



Homeland  
Security

August 27, 2018

Mr. Alan J. Butler ([Butler@EPIC.org](mailto:Butler@EPIC.org))  
Mr. Marc Rotenberg ([Rotenberg@EPIC.org](mailto:Rotenberg@EPIC.org))  
Jeramie D. Scott ([Scott@EPIC.org](mailto:Scott@EPIC.org))  
Electronic Privacy Information Center  
1718 Connecticut Ave, N.W., Suite 200  
Washington, D.C. 20009

**RE: EPIC v. DHS, 18-cv-00545 (D.D.C.)**  
**NPPD FOIA Case Number 2018-HQLI-00022**  
**Third Interim Response**

This is the National Protection and Programs Directorate's (NPPD) third interim response to your Freedom of Information Act (FOIA) request, dated September 9, 2016, to the U.S. Department of Homeland Security (DHS), Privacy Office. Your FOIA request sought information pertaining to the use of drones or unmanned aircraft systems (UAS) by DHS and is currently the subject of litigation in EPIC v. DHS, 18-cv-00545 (D.D.C.).

A total of 641 pages of records were reviewed for this interim production. The 641 pages of records were derived from a search of records from the NPPD, Office of the Under Secretary. Following review, NPPD has determined that 8 pages of records are partially releasable pursuant to Exemption 5 and 6 of the FOIA. Also, NPPD has determined that of the remaining pages, 607 pages are non-responsive, 14 pages are duplicative and 12 pages are under the purview of another federal agency and has been referred for processing and direct response to you.

If you have any questions regarding this release, please contact Assistant United States Attorney, Johnny H. Walker, at [johnny.walker@usdoj.gov](mailto:johnny.walker@usdoj.gov) or 202-252-2575.

Sincerely,

A handwritten signature in blue ink, appearing to read "T. Fuentes".

T. Fuentes  
Director, FOIA

Enclosure

**To:** (b) (6) Spaulding, Suzanne (b) (6) Schneck, Dr.  
**Phyllis** (b) (6) (b) (6)  
**Cc:** (b) (6)  
**From:** (b) (6)  
**Sent:** Tue 11/17/2015 12:45:24 PM  
**Subject:** Re: Clips

Thanks.

Need to defer to (b) (6)

---

**From:** (b) (6)  
**Sent:** Tuesday, November 17, 2015 07:44 AM  
**To:** (b) (6); Spaulding, Suzanne; Schneck, Dr. Phyllis; (b) (6)  
**Cc:** (b) (6)  
**Subject:** RE: Clips

(b) (6)  
(b) (6) just followed up at Huddle and asked if this was related to PIA.

(b) (6)

(b) (6)  
Deputy Chief of Staff  
National Protection and Programs Directorate  
Department of Homeland Security

(b) (6) Office)  
(b) (6) Mobile)

---

**From:** (b) (6)  
**Sent:** Tuesday, November 17, 2015 6:38:53 AM  
**To:** Spaulding, Suzanne; Schneck, Dr. Phyllis; (b) (6)  
**Subject:** Fw: Clips

FYI - please see below.

(b) (6) do you have any background on the below?

Thanks.

---

**From:** (b) (6)  
**Sent:** Tuesday, November 17, 2015 06:24 AM  
**To:** (b) (6)  
**Cc:** (b) (6)  
**Subject:** RE: Clips

+ PRIV.

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**From:** (b) (6)

Sent: Tuesday, November 17, 2015 6:24 AM

To: (b) (6)

Cc: (b) (6)

Subject: Re: Clips

Let me check on our end.

---

From: (b) (6)

Sent: Tuesday, November 17, 2015 06:22 AM

To: (b) (6)

Cc: (b) (6)

Subject: Clips

Do you have additional background and facts here? Many thanks.

**OMB COMPLETES REVIEW OF DHS DRONE PRIVACY GUIDANCE.** The [Wall Street Journal](#) (11/17, Palazzolo, 6.23M) reports that OMB has completed its review of DHS's guidance on privacy protection in the use of drones, which the Journal calls long-awaited. Privacy advocates are reportedly concerned over warrantless drone usage over private property in support of law enforcement operations as well as the retention of data collected by drones; the Journal says it is unclear how those concerns will be addressed in DHS's guidance.

**To:** (b) (6) Spaulding,  
Suzanne (b) (6); Schneck, Dr. Phyllis (b) (6)  
**Cc:** (b) (6)  
**From:** (b) (6)  
**Sent:** Tue 11/17/2015 12:48:47 PM  
**Subject:** RE: Clips

Thanks!

(b) (6)  
Deputy Chief of Staff  
National Protection and Programs Directorate  
Department of Homeland Security

(b) (6) Office)  
(b) (6) Mobile)

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**From:** (b) (6)  
**Sent:** Tuesday, November 17, 2015 7:47:48 AM  
**To:** (b) (6) Spaulding, Suzanne; Schneck, Dr. Phyllis  
**Cc:** (b) (6)  
**Subject:** RE: Clips

(b) (6)  
(b) (6), (b) (5)

Will follow up when I have more info  
(b) (6)

---

**From:** (b) (6)  
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**To:** (b) (6) Spaulding, Suzanne; Schneck, Dr. Phyllis; (b) (6)  
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**Subject:** RE: Clips

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NPPD 000051

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Suzanne (b) (6) Schneck, Dr. Phyllis (b) (6)  
Cc: (b) (6)  
From: (b) (6)  
Sent: Tue 11/17/2015 4:38:20 PM  
Subject: RE: Clips

