

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT
IN AND FOR LEON COUNTY, FLORIDA

CIRCUIT CIVIL DIVISION

Case No.

FRIENDS OF THE EVERGLADES, INC.

Plaintiff,

vs.

FLORIDA DIVISION OF EMERGENCY
MANAGEMENT,

Defendant.

**COMPLAINT FOR ACCELERATED¹ DECLARATORY
RELIEF AND WRIT OF MANDAMUS UNDER FLORIDA PUBLIC RECORDS LAW**

Plaintiff, Friends of the Everglades, Inc. (“Plaintiff”) sues Defendant the Florida Division of Emergency Management (“FDEM”), and alleges as follows:

INTRODUCTION

1. This is an action under Florida’s Public Records Act, Fla. Stat. ch. 119, for the entry of an order requiring the immediate production of public records wrongfully withheld. Plaintiff, Friends of the Everglades, Inc., is a Florida non-profit organization focused on Everglades restoration. Since June 24, 2025, Friends has patiently sought records from FDEM under Florida’s Public Records Act, Fla. Stat. ch. 119, pertaining to the FDEM’s construction and operation of an immigration detention center in the Big Cypress National Preserve at the site of the Dade-Collier

¹ Under Florida Statutes § 119.11(1), “[w]henever an action is filed to enforce the provisions of this chapter, the court shall set an immediate hearing, giving the case priority over other pending cases.”

Training and Transition Airport (the “TNT Site”). FDEM has failed, however, to (i) timely respond to these requests; (ii) produce all documents responsive to the requests when it did respond; and, most recently, (iii) ignored requests to produce FDEM’s grant application to the U.S. Federal Emergency Management Agency (“FEMA”) for funding for the detention center, as well as the grant award documents.

2. Florida’s Constitution provides all Florida citizens “the right to inspect or copy any public record made or received in connection with the official business of any public body, officer, or employee of the state, or persons acting on their behalf, except with respect to records exempted pursuant to this section or specifically made confidential by this Constitution.” Art. I, § 24(a), Fla. Const.

3. As Constitutionally required, the Florida Public Records Act states that “[i]t is the policy of this state that all state, county, and municipal records are open for personal inspection and copying by any person.” Fla. Stat. § 119.01(1). Each public agency has a duty to provide access to public records. *Id.* To comply with that duty, “[e]very person who has custody of a public record shall permit the record to be inspected and copied by any person desiring to do so, at any reasonable time, under reasonable conditions, and under supervision by the custodian of the public records.” Fla. Stat. § 119.07(1)(a). Florida courts have articulated that the purpose of the Public Records Act, “in broad terms, is ‘to open public records to allow Florida’s citizens to discover the actions of their government.’” *Bd. of Trs., Jacksonville Police & Fire Pension Fund v. Lee*, 189 So. 3d 120, 124 (Fla. 2016) (quoting *Bent v. State*, 46 So.3d 1047, 1049 (Fla. 4th DCA 2010)). The Florida Supreme Court has described the right of access to public records as a “cornerstone of [Florida] political culture.” *Lee*, 189 So. 3d at 124 (quoting *In re Report & Recommendations of*

Judicial Mgmt. Council of Fla. on Privacy & Elec. Access to Court Records, 832 So.2d 712, 713 (Fla.2002)).

4. Here, FDEM has not reasonably responded to Plaintiff's simple request for documents that are readily identifiable and obtainable public records under the Act. This matter is of great public concern as it involves the expenditure of hundreds of millions of taxpayer dollars, and is time-sensitive, as the records relate to FDEM's authority to operate a federal immigration center and its related legal obligations. Immediate relief should be provided.

PARTIES

5. Plaintiff, Friends of the Everglades, Inc., is a Florida non-profit organization with members and directors in Miami-Dade County, Florida. Its mission includes protecting, preserving and restoring the Greater Everglades ecosystem, including the Big Cypress National Preserve and Everglades National Park.

6. Defendant Florida Division of Emergency Management is an agency of the State of Florida formed under Chapter 252, Florida Statutes, with a principal place of business in Leon County, Florida.

JURISDICTION AND VENUE

7. This Court has subject matter jurisdiction over this action pursuant to Fla. Stat. § 26.012(2)(c) giving circuit court's jurisdiction over all cases in equity, and under Fla. Stat. § 119.11(1) permitting any person to file an action to enforce compliance with the provisions of Chapter 119, Florida Statutes, known as Florida's Public Records Act.

8. This Court has personal jurisdiction over the Florida Division of Emergency Management because it is a state agency formed under the laws of Florida with a principal place of business in Florida. The Division of Emergency Management is an "agency" under the Public

Records Act. *See* Fla. Stat. § 119.011(2) (“‘Agency’ means any state, county, district, authority, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law”).

9. This Court is the proper venue for this case pursuant to Fla. Stat. § 47.011, as the defendant resides in Leon County, Florida, where it maintains its principal place of business at 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399.

COMMON ALLEGATIONS

10. Four months ago, on June 19, 2025, FDEM announced that it would construct and operate a noncitizen detention center, which it named “Alligator Alcatraz,” with the support of the federal government at the TNT Site. On June 24, 2025, Plaintiff submitted a public records request to FDEM seeking various documents related to the construction and operation of the facility. *See* Ex. 1.

11. Among the documents requested were communications between FDEM and the United States Department of Homeland Security (“DHS”), U.S. Immigration and Customs Enforcement (“ICE”), or other federal agencies pertaining to or relating to the FDEM's planned use of the TNT Site to provide facilities in connection with immigration enforcement activities. *Id.* Nos. 5 & 6. After initially responding that no documents existed, FDEM later made an incomplete production. *See* Ex. 2.

12. On September 11, 2025, Plaintiff followed up on its request to make clear that Plaintiff's request specifically sought “[a]ll documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center.” *See* Ex. 3.

