

1  
2 Miguel Silvestre  
3 c/o 1845 The Alameda  
4 San Jose, CA 95126  
5 (408) 294-9066

RECEIVED  
PUBLIC INFORMATION  
1999 JUL -1 A 10:57  
DEPT. OF JUSTICE COUNSEL

6  
7 IN RE: )  
8 )  
9 MIGUEL SILVESTRE )  
10 Claimant, ) CLAIM UNDER THE  
11 vs. ) FEDERAL TORT CLAIMS ACT  
12 ) 28 USC SECTION 1346(b) et seq.  
13 THE IMMIGRATION & )  
14 NATURALIZATION )  
15 SERVICE )  
16 Defendant. )

17 CLAIMANT ALLEGES THE FOLLOWING:

- 18 1. Claimant at all times herein mentioned was and is a citizen of the United States.
- 19 2. On or about January 31, 1999 claimant was arrested by the San Joaquin County
- 20 Sheriff's department for being under the influence of alcohol; claimant was taken into
- 21 custody, and shortly thereafter was deported by the Immigration and Naturalization
- 22 Service despite the fact he was a citizen of the United States.
- 23 3. The claimant attempted to re-enter the United States via Tijuana Mexico, but was
- 24 once again deported by the Immigration and Naturalization Service despite the fact he
- 25 was a citizen of the United States.
- 26 4. The claimant was finally able to re-enter the United States with the help of his
- 27 family from Stockton California.
- 28 5. As a direct and proximate result of the wrongful deportation, the claimant has
- suffered damages in the amount of \$500,000.00.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: June 29, 1999

Miguel B Silvestre  
MIGUEL SILVESTRE, claimant