

# **EXHIBIT A**

NDLON v. ICE, et al. Civil Action No. 10-3488 (S.D.N.Y.)

## Supplemental Vaughn Index

Pursuant to the Court's Opinion and Order dated July 11, 2011, this index contains a supplemental description of certain records withheld in full or in part by ICE pursuant to FOIA Exemptions. Any portion of a document that is reasonably segregable from the information subject to an exemption has been released. Unless otherwise indicated, documents listed have been withheld in part.

Bates Number	Date of Document	Description of Document	Exemption(s)	Description of Information Withheld
ICE FOIA 10-2674.0002912-0002976	9/20/10	Email from OPLA containing attachments with drafts of documents in preparation for client meetings	(b)(5) Deliberative Process (b)(5) Attorney Client Privilege	Draft language and attorney recommendations sent by ELD OPLA.  Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0003140-0003143	11/05/2010	Emails between SC and OPLA.	(b)(5) Deliberative Process; (b)(5) Attorney Client	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. Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0003149-0003153	Undated	Draft of letter from David Venturella to Barbara Donnellan, County Manager, Arlington County, VA	(b)(5) Attorney-client privilege	Comments and suggested revisions from OPLA attorneys in response to client request for review.  Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0003211-0003219	Undated	Draft of letter from David Venturella to Miguel Marquez, County Counsel, Santa Clara County, CA	(b)(5) Attorney-client privilege	Comments and suggested revisions from OPLA attorneys in response to client request for review  Confidentiality of the redacted information has been maintained.

ICE FOIA 10-2674.0003457-0003460	Undated	Memo from Marc Rapp, Assistant Director of Secure Communities, for Assistant Secretary John Morton	(b)(5) Deliberative Process	Analysis and recommendations from the Secure Communities program management office (PMO) to the Assistant Secretary regarding the PMO's views on the mandatory or voluntary nature of participation in Secure Communities. This memo and the views contained therein were never officially adopted by the agency and were never explicitly referred to in information released outside of the agency.
ICE FOIA 10-2674.0003461-0003463	Undated	Memo from Marc Rapp, Assistant Director of Secure Communities, for Assistant Secretary John Morton	(b)(5) Deliberative Process	Analysis and recommendations from the Secure Communities program management office (PMO) to the Assistant Secretary regarding the PMO's views on the mandatory or voluntary nature of participation in Secure Communities. This memo and the views contained therein were never officially adopted by the agency and were never explicitly referred to in information released outside of the agency.
ICE FOIA 10-2674.003496 to .003498	10/13/2010	Email between OPLA attorneys concerning draft language from the Office of Public Affairs regarding a media inquiry	(b)(5) Deliberative Process, attorney-client privilege	Comments from agency counsel concerning a proposed statement as to the nature of state and local participation. The comment expresses the advice of the attorney and was not officially adopted or used in any official agency communications. Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0003582 to .0003583	Undated	Draft letter to Rep. Zoe Lofgren with OPLA comments	(b)(5) attorney-client privilege	Comments from agency counsel regarding proposed response language to Rep. Zoe Lofgren. The proposed language suggested a new approach to the voluntary/mandatory issue that was never adopted by the agency. Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0011149-.0011151	08/03/2010	Email communication between client program office and OPLA attorney	(b)(5) Attorney-client privilege	Advice from agency counsel in response to client request for legal review. Confidentiality of the redacted information has been maintained.

ICE FOIA 10-2674.0012488 to .0012493	undated	Draft of an OPLA memo on the status of participation in SC, dated October 1, 2010	(b)(5) attorney-client privilege	The draft memo on SC participation was drafted by OPLA as advice to the client in response to a client request for guidance on the mandatory v. voluntary question of participation in SC.  Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0013984 to .0013896	10/04/2010	Email exchange between senior ICE leadership and OPLA, including a draft of an OPLA memo on the status of participation in SC, dated October 1, 2010	(b)(5) Attorney Client privilege	Draft language circulated by client program office to OPLA seeking legal review of sufficiency and direction. The draft memo on SC participation was drafted by OPLA as advice to the client in response to a client request for guidance on the mandatory v. voluntary question of participation in SC.  Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0002509-2521, .0002534-2547, .0003008-3022, .0003023-3026, .0009132-9145 .0013893-13897	Various dates	Draft versions of OPLA memo on the status of participation in SC, dated October 1, 2010	(b)(5) Attorney Client privilege	The draft memo on SC participation was drafted by OPLA as advice to the client in response to a client request for guidance on the mandatory v. voluntary question of participation in SC.  Confidentiality of the redacted information has been maintained.
ICE FOIA 10-2674.0002522-2523, .0002548-2555, .0002666-2675, .0002676-2685, .0002686-2693, .0002713-2721, .0003162-3169, .0003740-3748, .0003754-3759, .010794-10800, .010815, .010839-10849, .011360-11365 .012494-12503 .013854-13860	Various dates	Draft versions of OPLA memo on status of participation in SC, dated October 2, 2010	(b)(5) Attorney Client privilege	Draft language and comments circulated by client program office to OPLA seeking legal review of sufficiency and direction. The draft memo on SC participation was drafted by OPLA as advice to the client in response to a client request for guidance on the mandatory v. voluntary question of participation in SC.  Confidentiality of the redacted information has been maintained.