(b) (6)

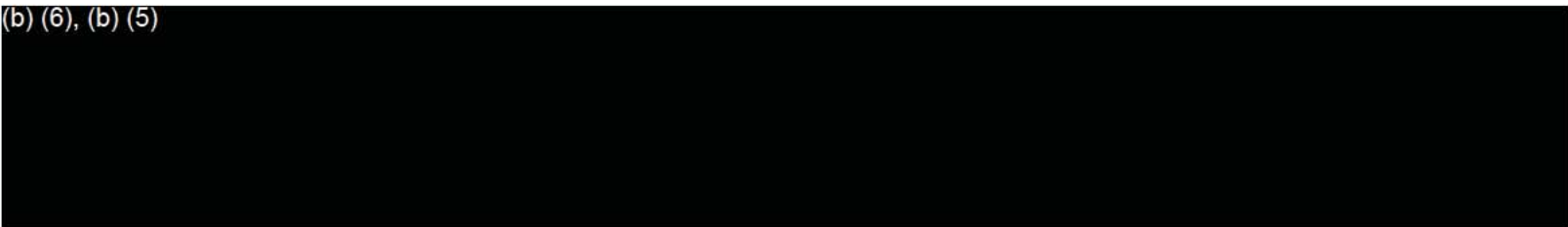
Thanks for tracking this down – will share with the FO.

(b) (6)

---

From: (b) (6)  
Sent: Tuesday, November 17, 2015 11:31 AM  
To: (b) (6) Spaulding, Suzanne; Schneck, Dr. Phyllis  
Cc: (b) (6)  
Subject: RE: Clips

(b) (6), (b) (5)



Best Regards

(b) (6)

(b) (6)

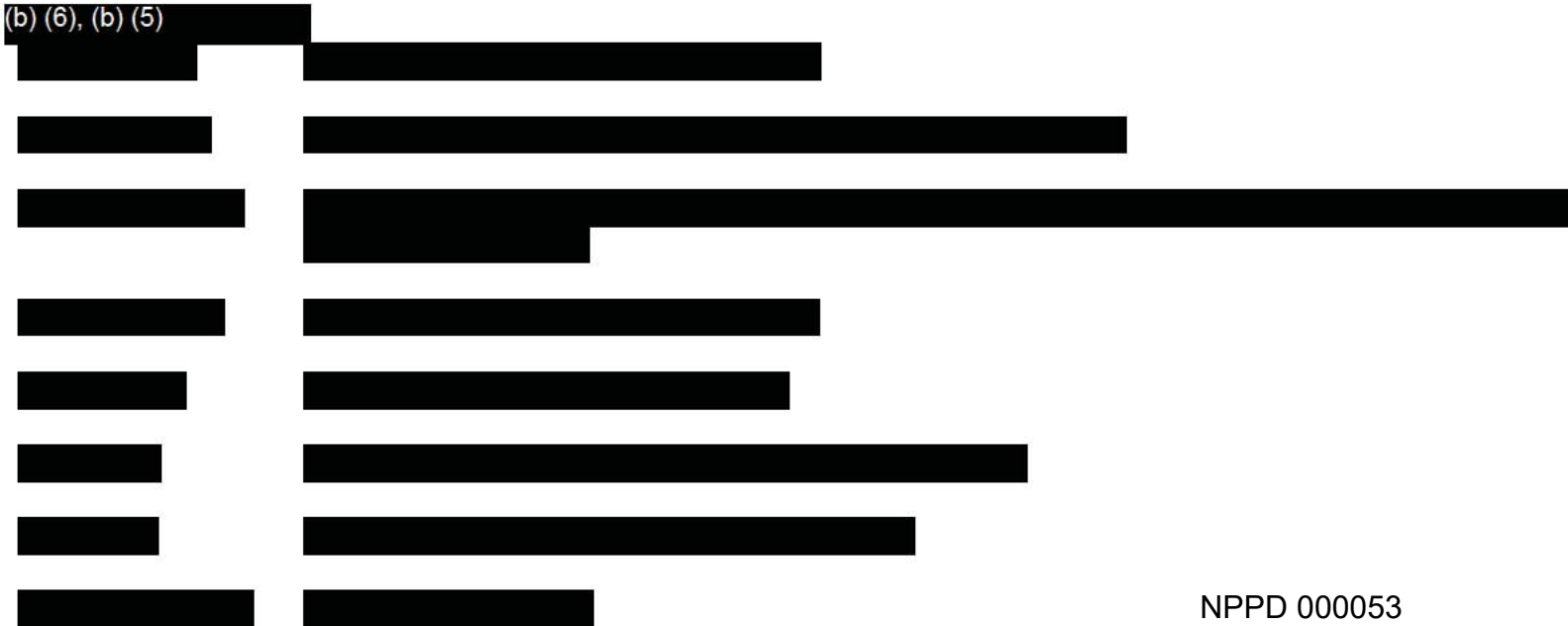
National Protection and Programs Directorate | U.S. Department of Homeland Security

(b) (6)

(b) (6)



(b) (6), (b) (5)





(b) (5)

(b) (6)



Protecting privacy while promoting transparency

Tel: (b) (6)

(b) (6)

From: (b) (6)

Sent: Tuesday, November 17, 2015 7:49 AM

To: (b) (6) Spaulding, Suzanne

(b) (6) Schneck, Dr. Phyllis (b) (6)

Cc: (b) (6)

Subject: RE: Clips

Thanks!

(b) (6)

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Department of Homeland Security

(b) (6) Office)

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