

[Redacted]

From: [Redacted]
Sent: Tuesday, April 28, 2015 2:56 PM
To: HQ Field Operations
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27

All-
Deadline now moved to 10am tomorrow due to a WH imposed timeframe. Apologies.

[Redacted]

DHS USCIS
Field Operations Directorate, Deputy Associate Director (Acting)

[Redacted]

From: [Redacted] on behalf of HQ Field Operations
Sent: Tuesday, April 28, 2015 2:15:54 PM
To: [Redacted]
Cc: [Redacted] HQ Field Operations
Subject: RE: DHS Enforcement Priorities Instruction 4-27

Will do, thanks!

[Redacted]

Special Assistant
Field Operations Directorate
Washington, DC

[Redacted]

1st Friday AWS

From: [Redacted]
Sent: Tuesday, April 28, 2015 2:09 PM
To: HQ Field Operations
Cc: [Redacted] HQ Field Operations
Subject: RE: DHS Enforcement Priorities Instruction 4-27

Normal process is fine. But I'd like to read our comments. Thanks.

[Redacted]

DHS USCIS

Field Operations Directorate, Deputy Associate Director (Acting)

[Redacted]

From: [Redacted] on behalf of HQ Field Operations

Sent: Tuesday, April 28, 2015 2:03:23 PM

To: [Redacted]
Cc: [Redacted]

Subject: RE: DHS Enforcement Priorities Instruction 4-27

[Redacted] I just opened this in the FOD box, we got it from Exec Sec. Do you want [Redacted] to respond to you and you can respond back up your chain or do you want me to handle it through the box with the normal process?

[Redacted]

Special Assistant
Field Operations Directorate
Washington, DC

[Redacted]

1st Friday AWS

From: [Redacted]

Sent: Tuesday, April 28, 2015 1:52 PM

To: [Redacted] HQ Field Operations
Cc: [Redacted]

Subject: FW: DHS Enforcement Priorities Instruction 4-27

[Redacted] please review the attached and provide comment back to [Redacted] by NLT noon tomorrow. Copy in [Redacted] and me. Thank you.

[Redacted]

Chief
Fraud Detection and National Security Operations
Field Operations Directorate
USCIS

From: [Redacted]

Sent: Tuesday, April 28, 2015 11:15 AM

To: [Redacted]
Cc: [Redacted]

Subject: FW: DHS Enforcement Priorities Instruction 4-27

For review and comment by noon tomorrow.

[Redacted]

DHS USCIS
Field Operations Directorate, Deputy Associate Director (Acting)

[Redacted]

From [redacted] (b)(6)
Sent: Tuesday, April 28, 2015 11:11:22 AM

[redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27

So, the irony of this is that DHS has asked that we review quickly and get back to them right away with any edits/comments.

[redacted] (b)(6)

Can you please put this through Exec Sec with due date of noon tomorrow? I've included the individuals with the largest equities so they have a heads up, but I recommend sending to all the EIR huddle participants, AAO and RAIO for review.

Thanks [redacted] (b)(6)

Referred to Department of Homeland Security

(b)(6)

(b)(6)

(b)(6)

[Redacted]

From: [Redacted] on behalf of HQ Field Operations
Sent: Wednesday, April 29, 2015 8:23 AM
To: [Redacted]
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27

I knew you were! ☺ thank you!

[Redacted]

Special Assistant
Field Operations Directorate, HQ
2 [Redacted]
2 [Redacted]
AWS Day – 1st Friday

From: [Redacted]
Sent: Wednesday, April 29, 2015 9:22 AM
To: HQ Field Operations
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27

I'm on it.



[Redacted]

FDNS Operations Branch
Field Operations Directorate
USCIS, Department of Homeland Security

From: [Redacted] **On Behalf Of** HQ Field Operations
Sent: Wednesday, April 29, 2015 9:22 AM
To: [Redacted]
Cc: [Redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27
Importance: High

Good morning [Redacted]

I regret to inform you that they moved the due time for this tasking to **10:00, this morning**. My apologies, there's apparently a White House push on this.

[Redacted]

Special Assistant
Field Operations Directorate, HQ
[Redacted]
AWS Day – 1st Friday

From: [Redacted]
Sent: Tuesday, April 28, 2015 1:52 PM

(b)(6)

[Redacted]

From: [Redacted]
Sent: Wednesday, April 29, 2015 8:35 AM
To: HO Field Operations
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27
Attachments: DHS Enforcement Priorities Instruction 4-27 (Field Ops).docx

One comment. Page eleven.



[Redacted]
FDNS Operations Branch
Field Operations Directorate
USCIS, Department of Homeland Security

From: [Redacted] **On Behalf Of** HQ Field Operations
Sent: Wednesday, April 29, 2015 9:23 AM
To: [Redacted]
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27

I knew you were! 😊 thank you!

[Redacted]
Special Assistant
Field Operations Directorate, HQ
[Redacted] (M-Tues)
[Redacted] (Wed-Fri)
AWS Day – 1st Friday

From: [Redacted]
Sent: Wednesday, April 29, 2015 9:22 AM
To: HQ Field Operations
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27

I'm on it.



[Redacted]
FDNS Operations Branch
Field Operations Directorate
USCIS, Department of Homeland Security

From: [Redacted] **On Behalf Of** HQ Field Operations
Sent: Wednesday, April 29, 2015 9:22 AM
To: [Redacted]
Cc: [Redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27
Importance: High

Good mornin [redacted]

I regret to inform you that they moved the due time for this tasking to **10:00, this morning**. My apologies, there's apparently a White House push on this.

[redacted]
Special Assistant
Field Operations Directorate, HQ

[redacted]
AWS Day - 1st Friday

From: [redacted]
Sent: Tuesday, April 28, 2015 1:52 PM
To: [redacted] HQ Field Operations
Cc: [redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27

Tim, Please review the attached and provide comment back to Lori by NLT noon tomorrow. Copy in Kristie and me. Thank you.

[redacted]
Chief
Fraud Detection and National Security Operations
Field Operations Directorate
USCIS

From: [redacted]
Sent: Tuesday, April 28, 2015 11:15 AM
To: [redacted]
Cc: [redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27

For review and comment by noon tomorrow.

[redacted]
DHS USCIS
Field Operations Directorate, Deputy Associate Director (Acting)

[redacted] (b)

From: [redacted]
Sent: Tuesday, April 28, 2015 11:11:22 AM

[redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27

[Redacted]

(b)(6)

From:
Sent:
To:
Subject:

[Redacted]

(b)(6)

Thursday, December 04, 2014 4:34 PM

[Redacted]

FW: talking points

This got lost. Consider it shared. ☺

[Redacted]

(b)(6)

*Chief
Fraud Detection and National Security Operations
Field Operations Directorate
USCIS*

From:
Sent: Friday, November 21, 2014 11:47 AM
To:
Subject: FW: talking points

[Redacted]

(b)(6)

[Redacted]

FW: talking points

Please share with your teams

From:
Sent: Friday, November 21, 2014 11:14 AM
To:
Subject: talking points

[Redacted]

Friday, November 21, 2014 11:14 AM

[Redacted]

(b)(6)

talking points

Please forgive me for any items that I may have missed as I tried to write everything down as fast and best I could during the brief 15 minute overview yesterday afternoon.