ICE FOIA 10-2674.0010589-.0010592	08/05/2010	Email communication between OPLA attorneys concerning legal issues regarding SC participation	(b)(5) attorney-client privilege	Discussion between OPLA attorneys of legal issues affecting SC participation in response to a client request for legal advice.  Confidentiality of the redacted information has been maintained.
-----------------------------------	------------	---	----------------------------------	--

<p>ICE FOIA 10-2674.0003386-.0003389                  ICE FOIA 10-2674.0003472-.0003475                  ICE FOIA 10-2674.0003476-.0003480                  ICE FOIA 10-2674.0003487-.0003495                  ICE FOIA 10-2674.0003496-.0003498                  ICE FOIA 10-2674.0003499-.0003507                  ICE FOIA 10-2674.0003569-.0003581                  ICE FOIA 10-2674.0003582-.0003583                  ICE FOIA 10-2674.0003584-.0003589                  ICE FOIA 10-2674.0003590-.0003600                  ICE FOIA 10-2674.0003697-.0003698                  ICE FOIA 10-2674.0003699-.0003707                  ICE FOIA 10-2674.0003708-.0003717                  ICE FOIA 10-2674.0003718-.0003721                  ICE FOIA 10-2674.0003722-.0003725                  ICE FOIA 10-2674.0003726-.0003730                  ICE FOIA 10-2674.0003736-.0003739                  ICE FOIA 10-2674.0003740-.0003748                  ICE FOIA 10-2674.0003749-.0003753                  ICE FOIA 10-2674.0003754-.0003759                  ICE FOIA 10-2674.0003775-.0003779                  ICE FOIA 10-2674.0009137-.0009145                  ICE FOIA 10-2674.0009198                  ICE FOIA 10-2674.0010589 .0010592                  ICE FOIA 10-2674.0010639 .0010641                  ICE FOIA 10-2674.0010752                  ICE FOIA 10-2674.0010795                  ICE FOIA 10-2674.0010812                  ICE FOIA 10-2674.0010813                  ICE FOIA 10-2674.0010815                  ICE FOIA 10-2674.0010816                  ICE FOIA 10-2674.0010817</p>	<p>Various dates</p>	<p>(b)(5) attorney-client privilege</p>	<p>Confidentiality of the redacted information has been maintained.</p>
---	----------------------	---	---

<p>ICE FOIA 10-2674.0010818                  ICE FOIA 10-2674.0010819                  ICE FOIA 10-2674.0010820                  ICE FOIA 10-2674.0010824                  ICE FOIA 10-2674.0010825                  ICE FOIA 10-2674.0010833                  ICE FOIA 10-2674.0010839                  ICE FOIA 10-2674.0010840                  ICE FOIA 10-2674.0010842                  ICE FOIA 10-2674.0010843                  ICE FOIA 10-2674.0010844                  ICE FOIA 10-2674.0010845                  ICE FOIA 10-2674.0010846                  ICE FOIA 10-2674.0010847                  ICE FOIA 10-2674.0010848                  ICE FOIA 10-2674.0010849                  ICE FOIA 10-2674.0011149-.0011151                  ICE FOIA 10-2674.0003211-.0003219                  ICE FOIA 10-2674.0002210-.0002212                  ICE FOIA 10-2674.0002034-.0002035                  ICE FOIA 10-2674.0002030-.0002033                  ICE FOIA 10-2674.0002027-.0002029                  ICE FOIA 10-2674.0002024-.0002026                  ICE FOIA 10-2674.0002022-.0002023                  ICE FOIA 10-2674.0003162-.0003169                  ICE FOIA 10-2674.0002509-.0002521                  ICE FOIA 10-2674.0002522-.0002533                  ICE FOIA 10-2674.0002534-.0002547                  ICE FOIA 10-2674.0002548-.0002555                  ICE FOIA 10-2674.0002594-.0002597                  ICE FOIA 10-2674.0002651-.0002656                  ICE FOIA 10-2674.0002661-.0002665                  ICE FOIA 10-2674.0002666-.0002675                  ICE FOIA 10-2674.0002676-.0002685</p>	<p>Various dates</p>	<p>(b)(5) attorney-client privilege</p>	<p>Confidentiality of the redacted information has been maintained.</p>
---	----------------------	---	---

<p>ICE FOIA 10-2674.0002686-.0002693                  ICE FOIA 10-2674.0002713-.0002721                  ICE FOIA 10-2674.0002903-.0002911                  ICE FOIA 10-2674.0002912-.0002976                  ICE FOIA 10-2674.0002977-.0002992                  ICE FOIA 10-2674.0002993-.0002996                  ICE FOIA 10-2674.0002997-.0003001                  ICE FOIA 10-2674.0003002-.0003007                  ICE FOIA 10-2674.0003008-.0003022                  ICE FOIA 10-2674.0003023-.0003026                  ICE FOIA 10-2674.0003140-.0003143                  ICE FOIA 10-2674.0003146-.0003148                  ICE FOIA 10-2674.0003149-.0003153                  ICE FOIA 10-2674.0003154-.0003157                  ICE FOIA 10-2674.0012488-.0012493                  ICE FOIA 10-2674.0010825                  ICE FOIA 10-2674.0011366-.0011374                  ICE FOIA 10-2674.0011833-.0011847                  ICE FOIA 10-2674.0011848-.0011849                  ICE FOIA 10-2674.0012487                  ICE FOIA 10-2674.0012488-.0012493                  ICE FOIA 10-2674.0010794-.0010800                  ICE FOIA 10-2674.0009132-.0009145                  ICE FOIA 10-2674.0012494-.0012503                  ICE FOIA 10-2674.0011360-.0011365</p>	<p>Various dates</p>	<p>(b)(5) attorney-client privilege</p>	<p>Confidentiality of the redacted information has been maintained.</p>
--	----------------------	---	---