

**From:** (b)(6);(b)(7)(C)  
**Sent:** 2 Apr 2014 13:34:00 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** RE: ATD Cleared Response: Seattle Roundtable Follow-up

Thanks

---

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6) – Direct  
202.431.(b)(6) – Cell  
(b)(6);(b)(7)(C)



**Homeland  
Security**

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 02, 2014 12:40 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** ATD Cleared Response: Seattle Roundtable Follow-up

Hi (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) asked me to send this to you.

This is good to go.

Regards,

(b)(6);(b)(7)(C)  
*Chief of Staff  
Custody Management  
ICE/ERO*  
office: (202) 732-(b)(6);(b)(7)(C)  
cellular: (202) 371-(b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 02, 2014 9:02 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** ATD: Seattle Roundtable Follow-up

Mr. (b)(6);(b)(7)  
Please see attached and below. The email was for (b)(6);(b)(7) specifically but I carved out a response for the ATD question, which is on page 2. (b)(6);(b)(7) indicated that he is looking for the responses back by close of business 2 April 2014.

(b)(6);(b)(7)(C)  
Unit Chief  
Alternatives to Detention  
Enforcement and Removal Operations  
500 12<sup>th</sup> Street SW  
Washington, DC 20024  
D: (202) 732-(b)(6);  
C: (202) 271-(b)(7)(C)  
F: (202) 732-5587

(b)(6);(b)(7)(C)

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, April 01, 2014 4:29 PM



**To:** Asher, Nathalie R; Johnson, Tae D; (b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)

**Subject:** RE: Seattle Roundtable Follow-up

All:

Attached is the draft response letter to the groups who participated in the VTC roundtable on Friday, March 21, for review. There are three responses that need updating.

- Results of the Talton network test – CMU/DPAU
- Results of the conversation between GEO and Keefe on the price of commissary items – ERO SEA
- Language on how ATD enrollees are selected in the AOR CM/ATD

Please review this document, provide answers if they are still pending, and send me your responses back by **COB Wednesday, April 2.**

Thank you.

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) – Direct  
202-491-(b)(7) – BlackBerry

(b)(6);(b)(7)(C) – Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Tuesday, March 25, 2014 2:50 PM

**To:** Asher, Nathalie R; Johnson, Tae D; (b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

**Subject:** Seattle Roundtable Follow-up

All:

Please see the follow-up items from our meeting last Friday. Initial responses are provided in red. Follow-up items to be led by Detention Management are in green and by ERO Seattle in yellow. In order to create a consolidated response to the entire list, please notify Custody Programs when you close out an item with a brief description of the action taken and/or information to be provided. We will consolidate all responses into a single message and then circulate the draft to this group for review prior to sending. As a reminder, we told the group that we would respond in 7 to 10 business days, which would be April 4 at the latest.

**Please send your responses back to me by COB Friday, March 28.**

Let me know if you have any questions. Thank you.

(b)(6);(b)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) Direct  
202-491-(b)(7) BlackBerry

(b)(6);(b)(7)(C) – Direct

(b)(5)



(b)(5)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 2 Apr 2014 19:05:46 +0000  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Fw: ICE and Northwest Detention Center

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)

202.431.(b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 02, 2014 03:01 PM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C); Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: ICE and Northwest Detention Center

Phil, Simona, et.al.,

Per our conversation, I have given the direction to GEO to release the 17 in administrative segregation into their own pod. Among them there are three that cannot co-mingle with the others as they are detention categories low and/or medium low, whereas the others are all medium high and/or high.

The three low/med lows include (b)(6);(b)(7)(C), our sole long term (pseudo) hunger-striker who was released from MED-ISO yesterday. (b)(5)

(b)(5)

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 02, 2014 10:36 AM  
**To:** Flores, Simona L; Miller, Philip T  
**Cc:** Asher, Nathalie R  
**Subject:** FW: ICE and Northwest Detention Center

Simona, Phil,

Please see below.



A request for Temporary Restraining Order will be filed today in response to our moving the instigators of hunger strikes in the various pods into admin segregation on the 27<sup>th</sup> after receiving information from other detainees that these individuals were coercing and "enforcing" the hunger strike.

The letter referred to below by atty Mungia is attached

If you have a moment this morning, I can call and brief you up on events since the weekend.

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, April 01, 2014 4:18 PM  
**To:** (b)(6);(b)(7)(C); Asher, Nathalie R  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: ICE and Northwest Detention Center

Please expect a temporary restraining order tomorrow.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613 (b)(6) / Fax: (206) 682-0402  
"Smart Enforcement through Smart Prosecution"

-----  
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-----Original Message-----

**From:** Sanchez, Raphael  
**Sent:** Tuesday, April 01, 2014 07:16 PM Eastern Standard Time  
**To:** Stolley, Jim; (b)(6);(b)(7)(C); Loiacono, Adam V; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: ICE and Northwest Detention Center

Please expect a TRO on this matter.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613 (b)(6); / Fax: (206) 682-0402  
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-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, April 01, 2014 07:13 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** ICE and Northwest Detention Center

(b)(6);(b)(7)(C): this follows up on the call we just had. Below is my address and my phone number. And now you'll have my email as well. As I said, we plan on filing a motion for a TRO tomorrow morning in federal district court in Tacoma regarding ICE's actions that are discussed in (b)(6);(b)(7)(C)'s letter dated March 31, 2014. As I told you, as soon as we get everything completed I'll shoot you a copy of everything by email – that will be sometime tomorrow morning.

I look forward to working with you on this matter.

Sal

**Salvador A. Mungia**

Attorney at Law

GORDON THOMAS HONEYWELL

The logo for Gordon Thomas Honeywell, featuring a stylized blue 'G' shape composed of two curved segments.

1201 Pacific Avenue, Suite 2100  
Tacoma, Washington 98402

T 253 620 6472

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**From:** Miller, Philip T  
**Sent:** 2 Apr 2014 15:20:08 -0400  
**To:** (b)(6);(b)(7)(C); Flores, Simona L; (b)(6);(b)(7)(C) Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: ICE and Northwest Detention Center

Thanks (b)(6);(b)(7)(C) please keep us posted.

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 02, 2014 03:01 PM Eastern Standard Time  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C) Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: ICE and Northwest Detention Center

Phil, Simona, et.al.,

Per our conversation, I have given the direction to GEO to release the 17 in administrative segregation into their own pod. Among them there are three that cannot co-mingle with the others as they are detention categories low and/or medium low, whereas the others are all medium high and/or high.

The three low/med lows include (b)(6);(b)(7)(C) our sole long term (pseudo) hunger-striker who was released from MED-ISO yesterday. (b)(5)

(b)(5)

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 02, 2014 10:36 AM  
**To:** Flores, Simona L; Miller, Philip T  
**Cc:** Asher, Nathalie R  
**Subject:** FW: ICE and Northwest Detention Center

Simona, Phil,

Please see below.

A request for Temporary Restraining Order will be filed today in response to our moving the instigators of hunger strikes in the various pods into admin segregation on the 27<sup>th</sup> after receiving information from other detainees that these individuals were coercing and "enforcing" the hunger strike.

The letter referred to below by atty Mungia is attached



If you have a moment this morning, I can call and brief you up on events since the weekend.

(b)(6);(b)(7)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, April 01, 2014 4:18 PM  
**To:** (b)(6);(b)(7)(C); Asher, Nathalie R  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: ICE and Northwest Detention Center

Please expect a temporary restraining order tomorrow.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613-(b)(6) / Fax: (206) 682-0402  
“Smart Enforcement through Smart Prosecution”

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-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, April 01, 2014 07:16 PM Eastern Standard Time  
**To:** Stolley, Jim; (b)(6);(b)(7)(C); Loiacono, Adam V; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: ICE and Northwest Detention Center

Please expect a TRO on this matter.

**From:** (b)(6);(b)(7)(C)  
**Sent:** 28 Mar 2014 08:56:34 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)

Do we have canned language about how we make selections for ATD, both in terms of selection into the program and determining type of ATD (technology, case management, etc.)?

Thanks.

(b)(6);

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) Direct  
202-491-(b)(6) BlackBerry  
(b)(6);(b)(7)(C) – Direct

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 6:36 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

10-4. I don't know what is in the reading room in terms of recent inspections, but if they are not there, please let me know and we'll pull those up.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 4:12 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

We can handle those:

1. Can we provide the number of medical visits made to outside/commercial medical providers?  
(b)(5)
2. Can we provide copies of past inspections (should be in the FOIA reading room) (b)(5)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

202-732-(b)(6) – Direct  
202-491-6161 – BlackBerry

(b)(6);(b)(7)(C) – Direct

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 3:31 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Yes, for Friday.

Looks like there might be a couple of additional things on (b)(6);(C)'s list, as well.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 3:24 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6)

See the list below. T (b)(5)

(b)(5)

Let us plan to touch base on these by at least Friday of this week. Sound like a plan?

(b)(6);(b)(7)(C)

#### FOLLOW-UP ITEMS

- **ERO HQ Custody Management**

- Inquire with (b)(6);(C) regarding concerns of detainee phone service quality at NWDC (allegations of dropped calls and frequently poor auditory quality). (b)(5)
- Consider whether or not to share the (b)(6);(C) contract with external stakeholders (b)(5)
- Allegation of a 5 day delay between when a detainee makes a commissary payment for phone use and the point in which that detainee can use the phones for non-pro-bono calls—inquire into reducing this delay (b)(5)
- In conjunction with ERO Seattle, inquire into cost differentials between commissary items at NWDC and other commissaries in similar facilities nationally—consider following up with GEO on whether a change in commissary vendor or other adjustment can be made to reduce some costs. (b)(5)
  - Review itemized cost analysis from (b)(6);(b)(7)(C) and/or (b)(6);(b)(7)(C) regarding commissary items they judge to be overpriced, if they submit their analysis. (b)(5)

- **ERO Seattle and IHSC**

- Review cases of detainees with alleged disabilities that have not been adequately addressed/accommodates if (b)(6);(b)(7)(C) submit these cases. (b)(5)
- Review cases of detainees with alleged medical conditions (detainees with digestive concerns and nose bleeds) that have not been adequately addressed if (b)(6);(b)(7)(C) and/or (b)(6);(b)(7)(C) submit these cases. (b)(5)
- **ERO Seattle and OPR Seattle**
  - Review cases of alleged GEO personnel reprisals in NWDC due to hunger protest if Ms. (b)(6);(b)(7)(C) submit these cases. (b)(5)
- **ERO Seattle**
  - Does ERO Seattle maintain records on detainee injuries resulting from NWDC jobs, whether or not IHSC addresses the injury? If yes, can/should this information be shared with external stakeholders? (b)(5)

(b)(6);(b)(7)(C)

Senior Advisor  
 Custody Programs  
 Enforcement and Removal Operations  
 U.S. Immigration and Customs Enforcement  
 202-732-(b)(6) Direct  
 202-491-(b)(6) BlackBerry

(b)(6);(b)(7)(C) - Direct

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 3:08 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)(7)(C) - please send the list we developed for the after action report and assign which components should take the lead, eg DMD, CPD, etc.

(b)(6);(b)(7)(C)

Deputy Assistant Director  
 Custody Programs  
 ICE/ERO  
 202.732-(b)(6);(b)(7)(C)

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)



**Sent:** Monday, March 24, 2014 03:00 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)(7)(C) which ones are CP working on – so that we don't duplicate?

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 2:59 PM

**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

I will meet with my team early tomorrow on this and will ensure we have draft responses by Friday.

(b)(6);(b)(7)(C)

Deputy Assistant Director

Custody Programs

ICE/ERO

202.732 (b)(6);(7)(C)

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 02:56 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Primarily (b)(6) or DMD at the least. We were looking at providing a response in the next 7 – 10 days.

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 2:55 PM

**To:** (b)(6);(b)(7)(C)

**Cc:** Asher, Nathalie R

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Hi (b)(6); Advise on when we are expected to deliver responses back? I believe the GBs are for Andrew and Jay, right?

Regards,

(b)(6);(b)(7)(C)

Chief of Staff  
Custody Management  
ICE/ERO

office: (202) 732- (b)(6)

cellular: (202) 373- (b)(6)

(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:48 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C) Asher, Nathalie R  
**Subject:** Seattle 'hunger strike' V-tel Get-backs

Tae,

As a reminder, we assured the NGOs on Friday we'd work on providing the following get-backs regarding the Northwest Detention Center:

1. Check on quality of calls provided via Talton (allegations of poor signal/dropped calls).
2. Can Talton reduce the current 5-day timeframe to post funds on calling cards?
3. Can we provide a copy of the current Talton contract, or at the least, let the NGOs know when the contract is scheduled to expire/be re-bid?
4. Can we provide the number of medical visits made to outside/commercial medical providers?
5. Can we provide copies of past inspections (should be in the FOIA reading room)?
6. Can we check on the commissary prices to ensure they are commensurate with what is available commercially? The specifically noted that Ramen noodles are excessively high.

(b)(6);(b) please let me know if I've forgotten anything. Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Deputy Assistant Director for Custody Management  
Office of Enforcement and Removal Operations  
Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
202-732-(b)(6) (o)  
202-345-(b)(7) (c)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 28 Mar 2014 08:58:28 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(5)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6); - Direct  
202-491-(b)(7) - BlackBerry  
[Michael.P.Reid@ice.dhs.gov](mailto:Michael.P.Reid@ice.dhs.gov) - Direct

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 8:57 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Re: Seattle 'hunger strike' V-tel Get-backs

(b)(5)

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)

202.431-(b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 08:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6)

When you are responding to the Talton-related questions, could you (b)(5)

(b)(5)

Thank you.

(b)(6);(b)(7)(C)



(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) – Direct  
202-491-(b)(6) – BlackBerry

(b)(6);(b)(7)(C) – Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 6:36 PM

**To:** (b)(6);(b)(7)(C)

**Cc:**

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

10-4. I don't know what is in the reading room in terms of recent inspections, but if they are not there, please let me know and we'll pull those up.

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 4:12 PM

**To:** (b)(6);(b)(7)(C)

**Cc:**

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

We can handle those:

1. Can we provide the number of medical visits made to outside/commercial medical providers?  
**CP to coordinate with IHSC**
2. Can we provide copies of past inspections (should be in the FOIA reading room)? **CP to inquire**

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) – Direct  
202-491-(b)(6) – BlackBerry

(b)(6);(b)(7)(C) – Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 3:31 PM

**To:** (b)(6);(b)(7)(C)

**Cc:**

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Yes, for Friday.

Looks like there might be a couple of additional things on (b)(6);(7)(C)'s list, as well.

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 3:24 PM

**To:**

**Cc:**

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6)

See the list below. There are three (in green) items in your lane: 2 involve engaging Talton and 1 involves engaging GEO.

Let us plan to touch base on these by at least Friday of this week. Sound like a plan?

(b)(6);(b)

#### FOLLOW-UP ITEMS

- **ERO HQ Custody Management**

- Inquire with Talton regarding concerns of detainee phone service quality at NWDC (allegations of dropped calls and frequently poor auditory quality). (b)(5)
- Consider whether or not to share the Talton contract with external stakeholders. (b)(5)
- Allegation of a 5 day delay between when a detainee makes a commissary payment for phone use and the point in which that detainee can use the phones for non-pro-bono calls—inquire into reducing this delay. (b)(5)
- In conjunction with ERO Seattle, inquire into cost differentials between commissary items at NWDC and other commissaries in similar facilities nationally—consider following up with GEO on whether a change in commissary vendor or other adjustment can be made to reduce some costs. (b)(5)
  - Review itemized cost analysis from (b)(6);(b)(7)(C) regarding commissary items they judge to be overpriced, if they submit their analysis. (b)(5)

- **ERO Seattle and IHSC**

- Review cases of detainees with alleged disabilities that have not been adequately addressed/accommodates if Ms. Restrepo and/or Ms. Cházaro submit these cases. (b)(5)
- Review cases of detainees with alleged medical conditions (detainees with digestive concerns and nose bleeds) that have not been adequately addressed if (b)(6);(b)(7)(C) and/or (b)(6);(b)(7)(C) submit these cases. (b)(5)

- **ERO Seattle and OPR Seattle**

- Review cases of alleged GEO personnel reprisals in NWDC due to hunger protest if Ms. (b)(6);(b)(7)(C) submit these cases. (b)(5)

- **ERO Seattle**

- Does ERO Seattle maintain records on detainee injuries resulting from NWDC jobs, whether or not IHSC addresses the injury? If yes, can/should this information be shared with external stakeholders? (b)(5)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) Direct  
202-491-(b)(7) BlackBerry  
(b)(6);(b)(7)(C) Direct

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 3:08 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)(7)(C) - please send the list we developed for the after action report and assign which components should take the lead, eg DMD, CPD, etc.

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732-(b)(6);(

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 03:00 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)(7)(C) which ones are CP working on – so that we don't duplicate?

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:59 PM  
**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

I will meet with my team early tomorrow on this and will ensure we have draft responses by Friday.

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 02:56 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Primarily (b)(6);(b)(7)(C) or DMD at the least. We were looking at providing a response in the next 7 – 10 days.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:55 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Hi (b)(6);(b)(7)(C) Advise on when we are expected to deliver responses back? I believe the GBs are for (b)(6);(b)(7)(C) and (b)(6);(b)(7)(C) right?

Regards,

(b)(6);(b)(7)(C)  
*Chief of Staff*  
*Custody Management*  
*ICE/ERO*  
*office: (202) 732 (b)(6);(b)(7)(C)*  
*cellular: (202) 373 (b)(6);(b)(7)(C)*  
(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:48 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C), Asher, Nathalie R  
**Subject:** Seattle 'hunger strike' V-tel Get-backs

Tae,

As a reminder, we assured the NGOs on Friday we'd work on providing the following get-backs regarding the Northwest Detention Center:

1. Check on quality of calls provided via Talton (allegations of poor signal/dropped calls).
2. Can Talton reduce the current 5-day timeframe to post funds on calling cards?
3. Can we provide a copy of the current Talton contract, or at the least, let the NGOs know when the contract is scheduled to expire/be re-bid?
4. Can we provide the number of medical visits made to outside/commercial medical providers?
5. Can we provide copies of past inspections (should be in the FOIA reading room)?
6. Can we check on the commissary prices to ensure they are commensurate with what is available commercially? The specifically noted that Ramen noodles are excessively high.

(b)(6);(b) please let me know if I've forgotten anything. Thanks!

(b)(6);(b)

(b)(6);(b)(7)(C)

Deputy Assistant Director for Custody Management  
Office of Enforcement and Removal Operations  
Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
202-732-(b)(6) (o)  
202-345-(b)(7) (c)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 28 Mar 2014 11:18:53 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

We will respond

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 11:11 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Re: Seattle 'hunger strike' V-tel Get-backs

Please disregard (b)(6);( ) this is not for you. This is for (b)(6);(b) s shop.

(b)(6);(b) please see below.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 10:55 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Re: Seattle 'hunger strike' V-tel Get-backs

Hi, (b)(6) I am not in the office today.

(b)(6);( ) Please see below, and address in the response DSCU is working on. Thx

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 08:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);

When you are responding to the Talton-related questions, could you (b)(5)  
(b)(5)

Thank you.

(b)(6);(b)



(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) – Direct  
202-491-(b)(7) – BlackBerry  
(b)(6);(b)(7)(C) – Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 6:36 PM

**To:**

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

10-4. I don't know what is in the reading room in terms of recent inspections, but if they are not there, please let me know and we'll pull those up.

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 4:12 PM

**To:**

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

We can handle those:

1. Can we provide the number of medical visits made to outside/commercial medical providers?  
(b)(5)
2. Can we provide copies of past inspections (should be in the FOIA reading room)? (b)(5)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) – Direct  
202-491-(b)(7) – BlackBerry  
(b)(6);(b)(7)(C) – Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 3:31 PM

**To:**

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Yes, for Friday.

Looks like there might be a couple of additional things on (b)(6);(7)(C)'s list, as well.

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 24, 2014 3:24 PM

**To:** (b)(6);(b)(7)(C)

**Cc:**

**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6)

See the list below. There are three (in green) items in your lane: 2 involve engaging Talton and 1 involves engaging GEO.

Let us plan to touch base on these by at least Friday of this week. Sound like a plan?

(b)(6)

#### FOLLOW-UP ITEMS

- **ERO HQ Custody Management**

- Inquire with Talton regarding concerns of detainee phone service quality at NWDC (allegations of dropped calls and frequently poor auditory quality). (b)(5)
- Consider whether or not to share the Talton contract with external stakeholders. (b)(5)
- Allegation of a 5 day delay between when a detainee makes a commissary payment for phone use and the point in which that detainee can use the phones for non-pro-bono calls—inquire into reducing this delay. (b)(5)
- In conjunction with ERO Seattle, inquire into cost differentials between commissary items at NWDC and other commissaries in similar facilities nationally—consider following up with GEO on whether a change in commissary vendor or other adjustment can be made to reduce some costs. (b)(5)
  - Review itemized cost analysis from (b)(6);(b)(7)(C) regarding commissary items they judge to be overpriced, if they submit their analysis. (b)(5)

- **ERO Seattle and IHSC**

- Review cases of detainees with alleged disabilities that have not been adequately addressed/accommodates if (b)(6);(b)(7)(C) submit these cases. (b)(5)
- Review cases of detainees with alleged medical conditions (detainees with digestive concerns and nose bleeds) that have not been adequately addressed if (b)(6);(b)(7)(C) and/or (b)(6);(b)(7)(C) submit these cases. (b)(5)

- **ERO Seattle and OPR Seattle**

- Review cases of alleged GEO personnel reprisals in NWDC due to hunger protest if Ms. (b)(6);(b)(7)(C) submit these cases. (b)(5)

- **ERO Seattle**

- Does ERO Seattle maintain records on detainee injuries resulting from NWDC jobs, whether or not IHSC addresses the injury? If yes, can/should this information be shared with external stakeholders? (b)(5)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732 (b)(6) - Direct  
202-491 (b)(6);(b)(7)(C) - BlackBerry

(b)(6);(b)(7)(C) - Direct

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 3:08 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)(7)(C) please send the list we developed for the after action report and assign which components should take the lead, eg DMD, CPD, etc.

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(b)(7)(C)

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 03:00 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

(b)(6);(b)(7)(C), which ones are CP working on – so that we don't duplicate?

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:59 PM  
**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

I will meet with my team early tomorrow on this and will ensure we have draft responses by Friday.

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 02:56 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Primarily (b)(6) or DMD at the least. We were looking at providing a response in the next 7 – 10 days.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:55 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** RE: Seattle 'hunger strike' V-tel Get-backs

Hi (b)(6); Advise on when we are expected to deliver responses back? I believe the GBs are for (b)(6);(b)(7)(C) and (b)(6) right?

Regards,

(b)(6);(b)(7)(C)  
*Chief of Staff*  
*Custody Management*  
*ICE/ERO*  
*office: (202) 732-(b)(6)*  
*cellular: (202) 373-(b)(6)*  
(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 24, 2014 2:48 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C) Asher, Nathalie R  
**Subject:** Seattle 'hunger strike' V-tel Get-backs

Tae,

As a reminder, we assured the NGOs on Friday we'd work on providing the following get-backs regarding the Northwest Detention Center:

1. Check on quality of calls provided via Talton (allegations of poor signal/dropped calls).
2. Can Talton reduce the current 5-day timeframe to post funds on calling cards?
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6. Can we check on the commissary prices to ensure they are commensurate with what is available commercially? The specifically noted that Ramen noodles are excessively high.

(b)(6);(b)(7)(C) please let me know if I've forgotten anything. Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Deputy Assistant Director for Custody Management  
Office of Enforcement and Removal Operations  
Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
202-732-(b)(6) (o)  
202-345-(b)(6) (c)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 19:58:50 -0400  
**To:** (b)(6);(b)(7)(C); Asher, Nathalie R  
**Cc:**  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

There you go.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613 (b)(6); / Fax: (206) 682-0402  
"Smart Enforcement through Smart Prosecution"

-----  
~~\*\*\* Warning \*\*\* Attorney/Client Privilege \*\*\* Attorney Work Product  
\*\*\* Sensitive/Privileged \*\*\* Pre-Decisional \*\*\*~~

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-----Original Message-----

**From:** Loiacono, Adam V  
**Sent:** Monday, March 31, 2014 07:57 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C); Loiacono, Adam V  
**Subject:** RE: Tacoma Detention Center - letter re detainees placed into administrative segregation

(b)(5)

Adam V. Loiacono  
Chief – Detention and Removal Law Section  
Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
Desk: 202-732-(b)(6);  
Blackberry: 202-500-(b)(6);  
(b)(6);(b)(7)(C)

~~--- ATTORNEY/CLIENT PRIVILEGE --- ATTORNEY WORK PRODUCT ---~~

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-----Original Message-----

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 31, 2014 07:18 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C) Loiacono, Adam V

**Cc:** (b)(6);(b)(7)(C)

**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

Adam and (b)(6);(b)

(b)(5)

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security

Tel: (206) 613-(b)(6); / Fax: (206) 682-0402  
"Smart Enforcement through Smart Prosecution"

-----  
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\*\*\* Sensitive/Privileged \*\*\* Pre-Decisional \*\*\*~~

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-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 06:53 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

My apologies, (b)(6);(C). Re-sending with correct spelling.

(b)(6);(b)(7)(C)  
Legal Director  
ACLU of Washington Foundation

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 3:51 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Tacoma Detention Center - letter re detainees placed into administrative segregation

Dear (b)(6);(b)(7)(C)

Please see attached correspondence from the ACLU and Columbia Legal Services relating to numerous detainees placed into administrative segregation on March 27.

Thanks,

(b)(6);(C)

(b)(6);(b)(7)(C)  
Legal Director  
ACLU of Washington Foundation

t 206.624 (b)(6) ext. | (b)(6);(b)(7)(C)

901 Fifth Avenue, (b)(6);(b)  
Seattle, WA 98164  
[www.aclu-wa.org](http://www.aclu-wa.org)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 21:47:45 -0400  
**To:** Miller, Philip T;Flores, Simona L (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc  
**Attachments:** 2014-03-31--FINAL Ltr to ICE re Mass Ad Seg.pdf, FW: Tacoma Detention Center  
- letter re detainees placed into administrative segregation

Simona, Phil, et.al.

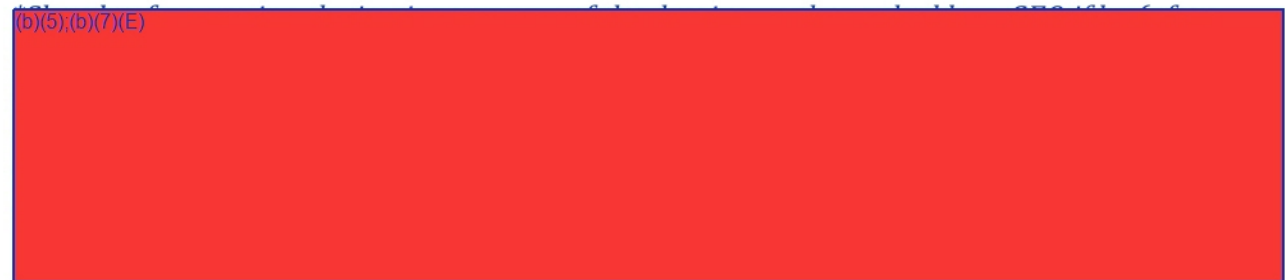
(b)(5)



Thanks,

(b)(6);(b)(7)(C)

(b)(5);(b)(7)(E)





(b)(5);(b)(7)(E)

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE ERO Seattle, WA

---

**From:** Asher, Nathalie R  
**Sent:** Monday, March 31, 2014 9:26 AM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Roger that.

I'm headed to Phoenix shortly – (b)(6) is your POC.

---

**From:** Miller, Philip T  
**Sent:** Monday, March 31, 2014 8:51 AM  
**To:** Asher, Nathalie R; Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Please continue to hold.

---

**From:** Asher, Nathalie R  
**Sent:** Monday, March 31, 2014 11:01 AM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** FW: NWDC Incident Denial of Access Option 03 28 14.doc  
**Importance:** High

Good Morning,

Any decision on this yet?

Thx,  
NRA

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 1:41 PM  
**To:** Miller, Philip T; Johnson, Tae D; Flores, Simona L; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Subject:** NWDC Incident Denial of Access Option 03 28 14.doc  
**Importance:** High

Phil et al. – as you all may be aware, SEA has encountered an issue with a repeat visitor whose visits correspond to facility disruptions. (b)(5);(b)(7)(E)

(b)(5);(b)(7)(E)

Attached is the write-up with the standard/policy justifications.

Please advise of next steps.

(b)(6);(b)(7)(C)



March 31, 2014

**Via Electronic Mail**

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
1000 Second Avenue, (b)(6);(b)(7)(C)  
Seattle, WA 98104

**Re: Tacoma Northwest Detention Center**

Dear (b)(6);(b)(7)(C)

It has come to our attention that over twenty (20) detainees at the Northwest Detention Center (“NWDC”) in Tacoma, WA were placed in segregated housing — individual isolation cells — on Thursday, March 27, 2014. Based on the statements of several detainees, and on documentation we have reviewed, we believe that Immigration and Customs Enforcement (“ICE”) placed these detainees in isolation as retaliation for engaging in protected First Amendment activities.

**A. Factual Background**

On March 7, 2014, detainees at the NWDC initiated a hunger strike to bring attention to the conditions of their confinement and express their concerns with national immigration policy. After the first hunger strike ended, some detainees planned and organized a second hunger strike. We understand that detainees in the F-3 and F-4 units initiated a second hunger strike on March 24, 2014, and that many detainees in those units refused meals for up to three days. We also understand that this most recent hunger strike did not disrupt facility operations or threaten facility or detainee safety.

Many detainees from the F-3 and F-4 units were placed in segregation on Thursday, March 27, 2014, for alleged activity stemming from their participation in the hunger strike and for actions that allegedly occurred during the hunger strike. It is our understanding, however, that no individual detainee placed in administrative segregation on Thursday, March 27, 2014 was cited for misconduct or other behavioral issues during the second hunger strike.

Interviews with detainees from the F-3 and F-4 units on Thursday, March 27, 2014 suggest that ICE retaliated against the hunger striking detainees by placing them in isolation cells. According to detainees from the F-3 unit, corrections officers entered into the living area of their unit and invited approximately twenty (20) detainees to attend a meeting with an assistant warden to discuss the conditions of the facility and their reasons for engaging in a hunger strike. Many detainees volunteered to be part of this discussion. The corrections officers then selected detainees to join the meeting. Once the detainees who volunteered to discuss their concerns about the facility with administrators left the F-3 unit, corrections officers immediately placed them in handcuffs and led the detainees to individual isolation cells. No meeting occurred. The detainees who described this event stated that they were not told why they were moved into isolation, or when they would be returned to the general population. Some detainees reported that they requested a hearing or an opportunity to appeal the decision to place them in isolation, but their requests were denied.

While in isolation, at least two detainees received an “Administrative Detention Order” which indicated that they were placed in administrative segregation because they posed “a security risk to him/herself or the security of the facility.” Both Administrative Detention Orders used the following identical language to describe the basis for this determination:

You have been identified by staff as a principle party intimidating others into not eating. Therefore for the security and safety of the detainees in the affected housing units you are being placed in Protective Custody.

The allegations of intimidation are not supported by any descriptions of specific conduct by the detainees placed in isolation.

#### **B. ICE Retaliated Against Detainees for Engaging in Protected Speech Activity.**

Participation in a hunger strike is protected expressive conduct and retaliating against detainees for engaging in such protected speech violates of the First Amendment. Indeed, courts have found that hunger strikes are a particularly powerful mode of expressive conduct often communicating what is otherwise not being heard or listened to. *See F.T.C. v. Superior Court Trial Lawyers Ass’n*, 493 U.S. 411, 450-51 (1990) (“The passive nonviolence of King and Gandhi are proof that the resolute acceptance of pain may communicate dedication and righteousness more eloquently than mere words ever could. A boycott, like a hunger strike, conveys an emotional message that is absent in a letter to the editor, a conversation with the mayor, or even a protest march.”).

Here, there is sufficient evidence to believe that ICE placed the detainees into segregated housing because of their participation in protected expressive activities and to chill future participation in protected speech. A court will find that a government actor violated the First Amendment by retaliating against a detainee or inmate for engaging in protected speech if that person is able to “(1) assert[] that a state actor took some adverse action against an inmate (2) because of (3) that prisoner’s protected conduct, and that such action (4) chilled the inmate’s



exercise of his First Amendment rights, and (5) the action did not reasonably advance a legitimate correctional goal.” *Rhodes v. Robinson*, 408 F.3d 559, 567-68 (9th Cir. 2005).<sup>1</sup>

As you know, ICE maintains isolation cells for two purposes: to protect the detainee, facility staff or other detainees (administrative segregation); or to punish the detainee (disciplinary segregation).<sup>2</sup> ICE’s own internal policy acknowledges that placing an individual in isolation — whether it is for administrative or disciplinary segregation — “is a serious step” and “should only occur when necessary.”<sup>3</sup> In fact, ICE policy notes that placing a detainee in administrative segregation “should be for the briefest term and under the least restrictive conditions practicable.”<sup>4</sup> This is because administrative segregation is non-punitive and does not require ICE to provide the same due process protections to detainees that disciplinary segregation does.<sup>5</sup>

Based on interviews with detainees currently in administrative segregation at the NWDC, we have reason to believe that detainees in isolation are kept in a cell for 23 hours a day where they are deprived meaningful interactions with others and the ability to move about freely. While the detainees have access to personal items, they do not have access to the full range of services that they would otherwise be able to access if they were housed in the general population.

As noted above, the detainees on March 27th were taken from the general population under the ruse that they were going to meet with an assistant warden to talk about conditions in the facility, but instead were placed into administrative segregation with no opportunity to challenge this placement. We were able to review a few Administrative Detention Orders given to detainees in which ICE alleged that the basis for the placement in segregated housing is because the detainees were “a principle party intimidating others into not eating.” These detainees were not placed in segregation for violating a disciplinary rule, which would have required ICE to provide the detainees with the opportunity to challenge the segregation decision. Instead, it appears that ICE is using administrative segregation to punish detainees for engaging in protected speech that likely would not be punishable under the disciplinary rules.

It appears that ICE’s intention in placing the detainees in administrative segregation was in part to keep the hunger striking detainees from inspiring others to participate in a hunger strike.<sup>6</sup> Being subjected to isolation in retaliation for protesting treatment at the facility in which one is

---

<sup>1</sup> In this letter we rely on prison-related First Amendment jurisprudence. As civil detainees, however, individuals housed at the NWDC should be afforded heightened constitutional protections than those who are incarcerated post-conviction. See *Jones v. Blanas*, 393 F.3d 918, 931-32 (9th Cir. 2004) (“civil detainees retain greater liberty protections than individuals detained under criminal process”).

<sup>2</sup> See U.S. Immigration & Customs Enforcement, U.S. Dep’t of Homeland Security, *Performance-Based National Detention Standards 2011*, § 2.12 Special Management Units (as modified by Feb. 2013 errata), available at <http://www.ice.gov/detention-standards/2011/> (last accessed Mar. 31, 2014) (hereinafter “2011 Segregation Policy”).

<sup>3</sup> See U.S. Immigration & Customs Enforcement, U.S. Dep’t of Homeland Security, *11065.1: Review of the Use of Segregation for ICE Detainees* (Sept. 4, 2013), available at [http://www.ice.gov/doclib/detention-reform/pdf/segregation\\_directive.pdf](http://www.ice.gov/doclib/detention-reform/pdf/segregation_directive.pdf) (last accessed Mar. 31, 2014) (hereinafter “2013 Segregation Policy”).

<sup>4</sup> 2013 Segregation Policy at § 3.1.

<sup>5</sup> 2013 Segregation Policy at § 3.1-3.2.

<sup>6</sup> We acknowledge that ICE has an interest in ensuring that detainees do not threaten or harm or intimidate other detainees. However, if ICE’s real concern was that detainees were violating its facility rules and behavioral codes it should have placed detainees in disciplinary segregation, which would have invoked the disciplinary system that affords detainees a hearing and other procedural safeguards.



detained has a very strong chilling effect on free speech rights. Going forward, any detainee who was placed in administrative segregation for their participation in the hunger strike, and those who know about the placement of detainees in isolation for that reason, will have to consider whether the protected speech in which they wish to engage will result in retaliation by ICE that could result in being placed in isolation for engaging in protected speech activities.

Based on the above concerns about the constitutionality of ICE's placement of detainees in isolation for engaging in protected speech on March 27th, we believe that ICE should return these detainees to the general population or provide legitimate reasons and documentation to justify their continued placement in isolation.

Please do not hesitate to contact (b)(6);(b)(7)(C) at the ACLU at 206.624.(b)(6); or (b)(6);(b)(7)(C) at Columbia Legal Services at 206.464.(b)(6);(b)(7)(C) should you have any questions or wish to discuss this matter further.

Sincerely,

ACLU of Washington Foundation

(b)(6);(b)(7)(C) Legal Director

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) Staff Attorney  
Staff Attorney

Columbia Legal Services

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) Coordinating Attorney  
Staff Attorney

**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 19:58:50 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

There you go.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613 (b)(6) / Fax: (206) 682-0402  
“Smart Enforcement through Smart Prosecution”

-----  
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\*\*\* Sensitive/Privileged \*\*\* Pre-Decisional \*\*\*~~

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-----Original Message-----

**From:** Loiacono, Adam V  
**Sent:** Monday, March 31, 2014 07:57 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Loiacono, Adam V  
**Subject:** RE: Tacoma Detention Center - letter re detainees placed into administrative segregation

(b)(5)

Adam V. Loiacono  
Chief – Detention and Removal Law Section  
Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
Desk: 202-732-(b)(6);(b)(7)(C)  
Blackberry: 202-500-(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

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-----Original Message-----

**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 31, 2014 07:18 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C); Loiacono, Adam V

**Cc:** (b)(6);(b)(7)(C)

**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

Adam and (b)(6);(b)(7)(C)

(b)(5)

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security

Tel: (206) 613 (b)(6) / Fax: (206) 682-0402  
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-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 06:53 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

My apologies, (b)(6);(b)(7)(C) Re-sending with correct spelling.

(b)(6);(b)(7)(C)

Legal Director  
ACLU of Washington Foundation

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 3:51 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Tacoma Detention Center - letter re detainees placed into administrative segregation

Dear (b)(6);(b)(7)(C)

Please see attached correspondence from the ACLU and Columbia Legal Services relating to numerous detainees placed into administrative segregation on March 27.

Thanks,

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Legal Director  
ACLU of Washington Foundation

t 206.624 (b)(6) ext. | e (b)(6);(b)(7)(C)

901 Fifth Avenue, (b)(6);(b)  
Seattle, WA 98164  
[www.aclu-wa.org](http://www.aclu-wa.org)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 19:58:50 -0400  
**To:** (b)(6);(b)(7)(C) Asher, Nathalie R  
**Cc:**  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

There you go.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613-(b)(6) / Fax: (206) 682-0402  
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(b)(5)

Adam V. Loiacono  
Chief – Detention and Removal Law Section  
Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
Desk: 202-732-(b)(6);  
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(b)(6);(b)(7)(C)

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**From:** (b)(6);(b)(7)(C)

**Sent:** Monday, March 31, 2014 07:18 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C); Loiacono, Adam V

**Cc:** (b)(6);(b)(7)(C)

**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

Adam and (b)(6);(b)(7)(C)

(b)(5)

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security

Tel: (206) 613 (b)(6);(b)(7)(C) Fax: (206) 682-0402  
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**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 06:53 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

My apologies (b)(6);(b)(7)(C) Re-sending with correct spelling.

(b)(6);(b)(7)(C)

Legal Director  
ACLU of Washington Foundation

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 3:51 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Tacoma Detention Center - letter re detainees placed into administrative segregation

Dear (b)(6);(b)(7)(C)

Please see attached correspondence from the ACLU and Columbia Legal Services relating to numerous detainees placed into administrative segregation on March 27.

Thanks,

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Legal Director  
ACLU of Washington Foundation

t 206.624 (b)(6) ext. | e (b)(6);(b)(7)(C)

901 Fifth Avenue (b)(6)(b)  
Seattle, WA 98164  
[www.aclu-wa.org](http://www.aclu-wa.org)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 21:54:49 -0400  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: NWDC Incident Denial of Access Option 03 28 14.doc  
**Attachments:** 2014-03-31--FINAL Ltr to ICE re Mass Ad Seg.pdf, FW: Tacoma Detention Center  
- letter re detainees placed into administrative segregation

FYI

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 09:47 PM Eastern Standard Time  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Simona, Phil, et.al.

(b)(5)





(b)(5)



Thanks,

(b)(6);(b)(7)(C)

(b)(5);(b)(7)(E)



(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE ERO Seattle, WA

---

**From:** Asher, Nathalie R  
**Sent:** Monday, March 31, 2014 9:26 AM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Roger that.

I'm headed to Phoenix shortly - (b)(6) is your POC.

---

**From:** Miller, Philip T  
**Sent:** Monday, March 31, 2014 8:51 AM  
**To:** Asher, Nathalie R; Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Please continue to hold.

---

**From:** Asher, Nathalie R  
**Sent:** Monday, March 31, 2014 11:01 AM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)

**Subject:** FW: NWDC Incident Denial of Access Option 03 28 14.doc  
**Importance:** High

Good Morning,

Any decision on this yet?

Thx,  
NRA

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 28, 2014 1:41 PM  
**To:** Miller, Philip T; Johnson, Tae D; Flores, Simona L; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Subject:** NWDC Incident Denial of Access Option 03 28 14.doc  
**Importance:** High

Phil et al. – as you all may be aware, SEA has encountered an issue with a repeat visitor whose visits correspond to facility disruptions. (b)(5);(b)(7)(E)

(b)(5);(b)(7)(E). Attached is the write-up with the standard/policy justifications.

Please advise of next steps.

(b)(6);(b)(7)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 19:58:50 -0400  
**To:** (b)(6);(b)(7)(C) Asher, Nathalie R  
**Cc:**  
**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

There you go.

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
Tel: (206) 613-(b)(7)(C) / Fax: (206) 682-0402  
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-----Original Message-----

**From:** Loiacono, Adam V  
**Sent:** Monday, March 31, 2014 07:57 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Loiacono, Adam V  
**Subject:** RE: Tacoma Detention Center - letter re detainees placed into administrative segregation

(b)(5)

Adam V. Loiacono  
Chief – Detention and Removal Law Section  
Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
Desk: 202-732-(b)(6);(b)(7)(C)  
Blackberry: 202-500-3700

(b)(6);(b)(7)(C)

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**To:** (b)(6);(b)(7)(C) Loiacono, Adam V

**Cc:** (b)(6);(b)(7)(C)

**Subject:** FW: Tacoma Detention Center - letter re detainees placed into administrative segregation

Adam and (b)(6);(b)(7)

(b)(5)

(b)(6);(b)(7)(C)

Chief Counsel  
Seattle Office of the Chief Counsel / OPLA  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security

Tel: (206) 613 (b)(6); / Fax: (206) 682-0402  
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(b)(6);(b)(7)(C)

Legal Director  
ACLU of Washington Foundation

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**Sent:** Monday, March 31, 2014 3:51 PM  
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**Subject:** Tacoma Detention Center - letter re detainees placed into administrative segregation

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Please see attached correspondence from the ACLU and Columbia Legal Services relating to numerous detainees placed into administrative segregation on March 27.

Thanks,

(b)(6);(b)

(b)(6);(b)(7)(C)

Legal Director  
ACLU of Washington Foundation  
t 206.624 (b)(6) ext. | e (b)(6);(b)(7)(C)



901 Fifth Avenue, (b)(6);(b)  
Seattle, WA 98164  
[www.aclu-wa.org](http://www.aclu-wa.org)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 31 Mar 2014 23:16:42 -0400  
**To:** Flores, Simona L; Miller, Philip T; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

10-4

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE ERO Seattle, WA  
(Sent via iPhone)

-----Original Message-----

**From:** Flores, Simona L  
**Sent:** Monday, March 31, 2014 09:58 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C); Miller, Philip T; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

(b)(6);(b)(7)(C)

Houston received a similar letter. We will follow up tomorrow.

Thanks,

Simona Flores  
(A) Deputy Assistant Director  
Field Operations  
214-918 (b)(6);(

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Monday, March 31, 2014 09:47 PM Eastern Standard Time  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Simona, Phil, et.al.

---

**From:** Asher, Nathalie R  
**Sent:** Monday, March 31, 2014 9:26 AM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6):(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Roger that.

I'm headed to Phoenix shortly - (b)(6); is your POC.

---

**From:** Miller, Philip T  
**Sent:** Monday, March 31, 2014 8:51 AM  
**To:** Asher, Nathalie R; Flores, Simona L; (b)(6):(b)(7)(C)  
**Subject:** RE: NWDC Incident Denial of Access Option 03 28 14.doc

Please continue to hold.

---

**From:** Asher, Nathalie R  
**Sent:** Monday, March 31, 2014 11:01 AM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6):(b)(7)(C)  
**Subject:** FW: NWDC Incident Denial of Access Option 03 28 14.doc  
**Importance:** High

Good Morning,

Any decision on this yet?

Thx,  
NRA

---

**From:** (b)(6):(b)(7)(C)  
**Sent:** Friday, March 28, 2014 1:41 PM  
**To:** Miller, Philip T; Johnson, Tae D; Flores, Simona L; (b)(6):(b)(7)(C)  
**Cc:** Asher, Nathalie R; (b)(6):(b)(7)(C)  
**Subject:** NWDC Incident Denial of Access Option 03 28 14.doc  
**Importance:** High

Phil et al. – as you all may be aware, SEA has encountered an issue with a repeat visitor whose visits correspond to facility disruptions. (b)(5)

(b)(5) Attached is the write-up with the standard/policy justifications.

Please advise of next steps.

(b)(6):(b)(7)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 08:57:53 -0400  
**To:** Ivery, Ashly M; (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

10-4

---

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6); - Direct  
202.431.(b)(7)(C) - Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

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---

**From:** Ivery, Ashly M  
**Sent:** Thursday, April 10, 2014 8:53 AM  
**To:** (b)(6);(b)(7)(C); (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Hi CP,

Please see draft and provide any comments, edits and clearance. DSCU provided the information related to their last inspection.

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732.(b)(6);(7)(C)*

*cellular: (202) 373.(b)(6);(7)(C)*

(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 09, 2014 5:20 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Draft for AD review/clearance: Rep. Adam Smith re: NWDC

(b)(6);(b)(7)(C)

Attached for AD review and clearance, please find a proposed draft response to Rep. Adam Smith regarding the NWDC. (b)(5)

(b)(5)

I would also recommend that w (b)(5)

(b)(5)

Sound good?