What is written below isn't everything (and I may have missed some items, so I highly suggest that you read the memo's and information on both DHS & USCIS (linked below) on the topics.

Highlights from the S1 Town Hall that was Announced Yesterday:

[Large Redacted Area]

[Redacted]

(b)(6)

From:

[Redacted]

Sent:

Friday, April 10, 2015 5:19 PM

To:

[Redacted]

Subject:

FW: SOP for Enforcement Priorities

Attachments:

DHS Enforcement Priorities Instruction (As of 03-13-15) (MA) (3)(workgro....docx

FYI

[Redacted]

(b)(6)

Associate Director, Field Operations Directorate
Department of Homeland Security | U.S. Citizenship and Immigration Services

From

[Redacted]

(b)(6)

Sent: Wednesday, April 08, 2015 12:01 PM

[Redacted]

Subject: FW: SOP for Enforcement Priorities

Here's the latest draft on the enforcement priorities. The first bubble is verrrry interesting.

Referred to U.S. Customs and Border Protection

(b)(6)

(b)(6)

[Redacted]

From: [Redacted]
Sent: Tuesday, April 28, 2015 3:02 PM
To: [Redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27

Please get this done first thing in the morning. Thanks.

[Redacted]

*Fraud Detection and National Security Operations
Field Operations Directorate
USCIS*

From: [Redacted]
Sent: Tuesday, April 28, 2015 3:56 PM
To: HQ Field Operations
Cc: [Redacted]
Subject: RE: DHS Enforcement Priorities Instruction 4-27

All-
Deadline now moved to 10am tomorrow due to a WH imposed timeframe. Apologies.

[Redacted]

DHS USCIS
Field Operations Directorate, Deputy Associate Director (Acting)
202 272 9176

[Redacted]

From: [Redacted] on behalf of HQ Field Operations
Sent: Tuesday, April 28, 2015 2:15:54 PM
To: [Redacted]
Cc: [Redacted] HQ Field Operations
Subject: RE: DHS Enforcement Priorities Instruction 4-27

Will do, thanks!

[Redacted]

Special Assistant
Field Operations Directorate
Washington, DC

[Redacted]

Teleworking Weds – Fri, please
1st Friday AWS

[Redacted]

(b)(6)

[Redacted]

(b)(6)

From: [Redacted] (b)(6)
Sent: Tuesday, April 28, 2015 10:15 AM
To: [Redacted]
Cc: [Redacted]
Subject: FW: DHS Enforcement Priorities Instruction 4-27
Attachments: DHS Enforcement Priorities Instruction 4-27.docx

For review and comment by noon tomorrow.

[Redacted]

(b)(6)

DHS USCIS
Field Operations Directorate, Deputy Associate Director (Acting)

[Redacted]

(b)(6)

From: [Redacted]

(b)(6)

Sent: Tuesday, April 28, 2015 11:11:22 AM

[Redacted]

Subject: FW: DHS Enforcement Priorities Instruction 4-27

So, the irony of this is that DHS has asked that we review quickly and get back to them right away with any edits/comments.

[Redacted]

(b)(6)

Can you please put this through Exec Sec with due date of noon tomorrow? I've included the individuals with the largest equities so they have a heads up, but I recommend sending to all the EIR huddle participants, AAO and RAIO for review.

Thanks

[Redacted]

(b)(6)

Referred to Department of Homeland Security

(b)(6)

(b)(6)

Press
Control
and File

Microsoft PowerPoint Web App



Open in PowerPoint | Edit in Browser | Start Slide Show

Semi
Colon
to
go
to
Outline
View
for
a
text
only
representation
of
this
presentation.

(b)(6)

[Redacted]

From: [Redacted]
Sent: Thursday, May 07, 2015 9:02 AM
To: [Redacted]
Cc: [Redacted]
Subject: FW: Recently released PD memos
Attachments: EOIR OPPM15-01 - Hearing Procedures for Cases Covered by new DHS Priorit....pdf;
 Guidance Re Cases Pending Before EOIR Impacted by Secretary Johnson's Me....pdf

Here are the EOIR and OPLA memos that I mentioned

[Redacted]

Acting Special Assistant to the Southeast Region Director
 Chief of Staff – Tampa District
 U.S. Citizenship and Immigration Services
 5629 Hoover Boulevard, Tampa, FL 33634

[Redacted]

From: [Redacted]
Sent: Wednesday, May 06, 2015 10:29 AM
To: [Redacted]
Subject: FW: Recently released PD memos

As I mentioned in the D10 staff meeting, here are the EOIR and OPLA memos regarding NTAs and compliance with the DHS Priorities Memo.

[Redacted]

Acting Special Assistant to the Southeast Region Director
 Chief of Staff – Tampa District
 U.S. Citizenship and Immigration Services
 5629 Hoover Boulevard, Tampa, FL 33634

[Redacted]

From: [Redacted]
Sent: Monday, May 04, 2015 8:46 AM
To: [Redacted]
Subject: FW: Recently released PD memos

Good morning Steve,
Seems your issue is going to be discussed.

[Redacted]

Associate Regional Director, Operations, SER
 390 N. Orange Ave, Rm 1943
 Orlando, FL 32801-1640

[Redacted]

(b)(6)

BB [redacted] (b)(6)

SER ECN:

http://ecn.uscis.dhs.gov/team/fod/region/southeastreg/SER_Adjudications/default.aspx

Parole in Place (PIP) FAQs

"A hunger for wisdom fueled by a commitment to lifelong learning will equip you for whatever lies ahead"-Mark Miller

From: [redacted] (b)(6)
Sent: Monday, May 04, 2015 8:08 AM

To: [redacted]
Cc: [redacted]

Subject: FW: Recently released PD memos

Sir,

This is the e-mail traffic I mentioned on Fridays call.

[redacted]

exempt from public release under the Freedom of Information Act (5 U.S.C. 552) This document is to be controlled, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to Sensitive But Unclassified (SBU) information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval from the originator.

From: [redacted] (b)(6)
Sent: Friday, April 24, 2015 1:06 PM

To: [redacted]
Cc: [redacted]

Subject: FW: Recently released PD memos

[redacted]

(b)(6)

Have y'all heard anything from HQ on this?