13. The Deputy General Counsel of the Defendant Florida Division of Emergency Management, acknowledged receipt of the September 11 email the same day. *See id.* Counsel for FDEM advised that FDEM would search for and produce documents. *Id.*

14. Despite multiple follow-up communications from Plaintiff, FDEM failed to promptly produce the requested documents related to applications for federal funding or grants.

15. On September 13, 2025, Plaintiff provided formal written notice to FDEM pursuant to Fla. Stat. § 119.12(1)(b), that FDEM had not produced records requested pursuant to Plaintiff's public records request, including "[a]ll documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center." Ex. 4. Under Section 119.12, Fla. Stat., attorneys fees "shall [be] assess[ed] and award[ed]" where an agency does not produce public records with five (5) business days of notice than an action will be filed to recover the records. Fla. Stat. § 119.12(1)(b).

16. In the September 13 notice, Plaintiff specifically advised that in order to avoid an action under the Public Records Act, FDEM should provide the requested materials within five business days, or by Friday, September 19, 2025. *See id.*

17. The five-day period elapsed without FDEM producing the requested documents.

18. FDEM has not asserted that any documents requested by Plaintiff are exempt from disclosure under the Public Records Act.

19. On October 2, 2025, various news agencies reported that FEMA had awarded grant funding to FDEM in the amount of \$608 million for costs related to the TNT Site detention center, further confirming the existence of documents responsive to Plaintiff's request that had not been

produced. *See, e.g.*, WPLG, Nine-Figure FEMA Payout for “Alligator Alcatraz” Adds Twist to Ongoing Environmental Suit, 10/02/2025, <https://www.local10.com/news/local/2025/10/02/nine-figure-fema-payout-for-alligator-alcatraz-adds-twist-to-ongoing-environmental-suit>.

20. On October 2, 2025, counsel for Plaintiff contacted FDEM to note that public reporting reflected a grant was sought and obtained by FDEM for construction and operation of the immigration detention facility, but such documents had not been produced. Ex. 5. FDEM responded that it was still in the process of “gathering the records” for the request. FDEM did not produce any documents. *Id.*

21. In response, Plaintiff requested that FDEM produce any grant application, and grant documents by Friday, October 10, 2025. *Id.*

22. On Friday, October 10, 2025, FDEM produced a single email acknowledging that FDEM had in fact submitted a grant application to FEMA for funding two months earlier – on **August 7, 2025**. *See* Ex. 6 with attachment. Despite numerous requests, FDEM had not previously acknowledged that a grant application was submitted.

23. In response, Plaintiff requested that FDEM produce the actual grant application and funding documents, but FDEM has not done so. Ex. 7. To date, FDEM has failed to produce the requested grant application and related documents, or the grant award.

24. This matter is urgent. On June 27, 2025, Plaintiff filed a federal action under the National Environmental Policy Act (“NEPA”) against FDEM and others arising out of the construction of the TNT Site immigration detention facility without conducting any of the environmental review as required by federal law. An issue in the federal action relates to federal funding for the facility. After a four-day evidentiary hearing conducted on August 6, 7, 12 and 13, the United States District Court for the Southern District of Florida issued a preliminary injunction

on August 21 to wind down operations at the facility relying in part on the fact that FDEM has stated that the facility would be federally funded. *See Friends of the Everglades, Inc. v. Noem*, No. 25-22896-CV, 2025 WL 2423258, at *27 (S.D. Fla. Aug. 21, 2025) (“Defendants argued at the Preliminary Injunction Hearing that the *possibility* of federal funding for the detention camp precludes any finding of a reviewable, final federal agency action. As the Court explained *supra*, however, the instant matter goes well beyond a possibility.”). During the four-day hearing, FDEM did not disclose that it had actually submitted a grant application for funding to the federal government.

25. On August 26, 2025, FDEM appealed the preliminary injunction and sought a stay pending appeal. Again, FDEM did not disclose that its application for federal funding had already been submitted. The United States Court of Appeals for the Eleventh Circuit granted a stay of the preliminary injunction on September 4, *several times citing the “fact” that Defendant had not yet applied for federal funding*. *Friends of the Everglades, Inc. v. Sec’y of United States Dep’t of Homeland Sec.*, No. 25-12873, 2025 WL 2598567, at *2 (11th Cir. Sept. 4, 2025) (“However, **Florida has not filed an application for federal funds...**”); *id.* at *7 (“But that planned [grant] program has not been ‘finalized’ yet, and **DHS has not received ... any applications for funding**, let alone any regarding the Facility); *id.* at *8 (“To receive funding ... **FDEM will need to send an application to FEMA** and comply with a host of regulatory prerequisites in support of that application... “Without an application, there is simply nothing on which a decision can be made.”; *id.* at *9 (“**There may come a time when FDEP applies for FEMA funding**. If the Federal Defendants ultimately decide to approve that request and reimburse Florida for its expenditures related to the Facility, they may need to first conduct an [Environmental Impact Statement].” (emphases added)).

26. More than a month later, FDEM has not corrected the Eleventh Circuit Court's misimpressions. What the federal District and Circuit Courts (and Plaintiff) were unaware of, because FDEM did not disclose the fact, or produce the documents, is that FDEM had already applied for federal funding on August 7, 2025. *See* Ex. 6 & attachment.

27. Apparently, now the federal agency has reimbursed FDEM; however, FDEM has withheld the documents. Recent news reports indicate that federal funding was provided to FDEM before the lapse in federal appropriations that started on September 30, 2025. *See* A. Goni-Lesson, Feds Pay Florida \$608M for Alligator Alcatraz Day Before Government Shutdown, <https://www.tallahassee.com/story/news/local/state/2025/10/02/feds-reimburse-florida-608-million-for-alligator-alcatraz/86485964007/>, last visited October 31, 2025.

28. Still, FDEM has withheld the grant application and award documents.

29. The United States Court of Appeals for the Eleventh Circuit has expedited the preliminary injunction appeal, and Plaintiff's response brief is due on November 7, 2025. *See* Ex. 8. Plaintiff deserves the benefit of having the public records that support its claims available without further delay.