This is overdue. Thus, a timely clearance is requested. Please call/email if you have any questions or concerns. (b)(6);(b)(7)(C)

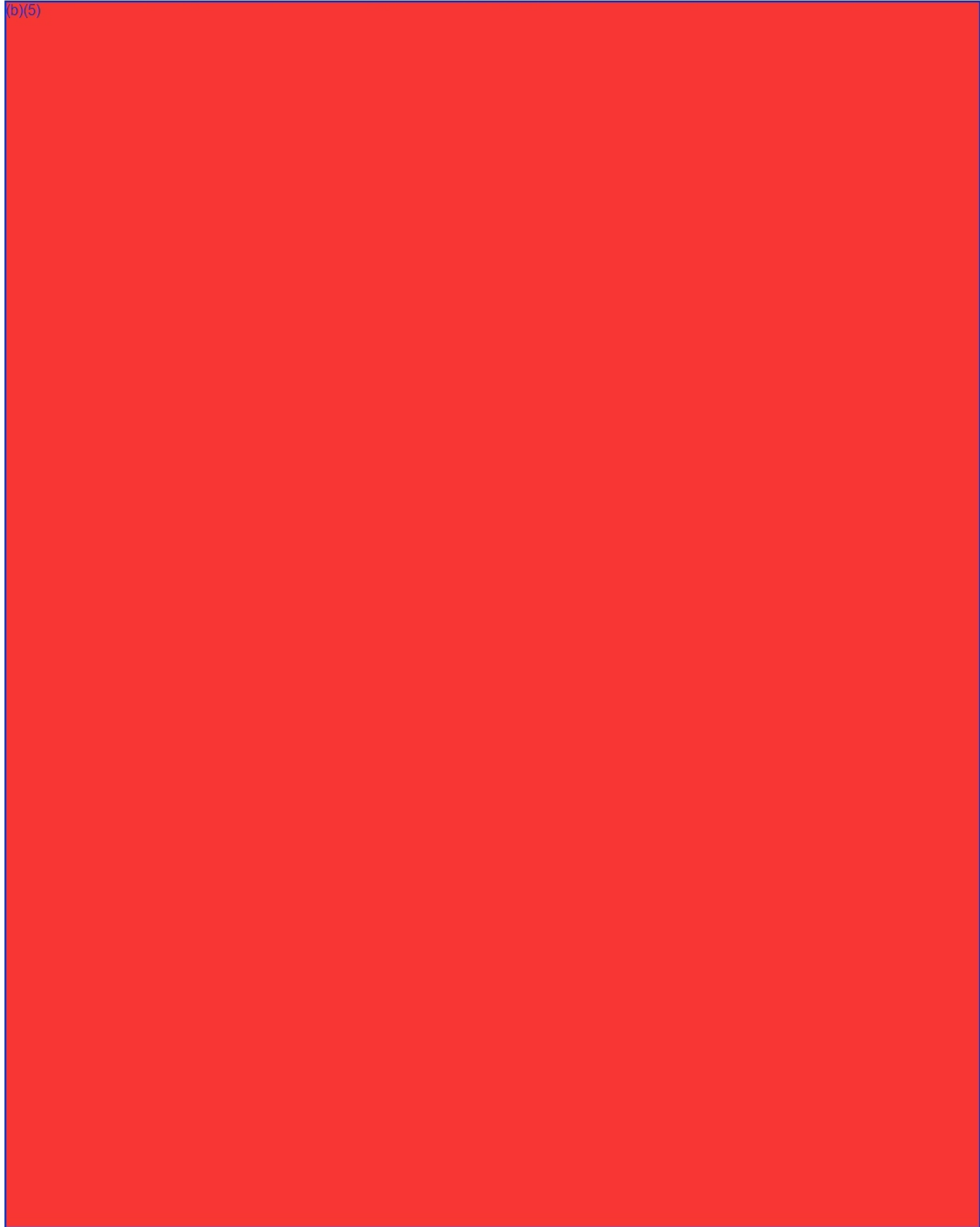
Thank you!

(b)(6);(b)(7)(C)

(b)(5)



(b)(5)



(b)(5)



(b)(6);(b)(7)(C)

(202) 732- (b)(6) Desk

(202) 210- (b)(6) Cell

**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 08:58:28 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

I feel like an assembly line this morning. ;)

(b)(6);(b)(7)(C)  
Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732 (b)(6) Direct  
202-491 (b)(7) BlackBerry  
(b)(6);(b)(7)(C) – Direct

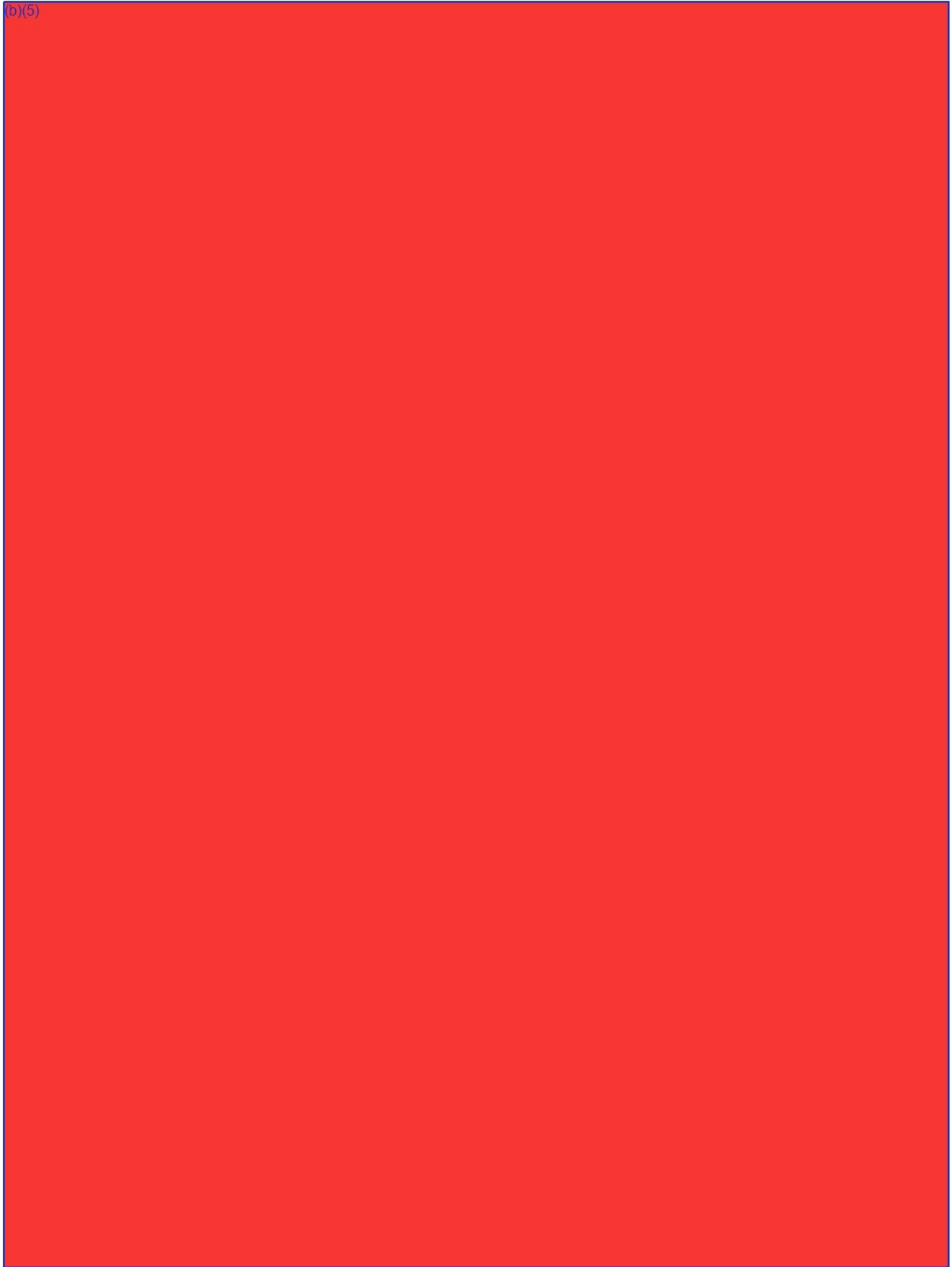
---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 8:58 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** FW: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

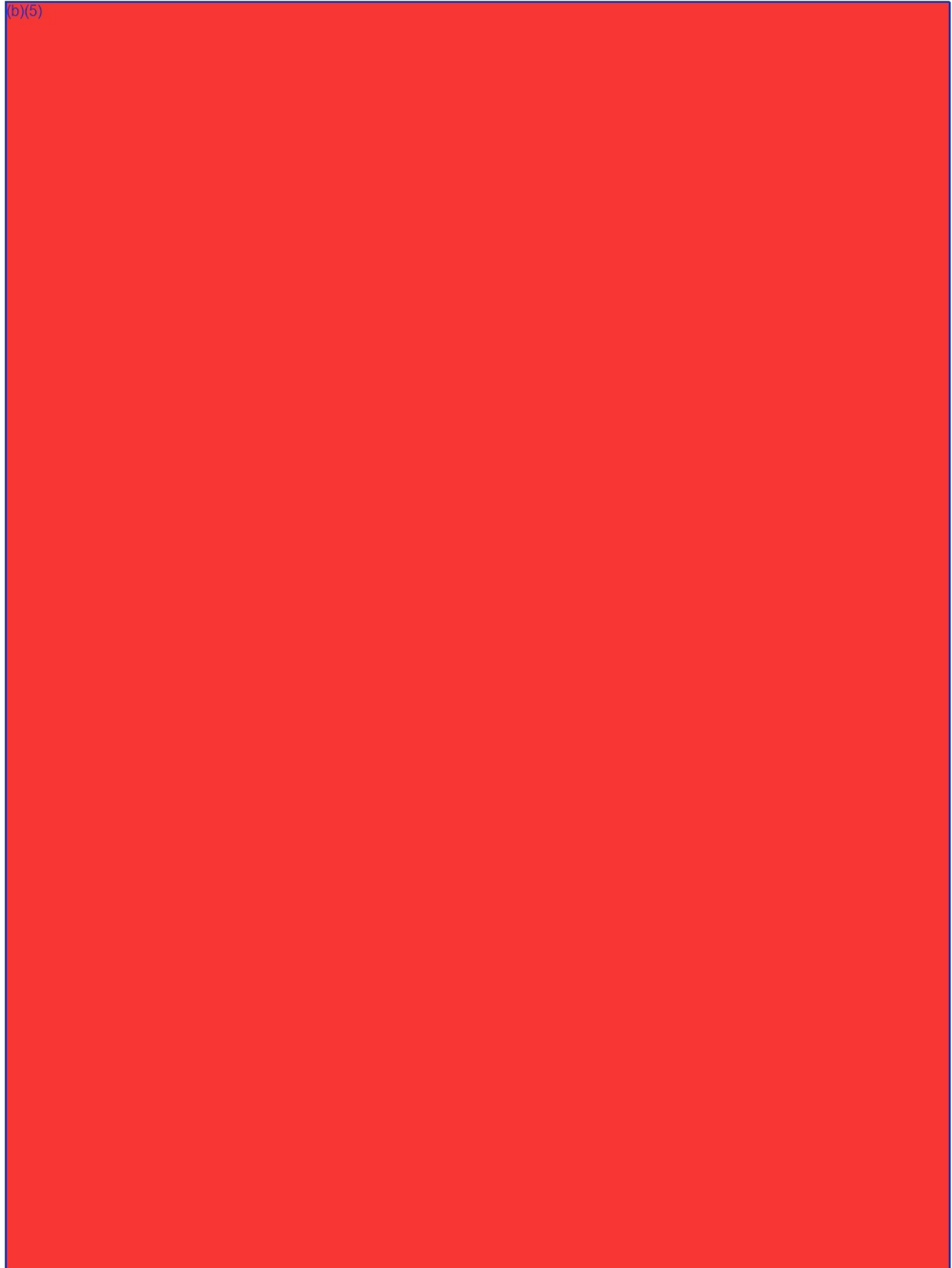
Next on your plate. Ensure (b)(5)

(b)(5)

(b)(5)

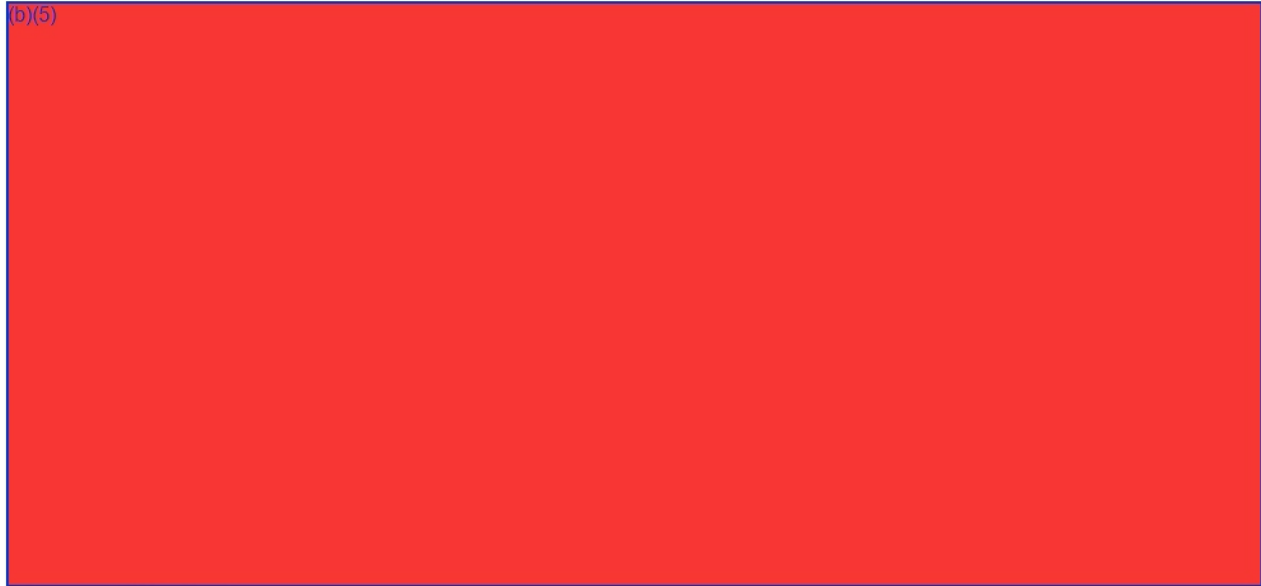


(b)(5)





(b)(5)



(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6) - Direct  
202.431.(b)(7) - Cell

(b)(6);(b)(7)(C)



Homeland  
Security

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**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 8:53 AM

**To:** (b)(6);(b)(7)(C)

**Cc:** Johnson, Tae D

**Subject:** Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Hi CP,

Please see draft and provide any comments, edits and clearance. DSCU provided the information related to their last inspection.

Regards,

(b)(6);(b)(7)(C)

Chief of Staff  
Custody Management  
ICE/ERO

office: (202) 732-(b)(6)

cellular: (202) 373-(b)(6)

(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)

**Sent:** Wednesday, April 09, 2014 5:20 PM

**To:**

**Cc:** (b)(6);(b)(7)(C)

**Subject:** Draft for AD review/clearance: Rep. Adam Smith re: NWDC

(b)(6);(b)(7)(C)

Attached for AD review and clearance, please find a proposed draft response to Rep. Adam Smith regarding the NWDC. (b)(5)

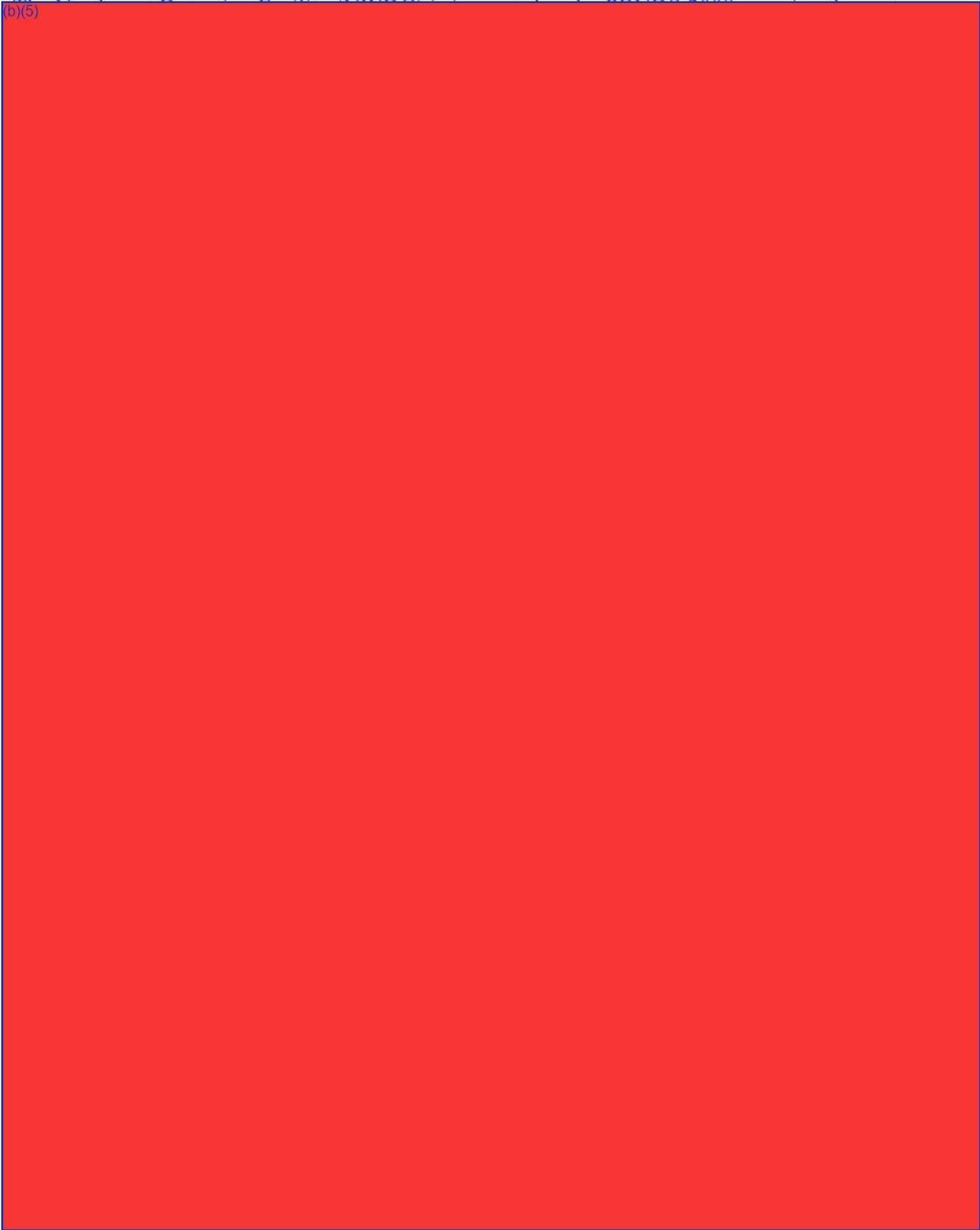
(b)(5)

This is overdue. Thus, a timely clearance is requested. Please call/email if you have any questions or concerns. x2-5379

Thank you!

(b)(6);(b)(7)

(b)(5)



(b)(5)



(b)(6);(b)(7)(C)

(202) 732- (b)(6);(b)(7)(C)

(202) 210- (b)(6);(b)(7)(C)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 13:38:53 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC  
**Attachments:** 73458 Draft response Adam Smith re NWDC\_clean\_CP Edits.docx

My edits are attached. Will send forward.

---

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6); - Direct  
202.431 (b)(7) - Cell

(b)(6);(b)(7)(C)



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Security

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 12:15 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Updated document is attached.

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732 (b)(6) Direct  
202-491 (b)(6);(b)(7) BlackBerry

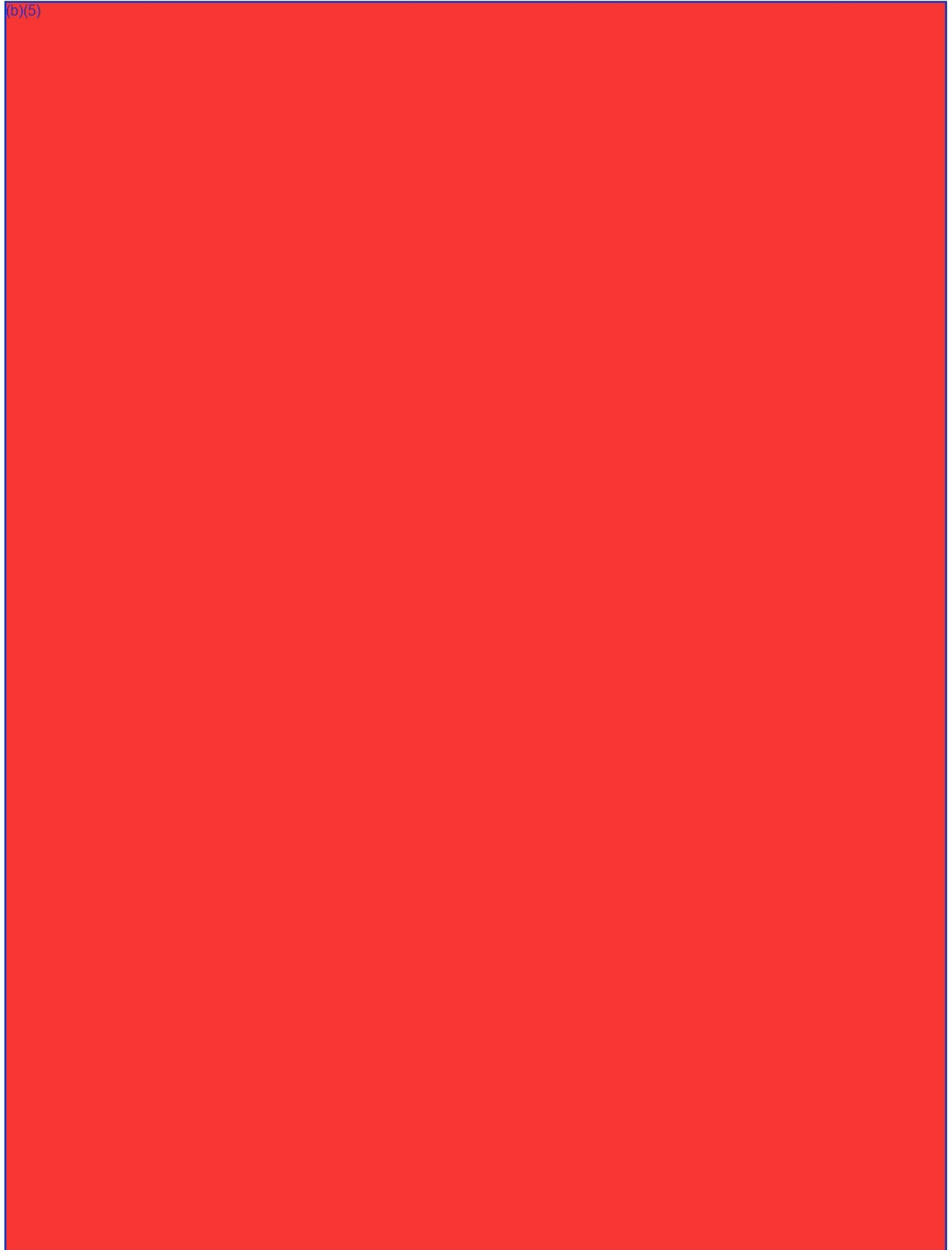
(b)(6);(b)(7)(C) Direct

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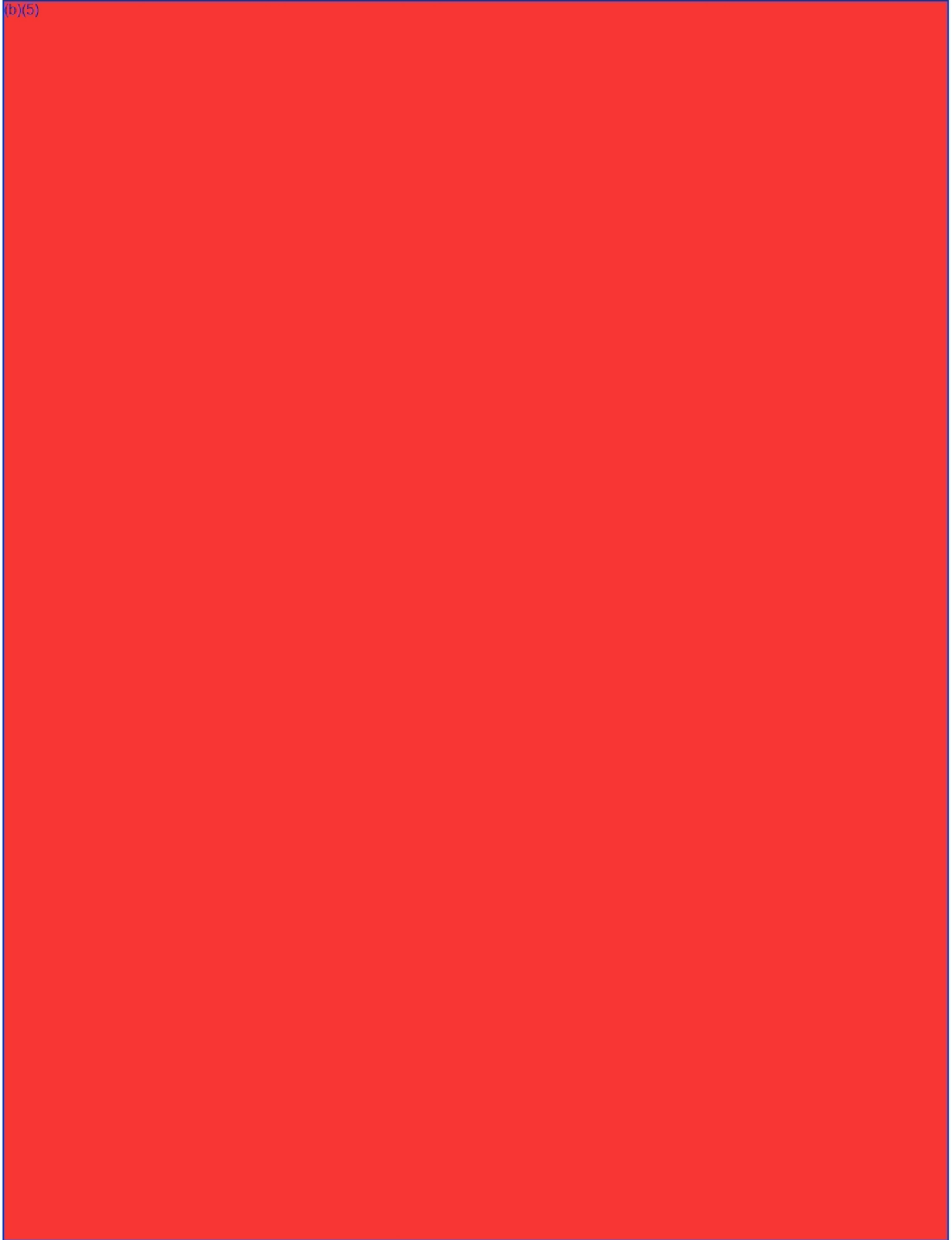
**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 8:58 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC



(b)(5)



(b)(5)



(b)(5)



---

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations

U.S. Immigration and Customs Enforcement

202.732 (b)(6); Direct

202.431 (b)(7)(C) Cell

(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 8:53 AM

**To:** (b)(6);(b)(7)(C)

**Cc:** Johnson, Tae D

**Subject:** Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Hi CP,

Please see draft and provide any comments, edits and clearance. DSCU provided the information related to their last inspection.

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732-(b)(6);*

*cellular: (202) 373-(b)(6);*

(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)

**Sent:** Wednesday, April 09, 2014 5:20 PM

**To:** (b)(6);(b)(7)(C)

**Subject:** Draft for AD review/clearance: Rep. Adam Smith re: NWDC

(b)(6);(b)(7)(C)

Attached for AD review and clearance, please find a proposed draft response to Rep. Adam Smith regarding the NWDC. (b)(5)

(b)(5)

I would also recommend that (b)(5)

(b)(5)

Sound good?

This is overdue. Thus, a timely clearance is requested. Please call/email if you have any questions or concerns. x2-5379

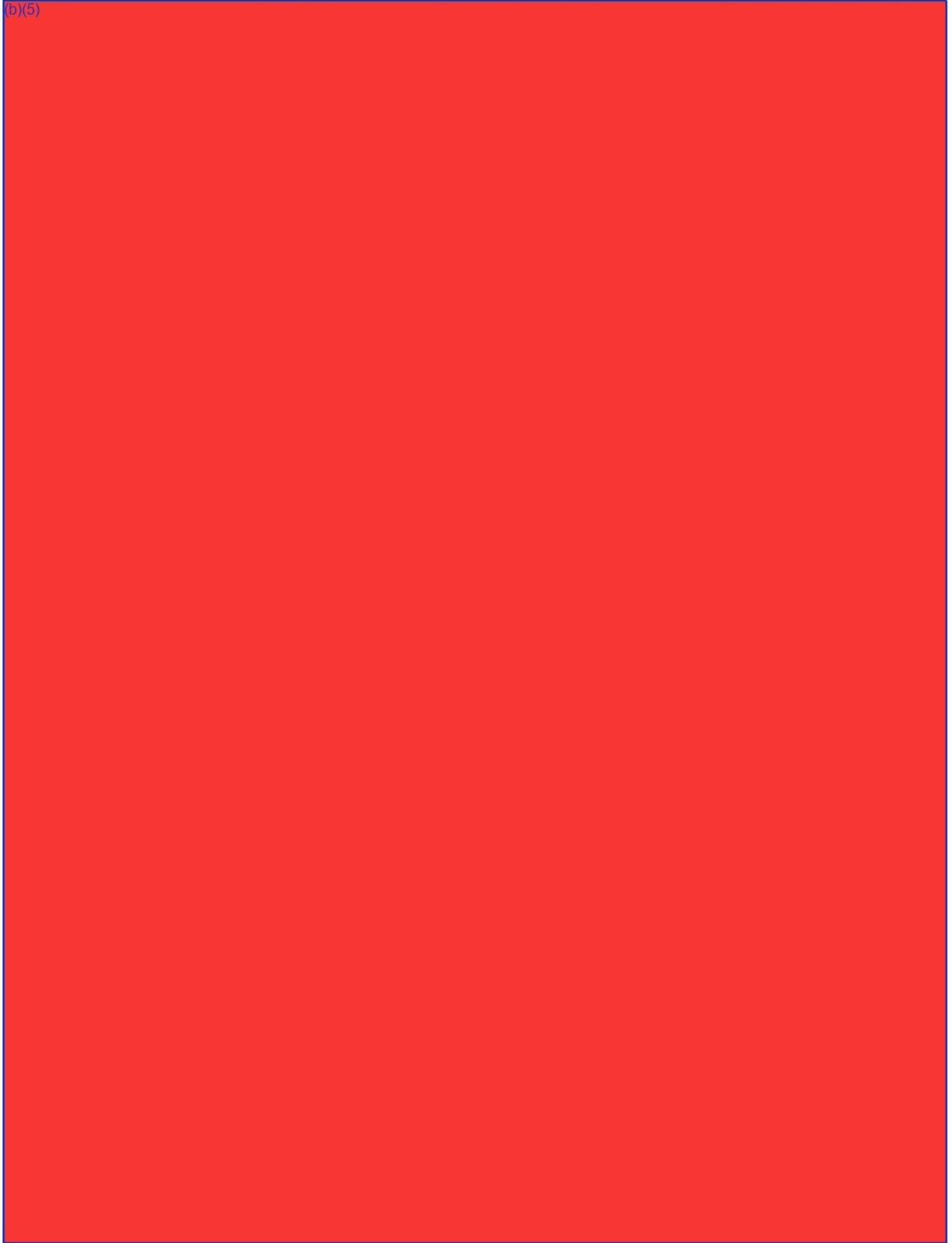
Thank you!

(b)(6);(b)(7)(C)

(b)(5)



(b)(5)



(b)(5)



(b)(6);(b)(7)(C)

(202) 732 (b)(6) Desk

(202) 210 (b)(7) Cell









**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 13:50:20 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Re: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Yes. You will have it in the next hour. Apologies for the delay.

(b)(6);(b)(7)(C)  
Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6);( Direct  
202-491-(b)(7)(C) BlackBerry  
(b)(6);(b)(7)(C)

\*\*\* Sent by Blackberry \*\*\*

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 01:49 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Is 73304 coming soon?

(b)(6);(b)(7)(C)  
Chief of Staff  
Custody Management Division  
ICE/ERO  
office: (202) 732-(b)(6)  
cellular: (202) 373-(b)(6);(C)  
(b)(6);(b)(7)(C)

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-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 01:39 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

(b)(6) – see CPD’s response attached.

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6) – Direct  
202.431.(b)(7) – Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 8:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Hi CP,

Please see draft and provide any comments, edits and clearance. DSCU provided the information related to their last inspection.

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732.(b)(6)  
cellular: (202) 373.(b)(6)*

(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 09, 2014 5:20 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Draft for AD review/clearance: Rep. Adam Smith re: NWDC

(b)(6);(b)(7)(C)

Attached for AD review and clearance, please find a proposed draft response to Rep. Adam Smith regarding the NWDC. I used the information provided by CMD as a basis (pasted below in blue for easy reference). (b)(5)

(b)(5)

I would also recommend that (b)(5) (b)(5). Sound good?

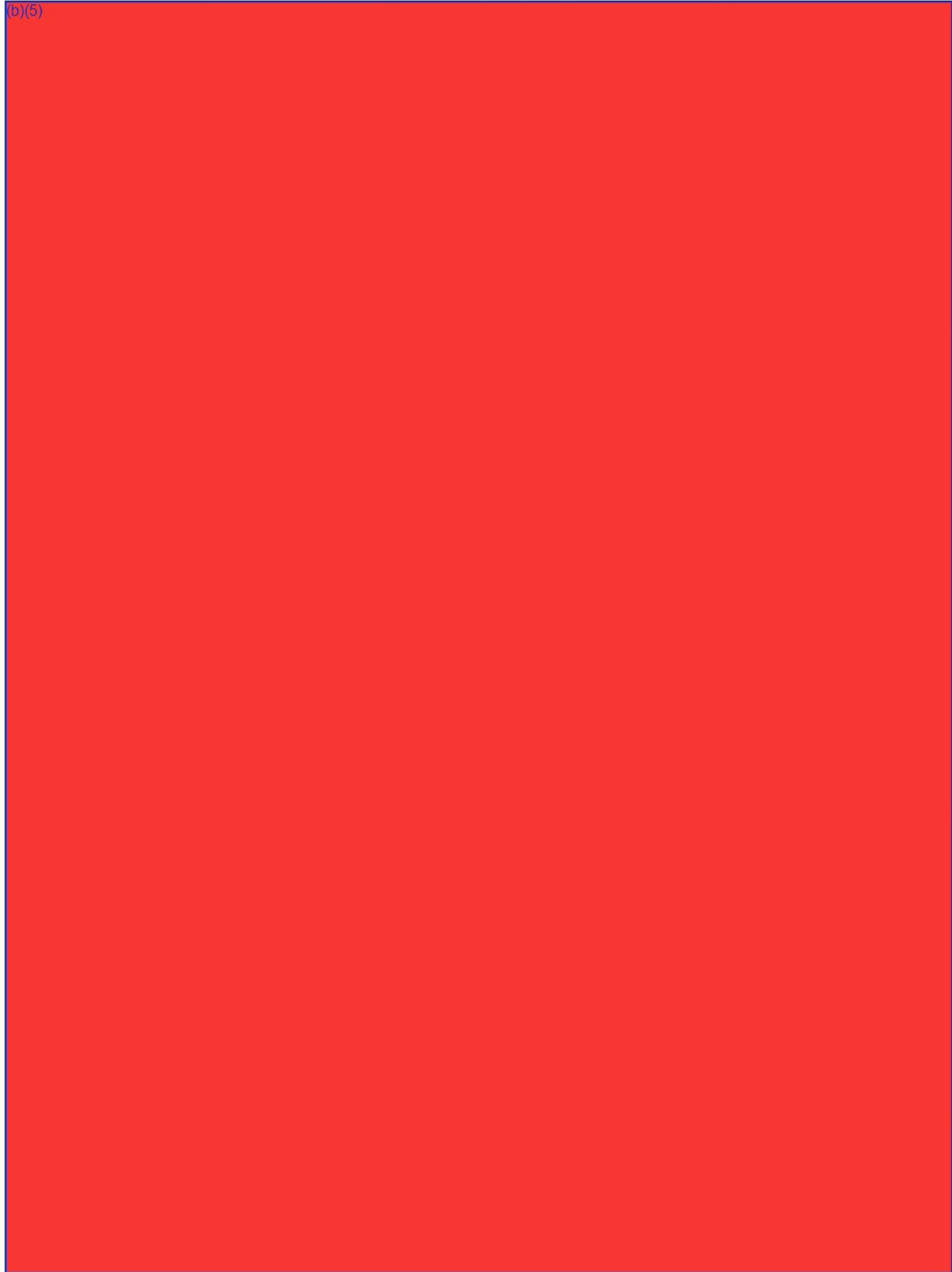
This is overdue. Thus, a timely clearance is requested. Please call/email if you have any questions or concerns. (b)(6);(b)(7)(C)

Thank you!

(b)(6);(b)(7)(C)

(b)(5)

(b)(5)



(b)(5)



(b)(6);(b)(7)(C)

(202) 732-5 [redacted] (b)(6);(b)(7)(C)

(202) [redacted] (b)(6);(b)(7)(C)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 14:44:02 -0400  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Due 04 10 COB R&C by AD: Folder 73304 Seattle on NWDC  
**Attachments:** Draft Response Kshama Sawant Seattle City Councilmember to Pres Obama\_CE  
\_CP2.docx

Tae,

Here you go. This response reads the same as Folder 73458 Rep Smith on NWDC per (b)(6);(b)(7)(C) suggestion.

Regards,

(b)(6);(b)(7)(C)  
*Chief of Staff*  
*Custody Management*  
*ICE/ERO*  
*office: (202) 732- (b)(6);(b)(7)(C)*  
*cellular: (202) 373- (b)(6);(b)(7)(C)*  
(b)(6);(b)(7)(C)



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---

**From:** Reid, Michael P  
**Sent:** Thursday, April 10, 2014 2:38 PM  
**To:** Ivery, Ashly M; Lorenzen-Strait, Andrew R  
**Cc:** Johnson, Tae D  
**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Attached.



(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) Direct  
202-491-(b)(7) BlackBerry

(b)(6);(b)(7)(C) – Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 1:49 PM

**To:** (b)(6);(b)(7)(C)

**Cc:** Johnson, Tae D

**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Is 73304 coming soon?

(b)(6);(b)(7)(C)

Chief of Staff  
Custody Management Division  
ICE/ERO  
office: (202) 732-(b)(6);  
cellular: (202) 373-(b)(6);(

(b)(6);(b)(7)(C)

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-----Original Message-----

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 01:39 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)

**Cc:** Johnson, Tae D

**Subject:** RE: Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

(b)(6);(b)(7)(C) – see CPD's response attached.

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6);( Direct  
202.431 (b)(7)( Cell

(b)(6);(b)(7)(C)



Homeland  
Security

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 8:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Due 04 10 1pm CP SENT: Folder 73458 Rep Smith Resp on NWDC

Hi (b)

Please see draft and provide any comments, edits and clearance. DSCU provided the information related to their last inspection.

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732- (b)(6)*

*cellular: (202) 373- (b)(*

(b)(6);(b)(7)(C)



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authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 09, 2014 5:20 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Draft for AD review/clearance: Rep. Adam Smith re: NWDC

(b)(6);(b)(7)(C)

Attached for AD review and clearance, please find a proposed draft response to Rep. Adam Smith regarding the NWDC. I used the information provided by CMD as a basis (pasted below in blue for easy reference). (b)(5)

(b)(5)

I would also recommend that (b)(5)  
r (b)(5)

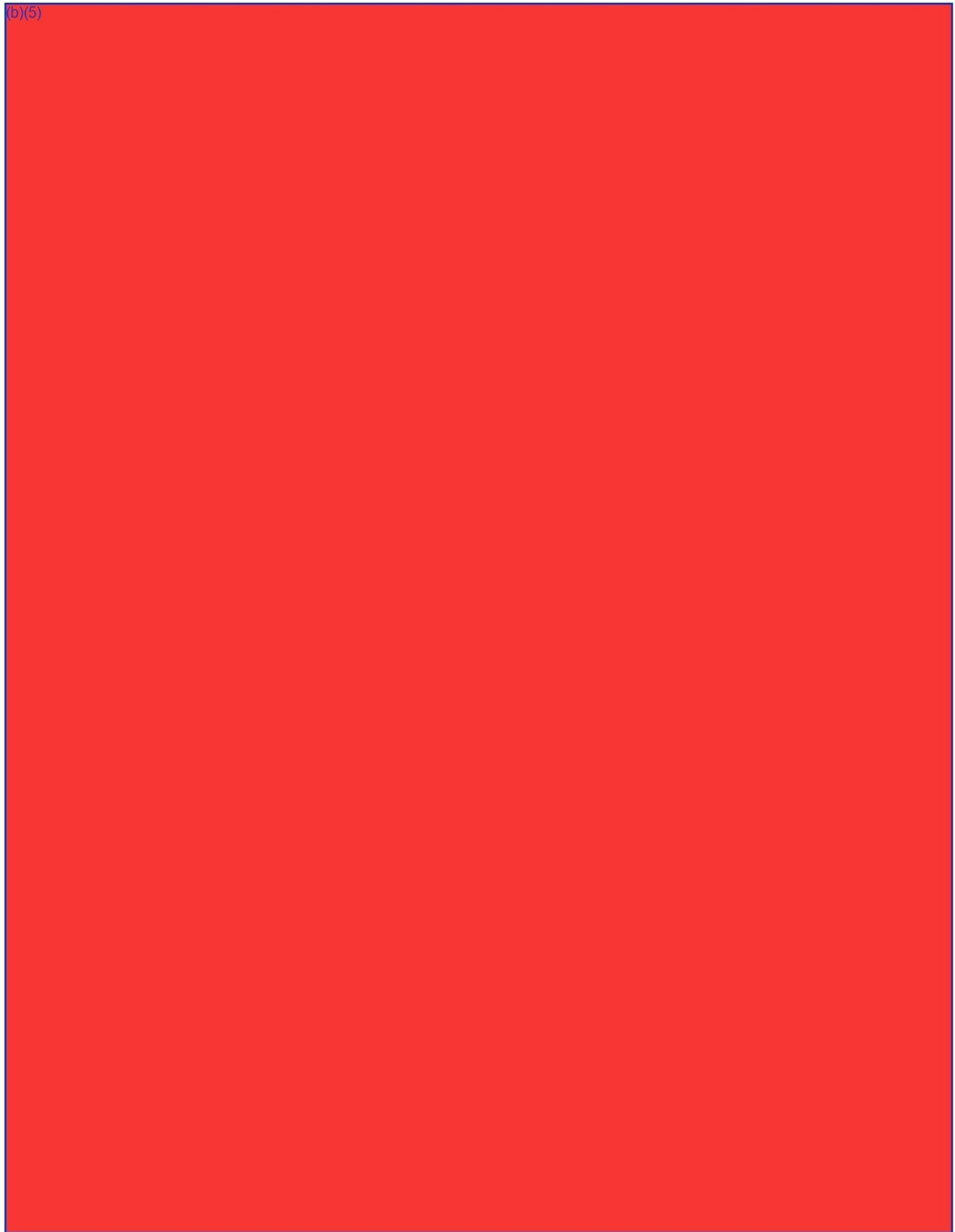
This is overdue. Thus, a timely clearance is requested. Please call/email if you have any questions or concerns. (b)(6);(b)(7)

Thank you!

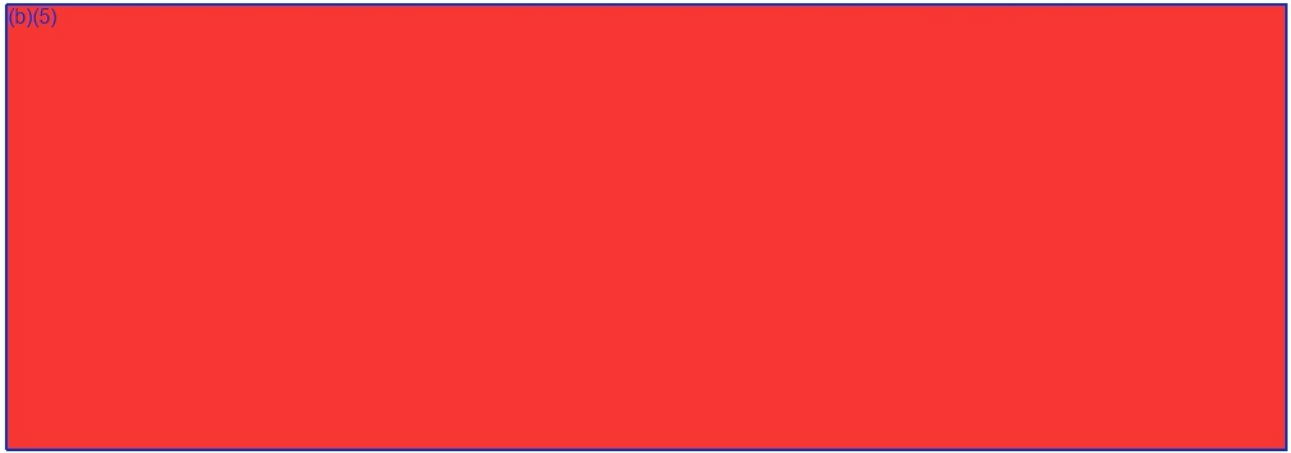
(b)(6);(b)(7)(C)

(b)(5)

(b)(5)



(b)(5)



(b)(6);(b)(7)(C)  
(202) 732-(b)(6) Desk  
(202) 210-(b)(7) Cell

**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 16:06:45 -0400  
**To:** Johnson, Tae D  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6) – Direct  
202.431.(b)(7) – Cell

(b)(6);(b)(7)(C)



Homeland  
Security

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**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 3:31 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Thoughts? (b)(5)

(b)(5)

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 02:45 PM Eastern Standard Time  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.



(b)(5)

Let me know if you have any questions.

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management  
ICE Enforcement and Removal Operations  
(202) 732 (b)(6);(b)(7)(C) - Office  
(202) 903 (b)(7)(C) - iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

Hi (b)(6);(b)(7)(C)

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the past couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C), 49, who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

If you have intel that I should know (on background) about this case and about her claims, give me a call. I have interviewed immigrants and/or their lawyers currently held at two other facilities and they too have described extra shifts worked in return not for pay but extra food during meals."

Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Deputy Press Secretary

U.S. Immigration and Customs Enforcement (ICE)

(202) 732- (b)(6)

(202) 615- (b)(7)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 10 Apr 2014 19:31:10 -0400  
**To:** Johnson, Tae D  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(b)

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 03:31 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Thoughts? (b)(5)

(b)(5)

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 02:45 PM Eastern Standard Time  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.

(b)(5)

(b)(5)

Let me know if you have any questions.

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management  
ICE Enforcement and Removal Operations  
(202) 732-(b)(6);( Office  
(202) 903-(b)(7)(C) iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

Hi (b)(6) -

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the past couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C), 49, who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In

return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

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Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Deputy Press Secretary  
U.S. Immigration and Customs Enforcement (ICE)  
(202) 732- (b)(6);  
(202) 615- (b)(7)(C)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 4 Apr 2014 21:04:47 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** Seattle Roundtable Response  
**Attachments:** New Commissary Items w-pricing 033114.pdf, Commissary List 01.09.14.pdf

**Via email**

April 4, 2014

Ms (b)(6);(b)(7)(C)

Thank you again for attending our roundtable on Friday, March 21, regarding the Northwest Detention Center (NWDC). I think it was a very productive conversation. This email provides responses to the questions that were raised during the meeting.

**Question:** Can ICE improve the quality and reliability of the telephone service available at the NWDC?

**Answer:** Upon request, Talton dispatched a service technician to test for call quality and for dropped call on phones in several housing blocks at NWDC. The technician recorded no dropped test calls and assessed that the sound quality is adequate. A review of previous telephone service complaints at NWDC determined that technical issues with the outside parties' phones reduced sound quality.

**Question:** Can the contract between ICE and Talton Communications be shared publicly?

**Answer:** This contract can be found on the ICE FOIA reading room at:  
<http://www.ice.gov/doclib/foia/contracts/hscedm-09-c-00009taltoncommunications.pdf>.