Thanks,

[redacted]

(b)(6)

Sent with Good (www.good.com)

From: [redacted]
Sent: Wednesday, April 22, 2015 3:51:19 PM

To: [redacted] (b)(6)
Cc: [redacted]

Subject: FW: Recently released PD memos

[redacted]

(b)(6)

(b)(5)

[redacted]



Thanks, (b)(6)



Referred to Immigration and Customs Enforcement

(b)(6)

(b)(6)

(b)(6)

From: [redacted]
To: [redacted] (b)(6)
Subject: FW: DUI priorities
Date: Wednesday, May 20, 2015 8:18:55 AM

[redacted] (b)(6)
Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[redacted] (b)(6)

From: [redacted]
Sent: Wednesday, April 01, 2015 5:48 PM
To: Craig, William D
Subject: FW: DUI priorities (b)(6)

FYI, for your archives [redacted] (who I added on the original chain) is going to coordinate a meeting with ERO, ICE OPLA, USCIS Counsel and FDNS at some point to discuss further.

From: [redacted] (b)(6)
Sent: Friday, March 13, 2015 12:37 PM
To: Cioppa, Thomas M
Subject: RE: DUI priorities

My pleasure, happy to assist.

From: [redacted]
Sent: Friday, March 13, 2015 12:35 PM (b)(6)
To: [redacted]
Subject: RE: DUI priorities

Thank [redacted] appreciate the information and it was clear which I even more so appreciate. I am going to share with [redacted] to see this more in lines of discretionary as opposed to a strict "if A, then B" decision. Thanks again.

Best wishes, (b)(6)

[redacted]
From: [redacted]
Sent: Friday, March 13, 2015 12:18 PM
To: [redacted] (b)(6)
Subject: RE: DUI priorities

H [redacted] (b)(6)

This is a long email, so forgive me for the length [redacted] (b)(5)

[Redacted]

(b)(5)

Thanks

[Redacted]

(b)(6)

(b)(6)

From: [Redacted]
Sent: Friday, March 13, 2015 9:07 AM
To: [Redacted]
Subject: RE: DUI priorities

Hi [Redacted] (b)(6)

(b)(5)

[Redacted]

From: [Redacted] (b)(6)
Sent: Thursday, March 12, 2015 12:55 PM
To: Cioppa, Thomas M
Subject: RE: DUI priorities

[Redacted]

(b)(6)

(b)(6)

Thanks for following up, and please let me know what [Redacted] says. I appreciate it.

Best,

[Redacted]

(b)(6)

From: [Redacted]
Sent: Thursday, March 12, 2015 12:51 PM
To: [Redacted]
Subject: RE: DUI priorities (b)(6)

(b)(6)

(b)(6)

Thanks [redacted] I am going to share this with [redacted] from ERO for his views. Take care.

Best wishes,

[redacted] (b)(6)

From: [redacted]
Sent: Thursday, March 12, 2015 12:20 PM
To: [redacted] (b)(6)
Subject: Fw: DUI priorities

FYI, and for your visibility on an issue raised by a SISO.

Thanks,

[redacted] (b)(6)

From: CHI, DutyAttorney
Sent: Thursday, March 12, 2015 12:16 PM

[redacted] (b)(6)

Subject: RE: DUI priorities

[redacted] (b)(5)

From: CHI, DutyAttorney
Sent: Thursday, March 12, 2015 11:39 AM

[redacted] (b)(6)

Subject: RE: DUI priorities

Hi [redacted] (b)(6)

[redacted] (b)(5)

[Redacted]

(b)(5)

Thanks,

[Redacted]

(b)(6)

(b)(6)

From [Redacted]

Sent: Tuesday, March 10, 2015 4:44 PM

[Redacted]

Subject: DUI priorities

All,

<http://dhsconnect.dhs.gov/news/Pages/Nationwide-Operation-Nets-2,059-Convicted-Criminals-.aspx>

[Redacted]

(b)(5)

Thanks.

[Redacted]

(b)(6)

Supervisory Immigration Services Officer
United States Citizenship and Immigration Services
Chicago Field Office

[Redacted]

(b)(6)

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Please consider the environment before printing this e-mail

(b)(6)

[Redacted]

From:

[Redacted]

Sent:

Monday, January 12, 2015 2:46 PM

To:

[Redacted]

Subject:

FW: Executive Action Internal OCC Working Group -- NTA Policy

Hi, just wanted to share these two trainings with you who do DACA [Redacted] I realize you already have these from your spot on the NTA working group). They are the trainings used by ICE and by CBP on the new executive actions and the enforcement priorities.

From:

[Redacted]

Sent: Monday, January 12, 2015 9:45 AM

To: #CIS OCC FIELD CHIEFS; #CIS OCC FIELD DEPUTIES

Subject: FW: Executive Action Internal OCC Working Group -- NTA Policy

FYI

[Redacted]

Special Counsel for Field Management

Office of the Chief Counsel

U.S. Citizenship and Immigration Services

[Redacted]

From:

[Redacted]

Sent: Monday, January 12, 2015 11:56 AM

[Redacted]

(b)(6)

(b)(6)

From:
To:



Subject: FW: Executive Action Internal OCC Working Group -- NTA Policy
Date: Wednesday, January 14, 2015 12:24:49 PM
Attachments: @

Here are the CBP and ICE trainings..... please do not pass forward. Thanks



Chief, Western Law Division

DHS/USCIS/Office of the Chief Counsel

630 Sansome Street, 3rd Floor

San Francisco, CA 94111



"The minute you read something that you can't understand, you can almost be sure that it was drawn up by a lawyer. "

— Will Rogers

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(b)(6)

(b)(6)

[Redacted]

From: [Redacted]
Sent: Tuesday, January 13, 2015 2:30 PM
To: #CIS OCC CLD ATTY
Subject: ICE and CBP Training on Executive Action
Attachments: EA Training 01022015.pdf; CBP Implementation Training (Enforcement Priorities and Deferred Action)....pptx

These should be posted already (or soon will be) on the Executive Action ECN page so all should have access already (or soon). But for your convenience here they are, attached, and in one place.

[Redacted]

Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[Redacted]

(b)(6)

(b)(6)

From: [redacted]
Sent: Monday, April 13, 2015 8:45 AM
To: [redacted]

Subject: 4/6/15 OPLA memo

OPLA memo

http://www.ice.gov/sites/default/files/documents/FOIA/2015/guidance_eoir_johnson_memo.pdf

PD training: <http://www.ice.gov/doclib/foia/prosecutorial-discretion/training-exercising-pd.pdf>

From: [redacted]
Sent: Wednesday, April 08, 2015 10:07 AM

Subject: new EOIR policy memo

<http://www.justice.gov/eoir/efoia/ocij/oppm15/15-01.pdf>

“On April 6, 2015, ICE instructed its attorneys to exercise prosecutorial discretion as early in the case or proceedings as possible in order to preserve government resources that would otherwise be expended in pursuing enforcement and removal of high priority cases. Consequently, ICE attorneys have been directed to (1) review their cases and any requests for prosecutorial discretion prior to hearings, including master calendar hearings before Immigration Judges; and (2) be prepared at the next hearing to respond to questions from the Immigration Judge, and requests by respondents, about whether the ICE attorney believes that the case should: (i) remain on the court docket because it is a removal priority or (ii) be administratively closed or dismissed because the case is not a removal priority or appears eligible for some form of prosecutorial discretion.”