30. Plaintiff has retained undersigned counsel to represent its interest in this matter and undersigned counsel is entitled to a reasonable fee and costs under Fla. Stat. § 119.12.

COUNT I - VIOLATION OF FLORIDA PUBLIC RECORDS ACT FLA. STAT. § 119.01

31. Plaintiff repeats and realleges the Common Allegations as if set forth herein.

32. Plaintiff made a request for public records to FDEM.

33. Plaintiff submitted follow-up requests to FDEM seeking documents related to applications for federal funding or grants for immigration detention centers in Florida, including the TNT Site detention center, as detailed above.

34. Plaintiff gave FDEM notice of the intent to sue.
35. FDEM has not produced the requested documents.
36. The requested records are public records subject to disclosure under Chapter 119, Florida Statutes.
37. The documents requested by Plaintiff, including applications for federal funding or actual grants related to immigration detention centers and related correspondence, constitute “public records” as defined in Fla. Stat. § 119.011, as they are documents made, received, or both, pursuant to law or ordinance or in connection with the transaction of official business by FDEM.
38. FDEM unlawfully refused to permit inspection or copying of the requested public records within a reasonable time.
39. Despite acknowledging receipt of Plaintiff's requests and indicating that documents were being released on a rolling basis, FDEM has failed to produce the requested documents related to applications for federal funding or grants for immigration detention centers.
40. FDEM has not asserted that any documents requested by Plaintiff are exempt from disclosure under the Public Records Act.
41. News reporting on October 2, 2025, indicated that FEMA had, in fact, awarded reimbursement to FDEM for costs related to the TNT detention center. A public record released by FDEM on October 10, 2025, demonstrated that the application had been received by August 7, 2025.
42. Plaintiff provided written notice of the public records request to FDEM's custodian at least five days before filing this action.

COUNT II—ALTERNATIVE WRIT OF MANDAMUS

43. Plaintiff repeats and realleges the Common Allegations as if set forth herein.

44. FDEM has a clear ministerial duty under Fla. Stat. § 119.07(1)(a) to permit inspection and copying of public records at reasonable times and under reasonable conditions.

45. Plaintiff has no other adequate legal remedy.

46. Plaintiff is entitled to a writ of mandamus compelling FDEM to perform its ministerial duty and produce the requested records.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff respectfully requests that this Court:

1. Issue an order pursuant to Fla. Stat. § 119.11(2) compelling FDEM to produce all requested documents within forty-eight (48) hours,² including documents pertaining to funding or grant requests to any federal agency in connection with the construction and operation of any immigration detention center in Florida, and related documents.

2. Issue a declaration pursuant to Fla. Stat. § 86.011 that FDEM violated the Florida Public Records Act by failing to produce the requested documents.

3. Award Plaintiff reasonable costs of enforcement including reasonable attorney's fees incurred in bringing this action pursuant to Fla. Stat. § 119.12.

4. Grant such other relief as the Court deems just and proper.

Date: October 14, 2025

² Florida Statutes § 119.11(2) states: "Whenever a court orders an agency to open its records for inspection in accordance with this chapter, the agency shall comply with such order within 48 hours, unless otherwise provided by the court issuing such order, or unless the appellate court issues a stay order within such 48-hour period."

Respectfully submitted,

COFFEY BURLINGTON, P.L.
2601 South Bayshore Drive, Penthouse One
Miami, Florida 33133
Telephone: (305) 858-2900

By: s/ Paul J. Schwiep
Paul J. Schwiep, FBN 823244
PSchwiep@CoffeyBurlington.com
YVB@CoffeyBurlington.com
service@CoffeyBurlington.com

and

EARTHJUSTICE
4500 Biscayne Boulevard, Suite 201
Miami, Florida 33137
Telephone: (305) 440-5432

By: s/ Tania Galloni
Tania Galloni, Fla. Bar No. 619221
tgalloni@earthjustice.org
Dominique Burkhardt, Fla. Bar No. 100309
dburkhardt@earthjustice.org

Counsel for Plaintiff

Paul J. Schwiep

From: Public Records Requests <Records@em.myflorida.com>
Sent: Tuesday, July 22, 2025 3:20 PM
To: Paul J. Schwiep; Eve Samples; Scott A. Hiaasen
Cc: Public Records Requests
Subject: [EXTERNAL] PRR 2025-112 - Dade-Collier Training and Transition Airport

Good Afternoon,

After diligence searching there are no documents responsive to your request.

Thank you,

Melody Cantrell
Recovery/Legal Liaison
Public Records Team
Records@em.myflorida.com
Office of General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd, Tallahassee, FL 32399-7018
Mobile: 448- 220-7060
Melody.Cantrell@em.myflorida.com



Most written communications to or from state employees are public records obtainable by the public upon request. Emails sent to me at this email address may be considered public and will only be withheld from disclosure if deemed confidential pursuant to the laws of the State of Florida.

Under Florida law, correspondence with the Florida Division of Emergency Management concerning agency business that is neither confidential nor exempt pursuant to Florida Statutes is a public record and will be made available to the public upon request.

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Tuesday, June 24, 2025 3:38 PM
To: Public Records Requests <Records@em.myflorida.com>
Cc: Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Dade-Collier Training and Transition Airport

You don't often get email from pschwiep@coffeyburlington.com. [Learn why this is important](#)

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Public Records Liaison Officer:

This is a public records request pursuant to the Florida Public Records Act, Fla. Stat. § 119, et al. this is to request that the State of Florida Division of Emergency Management (the "Division") produced the following documents:

1. All documents pertaining to the Division's Letter of Intent ("LOI") to Miami-Dade County in connection with the proposed acquisition of the date-Collier Training and Transition Airport ("TNT").
2. All documents pertaining to or discussing any plans by the Division to use the TNT site for any purpose.
3. All documents pertaining to or discussing the environmental impacts of any use of the TNT site by the Division.
4. All documents pertaining to or discussing the impacts on any listed endangered species result from the Division's use of the TNT site.
5. All communications between the Division and the United States Department of Homeland Security, including the Immigration and Customs Enforcement agency, pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.
6. All communications between the Division and any federal agency pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.
7. All communications between the Division and the National Park Service pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.
8. All communications between the Division and Miami-Dade County pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.