**Question:** Can ICE reduce the amount of time between the time when a detainee makes a commissary payment for phone use and the point in which that detainee can use those funds to make phone calls.

**Answer:** Deposits into detainees' telephone account are immediately available to detainees. Deposits into detainees' commissary accounts are also immediately available upon deposit. These accounts are separate and, while funds from the commissary account can be transferred into the phone account, the detainee must initiate the transfer in order for the funds to be available for the purposes of making phone calls.

**Question:** Can ICE allow detainees to use services other than Talton to make outside phone calls?



**Answer:** Non-Talton cards cannot be used at any of the ICE facilities where Talton provides the detainee phone service. The detainees can only use Talton cards/services because of the contractual agreement in place.

**Question:** Can ICE reduce the cost of commissary items?

**Answer:** The GEO Group has commitments from Keefe (the commissary provider) to add 20 items to the commissary list that the detainees requested. Keefe has also committed to reducing their prices on at least 20 “top” items currently on the list. This is going through Keefe's internal process and Keefe indicates that the new commissary list, and new prices, should take effect sometime in April.

**Question:** Can ICE provide a list of medical visits that detainees made to third party medical providers (e.g., outside of detention facility)?

**Answer:** ICE does not track this information.

**Question:** How does ICE determine who to assign to the Alternatives to Detention program and what is the total number that can be enrolled in the Seattle AOR?

**Answer:** When a determination is made by the Risk-Classification Assessment (RCA) that an alien is eligible for release with community supervision, the case is referred to an ATD trained officer. The officer will review the circumstances of the case, and based upon myriad factors, make a determination as to the most appropriate level of case management and technology to be assigned to ensure compliance. Factors that are considered include, but are not limited to: current immigration status, compliance history, community ties, being a caregiver or provider, family ties, and other humanitarian concerns or medical conditions.

The Seattle area of responsibility has the contractual capability to monitor up to 550 participants in the Full-Service (FS) component; 350 in Seattle and 200 in Portland. The Technology-Only (TO) component does not have a specific set capacity but is limited by ERO’s ability to efficiently and appropriately monitor the caseload.

**Question:** Can ICE provide copies of past inspection reports for NWDC?

**Answer:** The Office of Detention Oversight Compliance Inspection Report (2012) on NWDC is available at <http://www.ice.gov/doclib/foia/odo-compliance-inspections/2012northwest-detention-center-tacoma-wa-jan10-12.pdf>. This and other reports and resources are available in the FOIA Library at <http://www.ice.gov/foia/library/index.htm>.

**Question:** Can ICE provide records on injuries detainees incurred while performing duties under the Voluntary Work Program and can it be shared with external audiences?

**Answer:** ICE does not track this information.

As we continue to follow-up on items discussed in our meeting, certain items require a response on your part for us to fully address them. If you are still interested in our response on these matters, please provide us with the below information.

- Your cost analysis regarding commissary items you perceive to be overpriced (see attached list).
- Alien numbers for specific cases of detainees with alleged disabilities that have not been adequately addressed.
- Alien numbers for specific cases of detainees with alleged medical conditions (e.g., detainees with digestive problems and nose bleeds) that have not been adequately addressed.
- Alien numbers for specific cases of alleged GEO personnel reprisals in NWDC due to hunger protest.

Thank you,

(b)(6);(b)(7)(C)

ERO SEA DFOD

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

Geo Tacoma Item Request					
Item Requested	Description	KCN Alias	Keefe	Comment	Price
Big bags of Chips	Corn Chips	7991	56155	Samples sent Tuesday - 3/18	\$3.50
	Nacho Chips	6150	911	Samples sent Tuesday - 3/18	\$3.25
Bigelow Green Tea	Bigelow Assorted Teas	2128	428	Samples sent Tuesday - 3/18	\$6.95
Cereals	Raisin Bran 20 oz.	3342	10359	Samples sent Tuesday - 3/18	\$5.95
	Cinnamon Squares 20 oz.	3357	10360	Samples sent Tuesday - 3/18	\$5.95
	Froot Loops 1.5 oz.	2716	10954	Samples sent Tuesday - 3/18	\$1.15
	Frosted Flakes 2.1 oz.	2715	10953	Samples sent Tuesday - 3/18	\$1.25
Decaffeinated Coffee	Single Serve Decaf	2006	4452	Samples sent Tuesday - 3/18	\$0.40
Foot Powder for Men	Heritage Antifungal Powder	720	20329	Samples sent Tuesday - 3/18	\$2.95
Headphones	Skull Candy	7183	53263	Skull Candy - not in current warehouse - Sample sent 3/18	\$35.95
Meat/Packaged Meats	Vienna Sausage	6647	3204	Samples sent Tuesday - 3/18	\$2.95
	Fresh Catch Tuna	6826	4317	Samples sent Tuesday - 3/18	\$2.50
Oatmeal	Apple Cinnamon	6520	6087	Samples sent Tuesday - 3/18	\$0.60
Seafood	Fresh Catch Tuna with Jalapenos	2584	10472	Samples sent Tuesday - 3/18	\$2.75
	Fresh Catch Mackerel Fillets in Oil	5178	4385	Samples sent Tuesday - 3/18	\$1.85
	Fresh Catch Salmon Flakes in Water	6191	4391	Samples sent Tuesday - 3/18	\$2.75
V05 Shampoo	V05 Shampoo	0010	22690	Samples sent Tuesday - 3/18	\$4.95
	V05 Conditioner	0011	22691	Samples sent Tuesday - 3/18	\$4.95
Water Color Paper			5636701099	Sample will be sent today - 3/19, If approved I would like to replace -0894 Water Color Paper	\$7.95

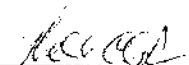
Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE	
<b>BEVERAGES</b>	2060	Keefe Coffee	15	\$0.30	
	2010	KF Instant Coffee Crystals 4 oz	7	\$3.85	
	2015	Keefe 100% Columbian Coffee 3 oz	7	\$4.60	
	2016	Nescafe Classic Coffee 4 oz	7	\$5.00	
	2017	Maxwell House Coffee 4 oz	7	\$4.50	
	2026	Tea Bags 10 pk	7	\$1.10	
	2041	French Vanilla Cappuccino 8oz	5	\$3.55	
	2071	Hot Cocoa 16 oz	5	\$7.50	
	2100	SS Orange Drink 5F	15	\$0.30	
	2105	SS Tea No Sugar	15	\$0.30	
	2110	SS FRUIT PUNCH NO SUGAR	15	\$0.30	
	2120	SS LEMONADE NO SUGAR	15	\$0.30	
	2303	Orange Drink 6 oz	5	\$2.25	
	2310	Lemonade 6 oz	5	\$2.25	
	2333	KoolAid - Grape 12 oz	5	\$3.05	
	2396	20oz Pepsi	2	\$1.85	
	2398	20oz Diet Pepsi	2	\$1.85	
	2450	20oz Rootbeer	2	\$1.85	
	2386	20oz Dr. Pepper	2	\$1.85	
	2387	20oz Mt. Dew	2	\$1.85	
	2456	20oz Aquafina Grape Splash	2	\$1.50	
	<b>MEALS</b>	6600	Flour Tortillas 6ct - 8oz	5	\$1.75
		2664	Macaroni & Cheese 3 oz	7	\$1.35
		2655	ply Mac & Cheese 3oz	7	\$1.35
2669		Spicy Cheesy Refried Beans 4 oz	7	\$1.55	
6050		KF Instant Rice 8 oz	5	\$1.20	
6700		Refried Beans 8 oz	5	\$2.10	
6826		Gunt 4 7.5 oz pout	7	\$2.25	
6172		Chili No Beans 11.25 oz	7	\$2.25	
6174		Hot Chili w/Beans 11.25 oz	7	\$2.25	
6176		Beef Stew 11.25 oz	7	\$2.25	
6195		Chicken Breast 4.5 oz	7	\$3.00	
6196		Lasagna w/Beef 11.25 oz	7	\$2.25	
<b>SNACK ITEMS</b>	6114	Hot Fries	7	\$0.95	
	6102	Stuffed Jalapeno Chips 1.5 oz	7	\$0.95	
	6103	Habanero Hot Tortilla Chips 1.5 oz	7	\$0.95	
	6106	Pretzels	7	\$0.95	
	6120	Nacho Tortilla Chips 1.5 oz	7	\$0.95	
	6105	BBQ Potato Chips 1.5 oz	7	\$0.95	
	6125	Hot Chips 1.5 oz	7	\$0.95	
	6100	Regular Potato Chips	7	\$0.95	
	6116	Cheese Puffs 2 oz	7	\$1.40	
	6127	Hot Spicy Pork Rinds 20oz	7	\$1.60	
	6200	Natural Microwave Popcorn	7	\$0.75	
	6201	Butter Microwave Popcorn	7	\$0.80	
	6134	Caramel Popcorn 3.5 oz	7	\$1.50	
	6137	Cheese Popcorn 1.5 oz	7	\$0.95	
	6154	Dor-tos Nacho Cheese 2 oz	7	\$0.95	
	6159	Frito Lay Flaming Hot Cheetos 1.75 oz	7	\$0.95	
	6167	Frito Lay Cheese Crunchy 2 oz	7	\$0.95	
	6137	Fritos Chili Cheese	7	\$0.95	
	6219	Chili Cheese Fritos 10.5 oz	3	1.30	
	6691	White Cheddar Popcorn 1 oz	7	\$0.90	
	6231	Cheer Mix 1.75 oz	7	\$0.95	
	6208	Student Mix 3.75 oz	7	\$3.85	
	6211	Deluxe Snackens Mix 3.75 oz	7	\$2.75	
	6212	Spicy Cajun Mix 3.5 oz	7	\$1.75	
	6213	Health Mix 3.25 oz	7	\$1.75	
	6606	Salted Peanuts 1.75 oz	7	\$0.75	
	6216	HONEY ROAST PEANUTS 2.5GZ	7	\$1.00	
	6214	Sunflower Kernels	7	\$0.85	
	6220	Cornnuts Chili Picante 1.4 oz	7	\$0.70	
	6222	Cornnuts BBQ 1.4 oz	7	\$0.70	
	6234	Cornnuts Ranch 1.4 oz	7	\$0.65	
	6296	Original Flavor Beef Jerky Bag 0.9 oz	7	\$2.25	
	6615	Summer Sausage Regular 1.6 oz	7	\$1.40	
	6581	High Heat Sausage 1.6 oz	7	\$1.45	
	6311	Sliced Pepperonis Package 3.5 oz	7	\$2.50	
	6320	Beef & Cheese Stick 1.125 oz	7	\$1.00	
	3110	Simply Social Crackers 5 oz Box	7	\$1.50	
	3113	Low Salt Crackers	7	\$0.85	
	3219	Austin Cheese on Cheese Cracker 1.38 oz	7	\$0.55	
	3222	Austin Peanut Butter on Toasted Cracker 1.38 oz	7	\$0.55	
3223	Austin Peanut Butter on Cheese Cracker 1.38 oz	7	\$0.55		

	CODE	ITEM	MAX	PRICE	
<b>SOUPS</b>	6046	CHICKEN RAMEN NOODLE	7	\$0.60	
	6059	SHRIMP RAMEN NOODLE	7	\$0.60	
	6048	BEEF RAMEN NOODLE	7	\$0.60	
	6053	CAJUN SHRIMP RAMEN W/LIME	7	\$0.60	
	6026	CHILI RAMEN NOODLE	7	\$0.60	
	6013	CAJUN CHICKEN RAMEN	7	\$0.50	
	6032	HOT & SPICY VEG RAMEN	7	\$0.60	
	6673	RAMEN RICE NOODLES 3 7OZ	5	\$1.00	
	<b>COOKIES &amp; PASTRIES</b>	3010	2 75OZ CHOC. CHIP COOKIES	7	\$0.75
		3015	2 75OZ OATMEAL RAISIN COOKIES	7	\$0.75
3029		OREO SANDWICH COOKIES 5S	7	\$0.80	
3030		VANILLA CREME COOKIES 6OZ	7	\$1.10	
3031		ORANG-PNAPPLE COOKIES 6OZ	7	\$1.10	
3035		CHOC CHIP COOKIES 8OZ	7	\$1.20	
3040		ICED OATMEAL COOKIES 6OZ	7	\$1.10	
3045		DUPLEX CREME COOKIES 5OZ	7	\$1.30	
3193		Kellogg Strawberry PopTart 2pk	7	\$0.95	
3218		FUDGE BROWNIE 3 75 OZ	7	\$1.30	
3245		D-DUNK 1 7OZ ONE SERVING	15	\$0.45	
3205		CHOCOLATE MARSHMALLOW PIE	7	\$0.95	
3226		CHOC ICED CHOC DONUT 3 9OZ	7	\$1.05	
3230		PEANUT BUTTER WAFERS 5S	15	\$0.70	
3231		OATMEAL CAKES SINGLE SERVE	15	\$0.35	
3248	ICED CINNAMON SWIRL 4OZ	7	\$1.10		
3261	MEGA HONEY BUN 4.75OZ	7	\$1.10		
3236	Swiss Rolls 2PK	15	\$0.45		
3270	CHOC CREME CUPCAKES 4OZ	7	\$1.40		
3290	STRAWBERRY DONUT 2PK 4OZ	7	\$1.05		
3327	CHOC DRIZZLED DANISH	7	\$1.05		
<b>CANDY</b>	4100	BUTTERSOTCH BUTTONS 4.25OZ	7	\$1.15	
	4110	LEMON DROPS 4.25OZ	7	\$1.15	
	4115	RED LICORICE BITES 2OZ	7	\$1.15	
	4120	ROOTBEER BARRELS 4.25OZ	7	\$1.15	
	4145	STARLITE MINTS 3.75OZ	7	\$1.15	
	4146	ATOMIC FIRE BALLS 3OZ	7	\$1.15	
	4150	SOUR FRUIT BALLS 4.25OZ	7	\$1.15	
	4155	SUGAR FREE WILD FRUIT 1 7OZ	7	\$1.10	
	4160	TOOTSIE ROLLS 2.75OZ	7	\$1.15	
	4103	BIT O HONEY 2 75OZ	7	\$1.15	
	4121	JELLY BEANS 4.25 OZ.	7	\$1.15	
	4125	WINTERGREEN MINTS ROLL	7	\$1.15	
	4154	ORANGE SLICES 3.7 OZ	7	\$1.15	
	4135	JOLLY RANCHERS ASSI 3.7OZ	7	\$1.35	
	4000	M&M PLAIN	7	\$0.95	
	4001	M&M PEANUT	7	\$0.95	
	4004	BABY RUTH BAR	7	\$0.95	
	4005	BUTTERFINGER	7	\$0.95	
	4010	SNICKERS BAR	7	\$0.55	
	4018	MILKY WAY CANDY BAR	7	\$0.95	
4015	KESTLES CRUNCH	7	\$0.95		
4019	CHICK C STICK	7	\$0.40		
4031	TWIX BAR	7	\$0.95		
4035	REESES P/BUTTER CUP	7	\$0.95		
4037	HERSHEY'S WALMONDS	7	\$0.95		
4043	SNICKERS W/ALMONDS	7	\$0.95		
4087	ROCKY ROAD BAR	7	\$0.95		
<b>STATIONERY</b>	1631	Give Stick	5	\$1.50	
	0894	Colored Paper 250ct	1	\$22.00	
	1015	MANILLA ENVELOPE	1	\$0.20	
	1050	BOOK OF TEN STAMPS	1	\$4.90	
	1003	LARGE STAMPED ENVELOPE	1	\$0.58	
	1050	8.5 X 11 LETTER PAD WH	1	\$1.70	
	1062	8.5 X 14 LEGAL PAD YEL	1	\$1.70	
	1070	SKETCH PAD 8.5 X 11 WH	1	\$3.80	
	1075	PENCIL (GOLF TYPE)	1	\$0.05	
	1103	BIRTHDAY CARD	5	\$0.85	
	1109	FRIENDSHIP CARD	5	\$0.85	
	1124	SPANISH FRIENDSHIP CARD	5	\$0.85	
	1080	COLORED PENCILS	1	\$2.55	
	1121	Holiday Greeting Card	5	\$0.85	
	1156	Address Book	1	\$3.25	
0868	Document Folder	1	\$1.75		
1085	BEVELED ERASER	1	\$0.80		

Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE
CONDIMENTS	2078	Sugar 10/Pack	15	\$0.35
	2087	Non-Dairy Creamer 10 pk	15	\$0.35
	2091	Sugar Twin 10 PK	15	\$0.40
	2035	10PK SALT	5	\$0.40
	2036	10PK PEPPER	5	\$0.40
	6262	Mayonnaise 12PK	5	\$1.00
	6412	SS GRAPE JELLY 1 OZ.	15	\$0.40
	6425	SSPLAINLT BUTTER 1.12OZ	15	\$0.60
	6428	SHARP CHDR CHEESE SQUEEZE 2OZ	7	\$0.75
	6479	JALAPENO CHEESE SQUEEZE 2OZ	7	\$0.75
	6255	JALAPENO NACHO CHS DIP 4OZ	7	\$1.25
	6446	HABANERO CHS SPREAD 8OZ	5	\$2.40
	6450	SHARP CHEESE SPREAD 8OZ	5	\$2.40
	6501	PICKLE (MILD)	7	\$0.80
	2789	TAPATIO HOT SAUCE 5OZ	5	\$1.80
	6656	SRIRACHA CHILI SAUCE 17OZ	2	\$3.25
	6507	SLICED JALA PEP SLICES .7OZ	5	\$0.45
	6512	LOUISIANA HOT SAUCE 6OZ	5	\$1.70
6508	SOY SAUCE 6 OZ	5	\$1.70	
6264	KETCHUP 12PK	5	\$0.50	
BREAKFAST	2757	Sweet & Salty Almond Bar	7	\$1.25
	2758	Crunchy Granola PB Bar (ea)	7	\$0.85
	2759	Crunchy Granola Oats n Honey (ea)	7	\$0.85
	6400	GRANOLA BAR CHOC CHIP	7	\$0.70
	6526	SS CINNAMON OATMEAL	15	\$0.60
	6527	SS MAPL & BRN SRG OATMEAL	15	\$0.60
6540	ZC STRAWBERRY CEREAL BAR 1.3OZ	7	\$0.55	
HYGIENE	0001	4OZ SHAMPOO	2	\$2.00
	0002	4OZ CONDITIONER	2	\$2.00
	0020	4OZ DANDRUFF SHAMPOO	2	\$1.35
	0040	HAIR FOOD W/VITAMIN E	2	\$2.30
	0103	MEN LADY'S CLR GEL DE	2	\$3.25
	0105	P-LIP EXTREME DEODORANT	2	\$3.25
	0121	MEN ACTVFRSH CLR DEOD	2	\$3.25
	0145	FRESHSCENT .5OZ CLR DE	2	\$1.00
	0200	4OZ BABY POWDER	2	\$0.55
	0205	4OZ BABY OIL	2	\$1.20
	0210	4OZ SKIN CARE LOTION	2	\$1.22
	0215	COCOA BUTTER LOTION 4O	2	\$1.10
	0251	GEN TINACTIN/TOLNARY C	2	\$7.75
	0273	LIP BALM	2	\$1.15
	0331	SHAVE CREAM 7 OZ	1	\$1.95
	0355	MAX BODY SHAMPOO 15 OZ	2	\$3.00
	0356	NEXT1 MAX BODY COND 15 OZ	2	\$3.00
	0518	PANTEEN SHAMPOO 12.6OZ	1	\$8.95
	0519	PANTEEN CONDITIONER 12.6OZ	1	\$8.95
	0400	IRISH SPRING 3 2OZ SOA	2	\$1.50
	0410	IVORY SOAP 12/BAR	2	\$1.10
	0424	MOISTURIZING SOAP 5 OZ	2	\$1.15
	0440	DOVE SOAP	2	\$2.30
	0490	SOAP DISH	1	\$1.05
	0500	6OZ MINT MTHWASH	1	\$1.15
	0507	COLGATE CLR GEL T/P 4.	1	\$2.14
	0519	CLEAR TOOTHPASTE 6OZ	2	\$0.20
	0525	CLEAR TOOTHPASTE 3 OZ	2	\$1.00
	0557	ANTISHANK TOOTHRUSH	2	\$0.18
	0787	STYLER COMB	2	\$1.50
	0800	5 INCH COMB	2	\$0.52
	0855	PONYTAIL HOLDER	2	\$0.45
0783	NAIL CLIPPER	1	\$2.60	
0540	DENTAL FLOSS 100YDS	1	\$1.55	
0320	REG MAGIC SHAVE CREAM 6OZ	2	\$3.95	
0407	Lever 2000 Soap 4OZ	2	\$2.00	
0951	Tek Pro Ling Toothbrush Med	1	\$1.00	
0815	hairbrush, no handle	1	\$3.35	
0594	Cleure Cleanser	1	\$7.50	

Signature   
WARDEN

Signature   
CORI

	CODE	ITEM	MAX	PRICE
MISCELLANEOUS	1086	POCKET DICTIONARY	1	\$5.05
	1087	SPANISH ENGLISH DICTIONARY	1	\$5.05
	1300	PLAYING CARDS	1	\$1.80
	1305	PINOCHLE CARDS	1	\$1.80
	1400	BOWL W/ LID	2	\$1.00
	1417	SPOON (PLASTIC)	5	\$0.10
	1430	WASHCLOTH WHITE	2	\$1.15
	0797	CLEAR MAKEUP BAG	1	\$5.00
	0840	Shower Cap	1	\$0.20
	1289	READING GLASSES +1.00	1	\$7.05
	1275	READING GLASSES +1.25	1	\$7.05
	1976	READING GLASSES +1.50	1	\$7.05
	1281	READING GLASSES +1.75	1	\$7.05
	1977	READING GLASSES +2.00	1	\$7.05
	1282	READING GLASSES +2.25	1	\$7.05
	1985	READING GLASSES +3.00	1	\$7.05
	0706	CONTACT LENS HOLDER	1	\$1.00
	1256	FOAM EAR PLUGS	2	\$0.60
3906	KOSS CL-2 HEADPHONES	1	\$7.00	
6976	SONY DIGITAL AM/FM	1	\$40.00	
1415	PLASTIC CUP 22OZ	1	\$0.65	
1412	INSID COFFEE MUG/LID	1	\$2.00	
MEDS	0695	OMEGA 3 FISH OIL PILLS	1	\$13.95
	0688	DYNAMIC MUSCLE BUILDER VANIL 29OZ	1	\$14.95
	0514	GEN TYLENOLINON-ASPIRI	8	\$0.54
	0651	GEN PRPARTN H (OINTMEN	1	\$4.50
	0652	TRIPLE ANTBOTIC OINTM	1	\$4.50
	0654	METAMUCIL FIBER WAFERS	5	\$1.00
	635	LIQUID ANTACID	1	\$5.00
	655	GENERIC PEPTO BISMOL	1	\$3.75
	533	SENSODYNE TOOTHPASTE 4OZ	1	\$6.75
	0671	GEN CGH DRIPS CHRY 30/	1	\$1.35
0680	1 DAY MULTI-VIT(NO IRON)	1	\$2.55	
0595	EFFERGRIP 2.5OZ	1	\$4.25	
0695	GEN SALN SLETN-MULT PRP	1	\$3.25	
SHOES	1751	VFORCE SWAGGER SHOE MENS SZ 7	1	\$26.99
	1753	VFORCE SWAGGER SHOE MENS SZ 8	1	\$26.99
	1853	VFORCE SWAGGER SHOE MENS SZ 9	1	\$26.99
	1854	VFORCE SWAGGER SHOE MENS SZ 10	1	\$26.99
	1759	VFORCE SWAGGER SHOE MENS SZ 11	1	\$26.99
	1856	VFORCE SWAGGER SHOE MENS SZ 12	1	\$26.99
	1761	VFORCE SWAGGER SHOE MENS SZ 13	1	\$26.99
	1857	VFORCE SWAGGER SHOE MENS SZ 14	1	\$26.99
	7458	PUMA EL REY MID SZ 7	1	\$59.95
	7459	PUMA EL REY MID SZ 7.5	1	\$59.95
	7461	PUMA EL REY MID SZ 8	1	\$59.95
	7466	PUMA EL REY MID SZ 8.5	1	\$59.95
	7467	PUMA EL REY MID SZ 9	1	\$59.95
	7468	PUMA EL REY MID SZ 9.5	1	\$59.95
	7497	PUMA EL REY MID SZ 10	1	\$59.95
7498	PUMA EL REY MID SZ 10.5	1	\$59.95	
7505	PUMA EL REY MID SZ 11	1	\$59.95	
7520	PUMA EL REY MID SZ 11.5	1	\$59.95	
7537	PUMA EL REY MID SZ 12	1	\$59.95	
7549	PUMA EL REY MID SZ 13	1	\$59.95	
SWEATS	1581	SWEATSHIRT SMALL GRAY	1	\$9.00
	1582	SWEATSHIRT MEDIUM GRAY	1	\$9.00
	1583	SWEATSHIRT LARGE GRAY	1	\$9.00
	1584	SWEATSHIRT XL GRAY	1	\$9.00
	1585	SWEATSHIRT 2XL GRAY	1	\$14.00
	1587	SWEATPANTS SMALL GRAY	1	\$9.00
	1588	SWEATPANTS MEDIUM GRAY	1	\$9.00
	1589	SWEATPANTS LARGE GRAY	1	\$9.00
	1590	SWEATPANTS XL GRAY	1	\$9.00
	1591	SWEATPANTS 2XL GRAY	1	\$14.00
YARN	1374	PURPLE YARN	1	\$2.70
	1355	YELLOW YARN	1	\$2.70
	1351	WHITE YARN	1	\$2.70
	1381	GREEN YARN	1	\$2.70

**From:** (b)(6);(b)(7)(C)  
**Sent:** 11 Apr 2014 08:34:25 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Flores, Simona L; (b)(6);(b)(7)(C) Johnson, Tae D (b)(6);(b)(7)(C)  
(b) Miller, Philip T  
**Subject:** RE: another letter  
**Attachments:** Seattle Roundtable Response, 73458 Draft response Adam Smith re NWDC\_clean\_CP Edits.docx

(b)(6);(C) – thanks for giving my shop a chance to take a look. (b)(5)

(b)(6)

(b)(6);(b)(7)

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6) – Direct  
202.431 (b)(7) – Cell  
(b)(6);(b)(7)(C)



**Homeland  
Security**



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 5:23 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** FW: another letter

Hi (b)(6);(b)

(b)(5)



HQ OPLA and ERO Field Ops are aware of all this. OPLA and correspondence have the original two letters from (b)(6);(b) at ACLU and were working on a response. I am available as needed to assist.

Anything you can do is appreciated!

May the force be with you.. (b)(6)

---



Field Office Director  
Houston, TX  
281-774 (b)(6);(

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 09, 2014 4:03 PM  
**To:** Miller, Philip T; Flores, Simona L; (b)(6);(b)(7)(C)  
**Subject:** another letter

Hi

I met with 2 community groups today. (b)(5)



(b)(5)



(b)(6);(

Field Office Director  
Houston, TX  
281-774-(b)(6)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 11 Apr 2014 14:09:35 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Re: Question from the New York Times on VWP participant

Perfect - it says what I need

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431 (b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 02:08 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

Yes Sir, right off of the ICE ERO intranet.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 2:07 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Re: Question from the New York Times on VWP participant

This is NDS?

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431 (b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 02:05 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(6);(b)(7)(C)

The text is pretty long and included. If you need something specific let me know.

### III. STANDARDS AND PROCEDURES

#### A. Voluntary Work Program

Detainees who are physically and mentally able to work will be provided the opportunity to participate in any voluntary work program.

The detainee's classification level will determine the type of work assignment for which he/she is eligible.

General work assignments at SPCs/CDFs do not require specific skills. A sample of work assignments and corresponding classification levels follows:

Voluntary Work Program 2 September 20, 2000

##### Work Assignment Level

1. Kitchen worker (either shift) 1-2 (and 3, if screened for violence)
2. Recreation/Library/Barber 1-2 (and 3, if screened for violence)
3. Living area clean-up/janitorial 1-3
4. Area cleaning (inside facility) 1-3
5. Area cleaning (outside facility) 1
6. Evening workers (unit janitorial) 1-2
7. Evening workers (building janitorial) 1-2
8. Processing 1-2
9. Bus detail 1-3
10. Maintenance 1-2
11. Lawn care 1-3
12. Laundry 1-2

#### B. Voluntary Work Program Objectives

Through the voluntary work program:

1. Physically and mentally able detainees are gainfully employed while contributing to the orderly operation of the facility;
2. Essential operations and services improve through the productivity of detainees; and
3. Inactivity-induced idleness and disciplinary-code violations will decline.

#### C. Required Work Assignments

Work assignments are voluntary. However, all detainees are responsible for personal housekeeping.

In SPCs/CDFs, detainees are required to maintain their immediate living areas in a neat and orderly manner. This involves making their bunk beds daily, stacking loose papers, keeping the floor free of debris and dividers free of clutter, and hanging/draping no articles of clothing, pictures, keepsakes, or other objects from beds, overhead lighting fixtures, or other furniture.

#### D. Voluntary Special Details

Detainees may volunteer for the temporary work details that occasionally arise. The work, which generally last from several hours to several days, can involve digging trenches, removing topsoil, and other labor-intensive work. Level-3 detainees will not, under any circumstances, work outside the secure outer perimeter. With immediate supervision, lower categories of level-3 detainees may participate in special details.



## Voluntary Work Program 3 September 20, 2000

### E. Detainee Selection

The OIC shall develop site-specific rules for selecting work detail volunteers.

In SPCs/CDFs, these general procedures apply:

- a. Staff will present the detainee's name and A-number to the shift supervisor or the requesting department head.
- b. The shift supervisor/department head will review the detainee's detention file and/or A-file for classification purpose, scanning documents that might provide relevant information.
- c. Inquiries to staff members about the detainee's attitude and behavior may affect the supervisor's selection.
- d. Staff will explain the rules and regulations as well as privileges relating to the detainee worker's status.

The primary factors in hiring a detainee as a worker will be his/her classification level and the specific requirements of the job.

### F. Discrimination in Hiring Detainee Workers

Volunteering detainees will not be denied work opportunities based on non-merit factors, such as social group, race, religion, sex, physical or mental handicaps, or national origin.

### G. Physically and Mentally Challenged Detainees

INS maintains custody of physically and mentally challenged detainees whose disabilities range from minor to debilitating. While some of these individuals' medical restrictions will prevent them from working, those with less severe disabilities will have the opportunity to participate in the voluntary work program, in appropriate work projects.

The selecting official must consider the precise limitations of a disabled individual before rejecting certain work assignments. Expediency or convenience will not justify the rejection or pigeonholing of a detainee who, with reasonable accommodation, can perform the essential function of the work involved. In disputed cases, the official will consult medical personnel to ascertain the detainee's assignability with regard to a given project.

### H. Hours of Work

Detainees participating in the volunteer work program are required to work according to a fixed schedule.

## Voluntary Work Program 4 September 20, 2000

In SPCs/CDFs, the normal scheduled workday for a detainee employed full-time is a maximum of 8 hours. Detainees who wish to participate in the work program will not be permitted to work in excess of 8 hours daily, 40 hours weekly.

Unexcused absences from work or unsatisfactory work performance may result in removal from the voluntary work program

### I. Work Restrictions

The OIC may restrict the number of work details permitted a detainee during one day.

In SPCs/CDFs, a detainee may participate in only one work detail per day. Also, the detainee is required to sign a voluntary work program agreement before every new assignment. Completed agreements will be filed in the detainee's detention file. (Sample agreement attached).

### J. Facilities That Detain Criminal Aliens

If the facility cannot establish the classification level in which the detainee belongs, the detainee shall be ineligible for the voluntary work program.

### K. Compensation

Detainees shall receive monetary compensation for work completed in accordance with the

facility's standard policy.

In SPCs/CDFs, the stipend is \$1.00 per day, to be paid daily.

#### L. Removal of Detainee from Work Detail

A detainee may be removed from a work detail for cause. Upon removing a detainee from a work detail, the OIC shall place a written justification in the detainee's detention file.

A non-exhaustive list of reasons for removal follows:

1. Unsatisfactory performance.
2. Disruptive behavior, threats to security, etc.
3. Infraction of a facility rule, regulation or policy, leading to removal from a work details as a sanction imposed by the Institutional Disciplinary Panel.
4. Physical inability to perform all functions required by the job, whether because of a lack of strength or a medical condition. Such detainees may be removed from a work detail to prevent future injuries.

Voluntary Work Program 5 September 20, 2000

#### M. Detainee Responsibility

The OIC will establish procedures for informing detainee volunteers about on-the-job responsibilities and reporting procedures.

In SPCs/CDFs, the detainee is expected to be ready to report for work at the required time.

The detainee may not leave an assignment without permission.

The detainee will perform all assigned tasks diligently and conscientiously. Removal from the work detail and/or disciplinary action may result when a detainee evades attendance and performance standards in assigned activities, or encourages others to do so.

The detainee will exercise care in performing assigned work, using safety equipment and other precautions in accordance with the work supervisor's instructions. In the event of a workrelated injury, the detainee shall notify the work supervisor, who will immediately implement injury-response procedures (see section III. O., below).

#### N. Detainee Training and Safety

All detention facilities shall comply with all applicable health and safety regulations and standards.

The OIC shall ensure that all department heads develop and institutes, in conjunction with the facility's training officer, appropriate training for all detainee workers.

1. In all SPCs/CDFs the Voluntary Work Program shall operate in compliance with the following:

- a. Occupational Safety and Health Administration (OSHA) regulations set forth in 29 CFR Parts 1910, 1926, and 1960 (current indexes attached);
- b. National Fire Protection Association 101 Life Safety Code (current index attached);
- c. American Correctional Association Standards for Adult Local Detention Facilities (see section IV., below);
- d. INS Environmental Occupational Safety and Health Program Handbook.

2. Upon the detainee's assignment to a job or detail, the supervisor shall provide thorough instructions regarding safe work methods and, if relevant, hazardous materials. The supervisor shall demonstrate safety features and practices. Workers will learn to recognize hazards in the workplace, to understand the protective devices and clothing provided, and to report deficiencies to their supervisors. INS will not tolerate "lack of knowledge or skill" as an accident's cause. Therefore, the detainee shall undertake no assignment before signing a voluntary work program agreement. Among other things, by signing the agreement the detainee confirms he/she has



received and understood training about the assigned job from the supervisor. This agreement will be placed in the detainee's detention file.

Voluntary Work Program 6 September 20, 2000

3. Medical staff, working with the Public Health Service, will ensure detainees are medically screened and certified before undertaking a food service assignment.
4. The facility will provide detainees with safety equipment that meets OSHA and other standards associated with the task performed.
5. Each Regional Safety and Health Officer (RSHO) shall be responsible for providing every SPC/CDF in his/her region with complete and current copies of the documents listed in III.N.1., above, including 29 CFR Parts 1910, 1926 and 1960. The OIC shall ensure that the facility operates in compliance with all currently applicable standards.

0. Detainee Injury and Reporting Procedures

The OIC shall implement procedures for immediately and appropriately responding to on-the-job injuries, including immediate notification of INS.

In SPCs/CDFs, if a detainee is injured while performing his/her work assignment, the following procedures apply:

1. The work supervisor will immediately notify the facility medical staff. In the event that the accident occurs in a facility that does not provide 24-hour medical coverage, the supervisor will contact the on-call medical officer for instructions.
2. First aid will be administered when necessary.
3. Medical staff will determine what treatment is necessary and where that treatment will take place.
4. The work supervisor will complete a detainee accident report and submit it to the OIC for review and processing. A copy of this report will be placed in the detainee's A-file.

VR,

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 1:58 PM

**To:** (b)(6);(b)(7)(C)

**Subject:** RE: Question from the New York Times on VWP participant

Need the text for NDS Voluntary Work Program – need it in the email body so I can read on BlackBerry

---

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6);(b)(7)(C) Direct  
202.431 (b)(7)(C) Cell

(b)(6);(b)(7)(C)



# Homeland Security

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:53 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(6);(b)(7)(C)

Attached you will find the G 324s as requested. Please note that the 2008 324 is from an actual inspection(NWDC) . Therefore, it cannot be disseminated without clearance.

VR,

(b)(6);(b)(7)(C) (A) Unit Chief  
DHS/ICE/ERO/HQ/DSCU  
202-732 (b)(6);  
202-491 (b)(7)(C)

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:29 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant  
**Importance:** High

Gents – I need you to pull ASAP the Inspection Checklists for both 2008 and NDS Standards – can you send via email?

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6) - Direct  
202.431 (b)(7) - Cell  
(b)(6);(b)(7)(C)



# Homeland Security

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:28 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Re: Question from the New York Times on VWP participant

Harold or Kyle, please provide.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:26 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(6) need the inspection checklist for both PBNDS 2008 and NDS – who can I talk to get this ASAP?

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6) – Direct  
202.431.(b)(6) – Cell  
(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:23 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C) Flores, Simona L  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

Adding on Simona re: the reach-out.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:21 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant



We're reaching out to the FOD right now for the VWP details re: Butler Co. We do keep detainees there, although the ADP for the year is 75 and max pop has been 89.

Any other facilities mentioned by the reporter that we can check?

---

**From:** (b)(6):(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:15 PM  
**To:** (b)(6):(b)(7)(C); Johnson, Tae D (b)(6):(b)(7)(C)  
**Cc:** (b)(6):(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6):(b)(7)(C)  
**Sent:** Friday, April 11, 2014 12:59 PM  
**To:** Johnson, Tae D (b)(6):(b)(7)(C)  
**Cc:** (b)(6):(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

I also just got this in an e-mail from the reporter about detainees working but not getting paid at an Ohio facility:

FYI -- Just got call from Sheriff Jones from Butler County Ohio. So, he said that none of the immigrant detainees work on chain gangs, they dont leave the four walls. However, he did say that his immigrant detainees work jobs inside the jail. He houses about 300 immigrants on any given day and typically about 50 are working jobs. I asked him whether these folks are paid. he said no. "It's just part of what I require". They do all the work on cleaning, upkeep of the section of the jail where they are housed. He estimated it saves him hundreds of thousands of dollars per year not having to hire staff to handle janitorial and such in that section of the jail. He said his jail is not a member of the federal work program so he doesnt get a dollar a day reimbursement because his detainees are housed there for too short a period and the federal paper work would not be worth the headache.

SO we are going to have to (b)(5)

(b)(5). Based on the above info, the reporter sent me the following additional questions:

Logical questions that we will need to ask and get answered on record:

- how many and which facilities do not pay anything or pay less than \$1 a day?
- do ICE's guidelines require payment in money or are the guidelines silent on this?
- In the facilities where non-monetary payment are provided what are examples of alternate payment types?

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 10:31 AM  
**To:** (b)(6):(b)(7)(C)  
**Cc:** (b)(6):(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 2:45 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

Let me know if you have any questions.

(b)(6);(b)

(b)(6);(b)(7)(C)  
Detention Monitoring Unit  
Detention Management Division  
Custody Management  
ICE Enforcement and Removal Operations  
(202) 732-(b)(6) – Office  
(202) 903-(b)(6) - iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

Hi (b)(6);(

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the pst couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C) 49, who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

If you have intel that I should know (on background) about this case and about her claims, give me a call. I have interviewed immigrants and/or their lawyers currently held at two other facilities and they too have described extra shifts worked in return not for pay but extra food during meals."

Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b

(b)(6);(b)(7)(C)

Deputy Press Secretary  
U.S. Immigration and Customs Enforcement (ICE)  
(202) 732 (b)(6);  
(202) 615 (b)(7)(



**From:** (b)(6);(b)(7)(C)  
**Sent:** 11 Apr 2014 16:04:03 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Fw: R&C by DAD: Question from the New York Times on VWP participant

Ash, this is cleared. Tae will want to see it. When you provide to (b)(6), please remind her that we are still waiting for the reporter's questions on Stewart and HOU CDF. I called (b)(6) again at 3:00 pm and sent a second e-mail shortly thereafter, but still haven't heard back from her. Let her know we'll monitor our bb's this afternoon and over the weekend for time-sensitive questions.

(b)(5)



(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 03:38 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** R&C by DAD: Question from the New York Times on VWP participant

Hey (b)(6);(b)(7)(C)

Are these good to go.

Regards,

(b)(6);(b)(7)(C)  
*Chief of Staff*  
*Custody Management*  
*ICE/ERO*  
*office: (202) 732 (b)(6);*  
*cellular: (202) 373 (b)(6);*  
(b)(6);(b)(7)(C)



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---

**From:** (b)(6),(b)(7)(C)  
**Sent:** Friday, April 11, 2014 3:30 PM  
**To:** (b)(6),(b)(7)(C)  
**Subject:** RE: Advise: Question from the New York Times on VWP participant

Ms. Ivery,

Here is the response as requested:

(b)(5)



(b)(5)

(b)(6),(b)(7)(C) Unit Chief  
DHS/ICE/ERO/HQ/DSCU  
202-732-3016  
202-491-3053

---

**From:** (b)(6),(b)(7)(C)  
**Sent:** Friday, April 11, 2014 2:42 PM  
**To:** (b)(6),(b)(7)(C)  
**Cc:** Sakamoto, Reginald J; (b)(6),(b)(7)(C)  
**Subject:** RE: Advise: Question from the New York Times on VWP participant

Okay, so I will get a response from Tucker, right? Nothing for me to cut and paste, right?

(b)(6),(b)(7)(C)  
*Chief of Staff*  
*Custody Management*  
*ICE/ERO*  
*office: (202) 732-6429*  
*cellular: (202) 373-9886*  
[ashly.ivery@dhs.gov](mailto:ashly.ivery@dhs.gov)



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**From:** (b)(6),(b)(7)(C)  
**Sent:** Friday, April 11, 2014 2:39 PM  
**To:** (b)(6),(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** RE: Advise: Question from the New York Times on VWP participant

10 4

(b)(6);(b)(7)(C), (A) Unit Chief

DHS/HQ ERO/ICE/DSCU

500 12th Street, SW

Washington, DC 20229

202-732-(b)(6) (Desk)

202-391-(b)(6) (Cell)

(b)(6);(b)(7)(C)

-----Original Message-----

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 02:37 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** Re: Advise: Question from the New York Times on VWP participant

(b)(6);( ) I can send you the other questions. Please just paste into one doc with our responses, as they come in. Thx.

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 02:34 PM

**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** FW: Advise: Question from the New York Times on VWP participant

(b)(6);( ) you got this. you working on it.

Advise.

Thanks,

(b)(6);(b)(7)(C)

*Chief of Staff*

*Custody Management*

*ICE/ERO*

*office: (202) 732-(b)(6)*

*cellular: (202) 373-(b)(6)*

(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 2:31 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Re: Advise: Question from the New York Times on VWP participant

Thx. (b)(6) will you paste in all our responses when we have them all, including Andrew's response on monetary comp?

Tae, (b)(6) is not looking for this piece meal (as we get answers or confirmation), correct?

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 02:27 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** RE: Advise: Question from the New York Times on VWP participant

I have already reached out for Etowah.

Thank you,

(b)(6);(b)(7)(C)  
Chief  
Detention Monitoring Unit (DMU)  
Custody Management (CM)  
(202) 732 (b)(6) desk

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 2:27 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Re: Advise: Question from the New York Times on VWP participant

Thx, (b)(6);(b)(7)(C)

We know the one additional question for Etowah. Please follow-up on that one, while we're waiting on Gillian to clarify what the questions are for SDC and HOU CDF.

Harold has confirmed that w/ (b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 02:17 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** RE: Advise: Question from the New York Times on VWP participant

(b)(5)

Thank you,

(b)(6);(b)(7)(C)  
Chief  
Detention Monitoring Unit (DMU)  
Custody Management (CM)  
(202) 732-(b)(6) desk

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 2:11 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Fw: Advise: Question from the New York Times on VWP participant

(b)(6);(

I was not able to reach (b)(6);( by phone, but will e-mail her to clarify what additional questions she had on Etowah, Stewart and HOU CDF.

As far as the 3 questions, I think (b)(6);( (b)(5)

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:28 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D  
**Subject:** Advise: Question from the New York Times on VWP participant

(b)(6);(

Here are the follow up questions:

- how many and which facilities do not pay anything or pay less than \$1 a day?
- do ICE's guidelines require payment in money or are the guidelines silent on this?
- In the facilities where non-monetary payment are provided what are examples of alternate payment types?

Did you want this assigned out to (b)(6);( This may take a data call as they are asking how many and which ones they are.

Advise how to task.

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732- (b)(6);(*  
*cellular: (202) 373- (b)(6);(*

(b)(6);(b)(7)(C)



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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:21 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

We're reaching out to the FOD right now for the VWP details re: Butler Co. We do keep detainees there, although the ADP for the year is 75 and max pop has been 89.

Any other facilities mentioned by the reporter that we can check?

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:15 PM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D; Brooks, Jay M (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

All versions of the standards require monetary compensation. (b)(5)

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 12:59 PM  
**To:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

I also just got this in an e-mail from the reporter about detainees working but not getting paid at an Ohio facility:

FYI -- Just got call from Sheriff Jones from Butler County Ohio. So, he said that none of the immigrant detainees work on chain gangs, they dont leave the four walls. However, he did say that his immigrant

detainees work jobs inside the jail. He houses about 300 immigrants on any given day and typically about 50 are working jobs. I asked him whether these folks are paid. he said no. "It's just part of what I require". They do all the work on cleaning, upkeep of the section of the jail where they are housed. He estimated it saves him hundreds of thousands of dollars per year not having to hire staff to handle janitorial and such in that section of the jail. He said his jail is not a member of the federal work program so he doesn't get a dollar a day reimbursement because his detainees are housed there for too short a period and the federal paperwork would not be worth the headache.

SO v (b)(5)

Logical questions that we will need to ask and get answered on record:

- how many and which facilities do not pay anything or pay less than \$1 a day?
- do ICE's guidelines require payment in money or are the guidelines silent on this?
- In the facilities where non-monetary payment are provided what are examples of alternate payment types?

---

**From:** Johnson, Tae D

**Sent:** Friday, April 11, 2014 10:31 AM

**To:**

**Cc:**

**Subject:** FW: Question from the New York Times on VWP participant

Here are the applicable policies at both Etowah and Yuba but they should not be shared with the reporter. Anything back on Houston?

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 2:45 PM

**To:** Johnson, Tae D

**Cc:**

**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.

Regarding Etowah, the facility has a voluntary work program (VWP); however, detainees are not

(b)(5)

Let me know if you have any questions.

(b)(6);(



(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management  
ICE Enforcement and Removal Operations  
(202) 732-(b)(6); - Office  
(202) 903-(b)(7)(C) - iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

Hi (b)(6) -

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the past couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C), 49, who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

If you have intel that I should know (on background) about this case and about her claims, give me a call. I have interviewed immigrants and/or their lawyers currently held at two other facilities and they too have described extra shifts worked in return not for pay but extra food during meals.”

Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Deputy Press Secretary  
U.S. Immigration and Customs Enforcement (ICE)  
(202) 732-(b)(6)  
(202) 615-(b)(7)(C)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 11 Apr 2014 22:05:07 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Fw: Question from the New York Times on VWP participant

FYI

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431.(b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 08:40 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Here is the revised statement.

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 8:38 PM  
**To:** (b)(6);(b)(7)(C); Miller, Philip T; Homan, Thomas (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Proposed Statement:

(b)(5);(b)(7)(E)

(b)(5);(b)(7)(E)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 5:27 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

No, just wasn't sure if something was sent directly to OPA.