(b)(6)

[Redacted] (b)(6)

From: CHI, DutyAttorney
Sent: Thursday, March 12, 2015 12:16 PM

To: [Redacted]
Cc: (b)(6)

Subject: RE: DUI priorities
Attachments: 14_1120_memo_prosecutorial_discretion.pdf (b)(5)

[Redacted]

From: CHI, DutyAttorney (b)(6)
Sent: Thursday, March 12, 2015 11:39 AM

[Redacted]

Subject: RE: DUI priorities

H [Redacted] (b)(6) (b)(5)

[Redacted]

Thanks,
[Redacted] (b)(6)

From: [Redacted]
Sent: Tuesday, March 10, 2015 4:44 PM
To: CHI, DutyAttorney (b)(6)
Cc: [Redacted]
Subject: DUI priorities

All,
<http://dhsconnect.dhs.gov/news/Pages/Nationwide-Operation-Nets-2,059-Convicted-Criminals.aspx> (b)(5)

[Redacted]

(b)(6)

Thanks.



Supervisory Immigration Services Officer

United States Citizenship and Immigration Services

Chicago Field Office



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Please consider the environment before printing this e-mail

(b)(6)

[Redacted] (b)(6)

From: [Redacted]
Sent: Thursday, March 19, 2015 10:36 AM
To: (b)(6)
Cc: [Redacted]
Subject: RE: Clarification/Guidance on NTA Panel Cases

Good morning

Thank [Redacted] (b)(6)

Your input is appreciated.

[Redacted] (b)(6)

Field Office Director/CHI

Sent with Good (www.good.com)

From: [Redacted] (b)(6)
Sent: Thursday, March 19, 2015 11:15:46 AM
To: [Redacted]
Cc: [Redacted]
Subject: RE: Clarification/Guidance on NTA Panel Cases

[Redacted] (b)(6)

Thanks for looping us in, we're happy to meet with you to discuss further whenever is convenient for you. (b)(5)
(b)(6)

I shared this with [Redacted] and wanted to mention it to you as well - [Redacted]

Thanks again, (b)(6)

From: [Redacted] (b)(6)
Sent: Wednesday, March 18, 2015 8:47 PM

Subject: Clarification/Guidance on NTA Panel Cases

(b)(6)

All

There seems to be a lot of questions and concerns on the handling of N-400 cases being reviewed during the NTA panel process.

has provided me with a memo reflecting these questions and concerns which I will review with USCIS Counsel.

My expectation is to have a meeting with all of the components who are involved with the NTA Panel process in the near future to seek clarification.

Please be patient and I appreciate all of you working together as a team in order to take the right action on these cases.

Thank you.

Field Office Director

(b)(6)

From:
To:

[Redacted]

(b)(6)

Subject: OIL Appellate Senior Staff Meeting - March 19, 2015
Date: Thursday, March 26, 2015 11:10:22 AM
Attachments:

[Redacted]

(b)(5)

OIL Appellate Senior Staff Meeting 3-19-15

(b)(6)

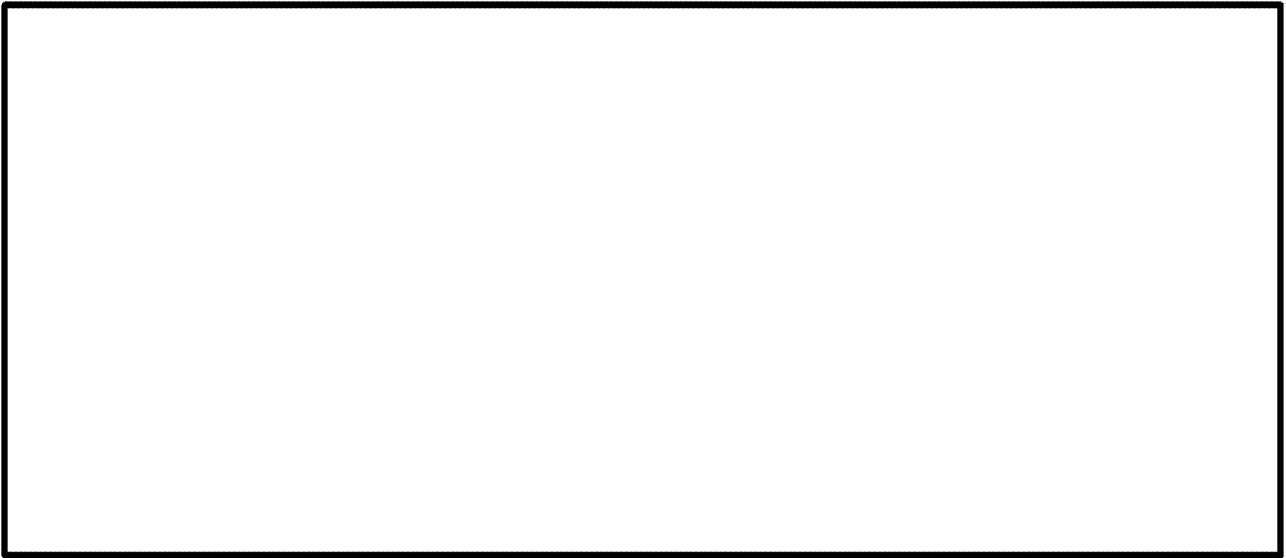
Director

[Redacted]

(b)(5)

[Large Redacted Area]

(b)(5)



Have a great day!

Sincerely,

(b)(6)



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Thank you.

(b)(6)

From: [REDACTED]
To: #CIS OCC CLD ATTY
Subject: ICE FAQs for Removal Priorities
Date: Wednesday, March 18, 2015 5:06:41 PM

FYI if you hadn't seen this – some helpful answers further explaining some of the removal priorities resulting from the Nov. 20 Executive Action.

<https://insight.ice.dhs.gov/resources/Pages/immigration-action.aspx>

[REDACTED]
Associate Counsel, Central Law Division
U.S. Citizenship & Immigration Services
Department of Homeland Security
12484 E. Weaver Place, Centennial, CO 80111

[REDACTED]
This e-mail should not be placed in any A-file or T-file. This e-mail (and any attachments) is intended for the sole use of the individual to which it is addressed. It may contain Attorney Work Product information that is privileged, confidential, or otherwise protected by law. If you are not the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this e-mail or its contents is prohibited. If you have received this e-mail in error, please notify the sender, and please destroy all copies of this e-mail.