9. All documents pertaining to or constituting any permit applications with any agency relating to the Division's planned use of the TNT site.
10. All documents pertaining to or constituting any contracts or agreements with any private entity to place facilities on the TNT site in connection with the Division's planned use of the TNT site.
11. All documents pertaining to or demonstrating any water, sewer, traffic planning, wetlands mitigation, or related infrastructure plans relating to the Division's planned use of the TNT site.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep
Sent: Tuesday, June 24, 2025 3:27 PM
To: 'Records@em.myflorida.com' <Records@em.myflorida.com>
Subject: Dade-Collier Training and Transition Airport

Dear Public Records Liaison Officer:

this is a public records request pursuant to the Florida Public Records Act, Fla. Stat.

COFFEY | BURLINGTON

Paul J. Schwiep

2601 South Bayshore Drive, P1

Miami, Florida 33133

T. 305-858-2900

M. 305-495-3833

pschwiep@coffeyburlington.com

www.coffeyburlington.com

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named above. If you are not the intended recipient, please immediately delete this e-mail and be aware that any disclosure, copying, distribution or use of the contents of this information is prohibited.

Paul J. Schwiep

From: Paul J. Schwiep
Sent: Thursday, August 28, 2025 3:08 PM
To: Kelly Ann Kennedy
Cc: Stephanie Houp; Scott A. Hiaasen
Subject: RE: Public Records Request
Attachments: _Attachment_1__287g_Facilities_in_Florida.pdf

Ms. Kennedy: I am attaching an email that is responsive to our PRR but was not produced by the Division though clearly received? Please explain and produce any and all additional emails.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Friday, August 8, 2025 4:21 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Good afternoon, Paul,

The attached records are responsive to numbers 5 and 6 of your request.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399
Cell: 448-229-9328; Office: 850-815-4442
KellyAnn.Kennedy@em.myflorida.com



Most written communications to or from state employees are public records obtainable by the public upon request. Emails sent to me at this email address may be considered public and will only be withheld from disclosure if deemed confidential pursuant to the laws of the State of Florida.

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Friday, August 8, 2025 12:41 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>



Outlook

Re: 287g Facilities in Florida

From David Dewhirst <David.Dewhirst@myfloridalegal.com>**Date** Fri 6/20/2025 7:53 PM**To** PERCIVAL, JAMES <JAMES.PERCIVAL@hq.dhs.gov>; Kevin Guthrie <Kevin.Guthrie@em.myflorida.com>**Cc** EDGAR, TROY <S2TDE@hq.dhs.gov>; BARROW, CLARK <CLARK.BARROW@hq.dhs.gov>; Sheahan, Madison <Madison.Sheahan@ice.dhs.gov>; Guy, Joseph <Joseph.Guy@hq.dhs.gov>

You don't often get email from david.dewhirst@myfloridalegal.com. [Learn why this is important](#)

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Received and confirmed. I've copied Florida DEM Director Guthrie here. Thank you.

Executive Director Guthrie, please see the email below from DHS leadership. I know you're eager to immediately get to work.

--

David Dewhirst
Chief of Staff
Florida Attorney General James Uthmeier

Get [Outlook for iOS](#)

From: PERCIVAL, JAMES <JAMES.PERCIVAL@hq.dhs.gov>**Sent:** Friday, June 20, 2025 7:46:56 PM**To:** David Dewhirst <David.Dewhirst@myfloridalegal.com>**Cc:** EDGAR, TROY <S2TDE@hq.dhs.gov>; BARROW, CLARK <CLARK.BARROW@hq.dhs.gov>; Sheahan, Madison <Madison.Sheahan@ice.dhs.gov>; Guy, Joseph <Joseph.Guy@hq.dhs.gov>**Subject:** 287g Facilities in Florida

Dave,

Good seeing you today.

As discussed with Attorney General Uthmeier, this email confirms DHS's interest in working with you to detain aliens under 287g in facilities provided by Florida. If you go forward, we will work out a method of partial reimbursement.

Jimmy

Paul J. Schwiep

From: Paul J. Schwiep
Sent: Thursday, September 11, 2025 3:07 PM
To: Kelly Ann Kennedy
Cc: Stephanie Houp; Scott A. Hiaasen
Subject: RE: Public Records Request

Thank you so much.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Thursday, September 11, 2025 2:55 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Good afternoon,

I am forwarding this to our public records unit to search again according to these terms. We will provide any other responsive records that are identified during the search.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399
Cell: 448-229-9328; Office: 850-815-4112
KellyAnn.Kennedy@em.myflorida.com
www.FloridaDisaster.org

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, September 11, 2025 2:41 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Our Public Records Request included all communications between FDEM and the federal government pertaining to the TNT Site detention center, however, to be clear, this is to specifically request

(10) All documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center.

We look forward to your prompt response.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Wednesday, September 10, 2025 11:40 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Ms. Kennedy: May I have a response to this email please? I also need some confirmation that the Division has researched the request to update its response in light of the email that was not produced.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Thursday, August 28, 2025 3:08 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Ms. Kennedy: I am attaching an email that is responsive to our PRR but was not produced by the Division though clearly received? Please explain and produce any and all additional emails.

Pablo J. Schwiep

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M. 305-495-3833

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Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: [EXTERNAL] Re: Public Records Request

Good afternoon, Paul,

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Sincerely,

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Deputy General Counsel

Florida Division of Emergency Management

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Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com



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Sent: Friday, August 8, 2025 12:41 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

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Stephanie: I am following up on this and on deadline. Please produce these materials.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Friday, August 1, 2025 8:37 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Stephanie: Thanks for your time on the phone yesterday. It is imperative that we receive the materials we discussed today. As I understand the situation, after the State proposed use of the TNT site to ICE, ICE inspected and then issued approval to use the site for immigrant detention. All documents surrounding the proposal, ICE visits for inspection and ultimate approval should be made available, and are, in our view, within the PRR.

