

# **Exhibit A**

*NDLON, et al., v. ICE, et al., 10 CV 3488*  
**Exhibit A - Exemption 5 Priority Policy Document**

| # | Bates Number   | Date(s)   | Vaughn Document Description   | Vaughn Description of Withheld Information  |
|---|--|-----------|---|---|
| 1 | ICE FOIA 10-2674.0003457 -<br>ICE FOIA 10-2674.0003460 |           | Draft –internalPMO SC Issue Paper   | Issues and comments addressed regarding the Interoperability deployment strategy. The comments do not reflect any final agency policy or decision.  |
| 2 | ICE FOIA 10-2674.0008844 -<br>.0008845                 | 2/11/2010 | Email between SC PMO Staff  | Predecisional discussion of how DHS can respond to a State's position regarding local jurisdiction's participation and suggested posture in presenting interoperability to the States.  |
| 3 | ICE FOIA 10-2674.0010776-<br>ICE FOIA 10-2674.0010778  | 9/28/2010 | Email from Deputy Press Secretary   | Trying to clarify the issue of interoperability so he can draft a response to a reporter  |
| 4 | ICE FOIA 10-2674.0013116 -<br>ICE FOIA 10-2674.0013117 | 7/27/2010 | Draft paper on LEA Deployment issues  | DP – Draft proposal that includes deployment strategies for various jurisdictions, listing pros and cons, perceived adverse consequences, and recommendations for various options described in the proposed strategies  |
| 5 | ICE FOIA 10-2674.0013894 -<br>ICE FOIA 10-2674.0013896 | 10/1/2010 | Email exchange between the ICE Office of the Director, OPLA and SC Program Office | Draft paper seeking to identify a new manner in which to describe the program to the public so that the agency's description more accurately reflects the manner in which SC operates   |
| 6 | ICE FOIA 10-2674.0012488 -<br>ICE FOIA 10-2674.0012493 | 10/1/2010 | 10-1-10 Predecisional draft (Comments) document                                   | Draft document contains legal advice from OPLA staff regarding opting out and SC. This draft document with numerous comments and revisions was withheld   |
| 7 | ICE FOIA 10-2674.0011411-<br>0011421                   | 3/8/2010  | Draft Public Affairs Guidance Memo  | The draft portions of the memorandum which were not finalized. These portions of the memorandum deliberated public affairs guidance that did not reflect any final agency policy or position.   |
| 8 | ICE FOIA 10-2674.0003140 -<br>ICE FOIA 10-2674.0003143 | 11/5/2010 | Emails between SC and OPLA.   | Discussion and comments regarding proposed changes to Kansas MOA. Comments discuss possible inclusion or exclusion of specific language regarding racial profiling, including legal and policy implications. Emails also include discourse on possible reasons states and localities might wish to opt-out as well as opt-out permissibility. |

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|----|----------------------------------|--------------------------------------|---|--|
| 9  | ICE FOIA 10-2674.0002912-0002976 | 9/20/2010                            | Email from OPLA containing attachments with drafts of documents in preparation for meetings | Draft language and attorney recommendations sent by ELD OPLA.  |
| 10 | DHS000196-DHS000317              | September 20, 2010 - October 5, 2010 | Email chain between The CRCL Officer and ICE Personnel.                                     | Pre-decisional and deliberative conversation via Email on Implementation of Policy and how to respond to inquiries about said Policy |