

# Exhibit “D”

**Alder Reid, Lauren (EOIR)**

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**From:** Smith, Gary (EOIR)  
**Sent:** Wednesday, October 07, 2009 4:01 PM  
**To:** Eastwood, Susan (EOIR); Mooney, Fran (EOIR)  
**Cc:** Cohen, Scott (EOIR); Long, Cynthia (EOIR); Alder Reid, Lauren (EOIR); Komis, Elaine (EOIR); Riley, Crystal (EOIR)  
**Subject:** RE: Stewart Detention Center  
Thanks, Susan, the A number for today's case was (b) (6).

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**From:** Eastwood, Susan (EOIR)  
**Sent:** Wednesday, October 07, 2009 3:55 PM  
**To:** Mooney, Fran (EOIR); Smith, Gary (EOIR)  
**Cc:** Cohen, Scott (EOIR); Long, Cynthia (EOIR); Alder Reid, Lauren (EOIR); Eastwood, Susan (EOIR); Komis, Elaine (EOIR); Riley, Crystal (EOIR)  
**Subject:** FW: Stewart Detention Center  
**Importance:** High

Just got off the phone with Jackie Smith –

Her latest round of questions concerned a 3<sup>rd</sup> case that she was not allowed to observe and check in requirements at Atlanta and the legality of the court "requiring" visitors to check in.

After discussing with Cynthia, told Jackie that the 3<sup>rd</sup> case had been rescheduled. Jackie is convinced that Judge Cassidy rescheduled the case so that she would not be able to observe. Told her that was not the case which was confirmed by Cynthia who also told Jackie that she did not think the 3<sup>rd</sup> case would go forward.

As to the check in requirements, told Jackie that this was a customer service effort on the part of the court to assist visitors to the court to: find the correct courtroom, or advise visitors that the hearing is closed. Told her there was no "legal" basis to the requirement, but the court's way of trying to assist visitors to the court. Jackie is very disturbed by the fact that she was "required" to give her name and wanted to know how providing her name was a customer service initiative. She then asked if the check in procedure was an EOIR requirement and if it was legal, and if so, what the basis is. Told her that if she wanted to submit her questions in writing, we would respond.

Finally, advised that the hearings at Stewart tomorrow would be by VTC and that no EOIR personnel would be present at Stewart. Told her that once she cleared the CCA security requirements if an ICE attorney challenged her to have them call me.

susan

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**From:** Eastwood, Susan (EOIR)  
**Sent:** Wednesday, October 07, 2009 2:13 PM  
**To:** Mooney, Fran (EOIR); Smith, Gary (EOIR)  
**Cc:** Cohen, Scott (EOIR); Alder Reid, Lauren (EOIR); Komis, Elaine (EOIR); Riley, Crystal (EOIR)  
**Subject:** FW: Stewart Detention Center  
**Importance:** High

I had a voice mail from Jackie Stevens about attending hearings at the Stewart Detention Center tomorrow. Her voice mail was long and rambling and she kept reiterating how EOIR does not follow its own regulations about allowing members of the media access to hearings. I sent an e-mail (below) to Cynthia Long advising her of this event and have asked that she notify her staff and the IJ and also let us know what types of cases are scheduled for tomorrow.



**U.S. Department of Justice**  
Executive Office for Immigration Review  
*Office of the Director*  
5107 Leesburg Pike, Suite 2600  
Falls Church, Virginia 22041

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## FACT SHEET

**Contact:** Office of Legislative and Public Affairs  
(703) 305-0289 Fax: (703) 605-0365  
**Internet:** [www.justice.gov/eoir/](http://www.justice.gov/eoir/)

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Sept. 9, 2010

### Observing Immigration Court Hearings

The Executive Office for Immigration Review (EOIR) conducts immigration court hearings in 59 immigration courts nationwide. Immigration court hearings are generally open to the public.

**Immigration hearings may be closed to the public because:**

- The immigration judge closed the hearing to protect witnesses, parties, or the public interest;
- The immigration judge granted a motion the parties filed to close a hearing; or
- The case involves:
  - An abused spouse or child;
  - Information that is protected by a protective order; or
  - An application for asylum, withholding of removal relief, or Convention Against Torture protections.

**Before going to observe an open hearing, please note that:**

- You do not need to notify the immigration court in advance to observe an open hearing. When planning to observe an open hearing held within a detention facility, however, you should contact the detention facility in advance to learn of any security clearance requirements for entry to the building.
- No cameras or recording devices are allowed in the courtroom.
- When courtroom space is limited, the news media has priority over the general public.

**More Information**

- Listing of Immigration Courts – <http://www.justice.gov/eoir/sibpages/ICadr.htm>.  
Hearing Locations - <http://www.justice.gov/eoir/vll/courts3.htm>.
- Public Access – *Immigration Court Practice Manual*, Chapters 1.6, 4.9, and 4.14  
[http://www.justice.gov/eoir/vll/OCIJPracManual/ocij\\_page1.htm](http://www.justice.gov/eoir/vll/OCIJPracManual/ocij_page1.htm).
- EOIR Overview – <http://www.justice.gov/eoir/press/09/EOIRataGlance121409.pdf>.

— EOIR —

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