Thank you for your prompt attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Thursday, July 31, 2025 9:22 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Dear Ms. Kennedy:

Thank you for your email. I want to be sure I am not misunderstanding. To review, requests numbers 5 and 6 sought the following documents:

5. All communications between the Division and the United States Department of Homeland Security, including the Immigration and Customs Enforcement agency, pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.
6. All communications between the Division and any federal agency pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.

Given the visit of the DHS Secretary to the site, which was hosted by the Division, and the number of DHS vehicles entering and exiting the Site on a regular basis, it is hard to fathom that there are no communications between the Division and DHS or ICE regarding the operation of the detention center. Surely, the Secretary did not show up unannounced. There absolutely must have been communications in advance of these activities and in connection with the use of the site for immigration enforcement. I

respectfully request that you double check to ensure the statement that no such documents exist is accurate.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Thursday, July 31, 2025 8:41 AM

To: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: [EXTERNAL] Re: Public Records Request

Good morning,

Our team determined that there were no responsive records to 5 and 6. I will look further and I will have the team run another email search to ensure it fully captured the scope of your request.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com

www.FloridaDisaster.org



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Sent: Wednesday, July 30, 2025 5:15 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

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Dear Ms. Kennedy:

I am following up on this request. We requested this information long ago now. No exceptions have been asserted to the Public Records Act. We have provided a five-

day notice of intent, which has lapsed. Can you please provide responsive documents promptly.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Monday, July 28, 2025 8:28 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Ms. Kennedy: Receipt of these documents is acknowledged. Do you have a sense of when we will receive documents responsive to numbers 5 and 6? Thank you in advance for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Friday, July 25, 2025 4:59 PM

To: Pablo J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: [EXTERNAL] Re: Public Records Request

Attached are the remaining records responsive to number 9.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com

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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Friday, July 25, 2025 4:22 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

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Ms. Kennedy: I am following up. May you please provide a response at your earliest convenience? Thanks for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Friday, July 25, 2025 7:34 AM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: Re: Public Records Request

Ms. Kennedy:

Thank you for providing a partial response on Wednesday. I was hoping we would receive additional documents yesterday. It is imperative that the responsive information be provided as soon as possible today, and I would greatly appreciate your effort to promptly provide such information. Thank you in advance.

Paul J. Schwiep

COFFEY | BURLINGTON
2601 South Bayshore Drive, P1
Miami, Florida 33133
T. 305-858-2900
M. 305-495-3833
pschwiep@coffeyburlington.com
www.coffeyburlington.com

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, July 24, 2025 12:32:59 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: Re: Public Records Request

Thank you.

Paul J. Schwiep

COFFEY | BURLINGTON
2601 South Bayshore Drive, P1
Miami, Florida 33133
T. 305-858-2900
M. 305-495-3833
pschwiep@coffeyburlington.com
www.coffeyburlington.com

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Thursday, July 24, 2025 12:27:18 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

No, these are not all of the records. We are releasing the records as they become available. Thank you for your cooperation. I am working on No. 10 now. I will send those to you next.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd, Tallahassee, FL 32399
Cell: 448-229-9328
KellyAnn.Kennedy@em.myflorida.com

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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, July 24, 2025 12:01 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

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Dear Ms. Kennedy:

Thank you for providing these records. Is this the entirety of the responsive documents? I may have misunderstood from my discussion yesterday for a "rolling" production, however, I thought some documents were produced while others were still being assembled for production. For instance, our PRR (attached for your reference) sought any communications with DHS or ICE (Nos. 5 & 6), and any contracts or agreements for work at the site (No. 10). We are still waiting for those, correct?

Thank you in advance for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Wednesday, July 23, 2025 6:47 PM

To: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>

Subject: [EXTERNAL] Public Records Request

Good evening, Paul,

The public records you requested are attached.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com

www.FloridaDisaster.org



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Under Florida law, correspondence with the Florida Division of Emergency Management concerning agency business that is neither confidential nor exempt pursuant to Florida Statutes is a public record and will be made available to the public upon request.

Paul J. Schwiep

From: Paul J. Schwiep
Sent: Saturday, September 13, 2025 7:57 AM
To: Kelly Ann Kennedy
Cc: Stephanie Houp; Scott A. Hiaasen
Subject: RE: Public Records Request

Please consider this our written notice under Fla. Stat. 119.12(1)(b) that the Division has not produced records requested pursuant to this public records request including

1. All emails communications between any employee of the Division and DHS regarding the construction of immigration detention centers.
2. All documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center.

In order to avoid an action under the Public Records Act, please provide the requested materials within five business days.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep
Sent: Thursday, September 11, 2025 2:42 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Our Public Records Request included all communications between FDEM and the federal government pertaining to the TNT Site detention center, however, to be clear, this is to specifically request

(10) All documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center.

We look forward to your prompt response.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Wednesday, September 10, 2025 11:40 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Ms. Kennedy: May I have a response to this email please? I also need some confirmation that the Division has researched the request to update its response in light of the email that was not produced.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Thursday, August 28, 2025 3:08 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Ms. Kennedy: I am attaching an email that is responsive to our PRR but was not produced by the Division though clearly received? Please explain and produce any and all additional emails.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Friday, August 8, 2025 4:21 PM

To: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: [EXTERNAL] Re: Public Records Request

Good afternoon, Paul,

The attached records are responsive to numbers 5 and 6 of your request.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Sent: Friday, August 8, 2025 12:41 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Stephanie: I am following up on this and on deadline. Please produce these materials.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Friday, August 1, 2025 8:37 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Stephanie: Thanks for your time on the phone yesterday. It is imperative that we receive the materials we discussed today. As I understand the situation, after the State proposed use of the TNT site to ICE, ICE inspected and then issued approval to use the site for immigrant detention. All documents surrounding the proposal, ICE visits for inspection and ultimate approval should be made available, and are, in our view, within the PRR.

