



**Transportation
Security
Administration**

September 14, 2011

Mr. Jonathan Corbett
407 Lincoln Road, # 11A
Miami Beach, FL 33139

Re: **TSA11-0859**

Dear Mr. Corbett:

This letter acknowledges receipt of your August 28, 2011, Freedom of Information Act (FOIA) request to the Transportation Security Administration (TSA), requesting copies of any and all preserve evidence of any notes taken by employees, any incident reports, emails or other documentation created as a result of the incident, any correspondence between your organization and any other party and any audio, video, camera and photographic records taken on August 27 at the TSA checkpoint. Your request was received in this office on September 14, 2011.

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 TSA FOIA regulations, 6 C.F.R. Part 5, the Department processes FOIA requests according to their order of receipt. Although TSA's goal is to respond within 20 business days of receipt of your request, the FOIA does permit a 10-day extension of this time period. As your request seeks numerous documents that will necessitate a thorough and wide-ranging search, TSA will invoke a 10-day extension for your request, as allowed by Title 5 U.S.C. § 552(a)(6)(B). If you care to narrow the scope of your request, please contact our office. We will make every effort to comply with your request in a timely manner.

An individual's request for information pertaining to him/her is processed under both the FOIA and the PA to afford maximum access to records. Because you have asked for copies of records about yourself, we must verify your identity to ensure that your personal information is not released to anyone other than you. The DHS regulations, 6 CFR Part 5 § 5.21(d), require verification of your identity, including your full name, current address and date and place of birth. In addition, your request must be made in writing, must contain your signature, and should either be notarized or contain a statement made under penalty of perjury as permitted by 28 U.S.C. 1746. Because you have not provided this documentation, your request is not a proper FOIA/PA request, and we are unable to initiate searching for responsive records.

For your convenience, I have attached an affirmation/declaration form that can be used to satisfy the requirements of a perfected FOIA/PA request, as stated in the second paragraph of this letter. You must complete this form and return it to our office before we can initiate a search for records. If we do not receive the completed form within 30 days from the date of this letter, we

will assume that you no longer require the information requested, and your request will be administratively closed.

This is not a denial of your request. Upon receipt of a perfected request, you will be advised as to the status of your request.

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 (\$4.00, \$7.00, \$10.25) of the searcher. We will construe the submission of your request as an agreement to pay up to \$14.00. You will be contacted before any further fees are accrued.

We have queried the appropriate program offices of TSA 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 **TSA11-0859**. Please refer to this identifier in any future correspondence. You may contact this office at 866.364.2872.

Sincerely,

TSA FOIA Office
Freedom of Information Act Office



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AFFIRMATION/DECLARATION

This is to affirm that

I, _____,
(PRINT FULL NAME)

request access to records maintained by the Transportation Security Administration which pertain to me.
My present address is:

my date of birth is: _____, and

my place of birth was: _____, and

my citizenship status¹ is _____.

I understand that any knowingly or willfully seeking or obtaining access to records about another person under false pretenses is punishable by a fine of up to \$5,000. I also understand that any applicable fees must be paid by me.

I hereby authorize _____ access to my records.
(PRINT FULL NAME)

I request that any located and disclosable records be forwarded to the following individual:

_____ at the following address:
(PRINT FULL NAME)

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that I am the person named above, and I understand that any falsification of this statement is punishable under the provisions of 18 U.S.C. Section 1001 by a fine of not more than \$10,000 or by imprisonment of not more than five years or both, and that requesting or obtaining any record(s) under false pretenses is punishable under the provisions of 5 U.S.C. 552a(i)(3) by a fine of not more than \$5,000.

Executed on _____.
(DATE)

(SIGNATURE OF AFFIRMANT/DECLARANT)

¹ Individual submitting a request under the Privacy Act of 1974 must be either "a citizen of the United States or an alien lawfully admitted for permanent residence," pursuant to 5 U.S.C. Section 552a(a)(2). Requests will be processed as Freedom of Information Act requests pursuant to 5 U.S.C. Section 552, rather than Privacy Act requests, for individuals who are not United States citizens or aliens lawfully admitted for permanent residence.

PRIVACY ACT STATEMENT: AUTHORITY: 49 U.S.C. § 114; 5 U.S.C. 552a. **PRINCIPAL PURPOSE(S):** This information will be used to verify your identify for purposes of processing your request under the Privacy Act, or for records requested during litigation or enforcement action involving TSA. **ROUTINE USE(S):** This information may be shared pursuant to routine uses identified in the following DHS and TSA system of records, DHS/ALL 001 Freedom of Information Act and Privacy Act Record System, DHS/TSA 001, Transportation Security Enforcement Records System, DHS/TSA 002 Transportation Security Threat Assessment System, and DHS/TSA 009 General Legal Records. **DISCLOSURE:** Voluntary; failure to furnish the requested information may result in no action being taken on your request.

**PLEASE RETURN TO: U.S. Department of Homeland Security, Transportation Security Administration,
FOIA Office, TSA-20, 601 S. 12th Street, East Building, Arlington, VA 20598-6020 or Via Facsimile: 571-227-1406.**