IV. Exemption 3 Statutes

Statute	Type of Information Withheld	Case Citation	Component	Number of Times Relied upon per Component	Total Number of Times Relied upon by Agency
41 U.S.C. 253b(m)	Prohibition on Release of Contractor Proposals	Hornbostel v. Dept of Interior, 305 F.Supp.2d 21	USCIS	1	1
Federal Rule of CriminalProcedu	Grand Jury Materials	Fugier v. Dept of Justice, 257 F.3d 534; Iglesias v. CIA, 525 F.Supp.547	USCIS	1	1
26 U.S.C. 6103	Tax returns and information therefrom	Church of Scientology v. IRS, 484 U.S. 9; Long v. IRS, 891 F.2d 222	USCIS	968	968

Footnotes

V. FOIA REQUESTS / A. Received, Processed and Pending FOIA Requests

Component	Number of Requests Pending as of Start of Fiscal Year	Number of Requests Received in Fiscal Year	Number of Requests Processed in Fiscal Year	Number of Requests Pending as of End of Fiscal Year
USCIS	24,292	91,503	100,872	14,923
				0
AGENCY OVERALL	24,292	91,503	100,872	14,923

Footnotes

V. FOIA REQUESTS / B. (1) Disposition of FOIA Requests - All Processed Requests

Component	Number of Full Grants	Number of Partial Grants / Partial Denials	Number of Full Denials Based on Exemptions	Number of Full Denials Based on Reasons Other than Exemptions									TOTAL
				No Records	All Records Referred to Another Component or Agency	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper FOIA Request for Other Reason	Not Agency Record	Duplicate Request	Other *Explain in chart below	
USCIS	11,943	61,119	202	5,756	2,023	168	154	1	14,808	3,486	1,092	120	100,872
													0
AGENCY OVERALL	11,943	61,119	202	5,756	2,023	168	154	1	14,808	3,486	1,092	120	100,872

Footnotes

V. FOIA REQUESTS / B. (2) Disposition of FOIA Requests - Other Reasons

Component	Description of "Other" Reasons for Denials from Chart B (1)	Number of Times "Other" Reason Was Relied Upon	COMPONENT TOTAL
USCIS	Unable to locate records	120	120
AGENCY OVERALL			120

Footnotes

V. FOIA REQUESTS / B. (3) Disposition of FOIA Requests - Number of Times Exemptions Applied

Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
USCIS	0	40,209	970	40	41,075	40,037	31	0	50,355	0	46,357	0	0	0
AGENCY OVERALL	0	40,209	970	40	41,075	40,037	31	0	50,355	0	46,357	0	0	0

Footnotes

Each row represents values for a single component. Enter the component abbreviation, or choose it from the drop-down, then enter values for that component in the editable columns to the right. Component abbreviations must match those set up on the 'Agency Information' sheet. If the report is not broken out by component, the agency abbreviation must be entered, which is the only option offered in the drop-down.

Blank lines are ignored, but if the component column is filled in, all other editable columns must be filled in. All values must be non-negative integers.

VI. ADMINISTRATIVE APPEALS / A. Received, Processed and Pending Administrative Appeals

Component	Number of Appeals Pending as of Start of Fiscal Year	Number of Appeals Received in Fiscal Year	Number of Appeals Processed in Fiscal Year	Number of Appeals Pending as of End of Fiscal Year
USCIS	2,009	2,004	3,924	89
				0
AGENCY OVERALL	2,009	2,004	3,924	89

Footnotes

VI. ADMINISTRATIVE APPEALS / B. Disposition of Administrative Appeals - All Processed Appeals

Component	Number Affirmed on Appeal	Number Partially Affirmed & Partially Reversed/Remanded on Appeal	Number Completely Reversed/Remanded on Appeal	Number of Appeals Closed for Other Reasons	TOTAL
USCIS	441	2,792	498	193	3,924
					0
AGENCY OVERALL	441	2,792	498	193	3,924

Footnotes

VI. ADMINISTRATIVE APPEALS / C. (1) Reasons for Denial on Appeal - Number of Times Exemptions Applied

Component	Ex. 1	Ex. 2	Ex. 3	Ex. 4	Ex. 5	Ex. 6	Ex. 7(A)	Ex. 7(B)	Ex. 7(C)	Ex. 7(D)	Ex. 7(E)	Ex. 7(F)	Ex. 8	Ex. 9
USCIS	0	2,208	35	0	2,382	2,144	20	0	2,845	5	2,595	1	0	0
AGENCY OVERALL	0	2,208	35	0	2,382	2,144	20	0	2,845	5	2,595	1	0	0

Footnotes

Each row represents values for a single component. Enter the component abbreviation, or choose it from the drop-down, then enter values for that component in the editable columns to the right.

Blank lines are ignored, but if the component column is filled in, all other editable columns must be filled in. All values must be non-negative integers.