Thank you for your prompt attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Thursday, July 31, 2025 9:22 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Dear Ms. Kennedy:

Thank you for your email. I want to be sure I am not misunderstanding. To review, requests numbers 5 and 6 sought the following documents:

5. All communications between the Division and the United States Department of Homeland Security, including the Immigration and Customs Enforcement agency, pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.

6. All communications between the Division and any federal agency pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.

Given the visit of the DHS Secretary to the site, which was hosted by the Division, and the number of DHS vehicles entering and exiting the Site on a regular basis, it is hard to fathom that there are no communications between the Division and DHS or ICE regarding the operation of the detention center. Surely, the Secretary did not show up unannounced. There absolutely must have been communications in advance of these activities and in connection with the use of the site for immigration enforcement. I respectfully request that you double check to ensure the statement that no such documents exist is accurate.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Thursday, July 31, 2025 8:41 AM

To: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: [EXTERNAL] Re: Public Records Request

Good morning,

Our team determined that there were no responsive records to 5 and 6. I will look further and I will have the team run another email search to ensure it fully captured the scope of your request.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com

www.FloridaDisaster.org



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Sent: Wednesday, July 30, 2025 5:15 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

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Dear Ms. Kennedy:

I am following up on this request. We requested this information long ago now. No exceptions have been asserted to the Public Records Act. We have provided a five-day notice of intent, which has lapsed. Can you please provide responsive documents promptly.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Monday, July 28, 2025 8:28 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Ms. Kennedy: Receipt of these documents is acknowledged. Do you have a sense of when we will receive documents responsive to numbers 5 and 6? Thank you in advance for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Friday, July 25, 2025 4:59 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Attached are the remaining records responsive to number 9.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399
Cell: 448-229-9328; Office: 850-815-4442
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Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

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Ms. Kennedy: I am following up. May you please provide a response at your earliest convenience? Thanks for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Sent: Friday, July 25, 2025 7:34 AM

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Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: Re: Public Records Request

Ms. Kennedy:

Thank you for providing a partial response on Wednesday. I was hoping we would receive additional documents yesterday. It is imperative that the responsive information be provided as soon as possible today, and I would greatly appreciate your effort to promptly provide such information. Thank you in advance.

Paul J. Schwiep

COFFEY | BURLINGTON

2601 South Bayshore Drive, P1

Miami, Florida 33133

T. 305-858-2900

M. 305-495-3833

pschwiep@coffeyburlington.com

www.coffeyburlington.com

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Sent: Thursday, July 24, 2025 12:32:59 PM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: Re: Public Records Request

Thank you.

Paul J. Schwiep

COFFEY | BURLINGTON

2601 South Bayshore Drive, P1

Miami, Florida 33133

T. 305-858-2900

M. 305-495-3833

pschwiep@coffeyburlington.com
www.coffeyburlington.com

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Thursday, July 24, 2025 12:27:18 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

No, these are not all of the records. We are releasing the records as they become available. Thank you for your cooperation. I am working on No. 10 now. I will send those to you next.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd, Tallahassee, FL 32399
Cell: 448-229-9328
KellyAnn.Kennedy@em.myflorida.com

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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, July 24, 2025 12:01 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

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Dear Ms. Kennedy:

Thank you for providing these records. Is this the entirety of the responsive documents? I may have misunderstood from my discussion yesterday for a "rolling" production, however, I thought some documents were produced while others were still being assembled for production. For instance, our PRR (attached for your reference) sought any communications with DHS or ICE (Nos. 5 & 6), and any contracts or agreements for work at the site (No. 10). We are still waiting for those, correct?

Thank you in advance for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Wednesday, July 23, 2025 6:47 PM

To: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houpp <Stephanie.Houpp@em.myflorida.com>

Subject: [EXTERNAL] Public Records Request

Good evening, Paul,

The public records you requested are attached.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: [448-229-9328](tel:448-229-9328); Office: [850-815-4442](tel:850-815-4442)

KellyAnn.Kennedy@em.myflorida.com

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Under Florida law, correspondence with the Florida Division of Emergency Management concerning agency business that is neither confidential nor exempt pursuant to Florida Statutes is a public record and will be made available to the public upon request.

Paul J. Schwiep

From: Paul J. Schwiep
Sent: Tuesday, October 7, 2025 3:57 PM
To: Kelly Ann Kennedy
Cc: Stephanie Houp; Scott A. Hiaasen
Subject: RE: Public Records Request

Dear Ms. Kennedy:

Thank you for your response. Please confirm that Division will provide by close of business Friday the grant application pertaining to the construction of immigration detention centers in Florida, including the TNT site; the grant documents from FEMA; and, email traffic around the application.

Thanks.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Tuesday, October 7, 2025 3:08 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Good afternoon,

We are gathering the records for this request.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399
Cell: 448-229-9328; Office: 850-815-4442
KellyAnn.Kennedy@em.myflorida.com



Most written communications to or from state employees are public records obtainable by the public upon request. Emails sent to me at this email address may be considered public and will only be withheld from disclosure if deemed confidential pursuant to the laws of the State of Florida.

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, October 2, 2025 3:40 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Ms. Kennedy and Ms. Houp.

Below is attached our follow up Public Records Act request from September 13, 2025 seeking all documents related to any application to any federal agency for funding for the costs of construction of immigration detention centers by the Division, including the TNT site. Reporting today reflects that FEMA awarded reimbursement to the Division for costs of construction related to the TNT detention center. When will those documents be produced?

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep
Sent: Saturday, September 13, 2025 7:57 AM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Please consider this our written notice under Fla. Stat. 119.12(1)(b) that the Division has not produced records requested pursuant to this public records request including

1. All emails communications between any employee of the Division and DHS regarding the construction of immigration detention centers.
2. All documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center.