(b)(6)

From:
To:

(b)(6)

[Redacted]

Subject: OIL Appellate Meeting, February 19, 2015
Date: Thursday, February 26, 2015 3:44:33 PM

Attachments:

[Redacted]

(b)(5)

OIL Appellate Management Meeting
February 19, 2015

(b)(6)

[Redacted]

OCC - LNCD

(b)(5)

Note taker

[Redacted]

Prosecutorial discretion

(b)(5)

[Redacted]

[Redacted]

(b)(5)

Office of the Chief Counsel
United States Citizenship and Immigration Services



(b)(6)

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From:
To:

[Redacted]

(b)(6)

Subject: OIL Appellate Meeting, February 5, 2015
Date: Monday, February 09, 2015 4:39:29 PM
Attachments: [2015-02-02_OIL_Current_Issues.pdf](#)
[2015-02-05_OIL_Current_status.docx](#)
[2015-02-05_OIL_Summary_of_Current_Status_of_Appeal.docx](#)
[2015-02-05_OIL_Lit_Report.pdf](#)

OIL Appellate Meeting
February 5, 2015

[Redacted] USCIS – OCC

Note taker (b)(6)

OIL Appellate Director [Redacted]

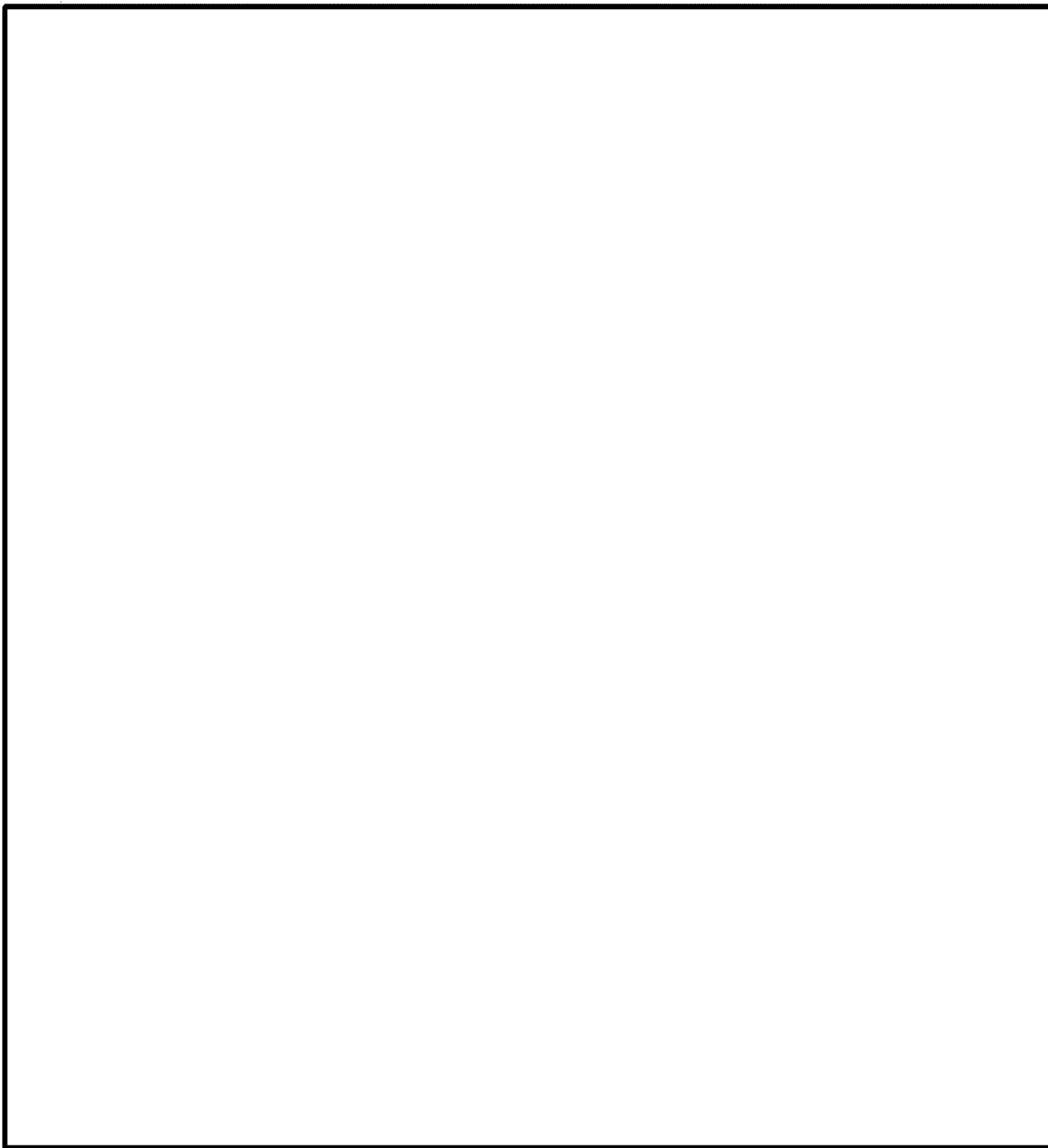
Director [Redacted] discussed several topics, including the following.

Executive Action

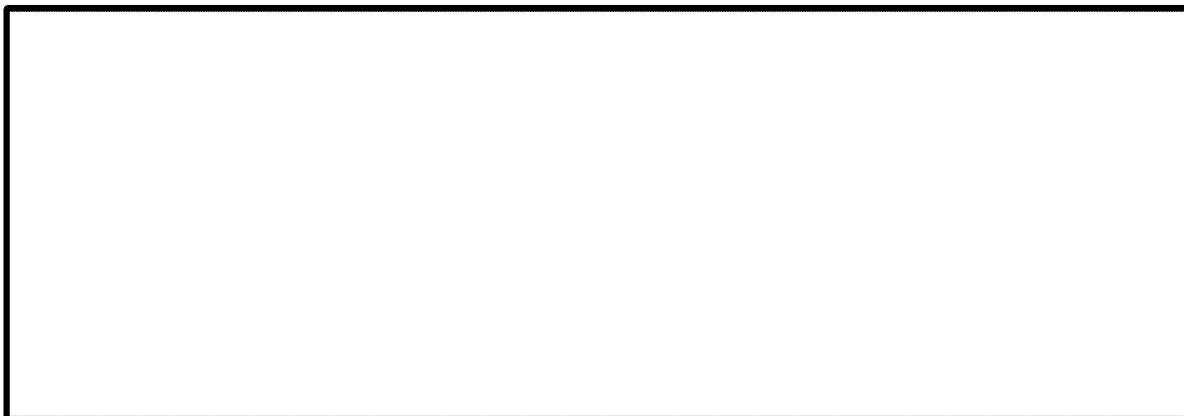
[Redacted]

