These photos were obtained via (FOIA) and posted by AltGov2

www.altgov2.org
Russ Kick  
P.O. Box 36914  
Tucson, AZ 85740

Dear Mr. Kick:

This is in response to your Freedom of Information Act (FOIA) request to U.S. Customs and Border Protection (CBP) seeking the following: “On June 15, 2017, Border Patrol served a warrant and arrested four people at the No More Deaths facility in Arivaca, Arizona. Border Patrol reportedly had at least one video camera with them, which recorded the event. I hereby request all videos and all photos of this event. Further, I request that these documents be sent to me in any digital formats in which they exist. Under the terms of the E-FOIA Amendments of 1996, Section 5, if a document exists in electronic format, it must be released in that format upon request.”

Due to the volume of records pending review for your case, we will be conducting incremental releases.

Our first partial release involved the review of 23 pages of records (photographs). CBP has determined that 23 pages are partially releasable, pursuant to Title 5 U.S.C. § 552 (b)(6), (b)(7)(C) and (b)(7)(E). Enclosed are 23 pages with certain information withheld.

**FOIA Exemption (b)(6)** exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public’s right to disclosure against the individual’s right privacy. [The types of documents and/or information that we have withheld may consist of birth certificates, naturalization certificates, driver license, social security numbers, home addresses, dates of birth, or various other documents and/or information belonging to a third party that are considered personal.] The privacy interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

**FOIA Exemption (b)(7)(C)** protects records or information compiled for law enforcement purposes that could reasonably be expected to constitute an unwarranted invasion of personal privacy. This exemption takes particular note of the strong interests of individuals, whether they are suspects, witnesses, or investigators, in not being unwarrantably associated with alleged criminal activity. That interest extends to persons who are not only the subjects of the investigation, but those who may have their privacy invaded by having their identities and information about them revealed in connection with an investigation. Based upon the traditional recognition of strong privacy interest in law enforcement records, categorical withholding of information that identifies third parties in law enforcement records is ordinarily appropriate.
FOIA Exemption (b)(7)(E) protects records compiled for law enforcement purposes, the release of which would disclose techniques and/or procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law. CBP has determined that disclosure could reasonably be expected to risk circumvention of the law.

Please be advised that additional releases responsive to this request are forthcoming.

Sincerely,

[Signature]
Miranda Oyler
Government Information Specialist
CBP FOIA Division
No Más Muertes
(b) (6), (b) (7)(C)