In order to avoid an action under the Public Records Act, please provide the requested materials within five business days.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep
Sent: Thursday, September 11, 2025 2:42 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Our Public Records Request included all communications between FDEM and the federal government pertaining to the TNT Site detention center, however, to be clear, this is to specifically request

(10) All documents pertaining to or constituting any application for funds or grants to FEMA, DHS or other federal agency from FDEM or another state agency for financial assistance in connection with building any immigration detention center in Florida including without limitation the TNT Site detention center.

We look forward to your prompt response.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep
Sent: Wednesday, September 10, 2025 11:40 AM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Ms. Kennedy: May I have a response to this email please? I also need some confirmation that the Division has researched the request to update its response in light of the email that was not produced.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep
Sent: Thursday, August 28, 2025 3:08 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Ms. Kennedy: I am attaching an email that is responsive to our PRR but was not produced by the Division though clearly received? Please explain and produce any and all additional emails.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Friday, August 8, 2025 4:21 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Good afternoon, Paul,

The attached records are responsive to numbers 5 and 6 of your request.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399
Cell: [448-229-9328](tel:448-229-9328); Office: [850-815-4442](tel:850-815-4442)
KellyAnn.Kennedy@em.myflorida.com



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Friday, August 8, 2025 12:41 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Stephanie: I am following up on this and on deadline. Please produce these materials.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Friday, August 1, 2025 8:37 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Stephanie: Thanks for your time on the phone yesterday. It is imperative that we receive the materials we discussed today. As I understand the situation, after the State proposed use of the TNT site to ICE, ICE inspected and then issued approval to use the site for immigrant detention. All documents surrounding the proposal, ICE visits for inspection and ultimate approval should be made available, and are, in our view, within the PRR.

Thank you for your prompt attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep

Sent: Thursday, July 31, 2025 9:22 AM

To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: RE: Public Records Request

Dear Ms. Kennedy:

Thank you for your email. I want to be sure I am not misunderstanding. To review, requests numbers 5 and 6 sought the following documents:

5. All communications between the Division and the United States Department of Homeland Security, including the Immigration and Customs Enforcement

agency, pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.

6. All communications between the Division and any federal agency pertaining to or relating to the Division's planned use of the TNT site to provide temporary facilities in connection with immigration enforcement activities.

Given the visit of the DHS Secretary to the site, which was hosted by the Division, and the number of DHS vehicles entering and exiting the Site on a regular basis, it is hard to fathom that there are no communications between the Division and DHS or ICE regarding the operation of the detention center. Surely, the Secretary did not show up unannounced. There absolutely must have been communications in advance of these activities and in connection with the use of the site for immigration enforcement. I respectfully request that you double check to ensure the statement that no such documents exist is accurate.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>

Sent: Thursday, July 31, 2025 8:41 AM

To: Paul J. Schwiep <pschwiep@coffeyburlington.com>

Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>

Subject: [EXTERNAL] Re: Public Records Request

Good morning,

Our team determined that there were no responsive records to 5 and 6. I will look further and I will have the team run another email search to ensure it fully captured the scope of your request.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com

www.FloridaDisaster.org



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Wednesday, July 30, 2025 5:15 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Ms. Kennedy:

I am following up on this request. We requested this information long ago now. No exceptions have been asserted to the Public Records Act. We have provided a five-day notice of intent, which has lapsed. Can you please provide responsive documents promptly.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Paul J. Schwiep
Sent: Monday, July 28, 2025 8:28 AM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

Ms. Kennedy: Receipt of these documents is acknowledged. Do you have a sense of when we will receive documents responsive to numbers 5 and 6? Thank you in advance for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Friday, July 25, 2025 4:59 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Attached are the remaining records responsive to number 9.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com

www.FloridaDisaster.org



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Friday, July 25, 2025 4:22 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Ms. Kennedy: I am following up. May you please provide a response at your earliest convenience? Thanks for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON

O. 305-858-2900

M. 305-495-3833

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Friday, July 25, 2025 7:34 AM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: Re: Public Records Request

Ms. Kennedy:

Thank you for providing a partial response on Wednesday. I was hoping we would receive additional documents yesterday. It is imperative that the responsive information be provided as soon as possible today, and I would greatly appreciate your effort to promptly provide such information. Thank you in advance.

Paul J. Schwiep

COFFEY | BURLINGTON
2601 South Bayshore Drive, P1
Miami, Florida 33133
T. 305-858-2900
M. 305-495-3833
pschwiep@coffeyburlington.com
www.coffeyburlington.com

From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, July 24, 2025 12:32:59 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: Re: Public Records Request

Thank you.

Paul J. Schwiep

COFFEY | BURLINGTON
2601 South Bayshore Drive, P1
Miami, Florida 33133
T. 305-858-2900
M. 305-495-3833
pschwiep@coffeyburlington.com
www.coffeyburlington.com

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Thursday, July 24, 2025 12:27:18 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

No, these are not all of the records. We are releasing the records as they become available. Thank you for your cooperation. I am working on No. 10 now. I will send those to you next.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd, Tallahassee, FL 32399
Cell: 448-229-9328
KellyAnn.Kennedy@em.myflorida.com

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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Thursday, July 24, 2025 12:01 PM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Ms. Kennedy:

Thank you for providing these records. Is this the entirety of the responsive documents? I may have misunderstood from my discussion yesterday for a "rolling" production, however, I thought some documents were produced while others were still being assembled for production. For instance, our PRR (attached for your reference) sought any communications with DHS or ICE (Nos. 5 & 6), and any contracts or agreements for work at the site (No. 10). We are still waiting for those, correct?

Thank you in advance for your attention to this matter.

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Wednesday, July 23, 2025 6:47 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>
Subject: [EXTERNAL] Public Records Request

Good evening, Paul,

The public records you requested are attached.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442
KellyAnn.Kennedy@em.myflorida.com
www.FloridaDisaster.org



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Under Florida law, correspondence with the Florida Division of Emergency Management concerning agency business that is neither confidential nor exempt pursuant to Florida Statutes is a public record and will be made available to the public upon request.