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 5:22 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

We are working on it now. You getting pinged?

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 5:20 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Has an amended statement been prepared?

(b)(6);(b)(7)(C)

(A) Deputy Chief of Staff  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
Desk: 202-732-(b)(6)  
Cell: 202-486-3(b)(7)(C)

---

**From:** Gonzalez, Barbara M  
**Sent:** Friday, April 11, 2014 4:04 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** FW: Question from the New York Times on VWP participant

fyi

Barbara Gonzalez  
Press Secretary  
U.S. Immigration and Customs Enforcement (ICE)  
202-732-(b)(6) (office)  
305-970-(b)(7) (cell)

---

**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 4:03 PM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)



---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Friday, April 11, 2014 01:55 PM  
**To:** Brooks, Jay M; Christensen, Gillian M; Landy, Kevin; Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L  
**Subject:** RE: Question from the New York Times on VWP participant

Proposed Statement:

(b)(5)



(b)(5)



(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6) – Direct  
202.431 (b)(7) – Cell

(b)(6);(b)(7)(C)



Homeland  
Security

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**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 1:33 PM

**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L

**Subject:** Re: Question from the New York Times on VWP participant

Please disregard. Ash just sent the follow-up questions.

**From:** Brooks, Jay M

**Sent:** Friday, April 11, 2014 01:31 PM

**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L

**Subject:** Re: Question from the New York Times on VWP participant

(b)(6);(C)

(b)(5)

(b)(5)



(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:24 PM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:21 PM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

We're reaching out to the FOD right now for the VWP details re: Butler Co. We do keep detainees there, although the ADP for the year is 75 and max pop has been 89.

Any other facilities mentioned by the reporter that we can check?

---

**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 01:15 PM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

All versions of the standards require monetary compensation. (b)(5)

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 12:59 PM  
**To:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

I also just got this in an e-mail from the reporter about detainees working but not getting paid at an Ohio facility:

FYI -- Just got call from Sheriff Jones from Butler County Ohio. So, he said that none of the immigrant detainees work on chain gangs, they dont leave the four walls. However, he did say that his immigrant detainees work jobs inside the jail. He houses about 300 immigrants on any given day and typically about 50 are working jobs. I asked him whether these folks are paid. he said no. "It's just part of what I require". They do all the work on cleaning, upkeep of the section of the jail where they are housed. He estimated it saves him hundreds of thousands of dollars per year not having to hire staff to handle janitorial and such in that section of the jail. He said his jail is not a member of the federal work program

so he doesnt get a dollar a day reimbursement because his detainees are housed there for too short a period and the federal paper work would not be worth the headache.

SO v (b)(5)

(b)(5)

Logical questions that we will need to ask and get answered on record:

- how many and which facilities do not pay anything or pay less than \$1 a day?
- do ICE's guidelines require payment in money or are the guidelines silent on this?
- In the facilities where non-monetary payment are provided what are examples of alternate payment types?

---

**From:** Johnson, Tae D

**Sent:** Friday, April 11, 2014 10:31 AM

**To:**

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** FW: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 2:45 PM

**To:** Johnson, Tae D

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.

(b)(5)

Let me know if you have any questions.

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management



ICE Enforcement and Removal Operations  
(202) 732-(b)(6);(b)(7)(C) Office  
(202) 903-(b)(7)(C) iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

Hi (b)(6);(

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the pst couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C) 49, who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

If you have intel that I should know (on background) about this case and about her claims, give me a call. I have interviewed immigrants and/or their lawyers currently held at two other facilities and they too have described extra shifts worked in return not for pay but extra food during meals."

Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b)(7)

(b)(6);(b)(7)(C)

Deputy Press Secretary

U.S. Immigration and Customs Enforcement (ICE)

(202) 732- (b)(6);

(202) 615- (b)(7)  
(C)

**From:** Lorenzen-Strait, Andrew R  
**Sent:** 11 Apr 2014 22:04:57 -0400  
**To:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Re: Question from the New York Times on VWP participant

I like it!

(b)(6);(b)(7)(C)  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431 (b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 08:40 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Here is the revised statement.

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 8:38 PM  
**To:** (b)(6);(b)(7)(C) Miller, Philip T; Homan, Thomas (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Proposed Statement:

(b)(5)



(b)(5)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 5:27 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

No, just wasn't sure if something was sent directly to OPA.

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 5:22 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

We are working on it now. You getting pinged?

---

**From:** Bernacke, Michael V  
**Sent:** Friday, April 11, 2014 5:20 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Has an amended statement been prepared?

(b)(6);(b)(7)(C)

(A) Deputy Chief of Staff  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
Desk: 202-732-(b)(6)  
Cell: 202-486-(b)(6)

---

**From:** Gonzalez, Barbara M  
**Sent:** Friday, April 11, 2014 4:04 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

fyi

Barbara Gonzalez  
Press Secretary  
U.S. Immigration and Customs Enforcement (ICE)  
202-732-(b)(6);(b)(7)(C) (office)  
305-970-(b)(7)(C) (cell)

---

**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 4:03 PM  
**To:** (b)(6);(b)(7)(C), Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C), Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)



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**From:** Lorenzen-Strait, Andrew R  
**Sent:** Friday, April 11, 2014 01:55 PM  
**To:** Brooks, Jay M; Christensen, Gillian M; Landy, Kevin; Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C), Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L  
**Subject:** RE: Question from the New York Times on VWP participant

Proposed Statement:

(b)(5)



(b)(5)



(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6); - Direct  
202.431.(b)(7)(C) - Cell

(b)(6);(b)(7)(C)



Homeland Security

~~NOTICE: This communication may contain privileged or otherwise confidential information. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.~~

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 1:33 PM

**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L

**Subject:** Re: Question from the New York Times on VWP participant

Please disregard. (b)(7)(C) just sent the follow-up questions.

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 01:31 PM

**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Flores, Simona L

**Subject:** Re: Question from the New York Times on VWP participant

(b)(6);(b)(5)

(b)(5)





(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 01:24 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

Just Etowah, Stewart and Houston. (b)(5)

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 1:21 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

We're reaching out to the FOD right now for the VWP details re: Butler Co. We do keep detainees there, although the ADP for the year is 75 and max pop has been 89.

Any other facilities mentioned by the reporter that we can check?

---

**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 01:15 PM  
**To:** Christensen, Gillian M; Johnson, Tae D; Brooks, Jay M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** Christensen, Gillian M  
**Sent:** Friday, April 11, 2014 12:59 PM  
**To:** Johnson, Tae D; Brooks, Jay M; Landy, Kevin; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

I also just got this in an e-mail from the reporter about detainees working but not getting paid at an Ohio facility:

FYI -- Just got call from Sheriff Jones from Butler County Ohio. So, he said that none of the immigrant detainees work on chain gangs, they dont leave the four walls. However, he did say that his immigrant detainees work jobs inside the jail. He houses about 300 immigrants on any given day and typically about 50 are working jobs. I asked him whether these folks are paid. he said no. "It's just part of what I require". They do all the work on cleaning, upkeep of the section of the jail where they are housed. He estimated it saves him hundreds of thousands of dollars per year not having to hire staff to handle janitorial and such in that section of the jail. He said his jail is not a member of the federal work program

so he doesnt get a dollar a day reimbursement because his detainees are housed there for too short a period and the federal paper work would not be worth the headache.

SO (b)(5)

(b)(5)

Logical questions that we will need to ask and get answered on record:

- how many and which facilities do not pay anything or pay less than \$1 a day?
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- In the facilities where non-monetary payment are provided what are examples of alternate payment types?

---

**From:** Johnson, Tae D

**Sent:** Friday, April 11, 2014 10:31 AM

**To:**

(b)(6);(b)(7)(C)

**Cc:**

**Subject:** FW: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 2:45 PM

**To:** Johnson, Tae D

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.

(b)(5)

Let me know if you have any questions.

(b)(6);(

(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management

ICE Enforcement and Removal Operations  
(202) 732 (b)(6);(b)(7)(C) Office  
(202) 903 (b)(7)(C) iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

H (b)(6);(b)(7)(C)

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the past couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C) 49, who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

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Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Deputy Press Secretary

U.S. Immigration and Customs Enforcement (ICE)

(202) 732- (b)(6);

(202) 615- (b)(7)

**From:** Lorenzen-Strait, Andrew R  
**Sent:** 13 Apr 2014 18:13:58 -0400  
**To:** Christensen, Gillian M  
**Subject:** RE: Question from the New York Times on VWP participant

Ugh :(

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** Christensen, Gillian M  
**Sent:** Sunday, April 13, 2014 05:08 PM Eastern Standard Time  
**To:** Brooks, Jay M; Landy, Kevin; Johnson, Tae D; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Cole, Justin  
**Subject:** RE: Question from the New York Times on VWP participant

All –

After some additional reporting and finding out about the facility in Butler and Etowah, etc, here's what the reporter is now asking for: A list of the roughly 250 ICE detention facilities and a breakout of which ones do not pay for work provided, what alternate forms of compensation they offer, and whether there are additional guidelines on non-monetary payment of detainees.

I know providing the list of facilities we're currently using is an easy lift but not sure what we can do about the rest. Let's chat in the morning.

Thanks!  
Gillian

---

**From:** Brooks, Jay M  
**Sent:** Friday, April 11, 2014 4:42 PM  
**To:** Landy, Kevin; Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)



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**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 04:13 PM  
**To:** Brooks, Jay M; Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

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**From:** Brooks, Jay M  
**Sent:** Friday, April 11, 2014 04:08 PM  
**To:** Landy, Kevin; Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 04:05 PM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** Brooks, Jay M  
**Sent:** Friday, April 11, 2014 02:02 PM  
**To:** Johnson, Tae D; Landy, Kevin; Christensen, Gillian M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 01:54 PM  
**To:** Landy, Kevin; Christensen, Gillian M; Brooks, Jay M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)



-----Original Message-----

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 01:15 PM Eastern Standard Time

**To:** (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P

**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 12:59 PM

**To:** Johnson, Tae D; (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P

**Subject:** RE: Question from the New York Times on VWP participant

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(b)(5)

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**From:** Johnson, Tae D

**Sent:** Friday, April 11, 2014 10:31 AM

**To:** (b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** FW: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 2:45 PM  
**To:** Johnson, Tae D  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.

(b)(5)

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(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management  
ICE Enforcement and Removal Operations  
(202) 732-(b)(6); Office  
(202) 903-(b)(7)(C) iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

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Thanks!

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)  
Deputy Press Secretary  
U.S. Immigration and Customs Enforcement (ICE)  
(202) 732 (b)(6);  
(202) 615 (b)(7)(C)

**From:** Johnson, Tae D  
**Sent:** 13 Apr 2014 20:33:23 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

-----Original Message-----

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Sunday, April 13, 2014 08:26 PM Eastern Standard Time  
**To:** Johnson, Tae D  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(b)(7)(C)

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** Johnson, Tae D  
**Sent:** Sunday, April 13, 2014 07:07 PM Eastern Standard Time  
**To:** Christensen, Gillian M; Brooks, Jay M; Landy, Kevin; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Cole, Justin  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

-----Original Message-----

**From:** Christensen, Gillian M  
**Sent:** Sunday, April 13, 2014 05:08 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P; Cole, Justin  
**Subject:** RE: Question from the New York Times on VWP participant

All –

After some additional reporting and finding out about the facility in Butler and Etowah, etc, here's what the reporter is now asking for: A list of the roughly 250 ICE detention facilities and a breakout of which ones do not pay for work provided, what alternate forms of compensation they offer, and whether there are additional guidelines on non-monetary payment of detainees.

I know providing the list of facilities we're currently using is an easy lift but not sure what we can do about the rest. Let's chat in the morning.

Thanks!

(b)(6);(b)(7)

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 4:42 PM

**To:** Landy, Kevin; Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R

**Cc:** I (b)(6);(b)(7) Gonzalez, Barbara M; Hale, Brian P

**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

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**From:** Landy, Kevin

**Sent:** Friday, April 11, 2014 04:13 PM

**To:** (b)(6);(b)(7)(C) Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P

**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

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**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 04:08 PM

**To:** (b)(6);(b)(7)(C) Johnson, Tae D; Christensen, Gillian M; Lorenzen-Strait, Andrew R

**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P

**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

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**From:** (b)(6);(b)(7)(C)

**Sent:** Friday, April 11, 2014 04:05 PM

**To:** (b)(6);(b)(7)(C) Johnson, Tae D; (b)(6);(b)(7)(C)



**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 02:02 PM  
**To:** Johnson, Tae D; Landy, Kevin; Christensen, Gillian M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

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**From:** Johnson, Tae D  
**Sent:** Friday, April 11, 2014 01:54 PM  
**To:** Landy, Kevin; Christensen, Gillian M; Brooks, Jay M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

(b)(5)

-----Original Message-----

**From:** Landy, Kevin  
**Sent:** Friday, April 11, 2014 01:15 PM Eastern Standard Time  
**To:** Christensen, Gillian M; Johnson, Tae D; Brooks, Jay M; Lorenzen-Strait, Andrew R  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M; Hale, Brian P  
**Subject:** Re: Question from the New York Times on VWP participant

(b)(5)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 11, 2014 12:59 PM  
**To:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M; Hale, Brian P  
**Subject:** RE: Question from the New York Times on VWP participant

I also just got this in an e-mail from the reporter about detainees working but not getting paid at an Ohio facility:

FYI -- Just got call from Sheriff Jones from Butler County Ohio. So, he said that none of the immigrant detainees work on chain gangs, they dont leave the four walls. However, he did say that his immigrant



detainees work jobs inside the jail. He houses about 300 immigrants on any given day and typically about 50 are working jobs. I asked him whether these folks are paid. he said no. "It's just part of what I require". They do all the work on cleaning, upkeep of the section of the jail where they are housed. He estimated it saves him hundreds of thousands of dollars per year not having to hire staff to handle janitorial and such in that section of the jail. He said his jail is not a member of the federal work program so he doesn't get a dollar a day reimbursement because his detainees are housed there for too short a period and the federal paper work would not be worth the headache.

SO w (b)(5)

(b)(5)

Logical questions that we will need to ask and get answered on record:

- how many and which facilities do not pay anything or pay less than \$1 a day?
- do ICE's guidelines require payment in money or are the guidelines silent on this?
- In the facilities where non-monetary payment are provided what are examples of alternate payment types?

---

**From:** Johnson, Tae D

**Sent:** Friday, April 11, 2014 10:31 AM

**To:**

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** FW: Question from the New York Times on VWP participant

(b)(5)

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**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 10, 2014 2:45 PM

**To:** Johnson, Tae D

**Cc:**

(b)(6);(b)(7)(C)

**Subject:** RE: Question from the New York Times on VWP participant

Tae, as we just discussed.

(b)(5)

Let me know if you have any questions.

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Detention Monitoring Unit  
Detention Management Division  
Custody Management  
ICE Enforcement and Removal Operations  
(202) 732 (b)(6);( Office  
(202) 903 (b)(7)(C) iPhone

---

**From:** Johnson, Tae D  
**Sent:** Thursday, April 10, 2014 11:53 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Question from the New York Times on VWP participant

Please reach out to the DSM and confirm whether detainees are paid at Etowah. Also get copies of the local policies related to VWPP for Yuba and Etowah. Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 10, 2014 10:14 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** Question from the New York Times on VWP participant

Hi (b)(6);(

Thanks for taking my call. As discussed, NYT reporter Ian Urbina has been working on a story about VWP for the pst couple weeks which ERO HQ has been very involved in.

Today, he asked me about a specific detainee in Etowah in relation to her claims that she was not paid in terms of getting a \$1/day for her participation in the VWP back in 2009/2010. Here's the narrative the reporter sent me about her case:

"One of the people we may use on record in the story who described this in detail (as did her lawyer separately) is named (b)(6);(b)(7)(C) who fled Liberia during the civil war there and apparently illegally entered the U.S. in 1990. From what I can tell immigration authorities detained Ms. (b)(6);(b)(7)(C) in August 2009 and she was held at the Etowah County Detention Center in Gadsden, Alabama, where she worked most days, scrubbing showers, buffing hallways, and mopping stalls. In return, she earned time outside her cell in a recreational room, she said, where she could mingle with other detainees, watch television or read. She claims that none of the detainees were ever paid for jobs done there. My impression is that (b)(6);(b)(7)(C) has no criminal history. She and her lawyer also said she has always paid her taxes and has two sons, both U.S. citizens and serving in the military. She was released with an electronic ankle bracelet in August, 2010, due to deteriorating health because her home country would not provide travel documents for her return and she now awaits final determination of her legal status.

If you have intel that I should know (on background) about this case and about her claims, give me a call. I have interviewed immigrants and/or their lawyers currently held at two other facilities and they too have described extra shifts worked in return not for pay but extra food during meals.”

Any info you can provide on her case would be extremely helpful – including anything involving her participation in VWP.

Thanks!

(b)(6);(b)(7)

(b)(6);(b)(7)(C)

Deputy Press Secretary

U.S. Immigration and Customs Enforcement (ICE)

(202) 732 (b)(6);

(202) 615 (b)(7)(C)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 4 Apr 2014 14:47:44 -0400  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** RE: CM Response: Folder 73437 Correspondence from the ACLU

Yeah. I got it and ran into her in the hallway. That will be Monday's fun.

(b)(6);(b)(7)(C)  
Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) Direct  
202-491-(b)(7) BlackBerry  
(b)(6);(b)(7)(C) Direct

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**From:** Lorenzen-Strait, Andrew R  
**Sent:** Friday, April 04, 2014 2:47 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Fw: CM Response: Folder 73437 Correspondence from the ACLU

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431 (b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 04, 2014 02:44 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; Lorenzen-Strait, Andrew R; Reid, Michael P  
**Subject:** RE: CM Response: Folder 73437 Correspondence from the ACLU

Hi (b)(6);(

(b)(5)



(b)(5)

Thank you,

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

(202) 732-(b)(6) Desk

(202) 210-(b)(7) Cell

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 03, 2014 11:13 AM

**To:** (b)(6);(b)(7)(C)

**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)

**Subject:** CM Response: Folder 73437 Correspondence from the ACLU

Hi (b)(6);(b)

In a nutshell, this letter is OBE.

See response from CPCO below.

Please let me know how to proceed.

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732-(b)(6);(b)(7)(C)*

*cellular: (202) 373-(b)(6);(b)(7)(C)*

(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, April 03, 2014 9:07 AM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** RE: Due 04 03 Noon CPCO SENT: Folder 73437 Correspondence from the ACLU

(b)(6);(b)(7)(C)

I recommend that (b)(5)

(b)(5)

Please let me know how to proceed.

Thanks.

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) Direct  
202-491-(b)(7) BlackBerry



(b)(6);(b)(7)(C)

– Direct

---

**From:** (b)(6);(b)(7)(C)

**Sent:** Tuesday, April 01, 2014 4:21 PM

**To:** (b)(6);(b)(7)(C)

**Cc:** Johnson, Tae D; (b)(6);(b)(7)(C)

**Subject:** Due 04 03 Noon CPCO SENT: Folder 73437 Correspondence from the ACLU

Hi (b)(6);(b)(7)(C)

Can you guys take first crack at formulating a response.

Thank You,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732-(b)(6);(b)(7)(C)*

*cellular: (202) 373-(b)(6);(b)(7)(C)*

(b)(6);(b)(7)(C)



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**From:** Cross, Duke

**Sent:** Tuesday, April 01, 2014 3:58 PM

**To:** ERO DM Tasking

**Subject:** FW: Request for new folder

Hello CMD,

Please review the attached incoming and provide input/comments/language for an appropriate draft response with any pertinent updates. The ACLU sent the attached directly to the ICE Houston Office of the Chief Counsel.

Your input by COB 04/04/14, is appreciated. If you have questions, please contact me at your convenience.

Thank you in advance,

(b)(6);(b)(7)(C)

*Writer-Editor*  
*Taskings and Correspondence Section*  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
U.S. Department of Homeland Security  
202.732 (b)(7)(O) | 202.49 (b)(7)(BB)

(b)(6);(b)(7)(C)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** 4 Apr 2014 21:04:47 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** Asher, Nathalie R  
**Subject:** Seattle Roundtable Response  
**Attachments:** New Commissary Items w-pricing 033114.pdf, Commissary List 01.09.14.pdf

**Via email**

April 4, 2014

Ms (b)(6);(b)(7)(C)

Thank you again for attending our roundtable on Friday, March 21, regarding the Northwest Detention Center (NWDC). I think it was a very productive conversation. This email provides responses to the questions that were raised during the meeting.

**Question:** Can ICE improve the quality and reliability of the telephone service available at the NWDC?

**Answer:** Upon request, Talton dispatched a service technician to test for call quality and for dropped call on phones in several housing blocks at NWDC. The technician recorded no dropped test calls and assessed that the sound quality is adequate. A review of previous telephone service complaints at NWDC determined that technical issues with the outside parties' phones reduced sound quality.

**Question:** Can the contract between ICE and Talton Communications be shared publicly?

**Answer:** This contract can be found on the ICE FOIA reading room at:

(b)(7)(E)

**Question:** Can ICE reduce the amount of time between the time when a detainee makes a commissary payment for phone use and the point in which that detainee can use those funds to make phone calls.

**Answer:** Deposits into detainees' telephone account are immediately available to detainees. Deposits into detainees' commissary accounts are also immediately available upon deposit. These accounts are separate and, while funds from the commissary account can be transferred into the phone account, the detainee must initiate the transfer in order for the funds to be available for the purposes of making phone calls.

**Question:** Can ICE allow detainees to use services other than Talton to make outside phone calls?

**Answer:** Non-Talton cards cannot be used at any of the ICE facilities where Talton provides the detainee phone service. The detainees can only use Talton cards/services because of the contractual agreement in place.

**Question:** Can ICE reduce the cost of commissary items?

**Answer:** The GEO Group has commitments from Keefe (the commissary provider) to add 20 items to the commissary list that the detainees requested. Keefe has also committed to reducing their prices on at least 20 “top” items currently on the list. This is going through Keefe's internal process and Keefe indicates that the new commissary list, and new prices, should take effect sometime in April.

**Question:** Can ICE provide a list of medical visits that detainees made to third party medical providers (e.g., outside of detention facility)?

**Answer:** ICE does not track this information.

**Question:** How does ICE determine who to assign to the Alternatives to Detention program and what is the total number that can be enrolled in the Seattle AOR?

**Answer:** When a determination is made by the Risk-Classification Assessment (RCA) that an alien is eligible for release with community supervision, the case is referred to an ATD trained officer. The officer will review the circumstances of the case, and based upon myriad factors, make a determination as to the most appropriate level of case management and technology to be assigned to ensure compliance. Factors that are considered include, but are not limited to: current immigration status, compliance history, community ties, being a caregiver or provider, family ties, and other humanitarian concerns or medical conditions.

The Seattle area of responsibility has the contractual capability to monitor up to 550 participants in the Full-Service (FS) component; 350 in Seattle and 200 in Portland. The Technology-Only (TO) component does not have a specific set capacity but is limited by ERO’s ability to efficiently and appropriately monitor the caseload.

**Question:** Can ICE provide copies of past inspection reports for NWDC?

**Answer:** The Office of Detention Oversight Compliance Inspection Report (2012) on NWDC is available at (b)(7)(E)

(b)(7)(E) This and other reports and resources are available in the FOIA Library at <http://www.ice.gov/foia/library/index.htm>.

**Question:** Can ICE provide records on injuries detainees incurred while performing duties under the Voluntary Work Program and can it be shared with external audiences?

**Answer:** ICE does not track this information.

As we continue to follow-up on items discussed in our meeting, certain items require a response on your part for us to fully address them. If you are still interested in our response on these matters, please provide us with the below information.

- Your cost analysis regarding commissary items you perceive to be overpriced (see attached list).
- Alien numbers for specific cases of detainees with alleged disabilities that have not been adequately addressed.
- Alien numbers for specific cases of detainees with alleged medical conditions (e.g., detainees with digestive problems and nose bleeds) that have not been adequately addressed.
- Alien numbers for specific cases of alleged GEO personnel reprisals in NWDC due to hunger protest.

Thank you,

(b)(6);(b)(7)(C)

ERO SEA DFOD

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

Geo Tacoma Item Request					
Item Requested	Description	KCN Alias	Keefe	Comment	Price
Big bags of Chips	Corn Chips	7991	56155	Samples sent Tuesday - 3/18	\$3.50
	Nacho Chips	6150	911	Samples sent Tuesday - 3/18	\$3.25
Bigelow Green Tea	Bigelow Assorted Teas	2128	428	Samples sent Tuesday - 3/18	\$6.95
Cereals	Raisin Bran 20 oz.	3342	10359	Samples sent Tuesday - 3/18	\$5.95
	Cinnamon Squares 20 oz.	3357	10360	Samples sent Tuesday - 3/18	\$5.95
	Froot Loops 1.5 oz.	2716	10954	Samples sent Tuesday - 3/18	\$1.15
	Frosted Flakes 2.1 oz.	2715	10953	Samples sent Tuesday - 3/18	\$1.25
Decaffeinated Coffee	Single Serve Decaf	2006	4452	Samples sent Tuesday - 3/18	\$0.40
Foot Powder for Men	Heritage Antifungal Powder	720	20329	Samples sent Tuesday - 3/18	\$2.95
Headphones	Skull Candy	7183	53263	Skull Candy - not in current warehouse - Sample sent 3/18	\$35.95
Meat/Packaged Meats	Vienna Sausage	6647	3204	Samples sent Tuesday - 3/18	\$2.95
	Fresh Catch Tuna	6826	4317	Samples sent Tuesday - 3/18	\$2.50
Oatmeal	Apple Cinnamon	6520	6087	Samples sent Tuesday - 3/18	\$0.60
Seafood	Fresh Catch Tuna with Jalapenos	2584	10472	Samples sent Tuesday - 3/18	\$2.75
	Fresh Catch Mackerel Fillets in Oil	5178	4385	Samples sent Tuesday - 3/18	\$1.85
	Fresh Catch Salmon Flakes in Water	6191	4391	Samples sent Tuesday - 3/18	\$2.75
V05 Shampoo	V05 Shampoo	0010	22690	Samples sent Tuesday - 3/18	\$4.95
	V05 Conditioner	0011	22691	Samples sent Tuesday - 3/18	\$4.95
Water Color Paper			5636701099	Sample will be sent today - 3/19, If approved I would like to replace -0894 Water Color Paper	\$7.95



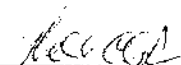
Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE	
<b>BEVERAGES</b>	2060	Keefe Coffee	15	\$0.30	
	2010	KF Instant Coffee Crystals 4 oz	7	\$3.85	
	2015	Keefe 100% Columbian Coffee 3 oz	7	\$4.60	
	2016	Nescafe Classic Coffee 4 oz	7	\$5.00	
	2017	Maxwell House Coffee 4 oz	7	\$4.50	
	2026	Tea Bags 10 pk	7	\$1.10	
	2041	French Vanilla Cappuccino 8oz	5	\$3.55	
	2071	Hot Cocoa 16 oz	5	\$7.50	
	2100	SS Orange Drink 5F	15	\$0.30	
	2105	SS Tea No Sugar	15	\$0.30	
	2110	SS FRUIT PUNCH NO SUGAR	15	\$0.30	
	2120	SS LEMONADE NO SUGAR	15	\$0.30	
	2303	Orange Drink 6 oz	5	\$2.25	
	2310	Lemonade 6 oz	5	\$2.25	
	2333	KoolAid - Grape 12 oz	5	\$3.05	
	2396	20oz Pepsi	2	\$1.85	
	2398	20oz Diet Pepsi	2	\$1.85	
	2450	20oz Rootbeer	2	\$1.85	
	2386	20oz Dr. Pepper	2	\$1.85	
	2387	20oz Mt. Dew	2	\$1.85	
	2456	20oz Aquafina Grape Splash	2	\$1.50	
	<b>MEALS</b>	6600	Flour Tortillas 6ct - 8oz	5	\$1.75
		2664	Macaroni & Cheese 3 oz	7	\$1.35
		2655	ply Mac & Cheese 3oz	7	\$1.35
		2669	Spicy Cheesy Refried Beans 4 oz	7	\$1.55
6050		KF Instant Rice 8 oz	5	\$1.70	
6700		Refried Beans 8 oz	5	\$2.10	
6826		Santitas 4.75 oz p/soft	7	\$2.25	
6172		Chili No Beans 11.25 oz	7	\$2.25	
6174		Hot Chili w/Beans 11.25 oz	7	\$2.25	
6176		Beef Stew 11.25 oz	7	\$2.25	
6195		Chicken Breast 4.5 oz	7	\$3.00	
6196		Lasagna w/Beef 11.25 oz	7	\$2.25	
<b>SNACK ITEMS</b>	6114	Hot Fries	7	\$0.95	
	6102	Stuffed Jalapeno Chips 1.5 oz	7	\$0.95	
	6103	Habanero Hot Tortilla Chips 1.5 oz	7	\$0.95	
	6106	Pretzels	7	\$0.95	
	6120	Nacho Tortilla Chips 1.5 oz	7	\$0.95	
	6105	BBQ Potato Chips 1.5 oz	7	\$0.95	
	6125	Hot Chips 1.5 oz	7	\$0.95	
	6100	Regular Potato Chips	7	\$0.95	
	6116	Cheese Puffs 2 oz	7	\$1.40	
	6127	Hot Spicy Pork Rinds 2.0oz	7	\$1.60	
	6200	Natural Microwave Popcorn	7	\$0.75	
	6201	Butter Microwave Popcorn	7	\$0.80	
	6134	Caramel Popcorn 3.5 oz	7	\$1.50	
	6137	Cheese Popcorn 1.5 oz	7	\$0.95	
	6154	Doritos Nacho Cheese 2 oz	7	\$0.95	
	6159	Frito Lay Flaming Hot Cheetos 1.75 oz	7	\$0.95	
	6167	Frito Lay Cheese Crunchy 2 oz	7	\$0.95	
	2737	Fritos Chili Cheese	7	\$0.95	
	2749	Chili Cheese Fritos 10.5 oz	3	1.30	
	6691	White Cheddar Popcorn 1 oz	7	\$0.90	
	6231	Cheer Mix 1.75 oz	7	\$0.95	
	6208	Student Mix 3.75 oz	7	\$3.85	
	6211	Deluxe Snackens Mix 3.75 oz	7	\$2.75	
	6212	Spicy Cajun Mix 3.5 oz	7	\$1.75	
	6213	Health Mix 3.25 oz	7	\$1.75	
	6606	Salted Peanuts 1.75 oz	7	\$0.75	
	6216	HONEY ROAST PEANUTS 2.5GZ	7	\$1.00	
	6214	Sunflower Kernels	7	\$0.85	
	6220	Cornnuts Chili Picante 1.4 oz	7	\$0.70	
	6222	Cornnuts BBQ 1.4 oz	7	\$0.70	
	6234	Cornnuts Ranch 1.4 oz	7	\$0.65	
	6296	Original Flavor Beef Jerky Bag 0.9 oz	7	\$2.25	
	2615	Summer Sausage Regular 1.6 oz	7	\$1.40	
	3581	High Heat Sausage 1.6 oz	7	\$1.45	
	6311	Sliced Pepperonis Package 3.5 oz	7	\$2.50	
	6320	Beef & Cheese Stick 1.125 oz	7	\$1.00	
	3110	Simply Social Crackers 5 oz Box	7	\$1.50	
	3113	Low Salt Crackers	7	\$0.85	
	3219	Austin Cheese on Cheese Cracker 1.38 oz	7	\$0.55	
	3222	Austin Peanut Butter on Toasted Cracker 1.38 oz	7	\$0.55	
3223	Austin Peanut Butter on Cheese Cracker 1.38 oz	7	\$0.55		

	CODE	ITEM	MAX	PRICE	
<b>SOUPS</b>	6046	CHICKEN RAMEN NOODLE	7	\$0.60	
	6059	SHRIMP RAMEN NOODLE	7	\$0.60	
	6048	BEEF RAMEN NOODLE	7	\$0.60	
	6053	CAJUN SHRIMP RAMEN W/LIME	7	\$0.60	
	6026	CHILI RAMEN NOODLE	7	\$0.60	
	6013	CAJUN CHICKEN RAMEN	7	\$0.50	
	6032	HOT & SPICY VEG RAMEN	7	\$0.60	
	6673	RAMEN RICE NOODLES 3 7OZ	5	\$1.00	
	<b>COOKIES &amp; PASTRIES</b>	3010	2.75OZ CHOC. CHIP COOKIES	7	\$0.75
		3015	2.75OZ OATMEAL RAISIN COOKIES	7	\$0.75
3029		OREO SANDWICH COOKIES 55	7	\$0.80	
3030		VANILLA CREME COOKIES 6OZ	7	\$1.10	
3031		ORANG-PNAPPLE COOKIES 6OZ	7	\$1.10	
3035		CHOC CHIP COOKIES 8OZ	7	\$1.20	
3040		ICED OATMEAL COOKIES 6OZ	7	\$1.10	
3045		DUPLEX CREME COOKIES 5OZ	7	\$1.10	
3193		Kellogg Strawberry PopTart 2pk	7	\$0.95	
3218		FUDGE BROWNIE 3.75 OZ	7	\$1.10	
3245		D-DUNK 1.7OZ ONE SERVING	15	\$0.45	
3205		CHOCOLATE MARSHMALLOW PIE	7	\$0.95	
3226		CHOC ICED CHOC DONUT 3 9OZ	7	\$1.05	
3230		PEANUT BUTTER WAFERS 55	15	\$0.70	
3231		OATMEAL CAKES SINGLE SERVE	15	\$0.35	
3248	ICED CINNAMON SWIRL 4OZ	7	\$1.10		
3261	MEGA HONEY BUN 4.75OZ	7	\$1.10		
3236	Swiss Rolls 2PK	15	\$0.45		
3270	CHOC CREME CUPCAKES 4OZ	7	\$1.40		
3290	STRAWBERRY DONUT 2PK 4OZ	7	\$1.05		
3327	CHOC DRIZZLED DANISH	7	\$1.05		
<b>CANDY</b>	4100	BUTTERSOTCH BUTTONS 4.25OZ	7	\$1.15	
	4110	LEMON DROPS 4.75OZ	7	\$1.15	
	4115	RED LICORICE BITES 2OZ	7	\$1.15	
	4120	ROOTBEER BARRELS 4.25OZ	7	\$1.15	
	4145	STARLITE MINTS 3.75OZ	7	\$1.15	
	4146	ATOMIC FIRE BALLS 3OZ	7	\$1.15	
	4150	SOUR FRUIT BALLS 4.25OZ	7	\$1.15	
	4155	SUGAR FREE WILD FRUIT 1.7OZ	7	\$1.10	
	4160	TOOTSIE ROLLS 2.75OZ	7	\$1.15	
	4103	BIT O' HONEY 2.75OZ	7	\$1.15	
	4121	JELLY BEANS 4.25 OZ.	7	\$1.15	
	4125	WINTERGREEN MINTS ROLL	7	\$1.15	
	4154	ORANGE SLICES 3.7 OZ	7	\$1.15	
	4135	JOLLY RANCHERS ASSI 3.7OZ	7	\$1.15	
	4000	M&M PLAIN	7	\$0.95	
	4001	M&M PEANUT	7	\$0.95	
	4004	BABY RUTH BAR	7	\$0.95	
	4005	BUTTERFINGER	7	\$0.95	
4010	SNICKERS BAR	7	\$0.55		
4018	MILKY WAY CANDY BAR	7	\$0.95		
4015	KESTLES CRUNCH	7	\$0.95		
4019	CHICK C STICK	7	\$0.40		
4031	TWIX BAR	7	\$0.95		
4035	REESES P/BUTTER CUP	7	\$0.95		
4037	HERSHEY'S WALMONDS	7	\$0.95		
4043	SNICKERS W/ ALMONDS	7	\$0.95		
4887	ROCKY ROAD BAR	7	\$0.95		
<b>STATIONERY</b>	1631	Give Stick	5	\$1.50	
	0894	Colored Paper 250ct	1	\$22.00	
	1015	MANILLA ENVELOPE	1	\$0.20	
	1050	BOOK OF TEN STAMPS	1	\$4.90	
	1003	LARGE STAMPED ENVELOPE	1	\$0.58	
	1050	8.5 X 11 LETTER PAD WH	1	\$1.70	
	1062	8.5 X 14 LEGAL PAD YEL	1	\$1.70	
	1070	SKETCH PAD 8.5 X 11 WH	1	\$3.80	
	1075	PENCIL (GOLF TYPE)	1	\$0.05	
	1103	BIRTHDAY CARD	5	\$0.85	
	1109	FRIENDSHIP CARD	5	\$0.85	
	1124	SPANISH FRIENDSHIP CARD	5	\$0.85	
1080	COLORED PENCILS	1	\$2.55		
1121	Holiday Greeting Card	5	\$0.85		
1156	Address Book	1	\$3.25		
0868	Document Folder	1	\$1.75		
1085	BEVELED ERASER	1	\$0.80		

Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE
CONDIMENTS	2078	Sugar 10/Pack	15	\$0.35
	2087	Non-Dairy Creamer 10 pk	15	\$0.35
	2091	Sugar Twin 10 PK	15	\$0.40
	2035	10PK SALT	5	\$0.40
	2036	10PK PEPPER	5	\$0.40
	6262	Mayonnaise 12PK	5	\$1.00
	6412	SS GRAPE JELLY 1 OZ.	15	\$0.40
	6425	SSPLAINLT BUTTER 1.12OZ	15	\$0.60
	6428	SHARP CHDR CHEESE SQUEEZE 2OZ	7	\$0.75
	6479	JALAPENO CHEESE SQUEEZE 2OZ	7	\$0.75
	6255	JALAPENO NACHO CHS DIP 4OZ	7	\$1.25
	6446	HABANERO CHS SPREAD 8OZ	5	\$2.45
	6450	SHARP CHEESE SPREAD 8OZ	5	\$2.40
	6501	PICKLE (MILD)	7	\$0.80
	2789	TAPATIO HOT SAUCE 5OZ	5	\$1.80
	6656	SRIRACHA CHILI SAUCE 17OZ	2	\$3.25
	6507	SLICED JALA PEP SLICES .7OZ	5	\$0.45
	6512	LOUISIANA HOT SAUCE 6OZ	5	\$1.70
6508	SOY SAUCE 6 OZ	5	\$1.70	
6264	KETCHUP 12PK	5	\$0.50	
BREAKFAST	2757	Sweet & Salty Almond Bar	7	\$1.25
	2758	Crunchy Granola PB Bar (ea)	7	\$0.85
	2759	Crunchy Granola Oats n Honey (ea)	7	\$0.85
	6400	GRANOLA BAR CHOC CHIP	7	\$0.70
	6526	SS CINNAMON OATMEAL	15	\$0.60
	6527	SS MAPL & BRN SRG OATMEAL	15	\$0.60
6540	ZC STRAWBERRY CEREAL BAR 1.3OZ	7	\$0.55	
HYGIENE	0001	4OZ SHAMPOO	2	\$2.00
	0002	4OZ CONDITIONER	2	\$2.00
	0020	4OZ DANDRUFF SHAMPOO	2	\$1.35
	0040	HAIR FOOD W/VITAMIN E	2	\$2.30
	0103	MEN LADY'S CLR GEL OE	2	\$3.25
	0105	P-LIP EXTREME DEODORANT	2	\$3.25
	0121	MEN ACTVFRSH CLR DEOD	2	\$3.25
	0145	FRESHSCENT .5OZ CLR DE	2	\$1.00
	0200	4OZ BABY POWDER	2	\$0.55
	0205	4OZ BABY OIL	2	\$1.20
	0210	4OZ SKIN CARE LOTION	2	\$1.22
	0215	COCOA BUTTER LOTION 4O	2	\$1.10
	0251	GEN TINACTIN/TOLNARY C	2	\$7.73
	0273	LIP BALM	2	\$1.13
	0331	SHAVE CREAM 7 OZ	1	\$1.95
	0355	MAX BODY SHAMPOO 15 OZ	2	\$3.00
	0356	NEXT1 MAX BODY COND 15 OZ	2	\$3.00
	0518	PANTEEN SHAMPOO 12.6OZ	1	\$8.95
	0519	PANTEEN CONDITIONER 12.6OZ	1	\$8.95
	0400	IRISH SPRING 3 2OZ SOA	2	\$1.50
	0410	IVORY SOAP 12/BAR	2	\$1.10
	0424	MOISTURIZING SOAP 5 OZ	2	\$1.15
	0440	DOVE SOAP	2	\$2.30
	0490	SOAP DISH	1	\$1.05
	0500	6OZ MINT MTHWSH	1	\$1.15
	0507	COLGATE CLR GEL T/P 4.	1	\$2.14
	0197	CLEAR TOOTHPASTE 6OZ	2	\$0.20
	0525	CLEAR TOOTHPASTE 3 OZ	2	\$1.00
	0557	ANTISHANK TOOTHRUSH	2	\$0.18
	0787	STYLER COMB	2	\$1.50
	0800	5 INCH COMB	2	\$0.52
	0855	FONYTAIL HOLDER	2	\$0.45
0783	NAIL CLIPPER	1	\$2.60	
0540	DENTAL FLOSS 100YDS	1	\$1.55	
0320	REG MAGIC SHAVE CREAM 6OZ	2	\$3.95	
0407	Lever 2000 Soap 4OZ	2	\$2.00	
0951	Tek Pro Ling Toothbrush Med	1	\$1.00	
0815	hairbrush, no handle	1	\$3.35	
0594	Cleure Cleanser	1	\$7.50	

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	CODE	ITEM	MAX	PRICE
MISCELLANEOUS	1086	POCKET DICTIONARY	1	\$5.05
	1087	SPANISH ENGLISH DICTIONARY	1	\$5.05
	1300	PLAYING CARDS	1	\$1.80
	1305	PINOCHLE CARDS	1	\$1.80
	1400	BOWL W/ LID	2	\$1.00
	1417	SPOON (PLASTIC)	5	\$0.10
	1430	WASHCLOTH WHITE	2	\$1.15
	0797	CLEAR MAKEUP BAG	1	\$5.00
	0640	Shower Cap	1	\$0.20
	1289	READING GLASSES +1.00	1	\$7.05
	1275	READING GLASSES +1.25	1	\$7.05
	1976	READING GLASSES +1.50	1	\$7.05
	1281	READING GLASSES +1.75	1	\$7.05
	1977	READING GLASSES +2.00	1	\$7.05
	1282	READING GLASSES +2.25	1	\$7.05
	1985	READING GLASSES +3.00	1	\$7.05
	0706	CONTACT LENS HOLDER	1	\$1.00
	1256	FOAM EAR PLUGS	2	\$0.60
3906	KOSS CL-2 HEADPHONES	1	\$7.00	
6976	SONY DIGITAL AM/FM	1	\$40.00	
1415	PLASTIC CUP 22OZ	1	\$0.65	
1412	INSID COFFEE MUG/LID	1	\$2.00	
MEDS	0695	OMEGA 3 FISH OIL PILLS	1	\$13.95
	0688	DYNAMIC MUSCLE BUILDER VANIL 29OZ	1	\$14.95
	0514	GEN TYLENOLINON-ASPIRI	8	\$0.54
	0651	GEN PRPARTN H (OINTMEN	1	\$4.50
	0652	TRIPLE ANTBOTIC OINTM	1	\$4.50
	0654	METAMUCIL FIBER WAFERS	5	\$1.00
	635	LIQUID ANTACID	1	\$5.00
	655	GENERIC PEPTO BISMOL	1	\$3.75
	533	SENSODYNE TOOTHPASTE 4OZ	1	\$6.75
	0671	GEN CGH DRIPS CHRY 30/	1	\$2.35
0680	1 DAY MULTI-VIT(NO IRON)	1	\$2.55	
0595	EFFERGRIP 2.5OZ	1	\$4.25	
0695	GEN SALN SALT-MULTI PRP	1	\$3.23	
SHOES	1751	VFORCE SWAGGER SHOE MENS SZ 7	1	\$26.99
	1753	VFORCE SWAGGER SHOE MENS SZ 8	1	\$26.99
	1853	VFORCE SWAGGER SHOE MENS SZ 9	1	\$26.99
	1854	VFORCE SWAGGER SHOE MENS SZ 10	1	\$26.99
	1759	VFORCE SWAGGER SHOE MENS SZ 11	1	\$26.99
	1856	VFORCE SWAGGER SHOE MENS SZ 12	1	\$26.99
	1761	VFORCE SWAGGER SHOE MENS SZ 13	1	\$26.99
	1857	VFORCE SWAGGER SHOE MENS SZ 14	1	\$26.99
	7458	PUMA EL REY MID SZ 7	1	\$59.95
	7459	PUMA EL REY MID SZ 7.5	1	\$59.95
	7461	PUMA EL REY MID SZ 8	1	\$59.95
	7466	PUMA EL REY MID SZ 8.5	1	\$59.95
	7467	PUMA EL REY MID SZ 9	1	\$59.95
	7468	PUMA EL REY MID SZ 9.5	1	\$59.95
	7497	PUMA EL REY MID SZ 10	1	\$59.95
7498	PUMA EL REY MID SZ 10.5	1	\$59.95	
7505	PUMA EL REY MID SZ 11	1	\$59.95	
7520	PUMA EL REY MID SZ 11.5	1	\$59.95	
7537	PUMA EL REY MID SZ 12	1	\$59.95	
7549	PUMA EL REY MID SZ 13	1	\$59.95	
SWEATS	1581	SWEATSHIRT SMALL GRAY	1	\$9.00
	1587	SWEATSHIRT MEDIUM GRAY	1	\$9.00
	1583	SWEATSHIRT LARGE GRAY	1	\$9.00
	1584	SWEATSHIRT XL GRAY	1	\$9.00
	1585	SWEATSHIRT 2XL GRAY	1	\$14.00
	1587	SWEATPANTS SMALL GRAY	1	\$9.00
	1588	SWEATPANTS MEDIUM GRAY	1	\$9.00
	1589	SWEATPANTS LARGE GRAY	1	\$9.00
	1590	SWEATPANTS XL GRAY	1	\$9.00
	1591	SWEATPANTS 2XL GRAY	1	\$14.00
YARN	1374	PURPLE YARN	1	\$2.70
	1359	YELLOW YARN	1	\$2.70
	1351	WHITE YARN	1	\$2.70
	1381	GREEN YARN	1	\$2.70

**From:** (b)(6);(b)(7)(C)  
**Sent:** 4 Apr 2014 21:04:47 -0400  
**To:** colectivalegal@gmail.com;sandy@colectivalegal.org  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Seattle Roundtable Response  
**Attachments:** New Commissary Items w-pricing 033114.pdf, Commissary List 01.09.14.pdf

**Via email**

April 4, 2014

Ms. Restrepo and Ms. Cházaro:

Thank you again for attending our roundtable on Friday, March 21, regarding the Northwest Detention Center (NWDC). I think it was a very productive conversation. This email provides responses to the questions that were raised during the meeting.

**Question:** Can ICE improve the quality and reliability of the telephone service available at the NWDC?

**Answer:** Upon request, Talton dispatched a service technician to test for call quality and for dropped call on phones in several housing blocks at NWDC. The technician recorded no dropped test calls and assessed that the sound quality is adequate. A review of previous telephone service complaints at NWDC determined that technical issues with the outside parties' phones reduced sound quality.

**Question:** Can the contract between ICE and Talton Communications be shared publicly?

**Answer:** This contract can be found on the ICE FOIA reading room at:  
<http://www.ice.gov/doclib/foia/contracts/hscedm-09-c-00009taltoncommunications.pdf>.

**Question:** Can ICE reduce the amount of time between the time when a detainee makes a commissary payment for phone use and the point in which that detainee can use those funds to make phone calls.

