



U.S. Department of Justice
United States Marshals Service
Office of General Counsel

*CG-3, 15th Floor,
Washington, DC 20530-0001*

March 13, 2025

ROGERIO SCOTTON
LEGAL HELP 4 YOU
160 W CAMINO REAL
102
BOCA RATON, FL 33432
Email: rs@legalthelp4y.com

Re: Freedom of Information Act Request Number 2025-USMS-000973
Subject: FOIA Request for Records Pertaining to an Individual

Dear Requestor,

Reference is made to your above-captioned Freedom of Information Act (FOIA) / Privacy Act (PA) request received by the United States Marshals Service (USMS) on March 12, 2025 for the following:

"Attached, please find my formal Freedom of Information Act (FOIA) request, submitted pursuant to 5 U.S.C. § 552, regarding the inventory, chain of custody, and final disposition of evidence related to Case No. 1260049-KMW in the United States District Court for the Southern District of Florida, Miami Division.

I request that you promptly process this request in full compliance with FOIA requirements. As detailed in my request, I am:

- Invoking expedited processing under 5 U.S.C. § 552(a)(6)(E) due to potential due process violations and legal urgency.*
- Demanding a Vaughn Index if any redactions or withholdings occur under FOIA exemptions.*
- Requesting a sworn affidavit from the Records Custodian if records are lost, missing, or destroyed.*
- Demanding a full review of any claim of Exemption 1 (National Security) or Exemption 7 (Law Enforcement Records) as this case is closed, and no ongoing investigation exists.*

- Requesting a full fee waiver under 5 U.S.C. § 552(a)(4)(A)(iii) due to the public interest and my financial status."

As an initial matter, the USMS can neither confirm nor deny the Agency possesses records on the above-named individuals. If the agency possesses responsive records on these individuals, the USMS cannot release any documentation without a properly executed privacy waiver, Form DOJ-361. In order for the USMS to address your request, it is necessary for you to provide the following prerequisite element(s):

Authorization to disclose records to you. You must provide a written release, **(signed by the individual whose information and records you seek)** which includes your identifying data, authorizing the USMS to disclose information pertaining to a third-party individual, to you. A Certification of Identity Form, DOJ-361, may be used for this purpose or (if the request is submitted from an attorney's office) a declaration by your client signed under penalty of perjury. See 28 C.F.R §16.41. A Certification of Identity form is available online at <http://www.justice.gov/oip/doj-reference-guide-attachment-d-copies-forms>.

Please return the required information to Attn: FOIA/PA, Office of General Counsel, CG-3, 15th Floor, U.S. Marshals Service, Washington, DC 20530-0001 or via email to USMS.FOIA@usdoj.gov.

When providing your Certification of Identity, please input in the subject line "Certification of Identity" with the corresponding FOIA Request Number. The FOIA inbox (USMS.FOIA@usdoj.gov) is ONLY for Certificates of Identity (DOJ 361 forms). The USMS FOIA Team will not respond to questions or comments via this FOIA inbox.

For your reference, the FOIA and DOJ FOIA Request and Fee Regulations are available at the following web addresses:

- **FOIA Fees:** <https://www.justice.gov/oip/make-foia-request-doj#10>
- **FOIA regulations:** <http://www.justice.gov/oip/foia-resources>
- **DOJ FOIA regulations:** <https://www.justice.gov/oip/doj-foia-regulations>

Please submit all questions or comments via your PAL account. We will acknowledge your request upon receipt of this information and correspond with you again accordingly. If the USMS FOIA Team does not receive a response within thirty (30) days from the date on this letter, your request will be administratively closed.

Sincerely,

/s/ ERT for

Charlotte Luckstone
Assistant Deputy General Counsel
FOIA/PA Officer
Office of General Counsel

Enclosure: DOJ 361 Authorization Form