Paul J. Schwiep

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Friday, October 10, 2025 4:15 PM
To: Paul J. Schwiep
Cc: Stephanie Houp; Scott A. Hiaasen
Subject: [EXTERNAL] Re: Public Records Request
Attachments: FW: Application submitted: Fiscal Year 2025 Detention Support Grant Program grant number EMW-2025-DS-05000

Good afternoon,

Please see attached.

Sincerely,

Kelly Ann Kennedy

Deputy General Counsel

Florida Division of Emergency Management

2555 Shumard Oak Blvd., Tallahassee, FL 32399

Cell: 448-229-9328; Office: 850-815-4442

KellyAnn.Kennedy@em.myflorida.com



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Wednesday, October 8, 2025 11:38 AM
To: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: RE: Public Records Request

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Ms. Kennedy: We requested the grant application and related documents expressly on September 11, 2025. In response, you said: "I am forwarding this to our public records unit to search again according to these terms. We will provide any other responsive records that are identified during the search." On September 13, 2025 we provided by business days' notice under Chapter 119. It's been nearly one month and nothing has been produced. The grant application and response from FEMA, which have been

Paul J. Schwiep

From: Jeremy Smith <Jeremy.Smith@em.myflorida.com>
Sent: Thursday, August 7, 2025 7:10 PM
To: Brittany Adams; Chanda Jenkins; Amy Garmon; Terence Blakely; Richard Gage
Subject: FW: Application submitted: Fiscal Year 2025 Detention Support Grant Program grant number EMW-2025-DS-05000



Jeremy W. Smith | Bureau Chief
Bureau of Financial Management
Florida Division of Emergency Management
2555 Shumard Oak Blvd, Tallahassee, FL 32399-2100
Email: Jeremy.Smith@em.myflorida.com
Office: (850) 815-4601 Mobile: (850) 273-1273
www.floridadisaster.org

Under Florida law, correspondence with the Florida Division of Emergency Management concerning agency business that is neither confidential nor exempt pursuant to Florida Statutes is a public record and will be made available to the public upon request.

From: FEMA GO
Sent: Thursday, August 7, 2025 7:05 PM
To: Susanne McDaniel
Cc: Jeremy Smith ; Jessica Blake ; Susanne McDaniel ; Chanda Jenkins ; Susan Harris-Council ; Toni Milazzo
Subject: Application submitted: Fiscal Year 2025 Detention Support Grant Program grant number EMW-2025-DS-05000

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Your grant application for EMW-2025-DS-05000 has been submitted on 08/07/2025 at 07:05 PM Eastern time for review and consideration. Please use the FEMA GO system at <https://go.fema.gov> to access your grants, check on statuses, and review any outstanding actions.

Paul J. Schwiep

From: Paul J. Schwiep
Sent: Friday, October 10, 2025 4:52 PM
To: Kelly Ann Kennedy
Cc: Stephanie Houp; Scott A. Hiaasen
Subject: RE: Public Records Request

Ms. Kennedy: Thank you for your email and for producing the August 7, 2025 email from FEMA to Susanne McDaniel at FDEM confirming receipt of FDEM's grant application on August 7, 2025 at 7:05 P.M. Will you please produce the application itself as requested and the award document?

Pablo J. Schwiep

COFFEY | BURLINGTON
O. 305-858-2900
M. 305-495-3833

From: Kelly Ann Kennedy <KellyAnn.Kennedy@em.myflorida.com>
Sent: Friday, October 10, 2025 4:15 PM
To: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Cc: Stephanie Houp <Stephanie.Houp@em.myflorida.com>; Scott A. Hiaasen <shiaasen@coffeyburlington.com>
Subject: [EXTERNAL] Re: Public Records Request

Good afternoon,

Please see attached.

Sincerely,

Kelly Ann Kennedy
Deputy General Counsel
Florida Division of Emergency Management
2555 Shumard Oak Blvd., Tallahassee, FL 32399
Cell: 448-229-9328; Office: 850-815-4442
KellyAnn.Kennedy@em.myflorida.com



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From: Paul J. Schwiep <pschwiep@coffeyburlington.com>
Sent: Wednesday, October 8, 2025 11:38 AM

In the
United States Court of Appeals
For the Eleventh Circuit

No. 25-12873

FRIENDS OF THE EVERGLADES, INC.,
a Florida 501(c)(3) not-for-profit corporation,
CENTER FOR BIOLOGICAL DIVERSITY,
a 501(c)(3) nonprofit organization,

Plaintiffs-Appellees,

MICCOSUKEE TRIBE OF INDIANS OF
FLORIDA,

Plaintiff-Intervenor-Appellee,

versus

SECRETARY OF THE UNITED STATES
DEPARTMENT OF HOMELAND SECURITY,
ACTING DIRECTOR, OF THE UNITED STATES
IMMIGRATION AND CUSTOMS ENFORCEMENT,
EXECUTIVE DIRECTOR, OF THE FLORIDA DIVISION
OF EMERGENCY MANAGEMENT,

Defendants-Appellants,

MIAMI-DADE COUNTY,
a political subdivision of the State of Florida,

2

Order of the Court

25-12873

Defendant.

Appeal from the United States District Court
for the Southern District of Florida
D.C. Docket No. 1:25-cv-22896-KMW

ORDER:

Appellees' motion to expedite the appeal is GRANTED IN PART as follows:

Appellants' initial briefs are due on or before October 24, 2025.

Appellees' response briefs are due on or before November 7, 2025.

Appellants' reply briefs are due within 14 days from the date the last response brief is filed.

The Clerk of Court is DIRECTED to place this case on the next available oral argument calendar in January 2026 with a vacancy.

/s/ Barbara Lagoa
UNITED STATES CIRCUIT JUDGE

Exhibit 8