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DACA/DAPA



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(b)(6)

Associate Counsel
Litigation and National Security Coordination Division
Office of the Chief Counsel
United States Citizenship and Immigration Services



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From:
To:

(b)(6)

[Redacted]

Subject:

OIL Appellate Notes – January 29, 2015

Date:

Thursday, February 05, 2015 6:51:31 PM

Attachments:

[Redacted]

(b)(5)

OIL Appellate Notes – January 29, 2015

[Redacted]

(b)(6)

(b)(5)

(b)(6)

[Redacted]

Associate Counsel

U.S. Citizenship and Immigration Services

Washington, D.C. 20529

Office

Fax:

Email:

(b)(6)

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Thank you

(b)(6)

From: [redacted]
To: [redacted]
Subject: RE: updated prosecution guidelines in SAC CHI AOR
Date: Friday, January 30, 2015 12:02:04 PM

[redacted]

Thanks for sharing. Interesting to see the variations! Tough to get away with immigration related crimes in Indiana...best come to Illinois.

[redacted]

Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[redacted]

From: [redacted]
Sent: Thursday, January 29, 2015 8:18 AM
To: [redacted]
Cc: [redacted]
Subject: FW: updated prosecution guidelines in SAC CHI AOR

Adding [redacted] too....
Thank you....

[redacted]

Department of Homeland Security
USCIS- District 13
1240 East 9th Street, 501
Cleveland, OH 44199

[redacted]

From: [redacted]
Sent: Thursday, January 29, 2015 9:16 AM

[redacted]

Subject: FW: updated prosecution guidelines in SAC CHI AOR

Good morning,
Passing along.....please scroll down for prosecution guidelines announcement and review attachment.
Thank you.

[redacted]

Department of Homeland Security
USCIS- District 13

(b)(6)

(b)(6)

From: [Redacted]
To: [Redacted]
Cc: [Redacted]
Subject: FW: Updated prosecution guidelines in SAC CHI AOR
Date: Thursday, January 29, 2015 9:09:37 AM
Attachments: Pros_Threshold_HSI_CHI_2014.doc

FYI—IN and KY referenced in attachment

(b)(6)

[Redacted]

(FOUO).
It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552).
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From: [Redacted] (b)(6)
Sent: Thursday, January 29, 2015 9:05 AM

[Redacted]

Subject: FW: updated prosecution guidelines in SAC CHI AOR

Hello Everyone,

I received this from ICE yesterday regarding the prosecution guidelines concerning immigration type violations and identity theft crimes for the 13 United States Attorney's Offices in the HSI SAC Chicago AOR. The marriage fraud guidance stated below is just for the Northern District of IL. The other districts are listed in the attachment.

Thank you,

[Redacted]

(b)(6)

(b)(6)

Referred to Immigration and Customs Enforcement

(b)(6)

From:
To:

[Redacted]

Subject: OIL Appellate Notes 01/08/15
Date: Friday, January 16, 2015 4:45:52 PM

Attachments:

[Redacted]

(b)(5)

Notes from the OIL Appellate meeting on 01/08/15

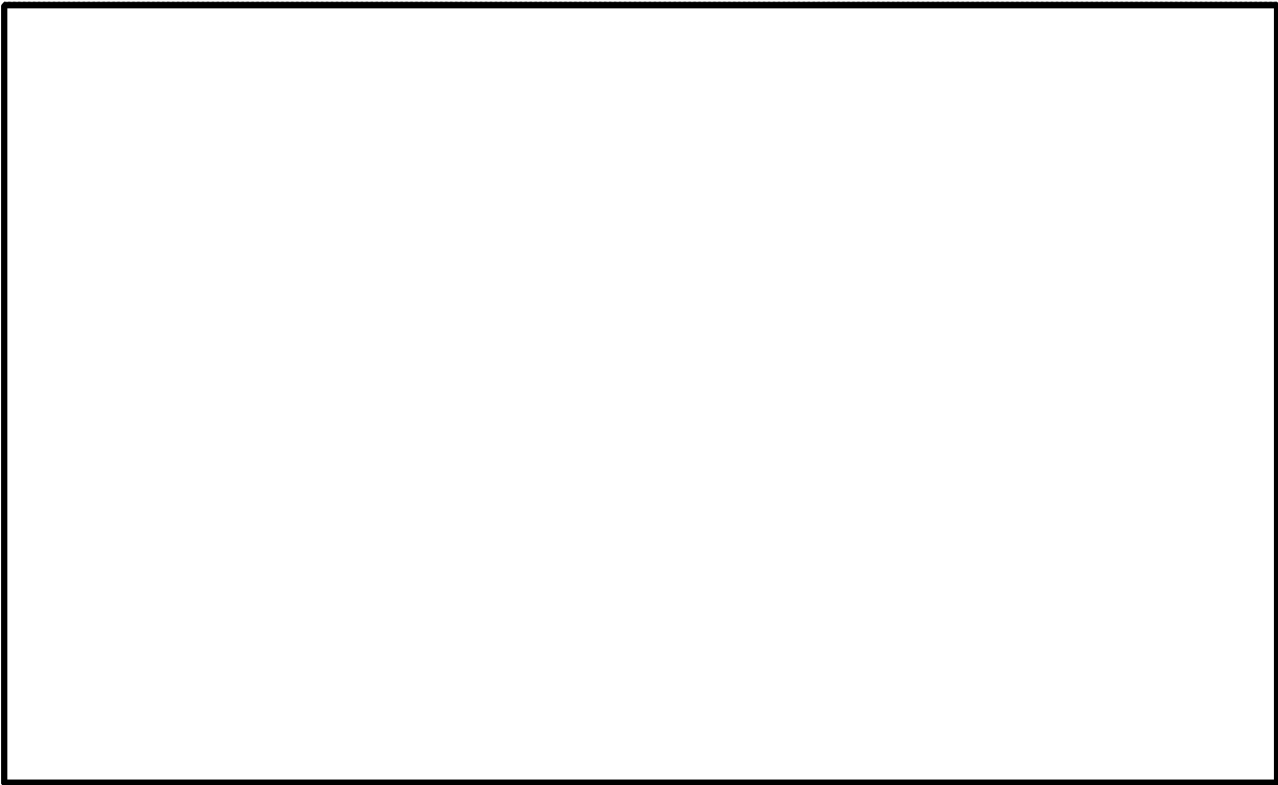
Executive Action:

[Redacted]

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(b)(5)



Have a good weekend!