**Answer:** Deposits into detainees' telephone account are immediately available to detainees. Deposits into detainees' commissary accounts are also immediately available upon deposit. These accounts are separate and, while funds from the commissary account can be transferred into the phone account, the detainee must initiate the transfer in order for the funds to be available for the purposes of making phone calls.

**Question:** Can ICE allow detainees to use services other than Talton to make outside phone calls?

**Answer:** Non-Talton cards cannot be used at any of the ICE facilities where Talton provides the detainee phone service. The detainees can only use Talton cards/services because of the contractual agreement in place.

**Question:** Can ICE reduce the cost of commissary items?

**Answer:** The GEO Group has commitments from Keefe (the commissary provider) to add 20 items to the commissary list that the detainees requested. Keefe has also committed to reducing their prices on at least 20 “top” items currently on the list. This is going through Keefe's internal process and Keefe indicates that the new commissary list, and new prices, should take effect sometime in April.

**Question:** Can ICE provide a list of medical visits that detainees made to third party medical providers (e.g., outside of detention facility)?

**Answer:** ICE does not track this information.

**Question:** How does ICE determine who to assign to the Alternatives to Detention program and what is the total number that can be enrolled in the Seattle AOR?

**Answer:** When a determination is made by the Risk-Classification Assessment (RCA) that an alien is eligible for release with community supervision, the case is referred to an ATD trained officer. The officer will review the circumstances of the case, and based upon myriad factors, make a determination as to the most appropriate level of case management and technology to be assigned to ensure compliance. Factors that are considered include, but are not limited to: current immigration status, compliance history, community ties, being a caregiver or provider, family ties, and other humanitarian concerns or medical conditions.

The Seattle area of responsibility has the contractual capability to monitor up to 550 participants in the Full-Service (FS) component; 350 in Seattle and 200 in Portland. The Technology-Only (TO) component does not have a specific set capacity but is limited by ERO’s ability to efficiently and appropriately monitor the caseload.

**Question:** Can ICE provide copies of past inspection reports for NWDC?

**Answer:** The Office of Detention Oversight Compliance Inspection Report (2012) on NWDC is available at <http://www.ice.gov/doclib/foia/odo-compliance-inspections/2012northwest-detention-center-tacoma-wa-jan10-12.pdf>. This and other reports and resources are available in the FOIA Library at <http://www.ice.gov/foia/library/index.htm>.

**Question:** Can ICE provide records on injuries detainees incurred while performing duties under the Voluntary Work Program and can it be shared with external audiences?

**Answer:** ICE does not track this information.

As we continue to follow-up on items discussed in our meeting, certain items require a response on your part for us to fully address them. If you are still interested in our response on these matters, please provide us with the below information.

- Your cost analysis regarding commissary items you perceive to be overpriced (see attached list).
- Alien numbers for specific cases of detainees with alleged disabilities that have not been adequately addressed.
- Alien numbers for specific cases of detainees with alleged medical conditions (e.g., detainees with digestive problems and nose bleeds) that have not been adequately addressed.
- Alien numbers for specific cases of alleged GEO personnel reprisals in NWDC due to hunger protest.

Thank you,

(b)(6),(b)(7)(C)

ERO SEA DFOD

(b)(6),(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

Geo Tacoma Item Request					
Item Requested	Description	KCN Alias	Keefe	Comment	Price
Big bags of Chips	Corn Chips	7991	56155	Samples sent Tuesday - 3/18	\$3.50
	Nacho Chips	6150	911	Samples sent Tuesday - 3/18	\$3.25
Bigelow Green Tea	Bigelow Assorted Teas	2128	428	Samples sent Tuesday - 3/18	\$6.95
Cereals	Raisin Bran 20 oz.	3342	10359	Samples sent Tuesday - 3/18	\$5.95
	Cinnamon Squares 20 oz.	3357	10360	Samples sent Tuesday - 3/18	\$5.95
	Froot Loops 1.5 oz.	2716	10954	Samples sent Tuesday - 3/18	\$1.15
	Frosted Flakes 2.1 oz.	2715	10953	Samples sent Tuesday - 3/18	\$1.25
Decaffeinated Coffee	Single Serve Decaf	2006	4452	Samples sent Tuesday - 3/18	\$0.40
Foot Powder for Men	Heritage Antifungal Powder	720	20329	Samples sent Tuesday - 3/18	\$2.95
Headphones	Skull Candy	7183	53263	Skull Candy - not in current warehouse - Sample sent 3/18	\$35.95
Meat/Packaged Meats	Vienna Sausage	6647	3204	Samples sent Tuesday - 3/18	\$2.95
	Fresh Catch Tuna	6826	4317	Samples sent Tuesday - 3/18	\$2.50
Oatmeal	Apple Cinnamon	6520	6087	Samples sent Tuesday - 3/18	\$0.60
Seafood	Fresh Catch Tuna with Jalapenos	2584	10472	Samples sent Tuesday - 3/18	\$2.75
	Fresh Catch Mackerel Fillets in Oil	5178	4385	Samples sent Tuesday - 3/18	\$1.85
	Fresh Catch Salmon Flakes in Water	6191	4391	Samples sent Tuesday - 3/18	\$2.75
V05 Shampoo	V05 Shampoo	0010	22690	Samples sent Tuesday - 3/18	\$4.95
	V05 Conditioner	0011	22691	Samples sent Tuesday - 3/18	\$4.95
Water Color Paper			5636701099	Sample will be sent today - 3/19, If approved I would like to replace -0894 Water Color Paper	\$7.95



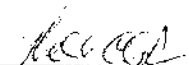
Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE	
BEVERAGES	2060	Keefe Coffee	15	\$0.30	
	2010	KF Instant Coffee Crystals 4 oz	7	\$3.85	
	2015	Keefe 100% Columbian Coffee 3 oz	7	\$4.60	
	2016	Nescafe Classic Coffee 4 oz	7	\$5.00	
	2017	Maxwell House Coffee 4 oz	7	\$4.50	
	2026	Tea Bags 10 pk	7	\$1.10	
	2041	French Vanilla Cappuccino 8oz	5	\$3.55	
	2071	Hot Cocoa 16 oz	5	\$7.50	
	2100	SS Orange Drink 5F	15	\$0.30	
	2105	SS Tea No Sugar	15	\$0.30	
	2110	SS FRUIT PUNCH NO SUGAR	15	\$0.30	
	2120	SS LEMONADE NO SUGAR	15	\$0.30	
	2303	Orange Drink 6 oz	5	\$2.25	
	2310	Lemonade 6 oz	5	\$2.25	
	2333	KoolAid - Grape 12 oz	5	\$3.05	
	2396	20oz Pepsi	2	\$1.85	
	2398	20oz Diet Pepsi	2	\$1.85	
	2450	20oz Rootbeer	2	\$1.85	
	2386	20oz Dr. Pepper	2	\$1.85	
	2387	20oz Mt. Dew	2	\$1.85	
	2456	20oz Aquafina Grape Splash	2	\$1.50	
	MEALS	6600	Flour Tortillas 6ct - 8oz	5	\$1.75
		2664	Macaroni & Cheese 3 oz	7	\$1.35
		2655	Mac & Cheese 3oz	7	\$1.35
		2669	Spicy Cheesy Refried Beans 4 oz	7	\$1.55
6050		KF Instant Rice 8 oz	5	\$1.20	
6700		Refried Beans 8 oz	5	\$2.10	
6826		Santitas 4.75 oz p/soft	7	\$2.25	
6172		Chili No Beans 11.25 oz	7	\$2.25	
6174		Hot Chili w/Beans 11.25 oz	7	\$2.25	
6176		Beef Stew 11.25 oz	7	\$2.25	
6195		Chicken Breast 4.5 oz	7	\$3.00	
6196		Lasagna w/Beef 11.25 oz	7	\$2.25	
SNACK ITEMS	6114	Hot Fries	7	\$0.95	
	6102	Stuffed Jalapeno Chips 1.5 oz	7	\$0.95	
	6103	Habanero Hot Tortilla Chips 1.5 oz	7	\$0.95	
	6106	Pretzels	7	\$0.95	
	6120	Nacho Tortilla Chips 1.5 oz	7	\$0.95	
	6105	BBQ Potato Chips 1.5 oz	7	\$0.95	
	6125	Hot Chips 1.5 oz	7	\$0.95	
	6100	Regular Potato Chips	7	\$0.95	
	6116	Cheese Puffs 2 oz	7	\$1.40	
	6127	Hot Spicy Pork Rinds 2.0oz	7	\$1.60	
	6200	Natural Microwave Popcorn	7	\$0.75	
	6201	Butter Microwave Popcorn	7	\$0.80	
	6134	Caramel Popcorn 3.5 oz	7	\$1.50	
	6137	Cheese Popcorn 1.5 oz	7	\$0.95	
	6154	Doritos Nacho Cheese 2 oz	7	\$0.95	
	6159	Frito Lay Flaming Hot Cheetos 1.75 oz	7	\$0.95	
	6167	Frito Lay Cheese Crunchy 2 oz	7	\$0.95	
	6137	Fritos Chili Cheese	7	\$0.95	
	6219	Chili Cheese Fritos 10.5 oz	3	1.30	
	6691	White Cheddar Popcorn 1 oz	7	\$0.90	
	6231	Cheer Mix 1.75 oz	7	\$0.95	
	6208	Student Mix 3.75 oz	7	\$3.85	
	6211	Deluxe Snackens Mix 3.75 oz	7	\$2.75	
	6212	Spicy Cajun Mix 3.5 oz	7	\$1.75	
	6213	Health Mix 3.25 oz	7	\$1.75	
	6606	Salted Peanuts 1.75 oz	7	\$0.75	
	6216	HONEY ROAST PEANUTS 2.5GZ	7	\$1.00	
	6214	Sunflower Kernels	7	\$0.85	
	6220	Cornnuts Chili Picante 1.4 oz	7	\$0.70	
	6222	Cornnuts BBQ 1.4 oz	7	\$0.70	
	6234	Cornnuts Ranch 1.4 oz	7	\$0.65	
	6296	Original Flavor Beef Jerky Bag 0.9 oz	7	\$2.25	
	6615	Summer Sausage Regular 1.6 oz	7	\$1.40	
	6581	High Heat Sausage 1.6 oz	7	\$1.45	
	6311	Sliced Pepperonis Package 3.5 oz	7	\$2.50	
	6320	Beef & Cheese Stick 1.125 oz	7	\$1.00	
	3110	Simply Social Crackers 5 oz Box	7	\$1.50	
	3113	Low Salt Crackers	7	\$0.85	
	3219	Austin Cheese on Cheese Cracker 1.38 oz	7	\$0.55	
	3222	Austin Peanut Butter on Toasted Cracker 1.38 oz	7	\$0.55	
	3223	Austin Peanut Butter on Cheese Cracker 1.38 oz	7	\$0.55	

	CODE	ITEM	MAX	PRICE	
SOUPS	6046	CHICKEN RAMEN NOODLE	7	\$0.60	
	6059	SHRIMP RAMEN NOODLE	7	\$0.60	
	6048	BEEF RAMEN NOODLE	7	\$0.60	
	6053	CAJUN SHRIMP RAMEN W/LIME	7	\$0.60	
	6026	CHILI RAMEN NOODLE	7	\$0.60	
	6013	CAJUN CHICKEN RAMEN	7	\$0.50	
	6032	HOT & SPICY VEG RAMEN	7	\$0.60	
	6673	RAMEN RICE NOODLES 3 7OZ	5	\$1.00	
	COOKIES & PASTRIES	3010	2.75OZ CHOC. CHIP COOKIES	7	\$0.75
		3015	2.75OZ OATMEAL RAISIN COOKIES	7	\$0.75
3029		OREO SANDWICH COOKIES 55	7	\$0.80	
3030		VANILLA CREME COOKIES 6OZ	7	\$1.10	
3031		ORANG-PNAPPLE COOKIES 6OZ	7	\$1.10	
3035		CHOC CHIP COOKIES 8OZ	7	\$1.20	
3040		ICED OATMEAL COOKIES 6OZ	7	\$1.10	
3045		DUPLEX CREME COOKIES 5OZ	7	\$1.30	
3193		Kellogg Strawberry PopTart 2pk	7	\$0.95	
3218		FUDGE BROWNIE 3.75 OZ	7	\$1.30	
3245		D-DUNK 1.7OZ ONE SERVING	15	\$0.45	
3205		CHOCOLATE MARSHMALLOW PIE	7	\$0.95	
3226		CHOC ICED CHOC DONUT 3 9OZ	7	\$1.05	
3230		PEANUT BUTTER WAFERS 55	15	\$0.70	
3231		OATMEAL CAKES SINGLE SERVE	15	\$0.35	
3248	ICED CINNAMON SWIRL 4OZ	7	\$1.10		
3261	MEGA HONEY BUN 4.75OZ	7	\$1.10		
3236	Swiss Rolls 2PK	15	\$0.45		
3270	CHOC CREME CUPCAKES 4OZ	7	\$1.40		
3290	STRAWBERRY DONUT 2PK 4OZ	7	\$1.05		
3327	CHOC DRIZZLED DANISH	7	\$1.05		
CANDY	4100	BUTTERSOTCH BUTTONS 4.25OZ	7	\$1.15	
	4110	LEMON DROPS 4.25OZ	7	\$1.15	
	4115	RED LICORICE BITES 4OZ	7	\$1.15	
	4120	ROOTBEER BARRELS 4.25OZ	7	\$1.15	
	4145	STARLITE MINTS 3.75OZ	7	\$1.15	
	4146	ATOMIC FIRE BALLS 3OZ	7	\$1.15	
	4150	SOUR FRUIT BALLS 4.25OZ	7	\$1.15	
	4155	SUGAR FREE WILD FRUIT 1.7OZ	7	\$1.10	
	4160	TOOTSIE ROLLS 2.75OZ	7	\$1.15	
	4103	BIT O' HONEY 2.75OZ	7	\$1.15	
	4121	JELLY BEANS 4.25 OZ.	7	\$1.15	
	4125	WINTERGREEN MINTS ROLL	7	\$1.15	
	4154	ORANGE SLICES 3.7 OZ	7	\$1.15	
	4135	JOLLY RANCHERS ASS'T 3.7OZ	7	\$1.35	
	4000	M&M PLAIN	7	\$0.95	
	4001	M&M PEANUT	7	\$0.95	
	4004	BABY RUTH BAR	7	\$0.95	
	4005	BUTTERFINGER	7	\$0.95	
	4010	SNICKERS BAR	7	\$0.55	
	4018	MILKY WAY CANDY BAR	7	\$0.95	
4015	KESTLES CRUNCH	7	\$0.95		
4019	CHICK C STICK	7	\$0.40		
4031	TWIX BAR	7	\$0.95		
4035	REESES P/BUTTER CUP	7	\$0.95		
4037	HERSHEY'S WALMONDS	7	\$0.95		
4043	SNICKERS W/ ALMONDS	7	\$0.95		
4887	ROCKY ROAD BAR	7	\$0.95		
STATIONERY	1631	Give Stick	5	\$1.50	
	0894	Colored Paper 250ct	1	\$22.00	
	1015	MANILLA ENVELOPE	1	\$0.20	
	1050	BOOK OF TEN STAMPS	1	\$4.90	
	1003	LARGE STAMPED ENVELOPE	1	\$0.58	
	1050	8.5 X 11 LETTER PAD WH	1	\$1.70	
	1062	8.5 X 14 LEGAL PAD YEL	1	\$1.70	
	1070	SKETCH PAD 8.5 X 11 WH	1	\$3.80	
	1075	PENCIL (GOLF TYPE)	1	\$0.05	
	1103	BIRTHDAY CARD	5	\$0.85	
	1109	FRIENDSHIP CARD	5	\$0.85	
	1124	SPANISH FRIENDSHIP CARD	5	\$0.85	
	1080	COLORED PENCILS	1	\$2.55	
	1121	Holiday Greeting Card	5	\$0.85	
	1156	Address Book	1	\$3.25	
0868	Document Folder	1	\$1.75		
1085	BEVELED ERASER	1	\$0.80		

Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE
CONDIMENTS	2078	Sugar 10/Pack	15	\$0.35
	2087	Non-Dairy Creamer 10 pk	15	\$0.35
	2091	Sugar Twin 10 PK	15	\$0.40
	2035	10PK SALT	5	\$0.40
	2036	10PK PEPPER	5	\$0.40
	6262	Mayonnaise 12PK	5	\$1.00
	6412	SS GRAPE JELLY 1 OZ.	15	\$0.40
	6425	SSPLAINLT BUTTER 1.12OZ	15	\$0.60
	6428	SHARP CHDR CHEESE SQUEEZE 2OZ	7	\$0.75
	6479	JALAPENO CHEESE SQUEEZE 2OZ	7	\$0.75
	6255	JALAPENO NACHO CHS DIP 4OZ	7	\$1.25
	6446	HABANERO CHS SPREAD 8OZ	5	\$2.40
	6450	SHARP CHEESE SPREAD 8OZ	5	\$2.40
	6501	PICKLE (MILD)	7	\$0.80
	2789	TAPATIO HOT SAUCE 5OZ	5	\$1.80
	6656	SRIRACHA CHILI SAUCE 17OZ	2	\$3.25
	6507	SLICED JALA PEP SLICES .7OZ	5	\$0.45
	6512	LOUISIANA HOT SAUCE 6OZ	5	\$1.70
6508	SOY SAUCE 6 OZ	5	\$1.70	
6264	KETCHUP 12PK	5	\$0.50	
BREAKFAST	2757	Sweet & Salty Almond Bar	7	\$1.25
	2758	Crunchy Granola PB Bar (ea)	7	\$0.85
	2759	Crunchy Granola Oats n Honey (ea)	7	\$0.85
	6400	GRANOLA BAR CHOC CHIP	7	\$0.70
	6526	SS CINNAMON OATMEAL	15	\$0.60
	6527	SS MAPL & BRN SRG OATMEAL	15	\$0.60
6540	ZC STRAWBERRY CEREAL BAR 1.3OZ	7	\$0.55	
HYGIENE	0001	4OZ SHAMPOO	2	\$2.00
	0002	4OZ CONDITIONER	2	\$2.00
	0020	4OZ DANDRUFF SHAMPOO	2	\$1.35
	0040	HAIR FOOD W/VITAMIN E	2	\$2.30
	0103	MEN LADY'S CLR GEL OE	2	\$3.25
	0105	P-LIP EXTREME DEODORANT	2	\$3.25
	0121	MEN ACTVFRSH CLR DEOD	2	\$3.25
	0145	FRESHSCENT .5OZ CLR DE	2	\$1.00
	0200	4OZ BABY POWDER	2	\$0.55
	0205	4OZ BABY OIL	2	\$1.20
	0210	4OZ SKIN CARE LOTION	2	\$1.22
	0215	COCOA BUTTER LOTION 4O	2	\$1.10
	0251	GEN TINACTIN/TOLNARY C	2	\$7.75
	0273	LIP BALM	2	\$1.15
	0331	SHAVE CREAM 7 OZ	1	\$1.95
	0355	MAX BODY SHAMPOO 15 OZ	2	\$3.00
	0356	NEXT1 MAX BODY COND 15 OZ	2	\$1.00
	0518	PANTEEN SHAMPOO 12.6OZ	1	\$8.95
	0519	PANTEEN CONDITIONER 12.6OZ	1	\$8.95
	0400	IRISH SPRING 3 2OZ SOA	2	\$1.50
	0410	IVORY SOAP 12/BAR	2	\$1.10
	0424	MOISTURIZING SOAP 5 OZ	2	\$1.15
	0440	DOVE SOAP	2	\$2.30
	0490	SOAP DISH	1	\$1.05
	0500	6OZ MINT MTHWSH	1	\$1.15
	0507	COLGATE CLR GEL T/P 4.	1	\$2.14
	0519	CLEAR TOOTHPASTE 6OZ	2	\$0.20
	0525	CLEAR TOOTHPASTE 3 OZ	2	\$1.00
	0557	ANTISHANK TOOTHRUSH	2	\$0.18
	0787	STYLER COMB	2	\$1.50
	0800	5 INCH COMB	2	\$0.52
	0855	PONYTAIL HOLDER	2	\$0.45
0783	NAIL CLIPPER	1	\$2.60	
0540	DENTAL FLOSS 100YDS	1	\$1.55	
0320	REG MAGIC SHAVE CREAM 6OZ	2	\$3.95	
0407	Lever 2000 Soap 4OZ	2	\$2.00	
0951	Tek Pro Long Toothbrush Med	1	\$1.00	
0815	hairbrush, no handle	1	\$3.35	
0594	Cleure Cleanser	1	\$7.50	

Signature   
WARDEN

Signature   
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	CODE	ITEM	MAX	PRICE
MISCELLANEOUS	1086	POCKET DICTIONARY	1	\$5.05
	1087	SPANISH ENGLISH DICTIONARY	1	\$5.05
	1300	PLAYING CARDS	1	\$1.80
	1305	PINOCHLE CARDS	1	\$1.80
	1400	BOWL W/ LID	2	\$1.00
	1417	SPOON (PLASTIC)	5	\$0.10
	1430	WASHCLOTH WHITE	2	\$1.15
	0797	CLEAR MAKEUP BAG	1	\$5.00
	0640	Shower Cap	1	\$0.20
	1289	READING GLASSES +1.00	1	\$7.05
	1275	READING GLASSES +1.25	1	\$7.05
	1976	READING GLASSES +1.50	1	\$7.05
	1281	READING GLASSES +1.75	1	\$7.05
	1977	READING GLASSES +2.00	1	\$7.05
	1282	READING GLASSES +2.25	1	\$7.05
	1985	READING GLASSES +3.00	1	\$7.05
	0706	CONTACT LENS HOLDER	1	\$1.00
	1256	FOAM EAR PLUGS	2	\$0.60
3906	KOSS CL-2 HEADPHONES	1	\$7.00	
6976	SONY DIGITAL AM/FM	1	\$40.00	
1415	PLASTIC CUP 22OZ	1	\$0.65	
1412	INSID COFFEE MUG/LID	1	\$2.00	
MEDS	0695	OMEGA 3 FISH OIL PILLS	1	\$13.95
	0688	DYNAMIC MUSCLE BUILDER VANIL 29OZ	1	\$14.95
	0514	GEN TYLENOLINON-ASPIRI	8	\$0.54
	0651	GEN PRPARTN H (OINTMEN	1	\$4.50
	0652	TRIPLE ANTBOTIC OINTM	1	\$4.50
	0654	METAMUCIL FIBER WAFERS	5	\$1.00
	635	LIQUID ANTACID	1	\$5.00
	655	GENERIC PEPTO BISMOL	1	\$3.75
	533	SENSODYNE TOOTHPASTE 4OZ	1	\$6.75
	0671	GEN CGH DRIPS CHRY 30/	1	\$2.35
0680	1 DAY MULTI-VIT(NO IRON)	1	\$2.55	
0595	EFFERGRIP 2.5OZ	1	\$4.25	
0695	GEN SALN SLETN-MULT PRP	1	\$3.25	
SHOES	1751	VFORCE SWAGGER SHOE MENS SZ 7	1	\$26.99
	1753	VFORCE SWAGGER SHOE MENS SZ 8	1	\$26.99
	1853	VFORCE SWAGGER SHOE MENS SZ 9	1	\$26.99
	1854	VFORCE SWAGGER SHOE MENS SZ 10	1	\$26.99
	1759	VFORCE SWAGGER SHOE MENS SZ 11	1	\$26.99
	1856	VFORCE SWAGGER SHOE MENS SZ 12	1	\$26.99
	1761	VFORCE SWAGGER SHOE MENS SZ 13	1	\$26.99
	1857	VFORCE SWAGGER SHOE MENS SZ 14	1	\$26.99
	7458	PUMA EL REY MID SZ 7	1	\$59.95
	7459	PUMA EL REY MID SZ 7.5	1	\$59.95
	7461	PUMA EL REY MID SZ 8	1	\$59.95
	7466	PUMA EL REY MID SZ 8.5	1	\$59.95
	7467	PUMA EL REY MID SZ 9	1	\$59.95
	7468	PUMA EL REY MID SZ 9.5	1	\$59.95
	7497	PUMA EL REY MID SZ 10	1	\$59.95
7498	PUMA EL REY MID SZ 10.5	1	\$59.95	
7505	PUMA EL REY MID SZ 11	1	\$59.95	
7520	PUMA EL REY MID SZ 11.5	1	\$59.95	
7537	PUMA EL REY MID SZ 12	1	\$59.95	
7549	PUMA EL REY MID SZ 13	1	\$59.95	
SWEATS	1581	SWEATSHIRT SMALL GRAY	1	\$9.00
	1582	SWEATSHIRT MEDIUM GRAY	1	\$9.00
	1583	SWEATSHIRT LARGE GRAY	1	\$9.00
	1584	SWEATSHIRT XL GRAY	1	\$9.00
	1585	SWEATSHIRT 2XL GRAY	1	\$14.00
	1587	SWEATPANTS SMALL GRAY	1	\$9.00
	1588	SWEATPANTS MEDIUM GRAY	1	\$9.00
	1589	SWEATPANTS LARGE GRAY	1	\$9.00
	1590	SWEATPANTS XL GRAY	1	\$9.00
	1591	SWEATPANTS 2XL GRAY	1	\$14.00
YARN	1374	PURPLE YARN	1	\$2.70
	1355	YELLOW YARN	1	\$2.70
	1351	WHITE YARN	1	\$2.70
	1381	GREEN YARN	1	\$2.70

**From:** (b)(6);(b)(7)(C)  
**Sent:** 16 Apr 2014 12:55:16 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:**  
**Subject:** RE: More Documents  
**Attachments:** Seattle Roundtable Response, Summary of ICE detention standards Final.docx, Applicability of Different Detention Standards to ICE Detention Faciliti....docx

(b)(6) see attached the following.

1. Engagement with Area Stakeholders
2. Applicability of Detention Standards to ICE Detention Facilities
3. Summary for Detention Standards

(b)(6);(C) please have Carmin or another CPD staff member do PDF attachments of these and send forward to Kate.

1. PBNDS 2011 Food Standards
2. ODO Compliance Inspection January 10-12, 2012
3. Transfer Directive
4. Parental Interest Directive
5. Sexual Abuse and Assault Prevention Directive
6. Segregation Directive

(b)(6);(b)(7)(C)

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6) - Direct  
202.431 (b)(7) - Cell

(b)(6);(b)(7)(C)



Homeland  
Security

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**From:** (b)(6);(b)(7)  
**Sent:** Wednesday, April 16, 2014 12:48 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** More Documents

I'm filling the SharePoint folder with all the documents in the Smith binder. It's folder 73458.

Right now I'm missing the following electronic documents:

1. PBNDS 2011 Food Standards
2. ODO Compliance Inspection January 10-12, 2012
3. Applicability of Detention Standards to ICE Detention Facilities
4. Summary for Detention Standards
5. Transfer Directive
6. Parental Interest Directive
7. Sexual Abuse and Assault Prevention Directive
8. Segregation Directive
9. Engagement with Area Stakeholders

Can you please either send these documents to me or upload them into the folder as enclosures?

Thanks.

(b)(6);(b)(7)(C)

Assistant Director for Congressional Relations  
U.S. Immigration and Customs Enforcement  
(202) 732 (b)(6); main  
(202) 732 (b)(7); direct  
(202) 246 (C); mobile

(b)(6);(b)(7)(C)

**From:** (b)(6);(b)(7)(C)  
**Sent:** 4 Apr 2014 21:04:47 -0400  
**To:** colectivalegal@gmail.com;sandy@colectivalegal.org  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Seattle Roundtable Response  
**Attachments:** New Commissary Items w-pricing 033114.pdf, Commissary List 01.09.14.pdf

**Via email**

April 4, 2014

Ms. Restrepo and Ms. Cházaro:

Thank you again for attending our roundtable on Friday, March 21, regarding the Northwest Detention Center (NWDC). I think it was a very productive conversation. This email provides responses to the questions that were raised during the meeting.

**Question:** Can ICE improve the quality and reliability of the telephone service available at the NWDC?

**Answer:** Upon request, Talton dispatched a service technician to test for call quality and for dropped call on phones in several housing blocks at NWDC. The technician recorded no dropped test calls and assessed that the sound quality is adequate. A review of previous telephone service complaints at NWDC determined that technical issues with the outside parties' phones reduced sound quality.

**Question:** Can the contract between ICE and Talton Communications be shared publicly?

**Answer:** This contract can be found on the ICE FOIA reading room at:  
<http://www.ice.gov/doclib/foia/contracts/hscedm-09-c-00009taltoncommunications.pdf>.

**Question:** Can ICE reduce the amount of time between the time when a detainee makes a commissary payment for phone use and the point in which that detainee can use those funds to make phone calls.

**Answer:** Deposits into detainees' telephone account are immediately available to detainees. Deposits into detainees' commissary accounts are also immediately available upon deposit. These accounts are separate and, while funds from the commissary account can be transferred into the phone account, the detainee must initiate the transfer in order for the funds to be available for the purposes of making phone calls.

**Question:** Can ICE allow detainees to use services other than Talton to make outside phone calls?

**Answer:** Non-Talton cards cannot be used at any of the ICE facilities where Talton provides the detainee phone service. The detainees can only use Talton cards/services because of the contractual agreement in place.

**Question:** Can ICE reduce the cost of commissary items?

**Answer:** The GEO Group has commitments from Keefe (the commissary provider) to add 20 items to the commissary list that the detainees requested. Keefe has also committed to reducing their prices on at least 20 “top” items currently on the list. This is going through Keefe's internal process and Keefe indicates that the new commissary list, and new prices, should take effect sometime in April.

**Question:** Can ICE provide a list of medical visits that detainees made to third party medical providers (e.g., outside of detention facility)?

**Answer:** ICE does not track this information.

**Question:** How does ICE determine who to assign to the Alternatives to Detention program and what is the total number that can be enrolled in the Seattle AOR?

**Answer:** When a determination is made by the Risk-Classification Assessment (RCA) that an alien is eligible for release with community supervision, the case is referred to an ATD trained officer. The officer will review the circumstances of the case, and based upon myriad factors, make a determination as to the most appropriate level of case management and technology to be assigned to ensure compliance. Factors that are considered include, but are not limited to: current immigration status, compliance history, community ties, being a caregiver or provider, family ties, and other humanitarian concerns or medical conditions.

The Seattle area of responsibility has the contractual capability to monitor up to 550 participants in the Full-Service (FS) component; 350 in Seattle and 200 in Portland. The Technology-Only (TO) component does not have a specific set capacity but is limited by ERO’s ability to efficiently and appropriately monitor the caseload.

**Question:** Can ICE provide copies of past inspection reports for NWDC?

**Answer:** The Office of Detention Oversight Compliance Inspection Report (2012) on NWDC is available at <http://www.ice.gov/doclib/foia/odo-compliance-inspections/2012northwest-detention-center-tacoma-wa-jan10-12.pdf>. This and other reports and resources are available in the FOIA Library at <http://www.ice.gov/foia/library/index.htm>.



**Question:** Can ICE provide records on injuries detainees incurred while performing duties under the Voluntary Work Program and can it be shared with external audiences?

**Answer:** ICE does not track this information.

As we continue to follow-up on items discussed in our meeting, certain items require a response on your part for us to fully address them. If you are still interested in our response on these matters, please provide us with the below information.

- Your cost analysis regarding commissary items you perceive to be overpriced (see attached list).
- Alien numbers for specific cases of detainees with alleged disabilities that have not been adequately addressed.
- Alien numbers for specific cases of detainees with alleged medical conditions (e.g., detainees with digestive problems and nose bleeds) that have not been adequately addressed.
- Alien numbers for specific cases of alleged GEO personnel reprisals in NWDC due to hunger protest.

Thank you,

(b)(6);(b)(7)(C)

ERO SEA DFOD

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

Geo Tacoma Item Request					
Item Requested	Description	KCN Alias	Keefe	Comment	Price
Big bags of Chips	Corn Chips	7991	56155	Samples sent Tuesday - 3/18	\$3.50
	Nacho Chips	6150	911	Samples sent Tuesday - 3/18	\$3.25
Bigelow Green Tea	Bigelow Assorted Teas	2128	428	Samples sent Tuesday - 3/18	\$6.95
Cereals	Raisin Bran 20 oz.	3342	10359	Samples sent Tuesday - 3/18	\$5.95
	Cinnamon Squares 20 oz.	3357	10360	Samples sent Tuesday - 3/18	\$5.95
	Froot Loops 1.5 oz.	2716	10954	Samples sent Tuesday - 3/18	\$1.15
	Frosted Flakes 2.1 oz.	2715	10953	Samples sent Tuesday - 3/18	\$1.25
Decaffeinated Coffee	Single Serve Decaf	2006	4452	Samples sent Tuesday - 3/18	\$0.40
Foot Powder for Men	Heritage Antifungal Powder	720	20329	Samples sent Tuesday - 3/18	\$2.95
Headphones	Skull Candy	7183	53263	Skull Candy - not in current warehouse - Sample sent 3/18	\$35.95
Meat/Packaged Meats	Vienna Sausage	6647	3204	Samples sent Tuesday - 3/18	\$2.95
	Fresh Catch Tuna	6826	4317	Samples sent Tuesday - 3/18	\$2.50
Oatmeal	Apple Cinnamon	6520	6087	Samples sent Tuesday - 3/18	\$0.60
Seafood	Fresh Catch Tuna with Jalapenos	2584	10472	Samples sent Tuesday - 3/18	\$2.75
	Fresh Catch Mackerel Fillets in Oil	5178	4385	Samples sent Tuesday - 3/18	\$1.85
	Fresh Catch Salmon Flakes in Water	6191	4391	Samples sent Tuesday - 3/18	\$2.75
V05 Shampoo	V05 Shampoo	0010	22690	Samples sent Tuesday - 3/18	\$4.95
	V05 Conditioner	0011	22691	Samples sent Tuesday - 3/18	\$4.95
Water Color Paper			5636701099	Sample will be sent today - 3/19, If approved I would like to replace -0894 Water Color Paper	\$7.95

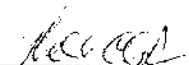
Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE	
<b>BEVERAGES</b>	2060	Keefe Coffee	15	\$0.30	
	2010	KF Instant Coffee Crystals 4 oz	7	\$3.85	
	2015	Keefe 100% Columbian Coffee 3 oz	7	\$4.60	
	2016	Nescafe Classic Coffee 4 oz	7	\$5.00	
	2017	Maxwell House Coffee 4 oz	7	\$4.50	
	2026	Tea Bags 10 pk	7	\$1.10	
	2041	French Vanilla Cappuccino 8oz	5	\$3.55	
	2071	Hot Cocoa 16 oz	5	\$7.50	
	2100	SS Orange Drink 5F	15	\$0.30	
	2105	SS Tea No Sugar	15	\$0.30	
	2110	SS FRUIT PUNCH NO SUGAR	15	\$0.30	
	2120	SS LEMONADE NO SUGAR	15	\$0.30	
	2303	Orange Drink 6 oz	5	\$2.25	
	2310	Lemonade 6 oz	5	\$2.25	
	2333	KoolAid - Grape 12 oz	5	\$3.05	
	2396	20oz Pepsi	2	\$1.85	
	2398	20oz Diet Pepsi	2	\$1.85	
	2450	20oz Rootbeer	2	\$1.85	
	2386	20oz Dr. Pepper	2	\$1.85	
	2387	20oz Mt. Dew	2	\$1.85	
	2456	20oz Aquafina Grape Splash	2	\$1.50	
	<b>MEALS</b>	6600	Flour Tortillas 6ct - 8oz	5	\$1.75
		2664	Macaroni & Cheese 3 oz	7	\$1.35
		2655	Mac & Cheese 3oz	7	\$1.35
2669		Spicy Cheesy Refried Beans 4 oz	7	\$1.55	
6050		KF Instant Rice 8 oz	5	\$1.20	
6700		Refried Beans 8 oz	5	\$2.10	
6826		Santitas 4.75 oz p/soft	7	\$2.25	
6172		Chili No Beans 11.25 oz	7	\$2.25	
6174		Hot Chili w/Beans 11.25 oz	7	\$2.25	
6176		Beef Stew 11.25 oz	7	\$2.25	
6195		Chicken Breast 4.5 oz	7	\$3.00	
6196		Lasagna w/Beef 11.25 oz	7	\$2.25	
<b>SNACK ITEMS</b>	6114	Hot Fries	7	\$0.95	
	6102	Stuffed Jalapeno Chips 1.5 oz	7	\$0.95	
	6103	Habanero Hot Tortilla Chips 1.5 oz	7	\$0.95	
	6106	Pretzels	7	\$0.95	
	6120	Nacho Tortilla Chips 1.5 oz	7	\$0.95	
	6105	BBQ Potato Chips 1.5 oz	7	\$0.95	
	6125	Hot Chips 1.5 oz	7	\$0.95	
	6100	Regular Potato Chips	7	\$0.95	
	6116	Cheese Puffs 2 oz	7	\$1.40	
	6127	Hot Spicy Pork Rinds 2.0oz	7	\$1.60	
	6200	Natural Microwave Popcorn	7	\$0.75	
	6201	Butter Microwave Popcorn	7	\$0.80	
	6134	Caramel Popcorn 3.5 oz	7	\$1.50	
	6137	Cheese Popcorn 1.5 oz	7	\$0.95	
	6154	Doritos Nacho Cheese 2 oz	7	\$0.95	
	6159	Frito Lay Flaming Hot Cheetos 1.75 oz	7	\$0.95	
	6167	Frito Lay Cheese Crunchy 2 oz	7	\$0.95	
	6137	Fritos Chili Cheese	7	\$0.95	
	6219	Chili Cheese Fritos 10.5 oz	3	1.30	
	6691	White Cheddar Popcorn 1 oz	7	\$0.90	
	6231	Cheer Mix 1.75 oz	7	\$0.95	
	6208	Student Mix 3.75 oz	7	\$3.85	
	6211	Deluxe Snackens Mix 3.75 oz	7	\$2.75	
	6212	Spicy Cajun Mix 3.5 oz	7	\$1.75	
	6213	Health Mix 3.25 oz	7	\$1.75	
	6606	Salted Peanuts 1.75 oz	7	\$0.75	
	6216	HONEY ROAST PEANUTS 2.5GZ	7	\$1.00	
	6214	Sunflower Kernels	7	\$0.85	
	6220	Cornnuts Chili Picante 1.4 oz	7	\$0.70	
	6222	Cornnuts BBQ 1.4 oz	7	\$0.70	
	6234	Cornnuts Ranch 1.4 oz	7	\$0.65	
	6296	Original Flavor Beef Jerky Bag 0.9 oz	7	\$2.25	
	6615	Summer Sausage Regular 1.6 oz	7	\$1.40	
	6581	High Heat Sausage 1.6 oz	7	\$1.45	
	6311	Sliced Pepperonis Package 3.5 oz	7	\$2.50	
	6320	Beef & Cheese Stick 1.125 oz	7	\$1.00	
	3110	Simply Social Crackers 5 oz Box	7	\$1.50	
	3113	Low Salt Crackers	7	\$0.85	
	3219	Austin Cheese on Cheese Cracker 1.38 oz	7	\$0.55	
	3222	Austin Peanut Butter on Toasted Cracker 1.38 oz	7	\$0.55	
3223	Austin Peanut Butter on Cheese Cracker 1.38 oz	7	\$0.55		

	CODE	ITEM	MAX	PRICE	
<b>SOUPS</b>	6046	CHICKEN RAMEN NOODLE	7	\$0.60	
	6059	SHRIMP RAMEN NOODLE	7	\$0.60	
	6048	BEEF RAMEN NOODLE	7	\$0.60	
	6053	CAJUN SHRIMP RAMEN W/LIME	7	\$0.60	
	6026	CHILI RAMEN NOODLE	7	\$0.60	
	6013	CAJUN CHICKEN RAMEN	7	\$0.50	
	6032	HOT & SPICY VEG RAMEN	7	\$0.60	
	6673	RAMEN RICE NOODLES 3 7OZ	5	\$1.00	
	<b>COOKIES &amp; PASTRIES</b>	3010	2.75OZ CHOC. CHIP COOKIES	7	\$0.75
		3015	2.75OZ OATMEAL RAISIN COOKIES	7	\$0.75
		3029	OREO SANDWICH COOKIES 55	7	\$0.80
		3030	VANILLA CREME COOKIES 6OZ	7	\$1.10
3031		ORANG-PNAPPLE COOKIES 6OZ	7	\$1.10	
3035		CHOC CHIP COOKIES 8OZ	7	\$1.20	
3040		ICED OATMEAL COOKIES 6OZ	7	\$1.10	
3045		DUPLEX CREME COOKIES 5OZ	7	\$1.10	
3193		Kellogg Strawberry PopTart 2pk	7	\$0.95	
3218		FUDGE BROWNIE 3.75 OZ	7	\$1.16	
3245		D-DUNK 1.7OZ ONE SERVING	15	\$0.45	
3205		CHOCOLATE MARSHMALLOW PIE	7	\$0.95	
3226		CHOC ICED CHOC DONUT 3 9OZ	7	\$1.05	
3230		PEANUT BUTTER WAFERS 55	15	\$0.70	
3231		OATMEAL CAKES SINGLE SERVE	15	\$0.35	
3248		ICED CINNAMON SWIRL 4OZ	7	\$1.10	
3261		MEGA HONEY BUN 4.75OZ	7	\$1.10	
3236		Swiss Rolls 2PK	15	\$0.45	
3270	CHOC CREME CUPCAKES 4OZ	7	\$1.40		
3290	STRAWBERRY DONUT 2PK 4OZ	7	\$1.05		
3327	CHOC DRIZZLED DANISH	7	\$1.05		
<b>CANDY</b>	4100	BUTTERSOTCH BUTTONS 4.25OZ	7	\$1.15	
	4110	LEMON DROPS 4.75OZ	7	\$1.15	
	4115	RED LICORICE BITES 2OZ	7	\$1.15	
	4120	ROOTBEER BARRELS 4.25OZ	7	\$1.15	
	4145	STARLITE MINTS 3.75OZ	7	\$1.15	
	4146	ATOMIC FIRE BALLS 3OZ	7	\$1.15	
	4150	SOUR FRUIT BALLS 4.25OZ	7	\$1.15	
	4155	SUGAR FREE WILD FRUIT 1.7OZ	7	\$1.10	
	4160	TOOTSIE ROLLS 2.75OZ	7	\$1.15	
	4103	BIT O' HONEY 2.75OZ	7	\$1.15	
	4121	JELLY BEANS 4.25 OZ.	7	\$1.15	
	4125	WINTERGREEN MINTS ROLL	7	\$1.15	
	4154	ORANGE SLICES 3.7 OZ	7	\$1.15	
	4135	JOLLY RANCHERS ASS'T 3.7OZ	7	\$1.15	
	4000	M&M PLAIN	7	\$0.95	
	4001	M&M PEANUT	7	\$0.95	
	4004	BABY RUTH BAR	7	\$0.95	
	4005	BUTTERFINGER	7	\$0.95	
	4010	SNICKERS BAR	7	\$0.55	
	4018	MILKY WAY CANDY BAR	7	\$0.95	
4015	KESTLES CRUNCH	7	\$0.95		
4019	CHICK C STICK	7	\$0.40		
4031	TWIX BAR	7	\$0.95		
4035	REESES P/BUTTER CUP	7	\$0.95		
4037	HERSHEY'S WALMONDS	7	\$0.95		
4043	SNICKERS W/ALMONDS	7	\$0.95		
4887	ROCKY ROAD BAR	7	\$0.95		
<b>STATIONERY</b>	1631	Give Stick	5	\$1.50	
	0894	Colored Paper 250ct	1	\$22.00	
	1015	MANILLA ENVELOPE	1	\$0.20	
	1050	BOOK OF TEN STAMPS	1	\$4.90	
	1003	LARGE STAMPED ENVELOPE	1	\$0.58	
	1050	8.5 X 11 LETTER PAD WH	1	\$1.70	
	1062	8.5 X 14 LEGAL PAD YEL	1	\$1.70	
	1070	SKETCH PAD 8.5 X 11 WH	1	\$3.80	
	1075	PENCIL (GOLF TYPE)	1	\$0.05	
	1103	BIRTHDAY CARD	5	\$0.85	
	1109	FRIENDSHIP CARD	5	\$0.85	
	1124	SPANISH FRIENDSHIP CARD	5	\$0.85	
	1080	COLORED PENCILS	1	\$2.55	
	1121	Holiday Greeting Card	5	\$0.85	
	1156	Address Book	1	\$3.25	
0868	Document Folder	1	\$1.75		
1085	BEVELED ERASER	1	\$0.80		

Total cost of ordered items will be deducted from your trust account. This order is subject to posted commissary rules. \$50.00 limit on all orders.

