Number of Pages	FOIA Exemption(s) Cited	Explanation for Redaction(s) under Exemption Cited
CBP ATS User's Guide	Internal CBP Guide describing methods, use and navigation of ATS system	000069 – 000187	119	*(see footnote 1 at page 1 above) (b)(7)(E)	Exemption (b)(7)(E) – Step-by-step instructions on how to navigate a law enforcement database, step-by-step instructions on how to retrieve records from a law enforcement database, specific drop down menus and instructions for querying and navigating the database, names of specific modules within a law enforcement database, computer query codes, precise details of query screens, query screen field descriptions that would reveal law enforcement techniques of how system can be queried, navigation buttons, instructions on how to read results screens, system capabilities with respect to records that would reveal law enforcement techniques, and information about querying abilities and results that would reveal capabilities of system were withheld because release would facilitate unlawful access to law enforcement databases and disclose precise procedures followed by CBP officers when conducting law enforcement queries to determine the admissibility of international travelers and would disclose scope of investigations and techniques/procedures for border law enforcement and investigations.

ATTACHMENT A  
 Hasbrouck v. U.S. CBP  
 Civ. No.: C10-03793  
 Defendant CBP's *Vaughn* Index

Location & Other Document Identifiers	Description of Document(s)	Bates Stamp Page Number	Number of Pages	FOIA Exemption(s) Cited	Explanation for Redaction(s) under Exemption Cited
TECS Correspondences Tracking System	TECS Correspondences Tracking System screen prints	000188- 000189	2	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemptions (b)(6) and (b)(7)(C) – Names and initials of CBP employees who created records were withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p> <p>Exemption (b)(7)(E) – Precise URL and location of database on internal shared drive and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP's law enforcement database.</p>

ATTACHMENT A  
 Hasbrouck v. U.S. CBP  
 Civ. No.: C10-03793  
 Defendant CBP's *Vaughn* Index

Location & Other Document Identifiers	Description of Document(s)	Bates Stamp Page Number	Number of Pages	FOIA Exemption(s) Cited	Explanation for Redaction(s) under Exemption Cited
CBP TECS Documents  TECS Screen print	Plaintiff's PQH API/HIT DATA record which reflects "Edward Hasbrouck's" (DOB:1/11/60) 11/19/97 entry into the United States (O'Hare), from London Heathrow.	000190	1	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C) (b)(7)(E)	<p>Exemption (b)(7)(E) – Computer terminal identification codes, screen transaction codes, screen program codes, "PF" function navigation codes, names of law enforcement databases and results of these queries were withheld because disclosure would reveal precise CBP procedures for retrieving law enforcement records and navigating law enforcement database and would facilitate improper access to CBP's law enforcement database.</p> <p>Exemptions (b)(6) and (b)(7)(C) – Identification number of CBP employee who retrieved record was withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>
Litigation File	Email	000191- 000193	3	*(see footnote 1 at page 1 above) (b)(6) (b)(7)(C)	<p>Exemptions (b)(6) and (b)(7)(C) – Direct internal phone and fax numbers of CBP employees who created records were withheld because release would be an unwarranted invasion of personal privacy. Release of such information does not shed light on how CBP performs its statutory duties nor is there any public interest in the disclosure of such information.</p>

#1

T---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN

T03406/IF DENJB 0000000 AG 0 17MAY

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD

1 UA 846F 17OCT EZEIAD SB1 905P 642A^\* WE/TH E

FONE-EZER000005106239675

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---HISTORY---

RCVD-VRU/0000000

DEN AG IF 1904Z/17MAY

HS UA 846 F17OCT EZEIAD SB/SB1 905P 642A \*

RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 17MAY1904Z

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#2

M---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN

J0C4SK/IF DENJB 0000000 AG 0 07APR

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD

1 UA 862F 09APR HKGLAX SB1 1235P 1019A \* WE E

HKG/2144CT/IN 1041A .06L ^DPTS 1235P OT

LAX/2146CT/ETA 1020A .01L ARPT ^DPTS 1244P OT

FONE-HKGR000005106239675

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---HISTORY---

RCVD-VRU/0000000

DEN AG IF 1426Z/07APR

HS UA 862 F09APR HKGLAX SB/SB1 1235P 1019A \*

RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 07APR1426Z

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#3

X---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN

VFXTRI/IF DENJB 0000000 AG 0 11APR

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD

1 UA 870C 30MAY SYDSFO SB1 240P 1056A \* FR E

SYD/0359CT/DPTS 240P OT

SFO/0359CT/ARVS 1056A OT ^DPTS 132P OT



FONE-SYDR000005106239675  
RMKS-A/ITN EMAIL-EDWARD""HASBROUCK.ORG

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---HISTORY---

RCVD-VRU/0000000  
DEN AG IF 0257Z/12APR  
RCVD- ATT/U000000 -CR- DEN/1S9B/UA PR 00 20APR0759Z  
HS UA 870 C30MAY SYDSFO SB/SB1 240P 1056A \*  
RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 12APR0257Z

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#4

2---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN  
Q311RW/IF DENJB 0000000 AG 0 24MAY

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD 2.Z/[REDACTED]  
1 UA 880C 01JUN NRTHNL SB2 725P 738A \* SU E  
NRT/0356CT/DPTS 725P OT  
HNL/0356CT/ARVS 738A OT  
FONE-NRTR000005106239675