Deputy Chief for Litigation
Litigation and National Security Coordination Division
Office of the Chief Counsel
U.S. Citizenship and Immigration Services
U.S. Department of Homeland Security

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(b)(6)

From: [REDACTED]
To: #CIS OCC CLD ATTY
Subject: ICE and CBP Training on Executive Action
Date: Tuesday, January 13, 2015 3:30:23 PM
Attachments: EA Training 01022015.pdf
CBP Implementation Training (Enforcement Priorities and Deferred Action)....pptx

These should be posted already (or soon will be) on the Executive Action ECN page so all should have access already (or soon). But for your convenience here they are, attached, and in one place.

[REDACTED]
Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[REDACTED]

(b)(6)

(b)(6)
From: [redacted]
To: #CIS OCC CLD ATTY
Subject: DOJ legal opinion on new executive orders
Date: Thursday, December 04, 2014 12:07:47 PM

Please see link below.

From: [redacted] (b)(6)
Sent: Friday, November 21, 2014 2:05 PM
To: #CIS OCC ALL
Subject: RE: Secretary's Memos

I also want to point you to the opinion from the Office of Legal Counsel at the Department of Justice regarding enforcement priorities and the deferred action program for parents:
<http://www.justice.gov/sites/default/files/olc/opinions/attachments/2014/11/20/2014-11-19-auth-prioritize-removal.pdf>

From: [redacted] (b)(6)
Sent: Friday, November 21, 2014 11:46 AM
To: #CIS OCC ALL
Subject: Secretary's Memos

Dear OCC Colleagues:

Following up on the President's speech last night, I wanted to ensure you have all received the link to the Secretary's memos (<http://www.dhs.gov/immigration-action>) further explaining the executive actions mentioned in the speech. I'm very much looking forward to our town hall on Monday where we can discuss these memos.

Have a wonderful weekend!

Best,

[redacted] (b)(6)

(b)(6)

From: [REDACTED]
To: #CIS OCC CLD ATTY
Subject: FW: Secretary's Memos
Date: Tuesday, November 25, 2014 3:18:13 PM
Attachments: [14_1120_memo_business_actions.pdf](#)
[14_1120_memo_deferred_action.pdf](#)
[14_1120_memo_i601a_waiver.pdf](#)
[14_1120_memo_parole_in_place.pdf](#)
[14_1120_memo_prosecutorial_discretion.pdf](#)
[14_1120_memo_secure_communities.pdf](#)
[14_1120_memo_southern_border_campaign_plan.pdf](#)
[14_1120_memo_arrabally.pdf](#)

Feel free to get these from the link below, however for you convenience, I attach the memos that were of the most note (not including ICE pay & etc).

[REDACTED]

Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

(b)(6)

[REDACTED]

From: [REDACTED]
Sent: Friday, November 21, 2014 10:46 AM
To: #CIS OCC ALL
Subject: Secretary's Memos

Dear OCC Colleagues:

Following up on the President's speech last night, I wanted to ensure you have all received the link to the Secretary's memos (<http://www.dhs.gov/immigration-action>) further explaining the executive actions mentioned in the speech. I'm very much looking forward to our town hall on Monday where we can discuss these memos.

Have a wonderful weekend!

Best,

[REDACTED]

(b)(6)

From:

[Redacted]

To:

Subject:

FW: Recently released PD memos

Date:

Friday, May 08, 2015 8:34:33 AM

Attachments:

[EOIR.OPPM15-01 - Hearing Procedures for Cases Covered by new DHS Priorit....pdf](#)
[Guidance Re Cases Pending Before EOIR Impacted by Secretary Johnson's Me....pdf](#)

(b)(6)

Hi

[Redacted]

I don't know if you have seen these.... Just an fyi..

From:

[Redacted]

To:

Subject:

FW: Recently released PD memos

Date:

Friday, May 08, 2015 8:34:33 AM

Attachments:

[EOIR OPPM15-01 - Hearing Procedures for Cases Covered by new DHS Priorit....pdf](#)
[Guidance Re Cases Pending Before EOIR Impacted by Secretary Johnson's Me....pdf](#)

(b)(6)

[Redacted]

I don't know if you have seen these.... Just an fyi..

From: [Redacted]
To: [Redacted] (b)(6)
Cc:
Subject: RE: NTA Survey
Date: Thursday, May 14, 2015 8:00:18 AM

Excellent, appreciate your prompt response.

[Redacted] (b)(6)

From: [Redacted]
Sent: Thursday, May 14, 2015 7:49 AM
To: [Redacted]
Cc: [Redacted] (b)(6)
Subject: RE: NTA Survey

Here are my opinions, but the BCs or SISO will have a better sense of what may be coming back from ICE or not accepted. [Redacted] (b)(5)

[Redacted]

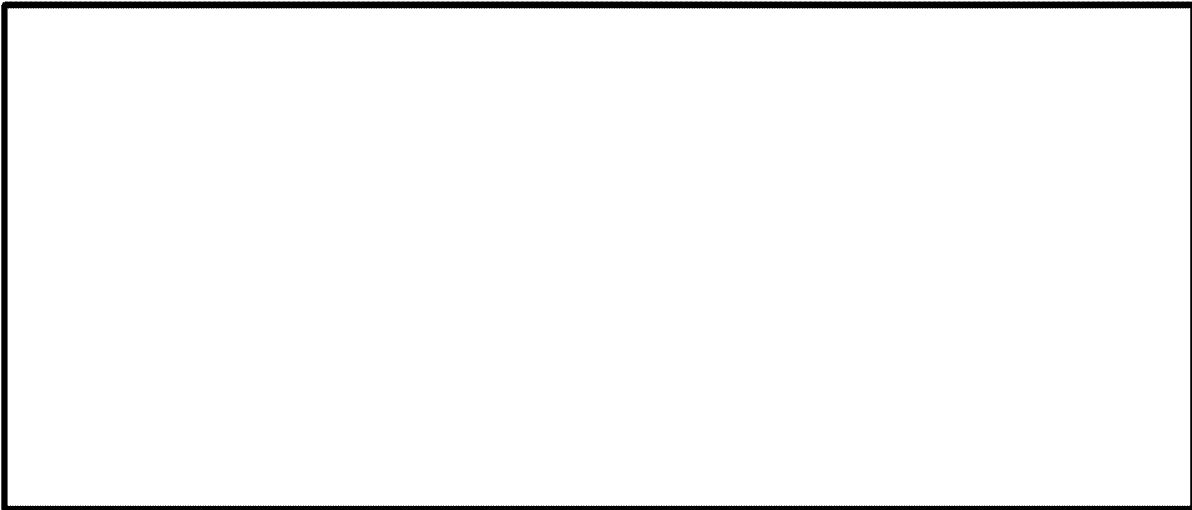
(b)(6)

I am including [Redacted] in case she can elaborate on or correct any of my thoughts.