	CODE	ITEM	MAX	PRICE
CONDIMENTS	2078	Sugar 10/Pack	15	\$0.35
	2087	Non-Dairy Creamer 10 pk	15	\$0.35
	2091	Sugar Twin 10 PK	15	\$0.40
	2035	10PK SALT	5	\$0.40
	2036	10PK PEPPER	5	\$0.40
	6262	Mayonnaise 12PK	5	\$1.00
	6412	SS GRAPE JELLY 1 OZ.	15	\$0.40
	6425	SSPLAINLT BUTTER 1.12OZ	15	\$0.60
	6428	SHARP CHDR CHEESE SQUEEZE 2OZ	7	\$0.75
	6479	JALAPENO CHEESE SQUEEZE 2OZ	7	\$0.75
	6255	JALAPENO NACHO CHS DIP 4OZ	7	\$1.25
	6446	HABANERO CHS SPREAD 8OZ	5	\$2.40
	6450	SHARP CHEESE SPREAD 8OZ	5	\$2.40
	6501	PICKLE (MILD)	7	\$0.80
	2789	TAPATIO HOT SAUCE 5OZ	5	\$1.80
	6656	SRIRACHA CHILI SAUCE 17OZ	2	\$3.25
	6507	SLICED JALA PEP SLICES .7OZ	5	\$0.45
	6512	LOUISIANA HOT SAUCE 6OZ	5	\$1.70
6508	SOY SAUCE 6 OZ	5	\$1.70	
6264	KETCHUP 12PK	5	\$0.50	
BREAKFAST	2757	Sweet & Salty Almond Bar	7	\$1.25
	2758	Crunchy Granola PB Bar (ea)	7	\$0.85
	2759	Crunchy Granola Oats n Honey (ea)	7	\$0.85
	6400	GRANOLA BAR CHOC CHIP	7	\$0.70
	6526	SS CINNAMON OATMEAL	15	\$0.60
	6527	SS MAPL & BRN SRG OATMEAL	15	\$0.60
6540	ZC STRAWBERRY CEREAL BAR 1.3OZ	7	\$0.55	
HYGIENE	0001	4OZ SHAMPOO	2	\$2.00
	0002	4OZ CONDITIONER	2	\$2.00
	0020	4OZ DANDRUFF SHAMPOO	2	\$1.35
	0040	HAIR FOOD W/VITAMIN E	2	\$2.30
	0103	MEN LADY'S CLR GEL DE	2	\$3.25
	0105	P-LIP EXTREME DEODORANT	2	\$3.25
	0121	MEN ACTVFRSH CLR DEOD	2	\$3.25
	0145	FRESHSCENT .5OZ CLR DE	2	\$1.00
	0200	4OZ BABY POWDER	2	\$0.55
	0205	4OZ BABY OIL	2	\$1.20
	0210	4OZ SKIN CARE LOTION	2	\$1.22
	0215	COCOA BUTTER LOTION 4O	2	\$1.10
	0251	GEN TINACTIN/TOLNARY C	2	\$7.75
	0273	LIP BALM	2	\$1.15
	0331	SHAVE CREAM 7 OZ	1	\$1.95
	0355	MAX BODY SHAMPOO 15 OZ	2	\$3.00
	0356	NEXT1 MAX BODY COND 15 OZ	2	\$1.00
	0518	PANTEEN SHAMPOO 12.6OZ	1	\$8.95
	0519	PANTEEN CONDITIONER 12.6OZ	1	\$8.95
	0400	IRISH SPRING 3 2OZ SOA	2	\$1.50
	0410	IVORY SOAP 12/BAR	2	\$1.10
	0424	MOISTURIZING SOAP 5 OZ	2	\$1.15
	0440	DOVE SOAP	2	\$2.30
	0490	SOAP DISH	1	\$1.05
	0500	6OZ MINT MTHWSH	1	\$1.15
	0507	COLGATE CLR GEL T/P-A	1	\$2.14
	0519	CLEAR TOOTHPASTE 6OZ	2	\$0.20
	0525	CLEAR TOOTHPASTE 3 OZ	2	\$1.00
	0557	ANTISHANK TOOTHRUSH	2	\$0.18
	0787	STYLER COMB	2	\$1.50
	0800	5 INCH COMB	2	\$0.52
	0855	FONYTAIL HOLDER	2	\$0.45
0783	NAIL CLIPPER	1	\$2.60	
0540	DENTAL FLOSS 100YDS	1	\$1.55	
0320	REG MAGIC SHAVE CREAM 6OZ	2	\$3.95	
0407	Lever 2000 Soap 4OZ	2	\$2.00	
0951	Tek Pro Ling Toothbrush Med	1	\$1.00	
0815	hairbrush, no handle	1	\$3.35	
0594	Cleure Cleanser	1	\$7.50	

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	CODE	ITEM	MAX	PRICE
MISCELLANEOUS	1086	POCKET DICTIONARY	1	\$5.05
	1087	SPANISH ENGLISH DICTIONARY	1	\$5.05
	1300	PLAYING CARDS	1	\$1.80
	1305	PINOCHLE CARDS	1	\$1.80
	1400	BOWL W/ LID	2	\$1.00
	1417	SPOON (PLASTIC)	5	\$0.10
	1430	WASHCLOTH WHITE	2	\$1.15
	0797	CLEAR MAKEUP BAG	1	\$5.00
	0640	Shower Cap	1	\$0.20
	1289	READING GLASSES +1.00	1	\$7.05
	1275	READING GLASSES +1.25	1	\$7.05
	1976	READING GLASSES +1.50	1	\$7.05
	1281	READING GLASSES +1.75	1	\$7.05
	1977	READING GLASSES +2.00	1	\$7.05
	1282	READING GLASSES +2.25	1	\$7.05
	1985	READING GLASSES +3.00	1	\$7.05
	0706	CONTACT LENS HOLDER	1	\$1.00
	1256	FOAM EAR PLUGS	2	\$0.60
3906	KOSS CL-2 HEADPHONES	1	\$7.00	
6976	SONY DIGITAL AM/FM	1	\$40.00	
1415	PLASTIC CUP 22OZ	1	\$0.65	
1412	INSID COFFEE MUG/LID	1	\$2.00	
MEDS	0695	OMEGA 3 FISH OIL PILLS	1	\$13.95
	0688	DYNAMIC MUSCLE BUILDER VANIL 29OZ	1	\$14.95
	0514	GEN TYLENOLINON-ASPIRI	8	\$0.54
	0651	GEN PRPARTN H (OINTMEN	1	\$4.50
	0652	TRIPLE ANTBOTIC OINTM	1	\$4.50
	0654	METAMUCIL FIBER WAFERS	5	\$1.00
	635	LIQUID ANTACID	1	\$5.00
	655	GENERIC PEPTO BISMOL	1	\$3.75
	533	SENSODYNE TOOTHPASTE 4OZ	1	\$6.75
	0671	GEN CGH DRIPS CHRY 30/	1	\$1.35
0680	1 DAY MULTI-VIT(NO IRON)	1	\$2.55	
0595	EFFERGRIP 2.5OZ	1	\$4.25	
0695	GEN SALN SLETN-MULT PRP	1	\$3.25	
SHOES	1751	VFORCE SWAGGER SHOE MENS SZ 7	1	\$26.99
	1753	VFORCE SWAGGER SHOE MENS SZ 8	1	\$26.99
	1853	VFORCE SWAGGER SHOE MENS SZ 9	1	\$26.99
	1854	VFORCE SWAGGER SHOE MENS SZ 10	1	\$26.99
	1759	VFORCE SWAGGER SHOE MENS SZ 11	1	\$26.99
	1856	VFORCE SWAGGER SHOE MENS SZ 12	1	\$26.99
	1761	VFORCE SWAGGER SHOE MENS SZ 13	1	\$26.99
	1857	VFORCE SWAGGER SHOE MENS SZ 14	1	\$26.99
	7458	PUMA EL REY MID SZ 7	1	\$59.95
	7459	PUMA EL REY MID SZ 7.5	1	\$59.95
	7461	PUMA EL REY MID SZ 8	1	\$59.95
	7466	PUMA EL REY MID SZ 8.5	1	\$59.95
	7467	PUMA EL REY MID SZ 9	1	\$59.95
	7468	PUMA EL REY MID SZ 9.5	1	\$59.95
	7497	PUMA EL REY MID SZ 10	1	\$59.95
7498	PUMA EL REY MID SZ 10.5	1	\$59.95	
7505	PUMA EL REY MID SZ 11	1	\$59.95	
7520	PUMA EL REY MID SZ 11.5	1	\$59.95	
7537	PUMA EL REY MID SZ 12	1	\$59.95	
7549	PUMA EL REY MID SZ 13	1	\$59.95	
SWEATS	1581	SWEATSHIRT SMALL GRAY	1	\$9.00
	1582	SWEATSHIRT MEDIUM GRAY	1	\$9.00
	1583	SWEATSHIRT LARGE GRAY	1	\$9.00
	1584	SWEATSHIRT XL GRAY	1	\$9.00
	1585	SWEATSHIRT 2XL GRAY	1	\$14.00
	1587	SWEATPANTS SMALL GRAY	1	\$9.00
	1588	SWEATPANTS MEDIUM GRAY	1	\$9.00
	1589	SWEATPANTS LARGE GRAY	1	\$9.00
YARN	1590	SWEATPANTS XL GRAY	1	\$9.00
	1591	SWEATPANTS 2XL GRAY	1	\$14.00
1374	PURPLE YARN	1	\$2.70	
1355	YELLOW YARN	1	\$2.70	
1351	WHITE YARN	1	\$2.70	
1381	GREEN YARN	1	\$2.70	

## ICE DETENTION STANDARDS AND THEIR APPLICABILITY

ICE has three versions of national detention standards, which apply to different facilities across the country. These standards are incorporated by contract into ICE's agreements with each individual facility, and govern conditions of detention for ICE detainees housed at that location. The most recent set of standards, known as the 2011 Performance-Based National Detention Standards (PBNDS 2011), were developed in keeping with the agency's commitment to reform the immigration detention system. The 2011 Performance-Based National Detention Standards (PBNDS 2011) improve medical and mental health services, increase access to legal services and religious opportunities, improve communication with detainees with limited English proficiency, improve the process for reporting and responding to complaints, and increase recreation and visitation.

PBNDS 2011 currently applies to facilities housing approximately 60% of ICE's average daily detainee population (ADP). ICE continues to pursue incorporation of the revised standards into other facility agreements, with priority initially given to those facilities housing the largest populations of ICE detainees.

Earlier sets of standards include the National Detention Standards (NDS), first developed in 2000, and the 2008 Performance-Based National Detention Standards (PBNDS 2008). NDS was developed in order to establish consistent conditions of confinement, program operations, and management expectations across ICE detention facilities, based upon existing policies and procedures at the time. ICE's 2008 Performance-Based National Detention Standards (PBNDS 2008) subsequently revised these standards in order to more clearly delineate the results or outcomes to be achieved, and to improve safety, security, and conditions of confinement for detainees. NDS currently applies to facilities housing approximately 25% of ADP and covers the majority of ICE detention facilities, as most county jails that house ICE detainees still operate under the initial set of standards. PBNDS 2008 currently applies to approximate 15% of ADP.

### Overview of PBNDS 2011

Similar to the earlier versions of the detention standards, PBNDS 2011 is subdivided into seven umbrella categories of requirements for detention facilities:

- Standards in the **Safety** section address, among other issues:
  - Emergency plans and procedures for various facility contingencies
  - Environmental health and safety to ensure proper sanitation and control of hazardous substances
- Standards in the **Security** section address, among other issues:
  - Procedures for intake processing, including orientation for detainees to facility operations
  - Classification of detainees to ensure safe housing consistent with any security risks or special vulnerabilities
  - Protocols for conducting proper pat-down, strip, and body cavity searches of detainees
  - Requirements for sexual abuse and assault prevention and intervention (including screening, training, response, reporting, investigation, and data monitoring)
  - Appropriate use of segregation for administrative or disciplinary purposes, and conditions of segregated housing

- Requirements for regular and direct methods of staff-detainee communication (including in-person visits by and written communications with ICE Field Office staff)
- Limitations on the use of force and restraints for detainees
- Standards in the **Order** section address, among other issues:
  - Requirements for a formal and equitable disciplinary system with progressive levels of reviews, appeals, and procedural protections
- Standards in the **Care** section address, among other issues:
  - Requirements for nutritionally balanced food service, including accommodation of any special medical or religious dietary needs
  - Protocols for monitoring and treatment of detainees who declare hunger strikes
  - Access to all appropriate and necessary medical services, including initial health screenings and assessments, referrals for follow-up evaluations, emergency care, sick call, mental health treatment, and dental care (as well as gynecological and obstetrical care for female detainees)
  - Procedures for prevention and response to significant self-harm or suicide attempts by detainees
- Standards in the **Activities** section address, among other issues:
  - Access to written mail and correspondence with family members, legal representatives, government offices, and members of the community
  - Requirements for daily detainee access to recreation and exercise opportunities, including outdoors whenever possible
  - Opportunities for detainees to participate in practices of their religious faiths, and accommodation of different religious beliefs
  - Access to telephone services for detainees to communicate with family, legal representatives, consulates, courts, and government agencies
  - Visitation between detainees and family or friends, legal representatives, or representatives of community service organizations
  - Availability of voluntary work programs for detainees
- Standards in the **Justice** section address, among other issues:
  - Content and distribution of detainee handbooks outlining information about detainee rights and facility rules and procedures
  - Review and processing of detainee grievances relating to any aspect of their detention
  - Access to facility law libraries, legal resources, and legal rights group presentations offered by community-based organizations
- Standards in the **Administration and Management** section address, among other issues:
  - Training for facility staff, contractors, and volunteers on their responsibilities and ICE detention standards
  - Procedures for coordinated transfer of detainees between ICE detention facilities to ensure safety, proper processing, and continuity of any medical services



## Summary of PBNDS 2011 reforms

The revisions made in PBNDS 2011 improve conditions of confinement in a number of areas, including:

- **Improving medical and mental health care services** by, for example, requiring the expanded availability of mental health care staff, faster response times for sick call requests and evaluations of detainees with identified health needs, and closer monitoring of detainees with serious medical and mental health conditions, and by adding an additional standard on women's medical care to ensure proper evaluation of women's health issues (including pregnancy and gynecological issues).
- **Reinforcing protections against sexual abuse and assault in facilities** by, for example, strengthening prevention requirements (including for screening, staff training, detainee education, and designation of facility staff responsible for oversight of compliance with sexual abuse requirements), methods for reporting (including to ensure detainee ability to report sexual abuse to any facility staff), procedures for ensuring the protection and appropriate housing of victims, protocols for conducting prompt and thorough investigations in coordination with criminal law enforcement entities, and requirements for tracking and monitoring data relating to sexual abuse and assault incidents.
- **Strengthening protections for vulnerable detainee populations, including women, individuals with mental illness, and victims of abuse** by, for example, limiting the circumstances under which such populations may be placed in segregated housing, requiring staff training on addressing potential vulnerabilities in detention facilities, prohibiting outright the use of restraints on women in labor, and prohibiting restraints for pregnant women absent truly extraordinary circumstances.
- **Increasing detainee opportunities to communicate with family, friends, and legal representatives** by, for example, increasing minimum durations for visits to the maximum period practicable, with special consideration given to visitors who have traveled long distances, and requiring facilities to establish expanded visiting hours to the extent practicable.
- **Enhancing detainee access to legal resources** by, for example, requiring the availability of staff assistance for detainees in accessing legal materials when needed, and facilitating the process by which detainees may attend legal rights group presentations offered by the community.
- **Enhancing procedures for reviewing and responding to detainee grievances** by, for example, providing for additional levels of review and decreased facility response times, permitting direct detainee communication with ICE/ERO regarding grievances or facility responses, and specifying measures for addressing any indications of retaliation against detainees who have filed grievances.
- **Improving communication assistance services for detainees with limited-English proficiency or disabilities** by, for example, prescribing more specific interpretation and translation services that must be made available to detainees, and establishing more stringent qualification requirements for individuals providing language services.
- **Augmenting religious opportunities** by, for example, facilitating additional religious practices and processes by which external religious services providers may be recruited to deliver services for detainees of faiths not directly represented by facility religious services staff.

### Applicability of Different Detention Standards to ICE Detention Facilities

Facility Type	Detention Standard						Total	
	PBNDS 2011		PBNDS 2008		NDS			
	# of Facilities	% of Total FY14 YTD ADP*	# of Facilities	% of Total FY14 YTD ADP*	# of Facilities	% of Total FY14 YTD ADP*	# of Facilities	% of Total FY14 YTD ADP*
SPC	6	11%	0	0%	0	0%	6	11%
CDF	7	19%	0	0%	0	0%	7	19%
DIGSA	7	22%	0	0%	0	0%	7	22%
IGSA	5	7%	10	8%	48	13%	63	28%
USMS IGA	0	0%	7	6%	45	10%	52	16%
<b>Subtotal</b>	<b>25</b>	<b>59%</b>	<b>17</b>	<b>14%</b>	<b>93</b>	<b>23%</b>	<b>135</b>	<b>96%</b>
Other <sup>‡</sup>								4%
<b>Total</b>								<b>100%</b>

Data was extracted from the ICE Integrated Decision Support (IIDS) system on 3/31/2014, Enforcement Integrated Database data through 3/29/2014.

\*ADP is the Average Daily Population (see key). ADP can be measured for a given detention facility or for the entire ICE detained population. Total ICE FY14 ADP as of March 29, 2014 was 31,447.

†Data accounts for all detention facilities that have either an ADP of at least 10 detainees or a Facility Average Length of Stay (ALOS) of at least 7 days.

‡Of the remaining 4% of FY14 ADP, 2% is housed in Hutto CCA (an all-female detention center) and Berks County Family Shelter (a family detention facility), both of which are governed by Family Residential Standards (FRS).

1% of FY14 ADP is housed in holding or staging facilities, or hospitals and other facilities used infrequently or irregularly.

0.6% of FY14 ADP is housed in Department of Justice Bureau of Prison facilities or facilities under jurisdiction of other programs.

0.4% of FY14 ADP is housed in IGSA and USMS IGA facilities with a FY14 ADP of less than 10 and a Facility ALOS of fewer than 7 days.

**KEY:**

<b>Standard</b>	<b>Description</b>
<b>PBNDS 2011</b>	2011 Performance-Based National Detention Standards: PBNDS 2011 represents ICE's most recent set of national detention standards. These standards were designed to incorporate civil detention principles, including by improving medical and mental health services, increasing access to legal services and religious opportunities, improving communication with detainees with limited English proficiency, improving the process for reporting and responding to complaints, and increasing recreation and visitation.
<b>PBNDS 2008</b>	2008 Performance-Based National Detention Standards: ICE's second set of national detention standards, which expanded on the safeguards established in the earliest standards, the NDS.
<b>NDS</b>	National Detention Standards: The first set of detention standards promulgated by legacy INS in 2000. These standards were drafted in coordination with the American Bar Association and other organizations involved in pro bono representation and advocacy for immigration detainees.
<b>Facility Type</b>	
<b>Facility Type</b>	<b>Description</b>
<b>SPC</b>	Service Processing Center: Facilities owned by ICE and operated by a private contractor.
<b>CDF</b>	Contract Detention Facility: Facilities owned and operated by a private contractor under a government contract.
<b>DIGSA</b>	Dedicated Intergovernmental Service Agreement facility: Facilities used by ICE pursuant to an Intergovernmental Service Agreement (IGSA), which house exclusively ICE detainees.
<b>IGSA</b>	Intergovernmental Service Agreement facility: Facilities used by ICE pursuant to an Intergovernmental Service Agreement (IGSA), which house state and local criminal detainees in addition to ICE detainees.
<b>USMS IGA</b>	U.S. Marshals Service Intergovernmental Agreement facility: Facilities which are used by the Marshals Service to house USMS prisoners pursuant to an Intergovernmental Agreement (IGA), at which ICE also leases bed space through a contractual rider to USMS's agreement.
<b>Statistics</b>	
<b>Statistics</b>	<b>Description</b>
<b>ADP</b>	Average Daily Population (ADP) is the average number of detainees in detention per day over a period of time.
<b>ALOS</b>	Average Length of Stay (ALOS) is the average number of days detainees stay in detention facilities.

### PBNDS 2011 Facilities

Facility Name	Facility Type	Area of Responsibility	FY14 YTD ADP
SOUTH TEXAS DETENTION COMPLEX	CDF	San Antonio	1,727
ELOY FEDERAL CONTRACT FACILITY	DIGSA	Phoenix	1,489
STEWART DETENTION CENTER	DIGSA	Atlanta	1,452
NORTHWEST DETENTION CENTER	CDF	Seattle	1,397
ADELANTO CORRECTIONAL FACILITY	DIGSA	Los Angeles	1,226
JENA/LASALLE DETENTION FACILITY	DIGSA	New Orleans	977
HOUSTON CONTRACT DETENTION FACILITY	CDF	Houston	928
JOE CORLEY DETENTION FACILITY	IGSA	Houston	919
PORT ISABEL	SPC	San Antonio	910
OTERO COUNTY PROCESSING CENTER	DIGSA	El Paso	781
EL PASO SERVICE PROCESSING CENTER	SPC	El Paso	682
SAN DIEGO CONTRACT DETENTION FACILITY - CCA	CDF	San Diego	656
KARNES COUNTY CIVIL DETENTION CENTER	DIGSA	San Antonio	587
BROWARD TRANSITIONAL CENTER	CDF	Miami	548
KROME NORTH SERVICE PROCESSING CENTER	SPC	Miami	547
IMMIGRATION CENTERS OF AMERICA FARMVILLE	DIGSA	Washington	518
ESSEX COUNTY JAIL	IGSA	Newark	509
EL CENTRO SERVICE PROCESSING CENTER	SPC	San Diego	462
ROLLING PLAINS DETENTION CENTER	IGSA	Dallas	451
BUFFALO (BATAVIA) SERVICE PROCESSING CENTER	SPC	Buffalo	438
DENVER CONTRACT DETENTION FACILITY	CDF	Denver	414
FLORENCE SERVICE PROCESSING CENTER	SPC	Phoenix	368
DELANEY HALL DETENTION FACILITY	IGSA	Newark	305
ELIZABETH CONTRACT DETENTION FACILITY	CDF	Newark	273
WAKULLA COUNTY JAIL	IGSA	Miami	67
<b>Total</b>			<b>18,631</b>
<b>% of ICE FY14 ADP in PBNDS 2011 Facilities</b>			<b>59%</b>

Data was extracted from the ICE Integrated Decision Support (IIDS) system on 3/31/2014, Enforcement Integrated Database data through 3/29/2014.



**From:** (b)(6);(b)(7)(C)  
**Sent:** 16 Apr 2014 13:27:25 -0400  
**To:** Lorenzen-Strait, Andrew R; Reid, Michael P  
**Subject:** RE: Smith Binder

10-4

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations, Seattle, WA

---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, April 16, 2014 10:27 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

(b)(5)

---

**Andrew Lorenzen-Strait**  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6); Direct  
202.431.(b)(7)(C) Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

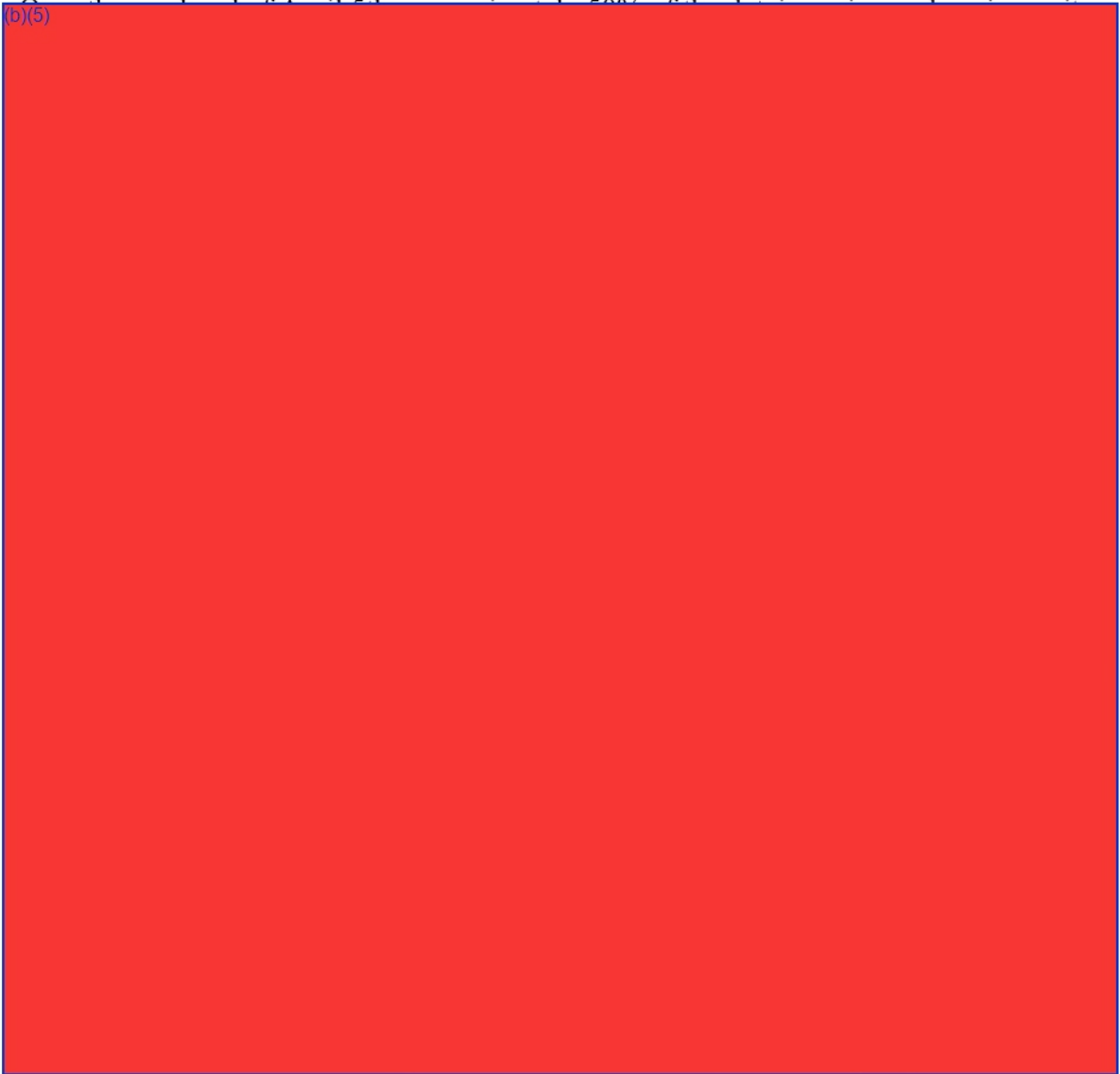
~~NOTICE: This communication may contain privileged or otherwise confidential information. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.~~

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 1:24 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

(b)(5)

As of April 14, 2014



(b)(6);(b)(7)(C)  
Deputy Field Office Director  
ICE Enforcement & Removal Operations, Seattle, WA

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 9:57 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Smith Binder



Can you assist? Need to write this so the Congressman can easily understand. Please modify the attached.

---

**From:** (b)(6);(b)(7)  
**Sent:** Wednesday, April 16, 2014 12:55 PM  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** RE: Smith Binder

(b)(5)

(b)(6);(b)(7) s (b)(5)

(b)(5)

(b)(6);(b)(7)(C)

Office of Congressional Relations  
U.S. Immigration and Customs Enforcement

---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, April 16, 2014 12:51 PM  
**To:** (b)(6);(b)(7)  
**Subject:** FW: Smith Binder

---

**Andrew Lorenzen-Strait**  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6);(7) Direct  
202.431 (b)(7)(C) Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

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---

**From:** Reid, Michael P  
**Sent:** Wednesday, April 16, 2014 12:46 PM  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** RE: Smith Binder

See attached.

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732-(b)(6) – Direct  
202-491-(b)(6) – BlackBerry

(b)(6);(b)(7)(C) – Direct

---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, April 16, 2014 12:09 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Smith Binder  
**Importance:** High

(b)(6) – need ERO SEA to provide the NWDC Talton Phone rates. Also they need to update the attached document with an explanation of the use of disciplinary segregation for (b)(6);(b)(7)(C) Need by 2 pm EST.

Thanks!

---

**Andrew Lorenzen-Strait**  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732-(b)(6) – Direct  
202.431-(b)(7) – Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

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---

**From:** Mills, Kate  
**Sent:** Wednesday, April 16, 2014 11:47 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Smith Binder

This is like a game of telephone.

(b)(5)

Thanks

-----Original Message-----

**From:** Landy, Kevin

**Sent:** Wednesday, April 16, 2014 11:42 AM Eastern Standard Time

**To:** (b)(6);(b)(7)(C)

**Subject:** Smith Binder

I left it on your chair. (b)(7)(C) had some handwritten edits to the letter and he asked me to review the letter and binder. My two edits have red flags.

He also asked me to raise with you my two yellow flagged issues, which he agreed should result in changes:

(b)(5) [REDACTED] ,  
lain

Let me know how I can help.

*Kevin Landy  
Assistant Director, Office of Detention Policy and Planning (ODPP)  
Immigration and Customs Enforcement  
(202) 732-7576 Office Direct  
(202) 732-3120 Fax*

**From:** Lorenzen-Strait, Andrew R  
**Sent:** 16 Apr 2014 14:05:03 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

I DOUBLE hate this binder ☺

---

**Andrew Lorenzen-Strait**  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6); Direct  
202.431 (b)(7)(C) Cell

(b)(6);(b)(7)(C)



**Homeland  
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---

**From:** Mills, Kate  
**Sent:** Wednesday, April 16, 2014 1:31 PM  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** RE: Smith Binder

Thanks.

I hate this binder.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 1:30 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

yes

---

**Andrew Lorenzen-Strait**  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6); Direct  
202.431 (b)(7)(C) Cell

(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 1:30 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

(b)(5)

---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, April 16, 2014 1:28 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Smith Binder

This should be clearer

---

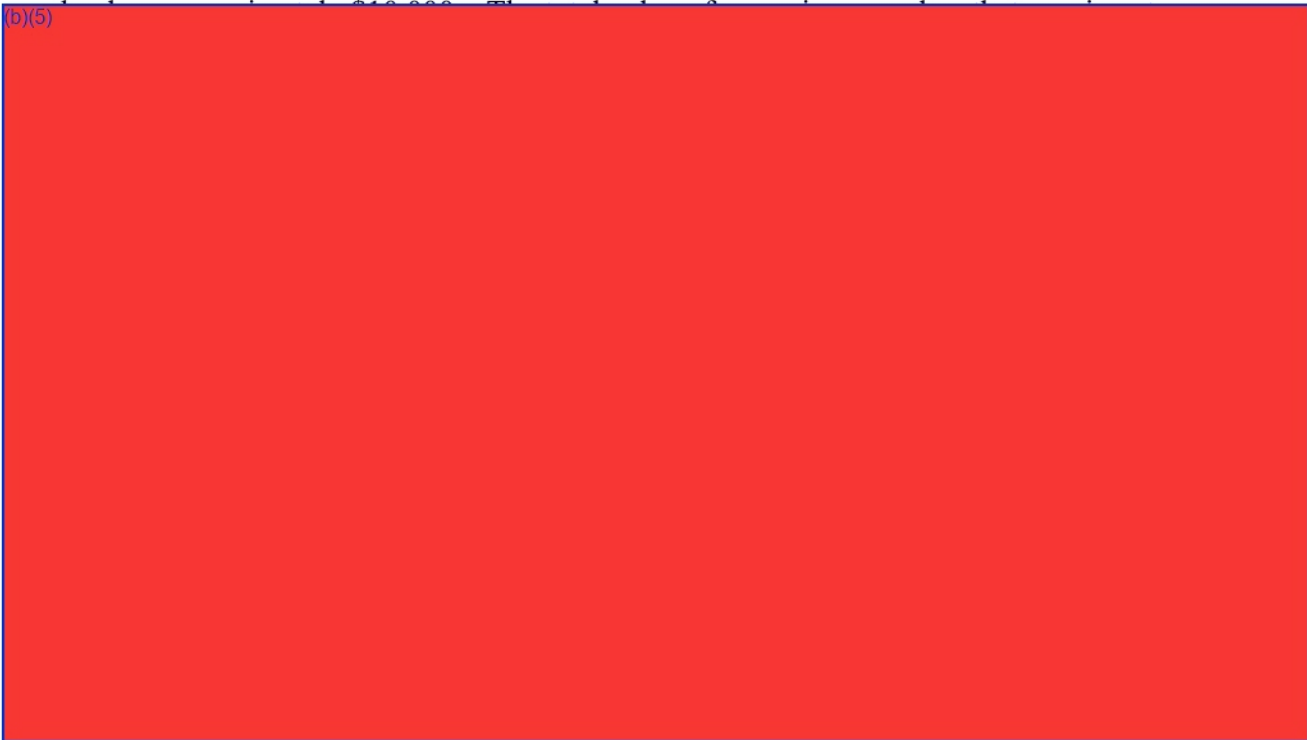
**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 1:24 PM  
**To:** Lorenzen-Strait, Andrew R; (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

(b)(5)

How's this:?

(b)(5)

(b)(5)



(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations, Seattle, WA

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 9:57 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Smith Binder

Can you assist? Need to write this so the Congressman can easily understand. Please modify the attached.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 12:55 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Smith Binder

(b)(5)



(b)(6);(b)(7)(C)

Office of Congressional Relations



U.S. Immigration and Customs Enforcement

---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, April 16, 2014 12:51 PM  
**To:** (b)(6);(b)(7)  
**Subject:** FW: Smith Binder

---

**Andrew Lorenzen-Strait**  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732 (b)(6); - Direct  
202.431 (b)(7)(C) - Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 12:46 PM  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** RE: Smith Binder

See attached.

(b)(6);(b)(7)(C)

Senior Advisor  
Custody Programs  
Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202-732 (b)(6) - Direct  
202-491 (b)(7)(C) - BlackBerry

(b)(6);(b)(7)(C) - Direct

---

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, April 16, 2014 12:09 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Smith Binder  
**Importance:** High

(b)(6);( need ERO SEA to provide the NWDC Talton Phone rates. Also they need to update the attached document with an explanation of the use of disciplinary segregation for Mendoza-Pascual. Need by 2 pm EST.

Thanks!

---

**Andrew Lorenzen-Strait**

Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement  
202.732.(b)(6) – Direct  
202.431.(b)(7) – Cell

(b)(6);(b)(7)(C)



**Homeland  
Security**

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---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 11:47 AM  
**To:** 'Andrew R Strait'  
**Subject:** FW: Smith Binder

This is like a game of telephone.

Can you send me the telephone rates page? Also, can ERO update why he was in disciplinary segregation? Need this ASAP.

Thanks

-----Original Message-----

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, April 16, 2014 11:42 AM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Smith Binder

I left it on your chair. (b)(6) had some handwritten edits to the letter and he asked me to review the letter and binder. My two edits have red flags.

He also asked me to raise with you my two yellow flagged issues, which he agreed should result in changes:

- (b)(5)

-

Let me know how I can help.

(b)(6)(b)(7)

*Assistant Director, Office of Detention Policy and Planning (ODPP)  
Immigration and Customs Enforcement  
(202) 732-(b)(6) Office Direct  
(202) 732-3120 Fax*

**From:** Lorenzen-Strait, Andrew R  
**Sent:** 17 Apr 2014 13:00:14 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Fw: Voluntary Work Programs at ICE Detention Facilities  
**Attachments:** Combined Central-Eastern-Western ERO CMD Authorized Faciliti....xlsx  
**Importance:** High

FYSA

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431 (b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

---

**From:** ERO Taskings  
**Sent:** Thursday, April 17, 2014 10:56 AM  
**Subject:** Voluntary Work Programs at ICE Detention Facilities

*The following message is sent on behalf of Tae D. Johnson, Assistant Director for Custody Management, and is approved by Philip T. Miller, Assistant Director for Field Operations:*

**To:** Field Office Directors and Deputy Field Office Directors  
**Subject:** Voluntary Work Programs at ICE Detention Facilities

Custody Management Division (CMD) is conducting a census of the current ICE Detainee population that is participating in various types of Voluntary Work Programs (VWP) at detention facilities. Specifically, CMD is seeking to identify the number of detainees participating in a VWP or other work details, the number of hours typically worked, and types of jobs and compensation provided. In addition, please indicate if there are any unpaid "Trustee" type work programs where detainees receive non-monetary compensation and/or enhanced privileges, such as extra/better menu choices, less restricted movement throughout the facility, free commissary items, etc. If applicable, also indicate if detainees are allowed to participate in a volunteer uncompensated communal cleaning program without any additional privileges, or if uncompensated communal cleaning is required and not voluntary per facility policy and procedures.

For the authorized facilities with an average daily population above 10 listed under your respective AOR tab (see attached spreadsheet), please enter the following information concerning the VWP, "Trustee" programs, and/or uncompensated communal cleaning programs

(both voluntary and involuntary). If a facility does not participate in the specified work program, please indicate "NA" within that row/column.

- How many detainees at each facility participate in the VWP?
- How many hours do they work (i.e., 8 hours per day, 16 hours per week)?
- What types of jobs are performed?
- What is the amount of compensation paid (i.e., \$1.00 per day, \$0.45 per hour)?
- If there is a range of compensation, how is it determined?
- When are detainees paid (i.e., daily or weekly)?
- How are detainees paid (i.e., cash, debit card, detainee account)?
- Does the facility provide a voluntary non-paid (non-monetary) trustee program, but with other privileges offered to ICE detainees? (For example, the answer would be "yes" if there are detainees who have volunteered to perform work assignments w/o pay, but receive extra privileges such as extra meals or food, extra access to commissary, free movement, etc.)
- If so, how many detainees participate?  
Does the facility have a communal volunteer cleaning program (unpaid or unrewarded) for detainees? (For example, the answer would be "yes" if detainees can volunteer for cleaning details in their common area w/o any compensation.)
- If so, how many detainees participate?
- Does the facility have a communal cleaning program that is required of all detainees (unpaid or unrewarded)? (For example, this would be "yes" if detainees are required to perform cleaning duties within their common area w/o any compensation).  
If so, how many detainees participate?

Most of this information for those facilities with a Detention Services Manager has already been collected. This information can be used as a guide for the type of responses CMD is seeking.

Please provide your responses by **COB, Monday, April 21, 2014**, to Detention and Deportation Officer (DDO) (b)(6);(b)(7)(C), Detention Standards Compliance Unit, via email at (b)(6);(b)(7)(C)

Should you have specific questions about this request, please contact DDO (b)(6);(b)(7)(C) at (202) 732-(b)(6);(b)(7)(C)

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**From:** Lorenzen-Strait, Andrew R  
**Sent:** 8 May 2014 15:20:40 -0400  
**To:** Johnson, Tae D (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Fwd: Congressman Smith Introduces Legislation to Improve Standards, Conditions at Detention Centers

FYSA

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, May 08, 2014 3:17 PM  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** Fw: Fwd: Congressman Smith Introduces Legislation to Improve Standards, Conditions at Detention Centers

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, May 08, 2014 03:09 PM  
**To:** (b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)  
**Subject:** Fwd: Congressman Smith Introduces Legislation to Improve Standards, Conditions at Detention Centers

**From:** (b)(6);(b)(7)(C)  
**Date:** May 8, 2014 at 2:22:30 PM EDT  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Congressman Smith Introduces Legislation to Improve Standards, Conditions at Detention Centers



**News from U.S. Rep. Adam Smith (WA-09)**  
Ranking Member, House Armed Services Committee

**FOR IMMEDIATE RELEASE**  
**Thursday, May 8th, 2014**

**Contact: Ben Halle, 202-570-2771**  
**Congressman Smith Introduces Legislation to Improve Standards,  
Conditions at Detention Centers**

**Washington, DC** - Today, Congressman Adam Smith (D-WA) introduced the [Accountability in Immigration Detention Act](#), legislation that aims to improve standards and living conditions in detention centers across the country. This comes after detainees in Tacoma



went on a nearly two-month hunger strike at the Northwest Detention Center (NWDC) over access to nutritious food, isolation practices, treatment by guards, and other living conditions.

“After visiting the NWDC to speak with detainees on hunger strike, it was clear that more enforceable standards were necessary,” said Rep. Adam Smith. “Many detainees are fathers and mothers who have committed no crime, yet are being held in unacceptable conditions for a prolonged period of time. This legislation is focused on improving living conditions for detainees and increasing oversight and transparency of the treatment of detainees.”

Currently, all standards at detention facilities are created and enforced by ICE. Smith’s legislation would change federal law to ensure that detention center standards are federally regulated and created by a rulemaking committee that includes stakeholders like organizations that advocate for undocumented immigrants, local governments, medical experts, and more.

In a statement, #Not1More said “We applaud Rep. Adam Smith's response to the peaceful protest by immigrant detainees in Tacoma, WA calling for better treatment at the privately-run facility. His office reached out immediately to us and he visited three of the hunger strikers in late March. During his visit he not only found their demands to be valid, he also promised to introduce legislation to address the demands and the retaliation the hunger strikers faced. Today he delivered on his promise. As part of the campaign to stop deportations and as representatives of those on hunger strike, we thank him for his leadership and courage in creating solutions to these issues.”

The legislation also would require unannounced audits and encourage the Department of Homeland Security (DHS) to consider alternatives to detention (ATDs) that provide a more humane alternative for individuals in ICE’s custody. The bill has 5 original cosponsors: Suzan DelBene (D-WA), Ted Deutch (D-FL), Jared Polis (D-CO), Mike Quigley (D-IL), Filemon Vela (D-TX).

[Link to full bill text](#)

[Link to section by section of bill](#)

###

Benjamin Halle  
Communications Director  
Congressman Adam Smith (WA-09)  
Office: 202.225.8901 | Cell: 202.570.2771  
2264 Rayburn House Office Building  
Twitter: [@RepAdamSmith](#)  
Facebook: [Rep. Adam Smith](#)

**From:** Lorenzen-Strait, Andrew R  
**Sent:** 25 May 2014 10:00:44 -0400  
**To:** (b)(6);(b)(7)(C)  
(b)(6);(b)(7)(C)  
**Subject:** FW: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

(b)(5)

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Sunday, May 25, 2014 09:59 AM Eastern Standard Time  
**To:** Landy, Kevin  
**Subject:** RE: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

(b)(5)

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** Landy, Kevin  
**Sent:** Saturday, May 24, 2014 10:35 PM Eastern Standard Time  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** Fw: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

Fyi

---

**From:** Landy, Kevin  
**Sent:** Saturday, May 24, 2014 10:16 PM  
**To:** Ragsdale, Daniel H; Joseph, Leonard P; Homan, Thomas  
**Cc:** Robbins, Timothy S; Johnson, Tae D; Gonzalez, Barbara M; (b)(6):(b)(7)(C)  
**Subject:** Fw: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

The NY Times is running on its front page tomorrow the story about voluntary work programs at ICE detention facilities. The link is below, and the contents are pasted into the e-mail after that.

(b)(5)

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**From:** (b)(6):(b)(7)(C)  
**Sent:** Saturday, May 24, 2014 09:51 PM  
**To:** (b)(6):(b)(7)(C)  
**Subject:** Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

<http://www.nytimes.com/2014/05/25/us/using-jailed-migrants-as-a-pool-of-cheap-labor.html?hpw&rref=us>

## ***Using Jailed Migrants as a Pool of Cheap Labor***

By IAN URBINAMAY 24, 2014

HOUSTON — The kitchen of the detention center here was bustling as a dozen immigrants boiled beans and grilled hot dogs, preparing lunch for about 900 other detainees. Elsewhere, guards stood sentry and managers took head counts, but the detainees were doing most of the work — mopping bathroom stalls, folding linens, stocking commissary shelves.

As the federal government cracks down on immigrants in the country illegally and forbids businesses to hire them, it is

relying on tens of thousands of those immigrants each year to provide essential labor — usually for \$1 a day or less — at the detention centers where they are held when caught by the authorities.

This work program is facing increasing resistance from detainees and criticism from immigrant advocates. In April, a lawsuit accused immigration authorities in Tacoma, Wash., of putting detainees in solitary confinement after they staged a work stoppage and hunger strike. In Houston, guards pressed other immigrants to cover shifts left vacant by detainees who refused to work in the kitchen, according to immigrants interviewed here.

Photo



"I went from making \$15 an hour as a chef to \$1 a day in the kitchen in lockup. And I was in the country legally," said Pedro Guzmán, 34, a native of Guatemala who worked for several years in restaurants in California, Minnesota and North Carolina before he was picked up and held for about 19 months. His asylum visa had been mistakenly revoked, in part because of a clerical error. Credit Travis Dove for The New York Times

The federal authorities say the program is voluntary, legal and a cost-saver for taxpayers. But immigrant advocates question whether it is truly voluntary or lawful, and argue that the government and the private prison companies that run many of the detention centers are bending the rules to convert a captive population into a self-contained labor force.

Last year, at least 60,000 immigrants worked in the federal government's nationwide patchwork of detention centers — more than worked for any other single employer in the country, according to data from United States Immigration and Customs Enforcement, known as ICE. The cheap labor, 13 cents an hour, saves the government and the private companies \$40 million or more a year by allowing them to avoid paying outside contractors the \$7.25 federal minimum wage. Some immigrants held at county jails work for free, or are paid with sodas or candy bars, while also providing

services like meal preparation for other government institutions.

Unlike inmates convicted of crimes, who often participate in prison work programs and forfeit their rights to many wage protections, these immigrants are civil detainees placed in holding centers, most of them awaiting hearings to determine their legal status. Roughly half of the people who appear before immigration courts are ultimately permitted to stay in the United States — often because they were here legally, because they made a compelling humanitarian argument to a judge or because federal authorities decided not to pursue the case.

“I went from making \$15 an hour as a chef to \$1 a day in the kitchen in lockup,” said Pedro Guzmán, 34, who had worked for restaurants in California, Minnesota and North Carolina before he was picked up and held for about 19 months, mostly at [Stewart Detention Center](#) in Lumpkin, Ga. “And I was in the country legally.”

Mr. Guzmán said that he had been required to work even when he was running a fever, that guards had threatened him with solitary confinement if he was late for his 2 a.m. shift, and that his family had incurred more than \$75,000 in debt from legal fees and lost income during his detention. He was released in 2011 after the courts renewed his asylum visa from Guatemala, which had mistakenly been revoked, in part because of a clerical error. He has since been granted permanent residency.

### **Claims of Exploitation**

[Continue reading the main story](#)

Officials at private prison companies declined to speak about their use of immigrant detainees, except to say that it was legal. Federal officials said the work helped with morale and



discipline and cut expenses in a detention system that costs more than \$2 billion a year.

“The program allows detainees to feel productive and contribute to the orderly operation of detention facilities,” said Gillian M. Christensen, a spokeswoman for the immigration agency. Detainees in the program are not officially employees, she said, and their payments are stipends, not wages. No one is forced to participate, she added, and there are usually more volunteers than jobs.

Marian Martins, 49, who was picked up by ICE officers in 2009 for overstaying her visa and sent to [Etowah County Detention Center](#) in Gadsden, Ala., said work had been her only ticket out of lockdown, where she was placed when she arrived without ever being told why.

[Continue reading the main story](#)

## **Detained Immigrants, Working for the U.S.**

Every day, about 5,500 detained immigrants work in the nation’s immigration detention centers. Some are paid a dollar a day; others earn nothing. The locations shown are facilities that the federal government reimburses for this work.



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195 workers

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TACOMA, WASH.

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Number of workers on April 1, 2014

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HOUSTON

288 workers

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Privately run center

Public facility (like county jails)

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The New York Times

Source: U.S. Immigration and Customs Enforcement

Ms. Martins said she had worked most days cooking meals, scrubbing showers and buffing hallways. Her only compensation was extra free time outside or in a recreational



room, where she could mingle with other detainees, watch television or read, she said.

“People fight for that work,” said Ms. Martins, who has no criminal history. “I was always nervous about being fired, because I needed the free time.”

Ms. Martins fled Liberia during the civil war there and entered the United States on a visitor visa in 1990. She stayed and raised three children, all of whom are American citizens, including two sons in the Air Force. Because of her deteriorating health, she was released from detention in August 2010 with an electronic ankle bracelet while awaiting a final determination of her legal status.

Natalie Barton, a spokeswoman for the Etowah detention center, declined to comment on Ms. Martins’s claims but said that all work done on site by detained immigrants was unpaid, and that the center complied with all local and federal rules.

The compensation rules at detention facilities are remnants of a bygone era. A 1950 law created the federal Voluntary Work Program and set the pay rate at a time when \$1 went much further. (The equivalent would be about \$9.80 today.) Congress last reviewed the rate in 1979 and opted not to raise it. It was later challenged in a lawsuit under the Fair Labor Standards Act, which sets workplace rules, but in 1990 an appellate court [upheld the rate](#), saying that “alien detainees are not government ‘employees.’ ”

Immigrants in holding centers may be in the country illegally, but they may also be asylum seekers, permanent residents or American citizens whose documentation is questioned by the authorities. On any given day, about 5,500 detainees out of the 30,000-plus average daily population work for \$1, in 55 of the roughly 250 detention facilities used by ICE. Local governments operate 21 of the programs, and private companies run the rest, agency officials said.

These detainees are typically compensated with credits toward food, toiletries and phone calls that they say are sold at inflated prices. (They can collect cash when they leave if they have not used all their credits.) “They’re making money on us while we work for them,” said Jose Moreno Olmedo, 25, a Mexican immigrant who participated in the hunger strike at the Tacoma holding center and was released on bond from the center in March. “Then they’re making even more money on us when we buy from them at the commissary.”

### **A Legal Gray Area**

Some advocates for immigrants express doubts about the legality of the work program, saying the government and contractors are exploiting a legal gray area.

Photo



Immigrants in the laundry room at a detention center in Houston. Credit: Michael Stravato for The New York Times

[Continue reading the main story](#)

“This in essence makes the government, which forbids everyone else from hiring people without documents, the single largest employer of undocumented immigrants in the country,” said Carl Takei, a lawyer with the American Civil Liberties Union’s [National Prison Project](#).

Jacqueline Stevens, a professor of political science at Northwestern University, said she believed the program violated the 13th Amendment, which abolished slavery and involuntary servitude except as punishment for crime. “By law, firms contracting with the federal government are supposed to match or increase local wages, not commit wage theft,” she said.

Immigration officials underestimate the number of immigrants involved and the hours they work, Professor

Stevens added. Based on extrapolations from ICE contracts [she has reviewed](#), she said, more than 135,000 immigrants a year may be involved, and private prison companies and the government may be avoiding paying more than \$200 million in wages that outside employers would collect.