VI. ADMINISTRATIVE APPEALS / C. (2) Reasons for Denial on Appeal - Reasons Other than Exemptions

Component	No Records	Records Referred at Initial Request Level	Request Withdrawn	Fee-Related Reason	Records not Reasonably Described	Improper Request for Other Reasons	Not Agency Record	Duplicate Request or Appeal	Request in Litigation	Appeal Based Solely on Denial of Request for Expedited Processing	Other *Explain in chart below
USCIS	0	0	10	0	0	180	0	1	0	0	2
AGENCY OVERALL	0	0	10	0	0	180	0	1	0	0	2

Footnotes

VI. ADMINISTRATIVE APPEALS / C. (3) Reasons for Denial on Appeal - Other Reasons

Component	Description of "Other" Reasons for Denial on Appeal from Chart C (2)	Number of Times "Other" Reason Was Relied Upon	COMPONENT TOTAL
USCIS	Failure to comply	2	2
AGENCY OVERALL			2

Footnotes

This is the first sheet in which the "AGENCY OVERALL" information cannot be calculated from component information, and must be entered. Notice that the cells in the AGENCY OVERALL line are not green (calculated), but are instead editable.

If the report is broken out by component, enter each component individually, then manually enter agency total information.

If the report is NOT broken out by component, no choices will be available in the component drop-down. In this case, enter only the agency total information in the AGENCY OVERALL row.

Blank component lines are ignored, but if the component column is filled in, all other editable columns must be filled in. All values must be non-negative numeric values, or the special value "<1". A right-click context menu item is available to enter the special value "<1" into selected cells.

VI. ADMINISTRATIVE APPEALS / C. (4) Response Time for Administrative Appeals

Component	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
USCIS	134.00	248.00	1.00	1,636.00
AGENCY OVERALL	134.00	248.00	1.00	1,636.00

Footnotes

VI. ADMINISTRATIVE APPEALS / C. (5) Ten Oldest Administrative Appeals

Component	Sub-Row Heading	10th Oldest Appeal	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Appeal
USCIS	Date of Appeal	2010-09-08	2010-09-08	2010-09-07	2010-09-02	2010-09-02	2010-09-02	2010-08-31	2010-07-26	2010-06-14	2010-05-19
	Number of Days Pending	17	17	18	20	20	20	22	48	77	94
AGENCY OVERALL	Date of Appeal										
	Number of Days Pending										

Footnotes

VII. A. Processed Requests - Response Time for All Processed Perfected Requests

Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
USCIS	35.62	42.86	1	886	62.34	61.45	1	640	22.61	74.21	6	497
AGENCY OVERALL	35.62	42.86	1	886	62.34	61.45	1	640	22.61	74.21	6	497

Footnotes

VII. B. Processed Requests - Response Time for Perfected Requests in Which Information Was Granted

Component	SIMPLE				COMPLEX				EXPEDITED PROCESSING			
	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days	Median Number of Days	Average Number of Days	Lowest Number of Days	Highest Number of Days
USCIS	39.05	48.36	1	875	63.02	66.65	1	640	17.47	36.37	6	187
AGENCY OVERALL	39.05	48.36	1	875	63.02	66.65	1	640	17.47	36.37	6	187

Footnotes

VII. C. Processed Requests - Response Time in Day Increments - Simple Requests

Component	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
USCIS	4,280	7,651	4,703	1,559	1,212	144	81	64	38	34	99	69	719	20,653
														0
AGENCY OVERALL	4,280	7,651	4,703	1,559	1,212	144	81	64	38	34	99	69	719	20,653

Footnotes

VII. C. Processed Requests - Response Time in Day Increments - Complex Requests

Component	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
USCIS	6,721	4,554	16,071	24,749	4,539	3,461	701	390	123	63	229	87	3,556	65,244
														0
AGENCY OVERALL	6,721	4,554	16,071	24,749	4,539	3,461	701	390	123	63	229	87	3,556	65,244

Footnotes

VII. C. Processed Requests - Response Time in Day Increments - Requests Granted Expedited Processing

Component	1-20 Days	21-40 Days	41-60 Days	61-80 Days	81-100 Days	101-120 Days	121-140 Days	141-160 Days	161-180 Days	181-200 Days	201-300 Days	301-400 Days	401+ Days	TOTAL
USCIS	6	4	0	0	0	0	0	0	0	1	0	0	1	12
														0
AGENCY OVERALL	6	4	0	0	0	0	0	0	0	1	0	0	1	12

Footnotes

VII. D. Pending Requests - All Pending Perfected Requests

Component	SIMPLE			COMPLEX			EXPEDITED PROCESSING		
	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days	Number Pending	Median Number of Days	Average Number of Days
USCIS	1827	21.24	28.94	10657	31.51	34.37	3	40.42	46.58
AGENCY OVERALL	1827	21.24	28.94	10657	31.51	34.37	3	40.42	46.58