← third party name

]

---HISTORY---

RCVD-VRU/0000000  
DEN AG IF 0308Z/25MAY  
HS UA 880 C01JUN NRTHNL SB/SB2 725P 738A \*  
RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 25MAY0308Z

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#5

N---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN  
Q2XPM8/IF DENJB 0000000 AG 0 24MAY

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD 2.Z/[REDACTED]  
1 UA 838C 03JUN NRTSFO SB2 405P 910A \* TU E  
NRT/0349CT/ARVS 305P OT ^DPTS 405P OT  
SFO/0349CT/ARVS 910A OT  
FONE-NRTR000005106239675

← third party name

]

---HISTORY---

RCVD-VRU/0000000  
DEN AG IF 0319Z/25MAY  
HS UA 838 C03JUN NRTSFO SB/SB2 405P 910A \*

RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 25MAY0319Z

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#6

Z---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN

LLPVN4/IF DENJB 0000000 AG 0 05MAY

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD

1 UA 886C 03JUN KIXSFO SB1 515P 1051A \* TU E

KIX/0324CT/OFF 524P .09E

SFO/0324CT/ETA 1018A .33E ^DPTS 100P OT

FONE-KIXR000005106239675

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---HISTORY---

RCVD-VRU/0000000

DEN AG IF 0036Z/06MAY

HS UA 886 C03JUN KIXSFO SB/SB1 515P 1051A \*

RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 06MAY0036Z

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#7

P---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN

LJRSWW/IF DENJB 0000000 AG 0 05MAY

\*\* ELECTRONIC LISTING \*\*

1.Z/1HASBROUCK/EDWARD

1 UA 880C 03JUN NRTHNL SB1 725P 738A \* TU E

NRT/0543CT/OFF 743P .03E

HNL/0543CT/ETA 718A .20E

FONE-NRTR000005106239675

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---HISTORY---

RCVD-VRU/0000000

DEN AG IF 0024Z/06MAY

HS UA 880 C03JUN NRTHNL SB/SB1 725P 738A \*

RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 06MAY0024Z

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#8

T---ENDOFPNR---

1S9B - UAL EMPLOYEE TRAVEL DEN

PS3K42/IF DENJB 0000000 AG 0 18MAY

\*\* ELECTRONIC LISTING \*\*

third party name

1.Z/1HASBROUCK/EDWARD 2.Z/ [REDACTED]
1 UA 856C 05JUN HKGSFO SB2 1145A 846A \* TH E
HKG/0354CT/DPTS 1145A OT
SFO/0354CT/ARVS 846A OT ^DPTS 1110A OT
FONE-HKGR000005106239675

---HISTORY---

RCVD-VRU/0000000
DEN AG IF 2233Z/18MAY
HS UA 856 C05JUN HKGSFO SB/SB2 1145A 846A \*
RCVD-/0000000 -CR- DEN/1S9B/UA AG IF 18MAY2233Z

#9

--- TST RLR ---

RP/DCA1S219L/DCA1S219L SJ/GS 26MAR10/0724Z Y55IZ2

1.HASBROUCK/EDWARD J MR(ADT PT/23

2 LH 455 L 05APR 1 SFOFRA HK1 I 1415 1005 1 LH /Y55IZ2
3 LH 4576 L 06APR 2 FRABRU HK1 1 1300 1355 LH /Y55IZ2
4 LH 6911 S 23APR 5 XERFRA HK1 0815 1100 LH /Y55IZ2
5 LH 418 S 23APR 5 FRAIAD HK1 1 1310 1545 LH /Y55IZ2
6 LH 9368 S 23APR 5 IADSFO HK1 1735 2021 LH /Y55IZ2

7 ARNK

8 SEA RQST LH HK1 FRAIAD /46KN /P23/S4

9 SEA NSSW LH UC1 FRABRU N /P23/S2

10 SEA NSSW LH UC1 XERFRA N /P23/S3

11 SEA RQST LH KK1 IADSFO /RS/NS SGMT/34GN /P23/S5

12 SSR cccc LH HK1 /P23/S1

13 SSR cccc LH HK1 /P23/S4

14 SSR cccc LH UN1 /P23/S5

15 AP DCA 703 998-7676 - TRANS AM TRAVEL - A

third party name

16 AP X AUDITED BY [REDACTED]

17 AP 14158248562-H

18 AP 14158240214-M

19 AP EDWARD@HASBROUCK.ORG

20 TK OK 24MAR/WAS1S210N ET

21 FA PAX 220-7862793403-04/ETLH/24MAR10/WAS1S210N/49518302
/P23/S1/S2/S3/S4/S5

22 FB PAX 2400619813 TTP/ET/RT/INVJ/XE3 OK ETICKET /P23/S1/S2/S3/S4/S5

23 FE PAX REFTHRUAG/NONEND/NONRERTE/LH/UA/CO/AC/OS ONLY
/P23/S1/S2/S3/S4/S5

24 FI PAX 2300517891 INV 0005162188 /P23/S1/S2/S3/S4/S5

25 FM M 38.00A

26 FP PAX CCCAXXXXXXXXXXXXXX7172/0611/A05881Z /P23/S1/S2/S3/S4/S5