A 2012 report by the [A.C.L.U. Foundation of Georgia](#) described immigrants' being threatened with solitary confinement if they refused certain work. Also, detainees said instructions about the program's voluntary nature were sometimes given in English even though most of the immigrants do not speak the language.

Eduardo Zuñiga, 36, spent about six months in 2011 at the Stewart Detention Center in Georgia, awaiting deportation to Mexico. He had been detained after being stopped at a roadblock in the Atlanta area because he did not have a driver's license and because his record showed a decade-old drug conviction for which he had received probation.

At Stewart, Mr. Zuñiga worked in the kitchen and tore ligaments in one of his knees after slipping on a newly mopped floor, leaving him unable to walk without crutches. Despite doctors' orders to stay off the leg, Mr. Zuñiga said, the guards threatened him with solitary confinement if he did not cover his shifts. Now back in Mexico, he said in a phone interview that he must walk with a leg brace.

Gary Mead, who was a top ICE administrator until last year, said the agency scrutinized contract bids from private companies to ensure that they did not overestimate how much they could depend on detainees to run the centers.

Detainees cannot work more than 40 hours a week or eight hours a day, according to the agency. They are limited to work that directly contributes to the operation of their detention facility, said Ms. Christensen, the agency spokeswoman, and

are not supposed to provide services or make goods for the outside market.

But that rule does not appear to be strictly enforced.

Photo



Immigrants in the kitchen at a detention center in Richmond, Calif. Last year, at least 60,000 detainees worked in such facilities. Credit Ramin Rahimian for The New York Times

At the [Joe Corley Detention Facility](#) north of Houston, about 140 immigrant detainees prepare about 7,000 meals a day, half of which are shipped to the nearby Montgomery County jail. Pablo E. Paez, a spokesman for the GEO Group, which runs the center, said his company had taken it over from the county in 2013 and was working to end the outside meal program.

Near San Francisco, at the [Contra Costa West County Detention Facility](#), immigrants work alongside criminal inmates to cook about 900 meals a day that are packaged and trucked to a county homeless shelter and nearby jails.

### **A Booming Business**

While President Obama has called for an overhaul of immigration law, his administration has deported people — roughly two million in the last five years — at [a faster pace](#) than any of his predecessors. The administration says the sharp rise in the number of detainees has been partly driven by a requirement from Congress that ICE fill a daily quota of more than 30,000 beds in detention facilities. The typical stay is about a month, though some detainees are held much longer, sometimes for years.

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Detention centers are low-margin businesses, where every cent counts, said Clayton J. Mosher, a professor of sociology at Washington State University, Vancouver, who specializes in the economics of prisons. Two private prison companies, the Corrections Corporation of America and the GEO Group, control most of the immigrant detention market. Many such companies struggled in the late 1990s amid a glut of private prison construction, with more facilities built than could be filled, but a spike in immigrant detention after Sept. 11 helped revitalize the industry.

The Corrections Corporation of America's revenue, for example, rose more than 60 percent over the last decade, and its stock price climbed to more than \$30 from less than \$3. Last year, the company made \$301 million in net income and the GEO Group made \$115 million, according to earnings reports.

Prison companies are not the only beneficiaries of immigrant labor. About 5 percent of immigrants who work are unpaid, ICE data show. Sheriff Richard K. Jones of Butler County, Ohio, said his county saved at least \$200,000 to \$300,000 a year by relying on about 40 detainees each month for janitorial work. "All I know is it's a lot of money saved," he said.

CONTINUE READING THE MAIN STORY

Mark Krikorian, executive director of the [Center for Immigration Studies](#), an advocacy group that promotes greater controls on immigration, said that with proper monitoring, the program had its advantages, and that the criticisms of it were part of a larger effort to delegitimize immigration detention.

Some immigrants said they appreciated the chance to work. Minsu Jeon, 23, a South Korean native who was freed in January after a monthlong stay at an immigration detention center in Ocilla, Ga., said that while he thought the pay was unfair, working as a cook helped pass the time.

“They don’t feed you that much,” he added, “but you could eat food if you worked in the kitchen.”

Kristina Rebelo contributed reporting from San Diego, and Kitty Bennett contributed research from St. Petersburg, Fla.



**From:** Lorenzen-Strait, Andrew R  
**Sent:** 27 May 2014 14:25:16 +0000  
**To:** (b)(6):(b)(7)(C)  
**Subject:** Fw: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

Did any follow-up come of this? Just want to know if you want me and my team to assist with any after actions post this article.

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6):(b)(7)(C)  
202.431(b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

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**From:** Landy, Kevin  
**Sent:** Saturday, May 24, 2014 10:35 PM  
**To:** Lorenzen-Strait, Andrew R  
**Subject:** Fw: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

Fyi

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**From:** (b)(6):(b)(7)(C)  
**Sent:** Saturday, May 24, 2014 10:16 PM  
**To:** Ragsdale, Daniel H; Joseph, Leonard P; Homan, Thomas  
**Cc:** Robbins, Timothy S; Johnson, Tae D; Gonzalez, Barbara M; (b)(6):(b)(7)(C)  
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[Continue reading the main story](#)

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The New York Times

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[Continue reading the main story](#)

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#### WRITE A COMMENT

MARK KRIKORIAN, EXECUTIVE DIRECTOR OF THE CENTER FOR IMMIGRATION STUDIES, AN ADVOCACY GROUP THAT PROMOTES GREATER CONTROLS ON IMMIGRATION, SAID THAT WITH PROPER MONITORING, THE PROGRAM HAD ITS ADVANTAGES, AND THAT THE CRITICISMS OF IT WERE PART OF A LARGER EFFORT TO DELEGITIMIZE IMMIGRATION DETENTION.

SOME IMMIGRANTS SAID THEY APPRECIATED THE CHANCE TO WORK. MINSU JEON, 23, A SOUTH KOREAN NATIVE WHO WAS FREED IN JANUARY AFTER A MONTHLONG STAY AT AN IMMIGRATION DETENTION CENTER IN OCILLA, GA., SAID THAT WHILE HE THOUGHT THE PAY WAS UNFAIR, WORKING AS A COOK HELPED PASS THE TIME.

“THEY DON’T FEED YOU THAT MUCH,” HE ADDED, “BUT YOU COULD EAT FOOD IF YOU WORKED IN THE KITCHEN.”

KRISTINA REBELO CONTRIBUTED REPORTING FROM SAN DIEGO, AND KITTY BENNETT CONTRIBUTED RESEARCH FROM ST. PETERSBURG, FLA.



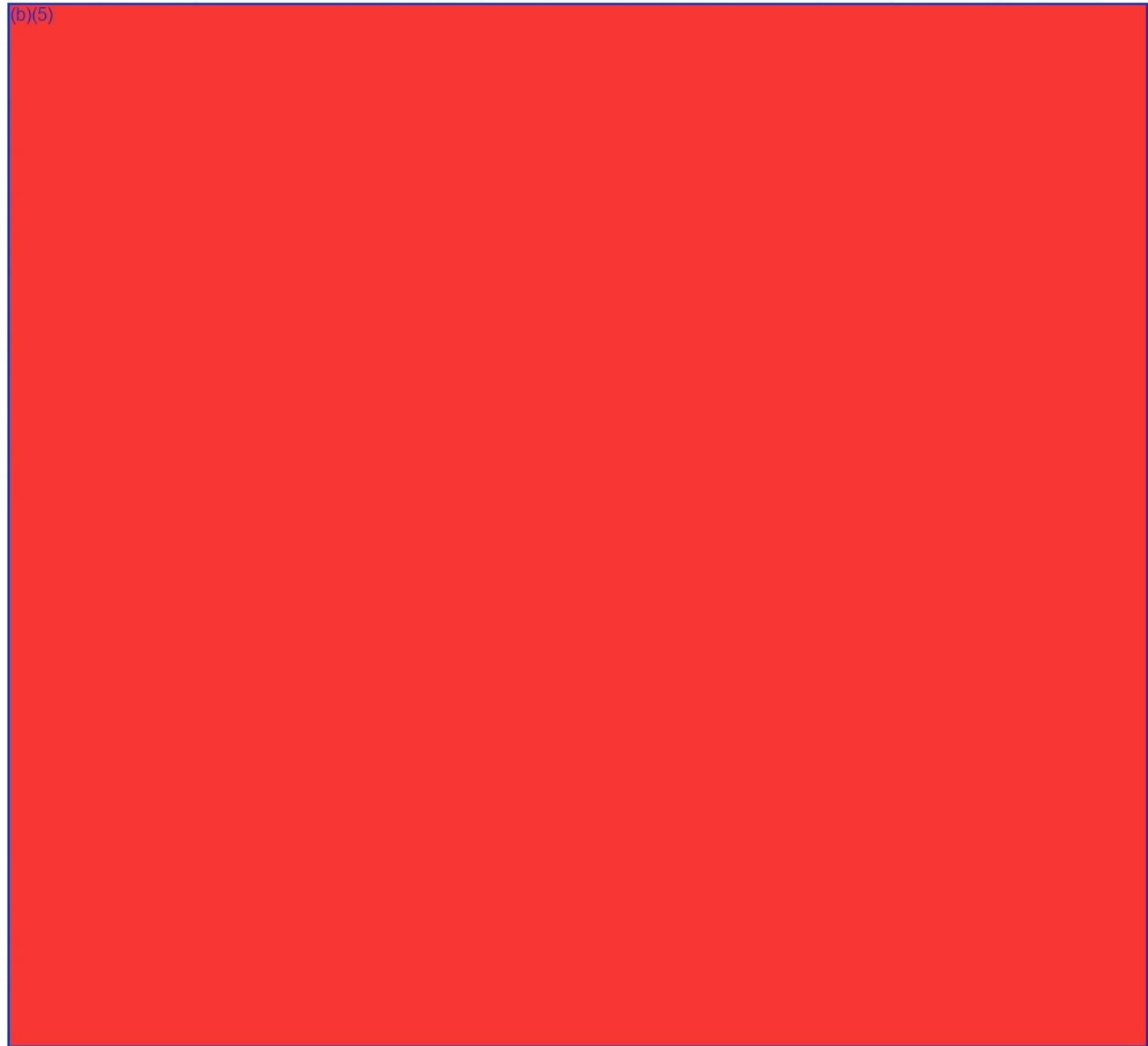
**From:** (b)(6);(b)(7)(C)  
**Sent:** 6 Aug 2014 16:30:39 -0400  
**To:** (b)(6);(b)(7)(C) Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: The task OPR/JIC - JICMS 201410051 (b)(6);(b)(7)(C)  
from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated  
**Attachments:** Seattle Roundtable Response

(b)(6);(b)(7)(C)

We are responding to (b)(6);(b)(7)(C) out of (b)(6);(b)(7)(C)'s office to the same issue. I also notice in the various emails that Tae Johnson's people are in the mix as well. I've included those offices in this response.

We have a lot of historic info on the meal refusals of March (which numerous offices in HQ should also have already) (b)(5)

(b)(5)



(b)(5)

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

**From:** (b)(6);(b)(7)(C)

**Sent:** Wednesday, August 06, 2014 12:29 PM

**To:** Asher, Nathalie R; (b)(6);(b)(7)(C)

**Subject:** FW: The task OPR/JIC - JICMS 201410051 (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

Good afternoon ERO Seattle,

Please review the below referenced allegation referral for any action deemed necessary:

#### ALLEGATION REFERRAL

##### Background:

ICE Office of Professional Responsibility (OPR) received this allegation from the Joint Intake Center (JIC). OPR determined that the allegation did not require their action and that it should be referred to ERO. ERO's Executive Information Reporting Unit (EIRU) has identified your office as the appropriate recipient.

##### Tasker:

Assigned to: Field Ops

OPR JICMS CASE #: (b)(7)(E)

Alien #: (b)(6);(b)(7)(C)

Alien Name: (b)(6);(b)(7)(C)

Brief Summary: Detainee alleges inadequate library access and insufficient personal hygiene supplies.

OR

Due Date: 8/15/2014

##### Instructions:

Provide your division's response to this referral in the EIRU tasker. An example of an appropriate response might be that you forwarded the referral to the local field office for action or information. More complex cases may require a more detailed response and documentation.



Direct questions to ERO/EIRU MPA (b)(6);(b)(7)(C) at 202-732-(b)(6); or [EROJIC@ice.dhs.gov](mailto:EROJIC@ice.dhs.gov)

Regards,

(b)(6);(b)

(b)(6);(b)(7)(C)

Detention & Deportation Officer  
Department of Homeland Security  
U.S. Immigration and Customs Enforcement  
Enforcement and Removal Operations  
Domestic Operations Division - West  
500 12th Street, SW  
Washington, DC 20536  
202-732-(b)(6) office  
202-674-(b)(6) cell

(b)(6);(b)(7)(C)

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**From:** [sp@ice.dhs.gov](mailto:sp@ice.dhs.gov) [<mailto:sp@ice.dhs.gov>]

**Sent:** Wednesday, August 06, 2014 9:47 AM

**To:** (b)(6);(b)(7)(C)

**Subject:** The task OPR/JIC - JICMS 201410051 - (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

The task OPR/JIC - JICMS 201410051 - (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

1. Click [here](#) to view the task
2. If you cannot view or update this task, you might not have access to it. Click [here](#) to request access.
3. To see all of your tasks on this task list, Click [here](#).

**From:** (b)(7)(C)  
**Sent:** 6 Aug 2014 20:20:17 -0400  
**To:** (b)(7)(C)  
**Cc:** (b)(7)(C); Lorenzen-Strait, Andrew R; Miller, Philip T  
**Subject:** RE: The task OPR/JIC - JICMS (b)(7)(C) (b)(7)(C)  
from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated  
**Attachments:** NWDC-Meal Refusals-7-31-14.docx

(b)(7)(C)

Here is a synopsis of the events of most recent meal-refusal/protest occurring on 7/30 and running through 8/2.

(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

---

**From:** (b)(7)(C)  
**Sent:** Wednesday, August 06, 2014 3:31 PM  
**To:** (b)(7)(C)  
**Cc:** (b)(7)(C); Lorenzen-Strait, Andrew R  
**Subject:** RE: The task OPR/JIC - JICMS (b)(7)(C) (b)(7)(C) - (b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated  
**Importance:** High

(b)(7)(C)

Attached is Deputy Director Ragsdale's report for S-1 neatly synthesizing the issues surrounding the hunger strike of March.

Also attached is the last updated ES we did on the March hunger strike while it was still ongoing.

The third attachment is the after action report following the March 20<sup>th</sup> meeting between ICE leadership and the 'representatives' of the hunger-strikers.

The fourth attachment is ICE's official response to the protestor representatives following their March 20<sup>th</sup> meeting, which I sent via mail directly to the representatives. They did not respond (at least to our knowledge)

I will follow this email with one describing the most recent meal refusals

(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

---

**From:** (b)(7)(C)  
**Sent:** Wednesday, August 06, 2014 1:40 PM

**To:** (b)(6);(b)(7)(C) Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: The task OPR/JIC - (b)(7)(E) (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

10 4

(b)(6);(b)(7)(C)

Detention & Deportation Officer  
Department of Homeland Security  
U.S. Immigration and Customs Enforcement  
Enforcement and Removal Operations  
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202-732-(b)(6) office  
202-674-(b)(6) cell

(b)(6);(b)(7)(C)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, August 06, 2014 4:31 PM  
**To:** (b)(6);(b)(7)(C) Asher, Nathalie R; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: The task OPR/JIC - (b)(7)(F) (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

(b)(6);(b)(7)

We are responding to (b)(6);(b)(7)(C) out of (b)(6);(b)(7)(C)'s office to the same issue. I also notice in the various emails that Tae Johnson's people are in the mix as well. I've included those offices in this response.

We have a lot of historic info on the meal refusals of March (which numerous offices in HQ should also have already) and (b)(5)

(b)(5)

(b)(5)

(b)(6);(b)(7)(C)

Deputy Field Office Director  
ICE Enforcement & Removal Operations  
Seattle, WA

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**From:** (b)(6);(b)(7)(C)

**Sent:** Wednesday, August 06, 2014 12:29 PM

**To:** Asher, Nathalie R; (b)(6);(b)(7)(C)

**Subject:** FW: The task OPR/JIC (b)(7)(E) - (b)(6);(b)(7)(C) from tasker  
ERO/Executive Information & Reporting Unit (EIRU) has been updated

Good afternoon ERO Seattle,

Please review the below referenced allegation referral for any action deemed necessary:

#### ALLEGATION REFERRAL

##### Background:

ICE Office of Professional Responsibility (OPR) received this allegation from the Joint Intake Center (JIC). OPR determined that the allegation did not require their action and that it should

be referred to ERO. ERO's Executive Information Reporting Unit (EIRU) has identified your office as the appropriate recipient.

**Tasker:**

Assigned to: Field Ops

OPR JICMS CASE #: (b)(7)(E)

Alien #: (b)(6);(b)(7)(C)

Alien Name (b)(6);(b)(7)(C)

Brief Summary: Detainee alleges inadequate library access and insufficient personal hygiene supplies.

OR

Due Date: 8/15/2014

**Instructions:**

Provide your division's response to this referral in the EIRU tasker. An example of an appropriate response might be that you forwarded the referral to the local field office for action or information. More complex cases may require a more detailed response and documentation.

Direct questions to ERO/EIRU MPA (b)(6);(b)(7)(C) at 202-732-(b)(6) or [EROJIC@ice.dhs.gov](mailto:EROJIC@ice.dhs.gov)

Regards,

(b)(6);(b)

(b)(6);(b)(7)(C)

Detention & Deportation Officer  
Department of Homeland Security  
U.S. Immigration and Customs Enforcement  
Enforcement and Removal Operations  
Domestic Operations Division - West  
500 12th Street, SW  
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202-732-(b)(6) office  
202-674-1-(b) cell

(b)(6);(b)(7)(C)

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**From:** [sp@ice.dhs.gov](mailto:sp@ice.dhs.gov) [<mailto:sp@ice.dhs.gov>]

**Sent:** Wednesday, August 06, 2014 9:47 AM

**To:** (b)(6);(b)(7)(C)



**Subject:** The task OPR/JIC - (b)(7)(E) - (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

The task OPR/JIC - (b)(7)(E) - (b)(6);(b)(7)(C) from tasker ERO/Executive Information & Reporting Unit (EIRU) has been updated

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On the morning of Wednesday, July 30<sup>th</sup>, 2014, FOD Seattle learned from the GEO group that an notable number of detainees, approximately 117 (of 1,300) in three housing units had not eaten breakfast. When questioned about not eating, some expressed that they were “unhappy with the deportation process” and “guilty that they are detained at the facility and are able to eat, but are not able to provide for their families so they can eat also.” Another detainee explained to GEO guards that: “The strike is only supposed to last until today. They are doing this because of some female named “Maro” who has started this strike in Washington, DC.”

At lunch time, approx. 76 individuals skipped meals. GEO guards received information from detainees that they were aware of other detainees in other pods who were on hunger strike, and it was “rumored” that an attorney (unknown) has a posting on their webpage that a hunger strike will be going on again beginning today. By 5:34pm that day, local media was inquiring about a “75-hour hunger strike” at the NWDC. That afternoon, an article appeared online in “The guardian UK” concerning an on-going hunger strike at the NWDC: <http://www.theguardian.com/world/2014/jul/30/undocumented-migrants-washington-detainees-hunger-strike>

This article, which grossly exaggerated the numbers of detainees who had skipped meals, went on to identify that the detainees were hunger-striking for 75-hours, timed in conjunction with a planned weekend protest march on Saturday, August 2nd, in Washington DC by Maru-Mora Villalpando, of Latino Advocacy, the same person and group that organized the March hunger-strike and met with ICE officials on March 20<sup>th</sup>.

FOD Seattle also learned of a planned protest outside the NWDC scheduled to begin at 1pm on Saturday August 2nd. Throughout the 72-hour hunger strike, the number of those not eating remained consistent, fluctuating between approx. 90-110, and in contrast to the March hunger strike, they did not coerce or intimidate others to join into the protest. As a result, FOD Seattle had no need to take any administrative action or to separate detainees for their or others protection. Also, it should be noted that the detainees had access to their own commissary food items and so were eating.

On Saturday morning breakfast, all but 48 hunger strikers, all in one pod, had resumed eating facility-provided meals. For the 48 who did not eat, at this point having missed their 9<sup>th</sup> meal and passing the 72-hour mark requiring implementation of ICE medical isolation protocols, DFOD (b)(6),(b)(7)(C) met with the detainees in their pod to encourage them to resume eating and to discuss their reasons for not eating. The detainees explained that they were protesting in support of the external protests and that they would end their hunger strike at the dinner meal at 5:50pm.

*During the meeting, the detainees expressed no issues with condition of detention or any other problems with the NWDC, their sole motive for hunger striking was in support of external demonstrations and their motive/concerns were “to end deportations”, the lengthy asylum and immigration court process and “to be released” (bonds set too high). During the discussion, the DFOD made no promises to the detainees but listened to their concerns, and explained that immigration policy and law were at the forefront of a national discussion and it was beyond local authority to change law, regulations or national policies. It was then explained that those wishing to continue to hunger strike would have to*

move to another housing unit where they would not have commissary available and where they would be monitored by medical staff according to the ICE/IHSC hunger-strike protocols. After talking with the DFOD, the detainees agreed to resume eating at the lunch meal and did so, the hunger strike having ended.

March 24, 2014

MEMORANDUM FOR THE SECRETARY

FROM: Daniel H. Ragsdale  
Deputy Director

(b)(6);(b)(7)(C)

SUBJECT: **Detainee Hunger Strike in Tacoma, Washington**

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**Reference:** On March 14, 2014, DHS Deputy Chief of Staff Matt Chandler, ICE Chief of Staff Paul Rosen, and I visited the Northwest Detention Center in Tacoma, Washington. This facility is a contract facility, administered by the GEO Group, Inc., a private contract provider of detention and correctional facilities and services.

**Issue summary:** Beginning on March 7, 2014, detainees in 14 of 17 housing units of the Northwest Detention Center refused to eat meals and announced that they were on a hunger strike. (b)(5)

(b)(5)

At its peak, approximately 750 of 1,300 detainees were involved in the strike. ICE Detention Standard 4.2 defines a hunger strike as a detainee who does not eat any meals over a 72-hour period. In this case, participation in the hunger strike rapidly waned throughout the facility. By the evening meal of March 8, the number of detainees who refused meals was down to approximately 200, and ICE medical staff was actively monitoring the impacted detainees. By Monday, March 24, one hunger-striker remained, who is taking partial meals and drinking intermittently.

According to facility staff, including ICE and GEO Group, Inc. contractor staff, the detainees asserted two types of complaints and motives for the hunger strike:

1. Objections to the scope of the current immigration enforcement system and complaints regarding aspects of that system to include: the pace of removals; access to bonds and bond costs; delays in travel document issuance by their foreign governments; and the speed of cases before the immigration court. These issues were raised primarily by lower-risk detainees.
2. General confinement complaints such as: the desire for better quality and nutritional food; improved access to and quality of medical treatment; better pay for workers; and lower prices at the facility commissary. These issues were raised primarily by higher-risk detainees, many of whom had previously served time in jails and prisons for criminal offenses.

**Discussion:** Facility staff believes (b)(5)

(b)(5)

Delays in the immigration process have caused the average length of stay for all detainees (criminal and non-criminal) at the Northwest Detention Center to grow from 42 days in 2012 to 61 days in 2013, a 45% increase. Significantly, the average length of stay for criminal detainees grew from 45 days in 2012 to 74 days in 2013, an increase of 64% (non-criminal average length of stay went down from 34 to 28 days during the same period). Further, the length of detention for reasonable fear cases (which, unlike credible fear cases, may not be bonded) and for those who choose to pursue their cases through administrative and federal appeals is far longer. Tacoma has also seen an increase in the number of detainees apprehended in the Rio Grande Valley who express a fear of return. To date, in FY14, these Rio Grande Valley/credible fear cases account for 128 out of 1,426 detainees on average, per day in Tacoma. Currently the facility has 96 cases from the Rio Grande Valley. Tacoma's FY14 average daily population consists of 75% Civil Enforcement Priority 1 cases, 16% Civil Enforcement Priority 2 cases, 3% Civil Enforcement Priority 3 cases, and 6% other.

### ICE Engagement

In response to facility specific detainee concerns, ICE has initiated the following steps:

- Immediately adding regularly requested products to the commissary and reviewing additional items for potential inclusion;
- Though the facility operator (GEO Group, Inc.) reports that items purchased from the commissary only include a 3% mark-up that is used to fund a "Detainee Welfare Fund," ICE is ensuring that GEO's subcontractor is providing optimal pricing for commissary items;

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<sup>1</sup> The U nonimmigrant status was established with the passage of the Victims of Trafficking and Violence Protection Act to offer protection to victims who have suffered substantial mental or physical abuse and are willing to assist law enforcement. The legislation was intended to strengthen the ability of law enforcement agencies to investigate and prosecute criminal activity.



- Working to benchmark payment for detainees who sign up to voluntarily work in the facility, the payment for which is set by the ICE Performance Based National Detention Standards at \$1.00 per day (which they receive even if they work one hour under their voluntary agreement), against Federal Bureau of Prisons pay, which varies from about \$.22 per hour to roughly \$1.15 per hour; and
- Providing “bone-in” chicken at least once a week per a detainee request.

Additionally, in order to try to reduce the average length of stay, ICE is working with USCIS to find ways to reduce the action time for USCIS to review withdrawals of fear claims and engaging foreign governments to readily accept the return of their nationals. In the attachments, you will find further discussion of steps that could be taken to reduce the time detainees spend in the facility. To increase accuracy in the coverage of this event and maximize community engagement, ERO has provided tours, including congressional tours, and bolstered engagement with the advocacy community.

**Timeliness:** ICE believes (b)(5)

(b)(5)

**Attachments:**

Attachment 1, Proposed Engagement with U.S. Citizenship and Immigration Services  
Attachment 2, Proposed Engagement with the Department of Justice’s Executive Office for Immigration Review

## Attachment 1

### U.S. Citizenship and Immigration Services Engagement

The population of the Northwest Detention Center is currently comprised of 71 nationalities, with the majority of detainees originating from Mexico and Central America. ICE Enforcement and Removal Operations (ERO) Seattle has become a primary recipient of overflow expedited removal/credible fear cases from the southern border, filling every available bed not used by local cases. Since May 15, 2013 to the present, ERO Seattle has referred 1,170 cases to USCIS, comprised of 729 referrals (62.3%) for credible fear and 441 referrals (37.7%) for reasonable fear. The credible fear cases have come almost exclusively from the southern border, while the reasonable fear cases originated from predominately local encounters. As a general matter, the expedited removal cases are subject to mandatory detention under the Immigration and Nationality Act (INA) § 235 (expedited removal) until credible fear is found by an asylum officer, the detainee's identity has been confirmed, and background checks have been cleared. The reasonable fear cases are mandatory detention under Immigration and Nationality Act § 241 (reinstatement of prior removal order), pending the outcome of the Executive Office for Immigration Review's "withholding only" proceedings.

The number of detainees applying for asylum-related relief based on fear of gangs and general violence in their home countries has also increased. A case that goes to an individual merits hearing can take between six months to one year, even if the detainee ultimately accepts the removal order and waives appeal. Further, the number of detainees asserting fear has risen. It may take USCIS several months to issue a reasonable fear determination. If reasonable fear is found, the case will proceed to the Executive Office for Immigration Review docket.

Since May 2013, ERO Seattle has contributed extensive assistance to the San Francisco Asylum Office in processing credible fear and reasonable fear cases to include:

- Providing one full-time mission support specialist;
- Providing three additional offices exclusively for USCIS use;
- Serving documents on detainees and the Executive Office for Immigration Review, including *Notices to Appear* (DHS Form I-862) and *Notices of referral to an Immigration Judge* (DHS Form I-863);
- Transporting detainees to and from detention facilities at Tacoma and Tukwila, WA so that USCIS can perform telephonic and in-person interviews as well as orientations;
- Providing security, food, and personnel to assist with the detainees transported to Tukwila for processing;
- Scanning completed documents to USCIS; and
- Filing documents after all signatures are obtained.

In conjunction with ERO Seattle's efforts, the USCIS San Francisco office has brought on additional officers and administrative staff to address the workload. However, these efforts are temporary measures and a permanent solution needs to be implemented.



## Attachment 2

### Executive Office for Immigration Review Engagement

The Northwest Detention Center has three full-time immigration judges in Tacoma. Each immigration judge conducts three scheduling dockets per week. Each scheduling calendar includes between five to ten bond hearings. Individual merit hearings are held the rest of the week. A continuance from a scheduling calendar to the next is normally delayed between four to eight weeks. To reach a final merits hearing date often takes another six to fifteen weeks. Immigration court hearing capacity is a major driver of the length of stay for detainees in Tacoma.

U-visa applications are also a significant factor in the increase of the average length of stay. The U nonimmigrant status is set aside for victims of crimes who have suffered substantial mental or physical abuse and are willing to assist law enforcement and government officials in the investigation or prosecution of the criminal activity. Detainees are granted several continuances by immigration judges, often over ICE objection, to complete and file a U-visa application. Once the U-visa application is filed, it may take up to one year to adjudicate the application. In addition, U-visa applications filed by Tacoma detainees often lack merit. Applications are often filed after the detainee has been detained or after the detainee has been ordered removed, which turns out to be an additional delay tactic.

Finally, the *Franco-Gonzales v. United States* class action litigation has also contributed to the increasing length of stay. In *Franco-Gonzalez v. Holder*, No. 10-2211 (C.D. Cal. Filed March 26, 2010); *Franco-Gonzalez v. United States*, No. 12-1912 (C.D. Cal. Filed November 8, 2012), summary judgment was granted and a permanent injunction was entered against the defendants, Executive Office for Immigration Review and ICE, regarding bond hearings to class members. The Court ordered the defendants to: (1) provide mentally incompetent detainees with Qualified Representatives at their removal and bond hearings; and (2) provide bond hearings, at which the government has the burden by clear and convincing evidence to establish danger or flight risk to detainees in pending removal proceedings who have been detained for more than 180 days and “hav[e] a serious mental disorder or defect that may render them incompetent to represent themselves in detention or removal proceedings, and who presently lack counsel in their detention or removal proceedings.”

There are approximately 250 detainees at the Northwest Detention Center that meet *Franco-Gonzalez* notice reporting requirements (which is a lower threshold than that which renders and alien a member of the *Franco-Gonzalez* class). Once a detainee is identified by the ICE Health Service Corps as having a mental health condition, or claims a mental health condition in court, an immigration judge may stop proceedings and request a mental health review, resulting in a delay. In cases where the mental health review suggests a potential mental health issue, immigration judges have been liberal in granting additional continuances.

While the *Franco-Gonzales* ruling intends to protect a vulnerable population, Tacoma detainees have, on occasion, abused this procedure and attempted to feign mental illness to evade or delay removal.



U.S. Immigration  
and Customs  
Enforcement

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March 7, 2014

**ERO Seattle – Facility Hunger Strike (group meal refusals)**

**ISSUE:**

On March 7, 2014, approximately 750 of 1,300 detainees in (fourteen) (of 17) housing units of the Northwest Detention Center (NWDC) in Tacoma, WA refused to eat their breakfast and/or lunch meals, announcing that they are on hunger strike. At this time, no female detainees are participating in the strike. The timing of the event suggests it might be motivated by the actions or support of the immigrant advocacy group “#Not1More Deportation” ([www.notonemoredeportation.com](http://www.notonemoredeportation.com)).

**BACKGROUND:**

On March 4, 2014, a female detainee gave a GEO Corrections Officer a note that was being passed through the facility. The note, written in Spanish, encouraged detainees to unite and stage a hunger strike starting March 7, 2014 in order to deter removals. On March 6, 2014, a detainee informed GEO staff that detainees in his unit were talking about a hunger strike, because of commissary complaints, “officers not responding to their needs” and because the food from the kitchen was not good enough.

In the evening of March 6, 2014, a GEO employee received a 3 page letter from a unit, claiming that all deportations should cease as they are unfair and immoral. The letter had been read by a detainee to the rest of the housing unit. The GEO employee then researched the website of “notonemoredeportation.com”, which had been responsible for an earlier protest on February 24, 2014. The website proclaimed that April 5: Two Million Too Many National Day as the day of action and demanding immediate action from President Obama. The website provided a toolkit on how to coordinate national calls leading to the day of action which included dates: March 7, March 21 and March 28.

**ACTIONS TAKEN:**

Since the declared hunger strike began this morning, only portions of the detainees of some housing units have participated, while at least four housing units appearing cohesive with almost 100% participation. Two of these units contained several detainees scheduled for removal Monday, March 10<sup>th</sup>. These detainees were moved to other housing units and processed for removal. The move was carried-out in order for these detainees to be separated from the units where they may be influenced or potentially coerced into participating in the hunger strike. Since this move all but 13 of those detainees scheduled for removal have eaten.

The Assistant Field Office Director (AFOD) for NWDC along with the GEO Assistant Warden and IHSC leadership visited many of the participating housing units to discuss detainee concerns and motives for their actions. The AFOD reports that the overall disposition of the detainees is calm and that there are no indications at this time of aggressive or non-compliant behavior. Numerous complaints were presented to NWDC leadership, to include dislike of facility meals, inadequate medical care, prolonged time in custody, dissatisfaction with recreation items provided, such as outdated X-Box games, exorbitant private bar attorney fees and finally, unjust deportation and separation from family and friends. The sentiment is that until changes are made to improve their conditions at the NWDC, participants will not partake of the facility meals. It must be noted that many, if not most of the detainees are still eating, as they received just today their purchased commissary items such as soups, noodles, beans and rice. Given the large number of participants, it is difficult to determine how many of the 750 are actually refusing *any* food intake at all. GEO staff has been instructed to closely monitor detainees' eating habits and attempt to identify/quantify the number of actual hunger strikers.

At least one of the housing units is also refusing to report for IHSC pill line. Medical staff is aware of this development and continue to monitor the situation.

Given the general calm and overall compliance of the detainees during this refusal of facility meals, standard operating procedures will remain in play. Meals will continue to be prepared and offered at normal times and there will be routine access to telephones, weekend visitations, and recreation time.

**UPDATE Saturday, March 8, 2014**

At the start of the morning on March 8, 2014, 601 detainees refused breakfast. As of lunch time, 556 detainees refused their facility meals. As commissary was delivered on Friday, majority of the detainees continue to eat their commissary rations.

It has been determined that the pods housing the level High detainees are intimidating others not to eat, therefore those units have been locked down. Additionally, extra staff has been placed in these units to ensure all detainees expressing a desire to eat are able to do so. Detainees that have requested to move to other units, have been moved.

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U.S. Immigration and Customs Enforcement  
Enforcement and Removal Operations

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## MEETING INFORMATION

Seattle Stakeholder Roundtable on Northwest Detention Center  
March 20, 2014  
1:00 pm – 3:00pm EST / 10:00 am – 12:00 pm PST

## BACKGROUND

On March 7, 2014, approximately 750 of 1,300 detainees in (fourteen) (of 17) housing units of the Northwest Detention Center (NWDC) in Tacoma, WA refused to eat meals, announcing that they are on hunger strike. The timing of the event and documents provided by the detainees strongly suggests it is (and continues to be) motivated and/or coordinated by the actions or support of external groups, including “#Not1More Deportation” ([www.notonemoredeportation.com](http://www.notonemoredeportation.com)), in conjunction with its campaign: “April 5<sup>th</sup> Day of Action Against Deportations.”

Participation in the hunger strike waned quickly, and by the evening meal of the next day, the number of detainees refusing meals was down to approximately 200. By the end of Tuesday, March 10<sup>th</sup>, only 3 hunger-strikers remained. Throughout the hunger strike, detainees were purchasing food and snacks from the facility’s commissary, and were not truly going without food. On Monday, March 17<sup>th</sup>, one of the three individuals ended their hunger strike, leaving two detainees remaining on strike as of this writing. However, even these individuals continue to intermittently consume portions of meals and might more appropriately be characterized as engaging in a “hunger protest.”

In letters addressed to ICE, DHS, and the White House, NGO groups articulated a number of concerns, including:

- Better food, sufficient in both quantity and nutritional value
- Better treatment, including improved access to and quality of medical treatment and improved treatment by GEO employees
- Better pay for work done by those detained at the facility
- Lower commissary prices
- Access to bond for all detainees
- Lower bonds
- Quicker resolution of cases before the Immigration Court
- An end to all deportations

## MEETING SUMMARY

### ICE Participants

- Tae Johnson, Assistant Director (AD) for Custody Management [from ICE HQ]
- (b)(6);(b)(7)(C) AD for ICE Health Services Corps [from ICE HQ]
- Nathalie Asher, Seattle Field Office Director
- (b)(6);(b)(7)(C) Seattle Chief Counsel
- (b)(6);(b)(7)(C) Resident Agent in Charge, ICE Office of Professional Responsibility
- (b)(6);(b)(7)(C) Seattle Assistant Field Officer (AFOD)/Community Field Liaison
- (b)(6);(b)(7)(C) Northwest Detention Facility AFOD



U.S. Immigration and Customs Enforcement  
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Seattle NGO Representatives

- See Attachment 6

On Friday, March 21, 2014, ERO Headquarters, in conjunction with the Seattle ERO Field Office, Office of Chief Counsel, and Office of Professional Responsibility hosted a stakeholder roundtable with local nongovernmental organizations (NGO), including the American Immigration Lawyers Association (AILA) of Washington and Colectiva Legal Del Pueblo, to discuss a number of issues regarding conditions at the Northwest Detention Center and procedural issues.

Following brief introductions of all participants, AD Johnson turned the meeting over to the NGO representatives, and (b)(6);(b)(7)(C) of Colectiva Legal del Pueblo quickly established that they viewed this exchange as a negotiation on behalf of the two detainees still engaged in the hunger protest. They also pointed to Attachment 8, which presents their concerns broken down by detention center conditions and procedural issues. This document guided the general order of the discussion.

During the course of the two hour meeting each of the NGO concerns were discussed and several follow-up items were identified, some of which depend on initial action by Ms. Restrepo and Ms. Cházaro. ICE ERO committed to providing a response (at least a substantive update) on these matters within 7-10 business days.

**FOLLOW-UP ITEMS**

- **ERO HQ Custody Management**
  - Inquire with Talton regarding concerns of detainee phone service quality at NWDC (allegations of dropped calls and frequently poor auditory quality).
  - Consider whether or not to share the Talton contract with external stakeholders.
  - Allegation of a 5 day delay between when a detainee makes a commissary payment for phone use and the point in which that detainee can use the phones for non-pro-bono calls— inquire into reducing this delay.
  - In conjunction with ERO Seattle, inquire into cost differentials between commissary items at NWDC and other commissaries in similar facilities nationally—consider following up with GEO on whether a change in commissary vendor or other adjustment can be made to reduce some costs.
    - Review itemized cost analysis from (b)(6);(b)(7)(C) regarding commissary items they judge to be overpriced, if they submit their analysis.
- **ERO Seattle and IHSC**
  - Review cases of detainees with alleged disabilities that have not been adequately addressed/accommodates if (b)(6);(b)(7)(C) submit these cases.
  - Review cases of detainees with alleged medical conditions (detainees with digestive concerns and nose bleeds) that have not been adequately addressed if (b)(6);(b)(7)(C) submit these cases.
- **ERO Seattle and OPR Seattle**
  - Review cases of alleged GEO personnel reprisals in NWDC due to hunger protest if (b)(6);(b)(7)(C) submit these cases.
- **ERO Seattle**



- Does ERO Seattle maintain records on detainee injuries resulting from NWDC jobs, whether or not IHSC addresses the injury? If yes, can/should this information be shared with external stakeholders?

#### ATTACHMENTS

1. Meeting Agenda
2. Detention Reporting Information Line (DRIL) Slide Deck
3. Current NWDC Commissary List
4. Expanded NWDC Commissary List
5. Meeting Talking Points
6. Sign-in Sheet
7. GEO Adult Cycle Menus
8. NWDC Hunger Strike Demands & Authorization of Negotiation (presented by (b)(6);(b)(7)(C), both meeting attendees)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 14 Mar 2014 19:19:49 +0000  
**To:** Miller, Philip T;Flores, Simona L  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** CM Response: New York Times questions involving the agency's voluntary work program  
**Attachments:** CM Response Response to New York Times on Work Program doc (1) DMD.docx

Hi Sir and Ma'am,

Attached find our responses. Our information is in red. We also have some comments as well.

Regards,

(b)(6);(b)(7)(C)  
*Chief of Staff*  
*Custody Management*  
*ICE/ERO*  
*office: (202) 732-(b)(6)*  
*cellular: (202) 373-(b)(6)*  
(b)(6);(b)(7)(C)



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, March 14, 2014 2:06 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** RE: Due 3 14 3pm R&C by DAD: New York Times questions involving the agency's voluntary work program

(b)(6) this is cleared.

---

**From:** Johnson, Tae D  
**Sent:** Thursday, March 13, 2014 10:54 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: New York Times questions involving the agency's voluntary work program

Can we get something prepared on this.

-----Original Message-----

**From:** Miller, Philip T  
**Sent:** Thursday, March 13, 2014 10:22 AM Eastern Standard Time  
**To:** Johnson, Tae D  
**Cc:** Robbins, Timothy S; Rogers, Andrea R; Flores, Simona L  
**Subject:** FW: New York Times questions involving the agency's voluntary work program

Tae,

Can you have someone look at the reporter's questions and put together an ES? We may need someone to help with the backgrounder.

Thanks,  
Phil

-----Original Message-----

**From:** Christensen, Gillian M  
**Sent:** Thursday, March 13, 2014 09:40 AM Eastern Standard Time  
**To:** Miller, Philip T; Robbins, Timothy S; Homan, Thomas; (b)(6);(b)(7)(C)  
(b)(6); Stolley, Jim; Davis, Mike P; (b)(6);(b)(7)(C)  
**Cc:** Hale, Brian P; Gonzalez, Barbara M  
**Subject:** New York Times questions involving the agency's voluntary work program

ERO/OPLA –

New York Times reporter Ian Urbina is working on a story (for which, as you know, he's interviewing a detainee at the HOU CDF) which will heavily involve the "history and legal status of ICE's voluntary work program." In our conversation some of the points he raised were that the courts have recently taken up the issue of unpaid internships and labor laws and that that might have some implications for ICE in terms of the \$1/day detainees are paid. He also says that advocates contend that that program was created in a different era and that the detention system transformed since then. He is also specifically looking into CCA, GEO, etc, and the amount of money they make from detainee commissary purchases, etc.

The reporter's piece is running within the next week and he has started to send me questions and language that he believes represent both sides of the argument for and against the work program.

I'm thinking that

(b)(5)

(b)(5)

I'd appreciate your thoughts/input on the below.

(b)(5)

Please let me know if you have any questions!

Thanks,

(b)(6);(b)(7)(C)

Below is what we've previously provided reporters on the voluntary work program (the Q&A below was last approved in 2012:

The ICE Voluntary Work Program was not instituted pursuant to any statute, regulation or executive order. The Voluntary Work Program, under conditions of confinement, does not constitute employment and is done by detainees on a voluntary basis for a small stipend.

The Voluntary Work Program is one method of managing detained aliens to give them an opportunity to be gainfully occupied on a voluntary basis. The Voluntary Work Program enables ICE's Enforcement and Removal Operations (ERO) to successfully perform its detention mission by encouraging detainees to contribute to the orderly operation of detention facilities through the detainees' productivity, and perhaps most importantly, reducing inactivity and disciplinary violations. Achieving these objectives directly contributes to ERO's ability to successfully perform its detention mission.

**1. What oversight is in place for detained immigrants taking part in the voluntary work program run by CCA in ICE facilities?**

ICE national detention standards provide the baseline for voluntary work programs at all ICE facilities. As with all facilities housing ICE detainees, CCA facilities undergo periodic reviews and inspections to ensure compliance with our detention standards.

**2. What are the labor rights of immigrant in the voluntary work program? Are they classified the same way prisoners in federal jails are? If not, how are they classified?**

Per ICE detention standards, detainees who are physically and mentally able to work will be provided the opportunity to participate in a voluntary work program if one is available in the facility. Volunteering detainees will not be denied work opportunities based on non-merit factors, such as social group, race, religion, sex, physical or mental handicaps, or national origin. Detainees participating in the volunteer work program are required to work according to a fixed schedule not to exceed 40 hours per week and 8 hours per day. Facility administrators are required to ensure that all department heads develop and institute, in collaboration with the facility's safety/training officer, appropriate training for all detainee workers. The facility must also provide detainees with safety equipment that meets OSHA and other standards associated with the task performed.

**3. What labor protections are afforded them?**

All ICE detention facilities comply with all applicable health and safety regulations and standards. The voluntary work program at ICE facilities operates in compliance with Occupational Safety and Health Administration (OSHA) regulations and National Fire Protection Association 101 Life Safety Code. Facility administrators also implement procedures for immediately and appropriately responding to on-the-job injuries, including immediate notification of ICE.



Detainees do not undertake any assignment before signing a voluntary work program agreement that, among other things, confirms that the detainee has received and understood training from the supervisor about the work assignment.

**4. Does the lack of work permits of undocumented detainees working in federal ICE prisons run by CCA pose an issue in terms of their employment in the detention centers?**

Under 8 U.S.C. § 1555(d), appropriations for ICE are available for “payment of allowances (at such rate as may be specified from time to time in the appropriation act involved) to aliens, while held in custody under the immigration laws, for work performed. . . .” The appropriations act for Fiscal Year 1979 is the most recent appropriation act in which the amount of this fee has been specified. Specifically, Pub. L. No. 95-431 provided for the “payment of allowances (at a rate not in excess of \$1 per day) to aliens, while held in custody under immigration laws for work performed. . . .” 92 Stat. 1021, (1978). The U.S. Court of Appeals for the Fifth Circuit upheld this \$1 per day payment in a case alleging that the alien plaintiffs were owed Fair Labor Standards Act compliant wages. See *Alvarado Guevara, et al. v. INS*, 902 F.2d 394 (5th Cir. 1990) (per curiam).

**5. Does CCA, or ICE, pay the salary (from my understanding, between \$1-\$3 a day) of immigrant detainees?**

ICE detention standards state detainees shall receive monetary compensation for work completed in accordance with the facility’s standard policy. The cost associated with the payment of volunteer workers is dependent upon the facility and the local ICE office. Some ICE field offices have established MOU’s with facilities to assume the cost of compensating ICE detainees for volunteer work performed.

However, ICE cannot reimburse a facility in excess of \$1.00 per day per the appropriations act (see response above). In facilities owned and operated by ICE, detainees are compensated at a rate of \$1 per day for their participation in the Voluntary Work Program. However, contract companies such as CCA may choose to provide a higher level of compensation – for example, kitchen workers at the Stewart Detention Center are compensated at \$3 per day. Even in such cases, ICE’s reimbursement to the contractor for such work remains at \$1 per day as provided by law.





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and Customs  
Enforcement**

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**Summary Background Information  
Response to New York Times on Work Program  
March 14, 2014**

(b)(5)



(b)(5)



(b)(5)



**From:** (b)(6);(b)(7)(C)  
**Sent:** 19 Mar 2014 22:41:10 +0000  
**To:** (b)(6);(b)(7)(C)  
**Subject:** DAD Cleared: Questions for CMD concerning a New York Times article

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, March 18, 2014 11:40 AM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D  
**Subject:** RE: Questions for CMD concerning a New York Times article

(b)(6);(b)(7)(C)

Here are the tweaked responses:



(b)(5);(b)(7)(E)

Please let me know if you have any other questions.