Footnotes

VII. E. Pending Requests - Ten Oldest Pending Perfected Requests

Component	Sub-Row Heading	10th Oldest Request	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Request
USCIS	Date of Receipt	2009-06-12	2009-05-12	2009-05-11	2009-05-08	2009-05-08	2009-05-08	2009-05-08	2009-04-23	2009-02-24	2009-01-30
	Number of Days Pending	324	346	347	348	348	348	348	359	401	417
AGENCY OVERALL	Date of Receipt										
	Number of Days Pending										

Footnotes

VIII. A. Requests for Expedited Processing

Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate	Number Adjudicated Within Ten Calendar Days
USCIS	12	1,371	1	2.6	1344
AGENCY OVERALL	12	1,371	1	2.6	1344

Footnotes

VIII. B. Requests for Fee Waiver

Component	Number Granted	Number Denied	Median Number of Days to Adjudicate	Average Number of Days to Adjudicate
USCIS	47	110	2	5.69
AGENCY OVERALL	47	110	2	5.69

Footnotes

IX. FOIA Personnel and Costs

Component	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
USCIS	217	1.8	218.8	$13,693,853.82	$261,052.30	$13,954,906.12
			0			$0.00
AGENCY OVERALL	217	1.8	218.8	$13,693,853.82	$261,052.30	$13,954,906.12

Footnotes

X. Fees Collected for Processing Requests

Component	Total Amount of Fees Collected	Percentage of Total Costs
USCIS	$28,620.58	0.21%
AGENCY OVERALL	$28,620.58	0.21%

Footnotes

XII. A. Backlogs of FOIA Requests and Administrative Appeals

Component	Number of Backlogged Requests as of End of Fiscal Year	Number of Backlogged Appeals as of End of Fiscal Year
USCIS	8,209	3
AGENCY OVERALL	8,209	3

Footnotes

Each row represents values for a single component. Enter the component abbreviation, or choose it from the drop-down, then enter values for that component in the editable columns to the right. Component abbreviations must match those set up on the 'Agency Information' sheet. If the report is not broken out by component, the agency abbreviation must be entered, which is the only option offered in the drop-down.

Blank lines are ignored, but if the component column is filled in, all other editable columns must be filled in. All values must be non-negative integers.

XII. B. Consultations on FOIA Requests - Received, Processed, and Pending Consultations

Component	Number of Consultations Received from Other Agencies that were Pending at Your Agency as of Start of the Fiscal Year	Number of Consultations Received from Other Agencies During the Fiscal Year	Number of Consultations Received from Other Agencies that were Processed by Your Agency During the Fiscal Year	Number of Consultations Received from Other Agencies that were Pending at Your Agency as of End of the Fiscal Year
USCIS	9	88	96	1
				0
AGENCY OVERALL	9	88	96	1

Footnotes

XII. C. Consultations on FOIA Requests - Ten Oldest Consultations Received from Other Agencies Pending at Your Agency

Component	Sub-Row Heading	10th Oldest Consultation	9th	8th	7th	6th	5th	4th	3rd	2nd	Oldest Consultation
USCIS	Date	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	2010-09-10
	Number of Days	0	0	0	0	0	0	0	0	0	15
AGENCY OVERALL	Date										
	Number of Days										

Footnotes

XII. D. 1. Comparison of Numbers of Requests from Previous and Current Annual Report

Component	NUMBER OF REQUESTS RECEIVED		NUMBER OF REQUESTS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
USCIS	71,429	91,503	122,113	100,872
AGENCY OVERALL	71,429	91,503	122,113	100,872

Footnotes

XII. D. 2. Comparison of Backlogged Requests from Previous and Current Annual Report

Component	Number of Backlogged Requests as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Requests as of End of the Fiscal Year from Current Annual Report
USCIS	16,801	8,209
AGENCY OVERALL	16,801	8,209

Footnotes

XII. E. 1. Comparison of Numbers of Administrative Appeals from Previous and Current Annual Report

Component	NUMBER OF APPEALS RECEIVED		NUMBER OF APPEALS PROCESSED	
	Number Received During Fiscal Year from Last Year's Annual Report	Number Received During Fiscal Year from Current Annual Report	Number Processed During Fiscal Year from Last Year's Annual Report	Number Processed During Fiscal Year from Current Annual Report
USCIS	1,217	2,004	1,185	3,924
AGENCY OVERALL	1,217	2,004	1,185	3,924

Footnotes

XII. E. 2. Comparison of Backlogged Administrative Appeals from Previous and Current Annual Report

Component	Number of Backlogged Appeals as of End of the Fiscal Year from Previous Annual Report	Number of Backlogged Appeals as of End of the Fiscal Year from Current Annual Report
USCIS	1,821	3
AGENCY OVERALL	1,821	3

Footnotes