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, March 18, 2014 8:25 AM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D  
**Subject:** Re: Questions for CMD concerning a New York Times article

Thanks a lot, (b)(6);(b)(7)(C) I appreciate it and am sorry to start your day with these questions.

(b)(6);(b)(7)(C)

Associate Legal Advisor  
Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
202 732 (b)(6);(b)(7)(C) (direct) • 202 732 (b)(6);(b)(7)(C) (main office)

(b)(6);(b)(7)(C)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, March 18, 2014 08:23 AM  
**To:** (b)(6);(b)(7)(C); Johnson, Tae D  
**Subject:** Re: Questions for CMD concerning a New York Times article

Hi, (b)(6);(b)(7)(C)

We'll get back to you shortly.

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, March 18, 2014 07:59 AM  
**To:** Johnson, Tae D (b)(6);(b)(7)(C)  
**Subject:** Questions for CMD concerning a New York Times article

Hi, Tae and (b)(6);(b)(7)(C)

I've been asked to confirm some info. and/or gather information from CMD regarding a proposed article in the NYT concerning the Voluntary Work Program. Below are the initial questions and proposed answers. Can you please provide confirmation or additional information to the answers?

(b)(5)



Thanks,

(b)(6);(b)(7)

(b)(6);(b)(7)(C)

Associate Legal Advisor  
Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
202 732 (b)(6) (direct) • 202 732 (b)(6) (main office)

(b)(6);(b)(7)(C)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** 19 Mar 2014 20:42:42 +0000  
**To:** Christensen, Gillian M  
**Cc:** Johnson, Tae D (b)(6);(b)(7)(C)  
**Subject:** CM Response: Immigration case history for NYT on Robinson MZartinez

Hi (b)(6);(b)(7)(C)

Here you go:

Q. Regarding commissary purchases, can we confirm that the mark up is 3 percent that goes into a Detainee Welfare Fund to pay for TVs, sports equipment for the rec yard, etc?

CM Response: (b)(5)

Q. Can we also add a line to make the point the \$1/day wage paid for work is consistent w/ BOP (if is indeed verified)?

CM Response: (b)(5)  
(b)(5)

Regards,

(b)(6);(b)(7)(C)

*Chief of Staff  
Custody Management  
ICE/ERO*

*office: (202) 732-(b)(6)*

*cellular: (202) 373-(b)(6);(b)(7)(C)*

*[ashly.ivery@dhs.gov](mailto:ashly.ivery@dhs.gov)*



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**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, March 19, 2014 4:40 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Re: Due 03 19 Asap BROOKS HOT CLEAR ASAP: Immigration case history for NYT on Robinson MZartinez

(b)(6);(b)(7)(C)

These are cleared.

Q. Regarding commissary purchases, can we confirm that the mark up is 3 percent that goes into a Detainee Welfare Fund to pay for TVs, sports equipment for the rec yard, etc?

CM Response: (b)(5)

Q. Can we also add a line to make the point the \$1/day wage paid for work is consistent w/ BOP (if is indeed verified)?

CM Response: (b)(5)

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, March 19, 2014 3:33 PM  
**To:** Miller, Philip T (b)(6);(b)(7)(C); Johnson, Tae D; (b)(6);(b)(7)(C)  
**Subject:** RE: Immigration case history for NYT on (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

---

**From:** Miller, Philip T  
**Sent:** Wednesday, March 19, 2014 3:33 PM  
**To:** (b)(6);(b)(7)(C) Johnson, Tae D  
**Subject:** RE: Immigration case history for NYT on (b)(6);(b)(7)(C)

Tae,

Can you have someone run down these answers. I'm heading to the NAC.

-----Original Message-----

**From:** Christensen, Gillian M  
**Sent:** Wednesday, March 19, 2014 03:27 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C) Miller, Philip T; Johnson, Tae D  
**Subject:** FW: Immigration case history for NYT on (b)(6);(b)(7)(C)

Is this true?

---

**From:** Catron, Marsha  
**Sent:** Wednesday, March 19, 2014 9:12 AM  
**To:** Christensen, Gillian M; Hale, Brian P; Homan, Thomas; Robbins, Timothy S; Miller, Philip T; (b)(6);(b)(7)(C); Stolley, Jim; Ramlogan, Riah; Davis, Mike P (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M  
**Subject:** RE: Immigration case history for NYT on (b)(6);(b)(7)(C)

(b)(5)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Wednesday, March 19, 2014 8:26 AM  
**To:** (b)(6);(b)(7)(C) Hale, Brian P; Homan, Thomas; Robbins, Timothy S; Miller, Philip T; (b)(6);(b)(7)(C) Stolley, Jim; Ramlogan, Riah; Davis, Mike P; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M  
**Subject:** RE: Immigration case history for NYT on (b)(6);(b)(7)(C)

By the way – The reporter just informed me he is filing a draft by noon today.

---

**From:** Christensen, Gillian M  
**Sent:** Wednesday, March 19, 2014 8:15 AM  
**To:** (b)(6);(b)(7)(C) Hale, Brian P; Homan, Thomas; Robbins, Timothy S; Miller, Philip T; (b)(6);(b)(7)(C) Stolley, Jim; Ramlogan, Riah; Davis, Mike P; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M  
**Subject:** RE: Immigration case history for NYT on (b)(6);(b)(7)(C)

yes

---

**From:** Catron, Marsha  
**Sent:** Wednesday, March 19, 2014 7:52 AM  
**To:** (b)(6);(b)(7)(C) Hale, Brian P; Homan, Thomas; Robbins, Timothy S; Miller, Philip T; (b)(6);(b)(7)(C); Stolley, Jim; Ramlogan, Riah; Davis, Mike P (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C) Gonzalez, Barbara M  
**Subject:** Re: Immigration case history for NYT on (b)(6);(b)(7)(C)

Were these two different incidents?

On February 7, 2005, he was convicted in United States District Court, Western District of Michigan for use of communications facility to facilitate drug deal, and sentenced to forty-eight (48) months incarceration. October 18, 2005, he was convicted in 370th District Court Edinburg, Texas for manslaughter, and sentenced to ten years' incarceration.

---

**From:** Christensen, Gillian M  
**Sent:** Wednesday, March 19, 2014 07:46 AM

**To:** (b)(6);(b)(7)(C); Homan, Thomas; Robbins, Timothy S; Miller, Philip T; (b)(6);(b)(7)(C); Stolley, Jim; Ramlogan, Riah; Davis, Mike P; (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C); Gonzalez, Barbara M  
**Subject:** RE: Immigration case history for NYT on (b)(6);(b)(7)(C)

I also plan on providing the below previously ERO-cleared stats to the reporter today as well:

- 1) **There are a couple research questions, I hoped you might guide us on. There is a statistic in a [story](#) of ours from several years ago. I'd like to update that statistic. I'm wondering if you might have a more recent number we can use. Here is the operative sentence:**

"In the United States — with almost 400,000 annual detentions in 2010, up from 280,000 in 2005 — private companies now control nearly half of all detention beds, compared with only 8 percent in state and federal prisons, according to government figures." (please provide the figures from 2010 until 2013)

**FY10-FY13 ADP by Facility Owner**

The following document was created based on IIDS: IIDS is a data warehouse that contains dynamic data extracts from the Enforcement Integrated Database  
 Data Source: FY11-13 data (IIDS as of 10/06/2013; EID data through 10/04/2013). FY10 (IIDS as of 10/08/2012; EID data through 10/5/2012).  
 Data does not include ORR and MIRP facilities

**FY10-FY13 ADP by Facility Owner**

Facility Owner	FY13		FY12		FY11		FY10	
	ADP	% of Total	ADP	% of Total	ADP	% of Total	ADP	% of Total
Government	27,875	82%	28,383	83%	27,642	83%	25,389	82%
Private*	5,913	18%	5,908	17%	5,689	17%	5,522	18%
<b>Total</b>	<b>33,788</b>	<b>100%</b>	<b>34,290</b>	<b>100%</b>	<b>33,331</b>	<b>100%</b>	<b>30,911</b>	<b>100%</b>

\*Note: Includes Contract Detention Facilities and other facilities such as hotels and hospitals.

- 2) **We are looking for a rough statistic that would indicate the percent (ballpark) for the number of immigrants detained (in a typical day or year) that have been charged or convicted of a crime aside from the crime of illegally entering the country.**

According to ICE's records at the time of initial book-in, approximately 63 percent of aliens booked into ICE detention facilities have either been charged or convicted of a crime other than immigration-related criminal offenses (e.g., illegal entry, felony re-entry, alien smuggling, false citizenship).



---

**From:** Christensen, Gillian M

**Sent:** Tuesday, March 18, 2014 3:03 PM

**To:** Hale, Brian P (b)(6):(b)(7)(C); Homan, Thomas; Robbins, Timothy S; Miller, Philip T;

(b)(6):(b)(7)(C); Stolley, Jim (b)(6):(b)(7)(C); Ramlogan, Riah; Davis, Mike P; (b)(6):(b)(7)(C)

(b)(6):(b)(7)(C)

**Cc:** (b)(6):(b)(7)(C) Gonzalez, Barbara M

(b)(6):(b)(7)(C)

**Subject:** Immigration case history for NYT on Robinson Martinez

Folks –

NYT reporter Ian Urbina, who is working on a wide-ranging story that touches on ICE's voluntary work program in detention centers and the agency's use of private companies like GEO and CCA to run some of our facilities, interviewed a detainee at the Houston CDF by the name of (b)(6):(b)(7)(C) (case ES attached).

The reporter says he wanted to talk to (b)(6):(b) because he has allegedly been a vocal critic of the voluntary work program. The reporter also asked for a rundown of (b)(6):(b)'s immigration and criminal history.

(b)(6):(b) signed a privacy waiver (attached). Below is what we'd like the reporter by 10 a.m. tomorrow, given the detainee's signed privacy waiver. Please note the individual's long legal case and multiple claims to U.S. citizenship. The case ES is pasted at the bottom of the e-mail.

The reporter is requesting this info ASAP. In the meantime, I am also working with ERO and OPLA to answer some other questions he has about ICE stats and issues involving the voluntary work program.

Let me know if you have any questions!

**ICE response:**

(b)(5)



(b)(5)

Thanks!

(b)(6);(b)

March 17, 2014

**ERO Houston - (b)(6);(b)(7)(C)**  
**New York Times – Media Interest**

**Issue:**

On March 10, 2014, reporter Ian Urbana of the New York Times requested an interview with Robinson (b)(6);(b)(7) a Mexican national currently in ICE custody at the Houston Contract Detention Facility (CDF). (b)(6);(b) consented to the interview on Wednesday, March 12, 2014. His immigration case involves a long procedural history before the immigration judge, federal courts, and USCIS involving various claims to United States Citizenship (USC).

## **BACKGROUND:**

(b)(6);(b)(7) was admitted to the United States at Tampa, Florida on May 24, 1990, as an immigrant. On February 7, 2005, he was convicted in United States District Court, Western District of Michigan for use of communications facility to facilitate drug deal, and sentenced to forty-eight (48) months incarceration. October 18, 2005, he was convicted in 370th District Court Edinburg, Texas for manslaughter, and sentenced to ten years incarceration.

Although (b)(6);(b)(7) was officially released from the Bureau of Prisons on October 30, 2007, he was encountered by ERO Officers in the Texas State Institutional Removal Program in Huntsville, Texas, on September 4, 2007, while in the custody of the Texas Department of Criminal Justice (TDCJ). On August 3, 2009, (b)(6);(b)(7) filed his first N-600 Application for Certificate of Citizenship with USCIS. On July 23, 2010, ERO issued an I-862 Notice to Appear charging (b)(6);(b)(7) as removable as a drug offender and an aggravated felon.

(b)(6);(b)(7) filed a habeas petition against the Executive Office of Immigration Review on July 6, 2011, while incarcerated with State of Texas, but on March 28, 2012, the district court denied his petition due to lack of jurisdiction while (b)(6);(b)(7) remained incarcerated with TDCJ. In the dismissal, the district court also denied (b)(6);(b)(7) motion that he is a USC.

On May 8, 2012, USCIS denied (b)(6);(b)(7) s first N-600. On August 2, 2012, (b)(6);(b)(7) was released by the State of Texas to ICE custody at the Houston CDF. As his immigration proceedings were not completed while in State custody, his immigration proceedings continued on the EOIR Houston detained docket.

On December 28, 2012, (b)(6);(b)(7) filed a second N-600, which USCIS rejected on January 14, 2013. On February 12, 2013, (b)(6);(b)(7) filed an I-290B Notice of Appeal or Motion of denial of his first N-600. On the same date, he filed a second Habeas petition which has been continued through a series of motions without a final decision. On March 6, 2013, USCIS denied the I-290B appeal.

On April 25, 2013, the first of three USC claim memorandums was generated, based on acquisition through (b)(6);(b)(7) s adoptive parent, with the ultimate conclusion that (b)(6);(b)(7) did not establish a probative claim to citizenship. A second memorandum was generated on July 22, 2013, based on a claim of acquisition through his mother, with another conclusion that he had not established a probative claim. On August 9, 2013, (b)(6);(b)(7) filed a third N-600 with USCIS, which was ultimately rejected on October 25, 2013. On August 19, 2013, an updated memorandum was submitted based on additional information from (b)(6);(b)(7) s counsel, again with a conclusion that (b)(6);(b)(7) had not established a probative claim.

On August 20, 2013, an immigration judge ordered (b)(6);(b)(7) removed to Mexico and denied all pending applications. (b)(6);(b)(7) appealed this decision on September 17, 2013, and on February 12, 2014, the Board of Immigration Appeals remanded the case to reconsider (b)(6);(b)(7) s claim to United States Citizenship and allow him the opportunity to seek adjustment through his daughter. As of March 12, 2014, no new hearing date has been set. Although (b)(6);(b)(7) began his immigration proceedings pro se, he was assisted by counsel during his final hearings and appeal.

(b)(6);(b)(7) claims three USC children, a common law spouse, and has a USC adoptive father and naturalized USC mother. Medically, he has received left leg surgery due to a fracture in 1980. On April 4, 2013, ERO Houston received an Office of Detention Oversight inquiry based on an OIG complaint lodged

by (b)(6);(b)(7) alleging that he was not receiving needed medical attention. ERO Houston submitted evidence that he had been seen 37 times, with no medical grievances. ODO closed the case.

On October 24, 2013, while his appeal was pending, (b)(6);(b)(7)(C) was transferred from the Houston CDF to the Polk County facility following allegations that (b)(6);(b)(7)(C) was extorting money from detainees at the Houston CDF in exchange for legal work. The two witnesses were removed prior to receipt of the complaint, so the allegation could not be substantiated. He was transferred back to the Houston CDF on December 31, 2013, following equipment incompatibility and issues with accessing (b)(6);(b)(7)s personal legal materials on a compact disc.

In addition to the immigration litigation described above, a search of PACER reveals that (b)(6);(b)(7) filed a civil rights complaint against the City of Donna on October 5, 2007, terminated September 13, 2010, regarding his arrest for manslaughter; a Bivens action against the Bureau of Prisons on March 5, 2009, terminated on March 2, 2012; and a civil rights complaint against various CCA, Polk County, and ICE officers on December 13, 2013, with no further action by the court. He filed twelve grievances while detained at the Houston CDF, with only one partially founded (regarding a requirement to provide (b)(6);(b)(7) a written explanation regarding why a requested legal item was withheld).

#### **SOURCES:**

This report is based on a review of EADM, EARM, TECS, PACER and the physical A-file. In addition, information from e-mails received by SDDO (b)(6);(b)(7)(C), SDDO (b)(6);(b)(7)(C), and AFOD (b)(6);(b)(7)(C) are included in this report.

**From:** (b)(6);(b)(7)(C) ↑  
**Sent:** 19 Mar 2014 23:27:18 +0000  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Detainee Volunteer Work Program  
**Attachments:** CM Response: New York Times questions involving the agency's voluntary work program, DAD Cleared: Questions for CMD concerning a New York Times article, CM Response: Immigration case history for NYT on Robinson MZartinez

(b)(6);(b)(7)(C)

Here you go.

The initial response and two follow up responses.

Regards,

(b)(6)

-----Original Message-----

**From:** Lorenzen-Strait, Andrew R  
**Sent:** Wednesday, March 19, 2014 6:19 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Detainee Volunteer Work Program

(b)(6) I seem to recall DMD worked up TPs for OPA or maybe a QFR re: the dollar a day detainee work program. Can you find and send? We need asap to do TPs for Tae's Seattle NGO mtg.

Thanks!!

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)

202.431 (b)(6) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*



**From:** Lorenzen-Strait, Andrew R  
**Sent:** 25 May 2014 10:01:58 -0400  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
ICE/ERO  
202.732 (b)(6);(b)(7)(C)

\*\*\*\*sent via iPad\*\*\*\*

-----Original Message-----

**From:** Landy, Kevin  
**Sent:** Saturday, May 24, 2014 10:35 PM Eastern Standard Time  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Fw: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

Fyi

---

**From:** Landy, Kevin  
**Sent:** Saturday, May 24, 2014 10:16 PM  
**To:** Ragsdale, Daniel H; Joseph, Leonard P; Homan, Thomas  
**Cc:** Robbins, Timothy S; Johnson, Tae D; Gonzalez, Barbara M; Christensen, Gillian M  
**Subject:** Fw: Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

The NY Times is running on its front page tomorrow the story about voluntary work programs at ICE detention facilities. The link is below, and the contents are pasted into the e-mail after that.

(b)(5)

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Saturday, May 24, 2014 09:51 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Front page NY Times story tomorrow: "Using Jailed Migrants as a Pool of Cheap Labor"

<http://www.nytimes.com/2014/05/25/us/using-jailed-migrants-as-a-pool-of-cheap-labor.html?hpw&rref=us>

# *Using Jailed Migrants as a Pool of Cheap Labor*

By IAN URBINAMAY 24, 2014

HOUSTON — The kitchen of the detention center here was bustling as a dozen immigrants boiled beans and grilled hot dogs, preparing lunch for about 900 other detainees. Elsewhere, guards stood sentry and managers took head counts, but the detainees were doing most of the work — mopping bathroom stalls, folding linens, stocking commissary shelves.

As the federal government cracks down on immigrants in the country illegally and forbids businesses to hire them, it is relying on tens of thousands of those immigrants each year to provide essential labor — usually for \$1 a day or less — at the detention centers where they are held when caught by the authorities.

This work program is facing increasing resistance from detainees and criticism from immigrant advocates. In April, a lawsuit accused immigration authorities in Tacoma, Wash., of putting detainees in solitary confinement after they staged a work stoppage and hunger strike. In Houston, guards pressed other immigrants to cover shifts left vacant by detainees who refused to work in the kitchen, according to immigrants interviewed here.

Photo



"I went from making \$15 an hour as a chef to \$1 a day in the kitchen in lockup. And I was in the country legally," said Pedro Guzmán, 34, a native of Guatemala who worked for several years in restaurants in California, Minnesota and North Carolina before he was picked up and held for about 19 months. His asylum visa had been mistakenly revoked, in part because of a clerical error. Credit Travis Dove for The New York Times

The federal authorities say the program is voluntary, legal and a cost-saver for taxpayers. But immigrant advocates question whether it is truly voluntary or lawful, and argue that the government and the private prison companies that run many of the detention centers are bending the rules to convert a captive population into a self-contained labor force.

Last year, at least 60,000 immigrants worked in the federal government's nationwide patchwork of detention centers — more than worked for any other single employer in the country, according to data from United States Immigration and Customs Enforcement, known as ICE. The cheap labor, 13 cents an hour, saves the government and the private companies \$40 million or more a year by allowing them to avoid paying outside contractors the \$7.25 federal minimum wage. Some immigrants held at county jails work for free, or are paid with sodas or candy bars, while also providing services like meal preparation for other government institutions.

Unlike inmates convicted of crimes, who often participate in prison work programs and forfeit their rights to many wage protections, these immigrants are civil detainees placed in holding centers, most of them awaiting hearings to determine their legal status. Roughly half of the people who appear before immigration courts are ultimately permitted to stay in the United States — often because they were here legally, because they made a compelling humanitarian argument to a judge or because federal authorities decided not to pursue the case.

“I went from making \$15 an hour as a chef to \$1 a day in the kitchen in lockup,” said Pedro Guzmán, 34, who had worked for restaurants in California, Minnesota and North Carolina before he was picked up and held for about 19 months, mostly at [Stewart Detention Center](#) in Lumpkin, Ga. “And I was in the country legally.”

Mr. Guzmán said that he had been required to work even when he was running a fever, that guards had threatened him with solitary confinement if he was late for his 2 a.m. shift, and that his family had incurred more than \$75,000 in debt from legal fees and lost income during his detention. He was released in 2011 after the courts renewed his asylum visa from Guatemala, which had mistakenly been revoked, in part because of a clerical error. He has since been granted permanent residency.

### **Claims of Exploitation**

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Officials at private prison companies declined to speak about their use of immigrant detainees, except to say that it was legal. Federal officials said the work helped with morale and discipline and cut expenses in a detention system that costs more than \$2 billion a year.

“The program allows detainees to feel productive and contribute to the orderly operation of detention facilities,” said Gillian M. Christensen, a spokeswoman for the immigration agency. Detainees in the program are not officially employees, she said, and their payments are stipends, not wages. No one is forced to participate, she added, and there are usually more volunteers than jobs.

Marian Martins, 49, who was picked up by ICE officers in 2009 for overstaying her visa and sent to [Etowah County Detention Center](#) in Gadsden, Ala., said work had been her only ticket out of lockdown, where she was placed when she arrived without ever being told why.

[Continue reading the main story](#)

### **Detained Immigrants, Working for the U.S.**

Every day, about 5,500 detained immigrants work in the nation’s immigration detention centers. Some are paid a dollar a day; others earn nothing. The locations shown are facilities that the federal government reimburses for this work.





Buffalo Federal Detention Facility  
BATAVIA, N.Y.  
195 workers  
Northwest Detention Center  
TACOMA, WASH.  
346 workers  
Number of workers on April 1, 2014  
Houston Contract Detention Facility  
HOUSTON  
288 workers  
300  
Privately run center  
Public facility (like county jails)  
10

The New York Times

Source: U.S. Immigration and Customs Enforcement

Ms. Martins said she had worked most days cooking meals, scrubbing showers and buffing hallways. Her only compensation was extra free time outside or in a recreational room, where she could mingle with other detainees, watch television or read, she said.

“People fight for that work,” said Ms. Martins, who has no criminal history. “I was always nervous about being fired, because I needed the free time.”

Ms. Martins fled Liberia during the civil war there and entered the United States on a visitor visa in 1990. She stayed and raised three children, all of whom are American citizens, including two sons in the Air Force. Because of her deteriorating health, she was released from detention in August 2010 with an electronic ankle bracelet while awaiting a final determination of her legal status.

Natalie Barton, a spokeswoman for the Etowah detention center, declined to comment on Ms. Martins’s claims but said that all work done on site by detained immigrants was unpaid, and that the center complied with all local and federal rules.

The compensation rules at detention facilities are remnants of a bygone era. A 1950 law created the federal Voluntary Work Program and set the pay rate at a time when \$1 went much



further. (The equivalent would be about \$9.80 today.) Congress last reviewed the rate in 1979 and opted not to raise it. It was later challenged in a lawsuit under the Fair Labor Standards Act, which sets workplace rules, but in 1990 an appellate court [upheld the rate](#), saying that “alien detainees are not government ‘employees.’ ”

Immigrants in holding centers may be in the country illegally, but they may also be asylum seekers, permanent residents or American citizens whose documentation is questioned by the authorities. On any given day, about 5,500 detainees out of the 30,000-plus average daily population work for \$1, in 55 of the roughly 250 detention facilities used by ICE. Local governments operate 21 of the programs, and private companies run the rest, agency officials said.

These detainees are typically compensated with credits toward food, toiletries and phone calls that they say are sold at inflated prices. (They can collect cash when they leave if they have not used all their credits.) “They’re making money on us while we work for them,” said Jose Moreno Olmedo, 25, a Mexican immigrant who participated in the hunger strike at the Tacoma holding center and was released on bond from the center in March. “Then they’re making even more money on us when we buy from them at the commissary.”

### **A Legal Gray Area**

Some advocates for immigrants express doubts about the legality of the work program, saying the government and contractors are exploiting a legal gray area.

Photo



Immigrants in the laundry room at a detention center in Houston. Credit: Michael Stravato for The New York Times

[Continue reading the main story](#)

“This in essence makes the government, which forbids everyone else from hiring people without documents, the single largest employer of undocumented immigrants in the country,” said Carl Takei, a lawyer with the American Civil Liberties Union’s [National Prison Project](#).

Jacqueline Stevens, a professor of political science at Northwestern University, said she believed the program violated the 13th Amendment, which abolished slavery and involuntary servitude except as punishment for crime. “By law, firms contracting with the federal government are supposed to match or increase local wages, not commit wage theft,” she said.

Immigration officials underestimate the number of immigrants involved and the hours they work, Professor Stevens added. Based on extrapolations from ICE contracts [she has reviewed](#), she said, more than 135,000 immigrants a year may be involved, and private prison companies and the government may be avoiding paying more than \$200 million in wages that outside employers would collect.

A 2012 report by the [A.C.L.U. Foundation of Georgia](#) described immigrants’ being threatened with solitary confinement if they refused certain work. Also, detainees said instructions about the program’s voluntary nature were sometimes given in English even though most of the immigrants do not speak the language.

Eduardo Zuñiga, 36, spent about six months in 2011 at the Stewart Detention Center in Georgia, awaiting deportation to Mexico. He had been detained after being stopped at a roadblock in the Atlanta area because he did not have a driver’s license and because his record showed a decade-old drug conviction for which he had received probation.

At Stewart, Mr. Zuñiga worked in the kitchen and tore ligaments in one of his knees after slipping on a newly

mopped floor, leaving him unable to walk without crutches. Despite doctors' orders to stay off the leg, Mr. Zuñiga said, the guards threatened him with solitary confinement if he did not cover his shifts. Now back in Mexico, he said in a phone interview that he must walk with a leg brace.

Gary Mead, who was a top ICE administrator until last year, said the agency scrutinized contract bids from private companies to ensure that they did not overestimate how much they could depend on detainees to run the centers.

Detainees cannot work more than 40 hours a week or eight hours a day, according to the agency. They are limited to work that directly contributes to the operation of their detention facility, said Ms. Christensen, the agency spokeswoman, and are not supposed to provide services or make goods for the outside market.

But that rule does not appear to be strictly enforced.

Photo



Immigrants in the kitchen at a detention center in Richmond, Calif. Last year, at least 60,000 detainees worked in such facilities. Credit Ramin Rahimian for The New York Times

At the [Joe Corley Detention Facility](#) north of Houston, about 140 immigrant detainees prepare about 7,000 meals a day, half of which are shipped to the nearby Montgomery County jail. Pablo E. Paez, a spokesman for the GEO Group, which runs the center, said his company had taken it over from the county in 2013 and was working to end the outside meal program.

Near San Francisco, at the [Contra Costa West County Detention Facility](#), immigrants work alongside criminal inmates to cook about 900 meals a day that are packaged and trucked to a county homeless shelter and nearby jails.

### **A Booming Business**

While President Obama has called for an overhaul of immigration law, his administration has deported people — roughly two million in the last five years — at [a faster pace](#) than any of his predecessors. The administration says the sharp rise in the number of detainees has been partly driven by a requirement from Congress that ICE fill a daily quota of more than 30,000 beds in detention facilities. The typical stay is about a month, though some detainees are held much longer, sometimes for years.

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Detention centers are low-margin businesses, where every cent counts, said Clayton J. Mosher, a professor of sociology at Washington State University, Vancouver, who specializes in the economics of prisons. Two private prison companies, the Corrections Corporation of America and the GEO Group, control most of the immigrant detention market. Many such companies struggled in the late 1990s amid a glut of private prison construction, with more facilities built than could be filled, but a spike in immigrant detention after Sept. 11 helped revitalize the industry.

The Corrections Corporation of America's revenue, for example, rose more than 60 percent over the last decade, and its stock price climbed to more than \$30 from less than \$3. Last year, the company made \$301 million in net income and the GEO Group made \$115 million, according to earnings reports.

Prison companies are not the only beneficiaries of immigrant labor. About 5 percent of immigrants who work are unpaid, ICE data show. Sheriff Richard K. Jones of Butler County, Ohio, said his county saved at least \$200,000 to \$300,000 a

year by relying on about 40 detainees each month for janitorial work. “All I know is it’s a lot of money saved,” he said.

CONTINUE READING THE MAIN STORY

Mark Krikorian, executive director of the [Center for Immigration Studies](#), an advocacy group that promotes greater controls on immigration, said that with proper monitoring, the program had its advantages, and that the criticisms of it were part of a larger effort to delegitimize immigration detention.

Some immigrants said they appreciated the chance to work. Minsu Jeon, 23, a South Korean native who was freed in January after a monthlong stay at an immigration detention center in Ocilla, Ga., said that while he thought the pay was unfair, working as a cook helped pass the time.

“They don’t feed you that much,” he added, “but you could eat food if you worked in the kitchen.”

Kristina Rebelo contributed reporting from San Diego, and Kitty Bennett contributed research from St. Petersburg, Fla.



**From:** Lorenzen-Strait, Andrew R  
**Sent:** 12 Jun 2014 15:23:32 -0400  
**To:** Asher, Nathalie R (b)(6);(b)(7)(C)  
**Subject:** Fw: RE: Minimum wage

Nathalie (b)(6) - see #2 - (b)(5)

Andrew Lorenzen-Strait  
Deputy Assistant Director  
Custody Programs  
Office of Enforcement and Removal Operations  
U.S. Immigration and Customs Enforcement

(b)(6);(b)(7)(C)  
202.431.(b)(7)(C) Cell

\*\*\*Sent via wireless BlackBerry\*\*\*

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**From:** Landy, Kevin  
**Sent:** Thursday, June 12, 2014 03:16 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C); Loiacono, Adam V; (b)(6);(b)(7)(C)  
**Subject:** RE: RE: Minimum wage

(b)(5)

Please let me know what you learn in case this comes up again.

Thanks

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, June 12, 2014 3:03 PM  
**To:** Landy, Kevin  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: RE: Minimum wage

(b)(6);(b)(7)(C)

I know #1 is your area of expertise, but not sure if you will also be able to answer #2. Thanks

(b)(6);(b)(7)(C)

Branch Chief  
U.S. Immigration and Customs Enforcement  
Office of Congressional Relations

(202) 732- (b)(6);(b)(7)(C)

---

**From:** Wasserman, Aaron  
**Sent:** Thursday, June 12, 2014 2:49 PM  
**To:** Rowe, Andrew J  
**Subject:** FW: RE: Minimum wage

(b)(6);(b)(7)(C)

I hope you are doing well.

If possible, may you please help me out on two issues related to the detention center in Tacoma?

- 1) The payment of detainees. Please see the e-mails below from a constituent to the Washington Department of Labor. (b)(5)

(b)(5)

- 2) Transfer of money to Detainees. I (b)(5)

(b)(5)

Any information you may provide would be greatly appreciated.

Thanks for your help.

(b)(6);(b)(7)(C)

---

**From:** (b)(6);(b)(7)(C)  
**Sent:** Thursday, June 12, 2014 2:41 PM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** Fwd: RE: Minimum wage

----- Original Message -----

**Subject:** RE: Minimum wage  
**Date:** Wed, 4 Jun 2014 23:47:11 +0000  
**From:** (b)(6);(b)(7)(C)  
**To:** (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

I apologize in the delay of getting information back to you regarding your email below. What our Employment Standards people explained to me, briefly, is the following:

We can investigate cases IF the inmate is working for an entity other than the facility (such as a work-release situation). As for jobs that are given to the inmates or residents at these low rates, it is outside of L&I's jurisdiction to investigate because they are working for the facility, regardless that it is owned and operated by a corporation. It is still under the jurisdiction of the prison system and therefore federally or state regulated.

I sincerely hope this answers your inquiry. Sincerely,

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

Public Affairs

Washington State Department of Labor & Industries

360-902-(b)(6);(b)(7)(C)

Facebook / Twitter

"Keep Washington safe and working"

-----Original Message-----

From: (b)(6);(b)(7)(C)

Sent: Wednesday, May 28, 2014 1:53 PM

To: (b)(6);(b)(7)(C)

Subject: Minimum wage

Dear (b)(6);(b)(7)(C)

Sunday, May 25, 2014 front page headline in the New York Times, and page A6 Seattle Times, "Using Jailed Migrants as a Pool of Cheap Labor." These articles include reference to the Northwest Detention Center in Tacoma, which apparently uses detainees for a wide variety of jobs at wages as low as a dollar a day. The purpose of this email is to request information as to whether there has been any investigation or other action taken to enforce Washington State wage law and regulations at the NW Detention facility owned and operated by the Geo Group. I note that RCW49.46.010:Definitions 5123-S.SL (3) (k) exempts "any resident, inmate, or patient of a state, county or municipal correctional, detention, treatment or rehabilitative Institution" from coverage by minimum wage regulation. However, detainees housed at the Tacoma Detention Center are working at a PRIVATELY owned and operated business. The Northwest Detention Center, according to the Tacoma News Tribune, was promoted to the City Council and State officials on the basis of creating jobs for local people. It seems it has not only failed to do so, it systema!

tically deprives detainees of their rights to fair treatment. I would appreciate hearing what steps may have already been taken in response to these news reports and what actions are planned or in process for Geo Group compliance. Thank you for your attention. (b)(6);(b)(7)(C)

cc: Rep. (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C), Esq.

(b)(6);(b)(7)(C)

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<http://www.avast.com>



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**From:** (b)(6);(b)(7)(C)  
**Sent:** 9 Sep 2014 14:57:00 -0400  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** FW: Tasking for ICE NGO Working Group meeting  
**Attachments:** September ICE Working Group Proposed answers v1.docx

(b)(6);(b)(7)(C)

These are the two sections of this tasking for CP. Can you please take a look at this the questions and provide some responses back to me by next Wednesday so I can compile.

- a. **Segregation:** What progress has been made in implementing the new procedures on segregation? **ODPP/ ERO Custody Programs**
  
- b. **PREA ODPP/ ERO Custody Program**
  - i. Update on PREA implementation (e.g. How many facilities are under PREA; what percent of immigrants in detention are covered)
  - ii. When does ICE expect PREA to be fully implemented in all facilities?
  - iii. Under PREA's safe placement provisions, "[w]hen making assessment and housing decisions for transgender or intersex detainee, the facility shall consider the detainee's gender self-identification and an assessment of the effects of placement on the detainee's health and safety" (§115.42). How is ICE enforcing self-identification and safety in placement decisions?
  - iv. The recent GAO report on sexual abuse in ICE facilities found 215 allegations over a 4 year, 5 month period. Of those reports, only 15 (or 7%) were substantiated. In adult corrections facilities, about 10% of reports are substantiated. Does ICE have any thoughts on why the substantiation rate is so low, particularly why it is lower than that rate in criminal facilities? Is ICE looking into whether its investigations procedures are adequate and are being implemented correctly across facilities that hold ICE detainees (including contract facilities)?
  - v. The GAO report covered allegations of sexual abuse up to March 2013. Please provide data on reports of sexual abuse (broadly defined) received between April 2013 and the end of June 2014. In particular, can ICE provide a breakdown of raw numbers to indicate outcomes in each case, whether any facilities had multiple reports of sexual abuse, and which reports included allegations of physical contact between detainees and between staff and detainees?

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**From:** (b)(6);(b)(7)(C)  
**Sent:** Tuesday, September 09, 2014 2:38 PM  
**To:** (b)(6);(b)(7)(C)  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** Tasking for ICE NGO Working Group meeting



(b)(6);(b)(7)(C)

Can you please task this out to the appropriate units mentioned below?

**To:** ERO Secure Communities & Enforcement, ERO Field Operations, OPLA, OPLA National Security Law Division, ERO JFRMU, IHSC, ODPP

**From:** ERO Custody Programs

**Due:** Wednesday, September 17, 2014 (12pm Eastern)

**Background:** The ICE NGO Working Group will meet with ICE leadership on Wednesday, September 24<sup>th</sup>. In preparation for the visit, they have submitted a list of questions for which we are seeking responses to provide for ICE leadership representatives to use at the meeting. The information units provide will be merged together and distributed to the leadership prior to a pre-brief scheduled for Monday, September 22.

**Tasking POC:** (b)(6);(b)(7)(C) 202-407-(b)(6);(b)(7)(C) ell.

**Instructions:** Please open the attached document and where your program is listed in red, please provide responses for the questions. There may be some questions we are unable to answer or that we are not comfortable sharing at this point. If that is the case, please provide a proposed response on how leadership can answer the question when asked. There are a few proposed responses in BLUE that Custody Programs has included and generally just need a review by the program units. Feel free to add or modify any responses currently in the document. If you have any questions, please let us know.

**ICE-NGO Enforcement and Detention Working Group Meeting**

September 24, 2014, 1:00-3:30pm ET

*NGO Requested* Agenda Submissions

**I. Enforcement**

- a. **287(g):** ICE agreed with the Inspector General’s March 2010 recommendation to “Require 287(g) program sites to maintain steering committees with external stakeholders, with a focus on ensuring compliance with the MOA.” Please provide an update on the status of these steering committees. **ERO SC&E (AD (b)(6);(b)(7)(C) and Dep. COS (b)(6);(b)(7)(C)**

**Response: Provided by 287g**

**b. Detainers: ERO Field Operations/OPLA**

- i. Please clarify shifts in practice or guidance with respect to ICE detainers in light of recent federal court decisions (b)(6);(b)(7)(C) etc.). Regardless of whether the local jurisdiction is honoring the ICE detainer, are they still being issued? How is ICE redirecting its enforcement practices in jurisdictions that are no longer honoring ICE detainers? (e.g., community enforcement, more closely monitoring jail release dates?)
- ii. Clarify the use of administrative warrants of removal in connection with ICE detainers. How/when are these being used in the field? We are seeing an increase in the use of administrative warrants in connection with ICE detainers, particularly where the individual has a final order of removal. Given that regulations only authorize ICE agents to execute them, why are they being used in connection with ICE detainers?
- iii. When are detainers issued for lawful permanent residents and how is this protocol communicated to and monitored in field offices?

**Response**

• (b)(5)

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- c. **Last-Minute Stays of Removal:** What are the policies and protocols for considering stay requests immediately preceding a deportation? Are field offices instructed not to proceed with deportations if certain types of stay requests are pending? Would headquarters consider making the stay process more transparent in order to increase clarity for advocates and immigrants about what to expect, when, and whom to petition? **ERO Field Operations / ERO Custody Programs**

Response

- (b)(5)
- 
- 

**d. Sensitive Locations ERO Field Operations / OPLA review**

- i. Enforcement at courthouses: How is implementation of the new guidance being monitored and when will it be released to the Working Group?
- ii. How does ICE ensure that state or local law enforcement at or near sensitive locations like schools does not lead to the type of immigration enforcement prohibited by the sensitive locations policy?

Response

- (b)(5)
- 
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- 
- 
- 

**II. Legal**

**a. Asylum OPLA National Security Law Division (Chief (b)(6);(b)(7)(C))**

- i. Is it DHS policy to deny parole to arriving asylum seekers who are believed (based on their own statements to DHS) to be subject to a Terrorism-Related Inadmissibility Ground (TRIG) bar for which an exemption is available and has been implemented? If so, why? We have seen people denied parole, or to whom DHS has refused to grant bond based on the fact that they were forced to provide very minor services (cooking, etc.) to Central American guerilla groups during the civil wars in their native countries, for example.

- ii. How does ICE OPLA communicate with local trial counsel about TRIG-related developments, including changes to USCIS policy vis-à-vis particular groups?
- iii. Who is our best point of contact currently at ICE ERO and ICE OPLA on these issues?
- iv. Clients with final orders of removal, who have obtained an initial stay of deportation pending TRIG review, have a hard time renewing these stays with ICE-ERO for the lack of communication and status reports. How could we secure speedy renewals of these stays for TRIG cases?

### III. Detention

#### a. Family Detention

- i. Demographics **ERO CMD JFRMU**
  - 1. What is the demographic breakdown for country of origin, age, and gender for each family detention facility and overall?
  - 2. How many people have been apprehended and/or detained as part of a family unit in FY14 and FY13?
- ii. Processing **ERO Field Operations**
  - 1. Where are families going who are apprehended at ports of entry?
  - 2. In light of the news that all families are being held with a custody determination of “no bond”, what is the role of the Risk Classification Assessment (RCA) for families at Artesia or in other family detention centers? The use of the RCA would also be a way for ICE to learn if families have connections in the US or if a family member was separated by Border Patrol and placed in detention separate from the family members held at Artesia.
  - 3. Is ICE willing to re-run the RCA after a credible fear determination?
- iii. Courts & Legal Issues **ERO Field Operations/OPLA**
  - 1. Which Immigration Judges are covering the docket at Artesia? Are these cases still being heard by the Arlington Immigration Court?
  - 2. Who will hear cases at Karnes?
  - 3. Please provide a copy of the list of pro bono services given to detainees at each family detention facility.
  - 4. What is the availability of visitation at Artesia and Karnes for legal representatives, consulates, and family/friends?
  - 5. What is the status of phone access (service? availability? rates?) at Artesia and Karnes?
  - 6. What steps have been taken at Artesia and Karnes to ensure access to justice, in particular relating to telephones, legal visitation, law library, lawyer call ahead inquiries, mail, etc.
  - 7. When do detainees receive Legal Orientation Programs (LOPs) at each facility? What percent get a LOP before the Credible Fear Interview (CFI)?
  - 8. The ABA receives inquiries regarding what type of evidence is most compelling in making determinations regarding release under supervision. What type of documents, letters of support, etc. are considered to be most persuasive in making such a determination?
  - 9. The ICE Office of Chief Counsel (OCC) in Arlington, VA stated during immigration court proceedings that Enforcement and Removal Operations (ERO)



asked for no more break-ups of bonds (e.g. \$6,000 bond breaking up to \$4,000 for the mom and \$2,000 for the child) because they are hard to process. Can ERO explain whether this is a new nationwide or Artesia-specific policy and why this has changed?

iv. Credible Fear Interviews **ERO Field Operations (w/OPLA review)**

1. What are the current wait times from arrival at the facility until a CFI?
2. Are CFIs being done telephonically, by video, or in person at Artesia and Karnes?
3. If an individual passes a CFI, and assuming they are not being released on ATD/bond, what is the wait time for (1) a master calendar hearing and (2) merits hearing?
4. If a person expresses a fear of persecution during the RCA, is that person referred for a CFI?

v. Education and Services for Children **ERO CMD JFRMU and Field Operations**

1. Please provide an update regarding educational services being provided at Artesia and Karnes. What facilities are being used? When did the school year start or when is it planned to start? Who has been hired to serve as teachers?
2. What efforts has ICE made to coordinate with agencies or groups familiar with New Mexico state educational standards in order to put education programs in place at Artesia? Retired educators in New Mexico and beyond are willing to step up and donate their time and resources, but we need assurances and guidance on how community volunteers can access the facility.
3. Please provide an update on childcare at Artesia and Karnes and when it is available.

vi. Medical and Mental Health **IHSC/Field Operations**

1. We continue to observe high rates of trauma among the detainees in family detention. It appears that the mental health care that is being provided requires a detainee to seek it out, as opposed to the practice within Health and Human Services (HHS)/Office of Refugee Resettlement (ORR) facilities to affirmatively and routinely provide every detainee with some level of mental health services. What are ICE's plans to expand the mental health services available to detainees and to bring mental health professionals on-site?
2. Will ICE permit volunteer mental health professionals to serve families at Artesia and Karnes? If so, what is the process?
3. Update on the hiring of a sexual assault response team (SART) nurse.
4. Update on children reporting suicidal thoughts to chaplain, medical staff, or others.
5. Are there any plans to provide psycho-social services in person? Or to add a female clinician to provide mental health services to the adult women?

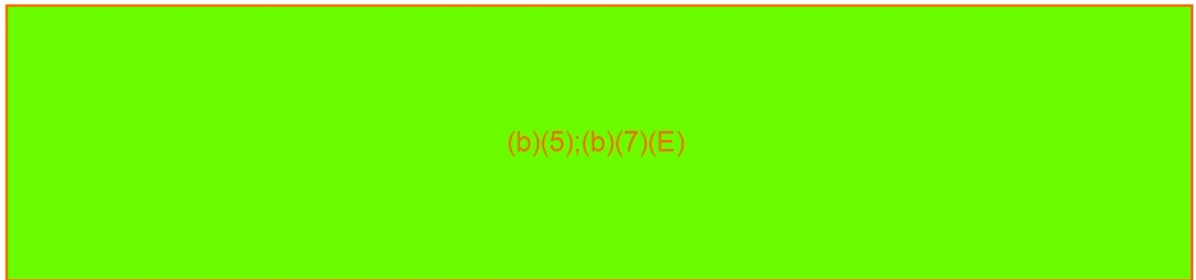
vii. Expansion of Family Detention **ERO Field Operations**

1. What plans does ICE have to open additional family detention facilities after Karnes reaches capacity?
2. Do family detention numbers fall under the bed quota?
3. Who is the operator for the new Dilley facility?



- 4. What are the plans for LOP providers at Dilley and Karnes?
- 5. When does ICE plan to begin using the site at Dilley, either the temporary housing currently there or newly constructed facilities?
- 6. What are plans to use private-sector partners existing family detention facilities or new/planned family detention facilities?
- viii. **Phones:** Please provide an update on landline phone installation at Artesia, phone rates, access to phones, and confidential space for phone calls **ERO Field Operations**
- ix. Updates on removals (how many flights, to where, the number of women and children removed) since the quarantine was lifted. **ERO CMD JFRMU / Repatriations**
- b. **Pregnant Women:** Please provide more information on the 559 pregnant women who were detained in six ICE facilities since 2012. <http://fusion.net/Justice/video/us-locking-pregnant-moms-policy-894803> **IHSC**
  - i. Provide data on total number of pregnant women held in detention
  - ii. Reason for detention
  - iii. Length of detention
  - iv. The average time spent in detention was just four days shorter than the average time for all people held in detention. Why was this the case?

e.



(b)(5);(b)(7)(E)

- d. **Segregation:** What progress has been made in implementing the new procedures on segregation? **ODPP/ ERO Custody Programs**
- e. **PREA ODPP/ ERO Custody Program**
  - i. Update on PREA implementation (e.g. How many facilities are under PREA; what percent of immigrants in detention are covered)
  - ii. When does ICE expect PREA to be fully implemented in all facilities?
  - iii. Under PREA's safe placement provisions, "[w]hen making assessment and housing decisions for transgender or intersex detainee, the facility shall consider the detainee's gender self-identification and an assessment of the effects of placement on the detainee's health and safety" (§115.42). How is ICE enforcing self-identification and safety in placement decisions?
  - iv. The recent GAO report on sexual abuse in ICE facilities found 215 allegations over a 4 year, 5 month period. Of those reports, only 15 (or 7%) were substantiated. In adult corrections facilities, about 10% of reports are substantiated. Does ICE have any thoughts on why the substantiation rate is so low, particularly why it is lower than that rate in criminal facilities? Is ICE looking into whether its investigations procedures are adequate

and are being implemented correctly across facilities that hold ICE detainees (including contract facilities)?

- v. The GAO report covered allegations of sexual abuse up to March 2013. Please provide data on reports of sexual abuse (broadly defined) received between April 2013 and the end of June 2014. In particular, can ICE provide a breakdown of raw numbers to indicate outcomes in each case, whether any facilities had multiple reports of sexual abuse, and which reports included allegations of physical contact between detainees and between staff and detainees?

(b)(5);(b)(7)(E)