Question	Yes/No
[Redacted]	

(b)(5)

(b)(5)



From: [redacted] (b)(6)
Sent: Thursday, May 14, 2015 7:39 AM
To: [redacted]
Subject: FW: NTA Survey
Importance: High (b)(6)

Good morning [redacted] please see below. Any input you can provide is appreciated.

Thank you,

[redacted] (b)(6)

[redacted] (b)(6)

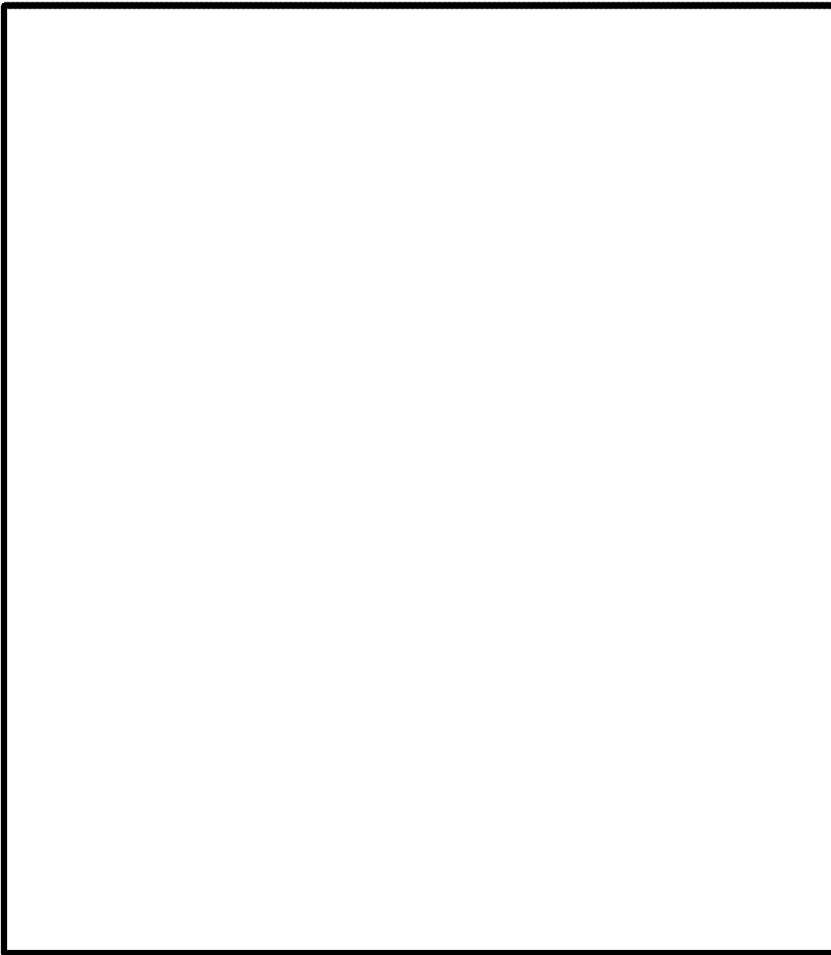
From: [redacted] (b)(6)
Sent: Thursday, May 14, 2015 7:35 AM
To: [redacted]
Cc: [redacted]
Subject: NTA Survey
Importance: High (b)(6)

[redacted] please see below. This is a tasking from Region and it's already due. Please respond "yes/no" to the questions related to your unit...thank you.

(b)(5)

Question	Yes/No
[Large redacted area covering the table content]	

(b)(5)



(b)(6)

Chief of Staff

Houston District Office – USCIS – DHS



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From: (b)(6) [Redacted]
To: [Redacted]
Subject: RE: meeting with Houston OPLA managers yesterday regarding USCIS-issued NTAs
Date: Friday, April 24, 2015 1:44:26 PM

[Redacted]

[Redacted]

(b)(5)
(b)(6)

(b)(6)

[Redacted]

Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[Redacted]

(b)(6)

From: [Redacted] (b)(6)
Sent: Friday, April 24, 2015 12:58 PM
To: [Redacted]
Subject: RE: meeting with Houston OPLA managers yesterday regarding USCIS-issued NTAs

All,

[Redacted]

(b)(5)
(b)(6)

[Redacted]

(b)(5)

[Redacted]

(b)(6)

From: [Redacted] (b)(6)
Sent: Friday, April 24, 2015 12:31 PM
To: [Redacted]
Cc: [Redacted]
Subject: RE: meeting with Houston OPLA managers yesterday regarding USCIS-issued NTAs

[Redacted]

(b)(6)

Thanks much for the back-briefing-

[Redacted]

(b)(6)

Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[Redacted]

(b)(6)

From: [Redacted]
Sent: Friday, April 24, 2015 12:22 PM
To: [Redacted] (b)(6)
Cc: [Redacted]
Subject: meeting with Houston OPLA managers yesterday regarding USCIS-issued NTAs

[Redacted]

(b)(5)



(b)(5)

(b)(6)



Associate Counsel

(b)(6)

U.S. Citizenship and Immigration Services | Houston, Texas



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(b)(6)

From: [REDACTED]
To: #CIS OCC ID ATTY
Subject: ICE FAQs for Removal Priorities
Date: Wednesday, March 18, 2015 4:06:41 PM

FYI if you hadn't seen this – some helpful answers further explaining some of the removal priorities resulting from the Nov. 20 Executive Action.

[REDACTED]

[REDACTED]

Associate Counsel, Central Law Division
U.S. Citizenship & Immigration Services
Department of Homeland Security
12484 E. Weaver Place, Centennial, CO 80111

[REDACTED]

(b)(6)

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(b)(6)

From: [REDACTED]
To: #CIS OCC CLD ATTY
Subject: ICE and CBP Training on Executive Action
Date: Tuesday, January 13, 2015 2:30:24 PM
Attachments: EA Training 01022015.pdf
CBP Implementation Training (Enforcement Priorities and Deferred Action)....pptx

These should be posted already (or soon will be) on the Executive Action ECN page so all should have access already (or soon). But for your convenience here they are, attached, and in one place.

[REDACTED]

Deputy Chief Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[REDACTED]

(b)(6)

From: [redacted] (b)(6)
To:
Subject: RE: draft memo for [redacted]
Date: Friday, December 12, 2014 7:54:00 AM

[redacted] (b)(6)
I agree with [redacted] comments.

[redacted] (b)(6)

-----Original Message-----
From: [redacted] (b)(6)
Sent: Thursday, December 11, 2014 7:05 PM
To: [redacted]
Subject: Re: draft memo for [redacted]

[redacted] (b)(6)

[redacted] (b)(5)

[redacted] (b)(6)

-----Original Message-----
From: [redacted] (b)(6)
Sent: Thursday, December 11, 2014 05:59 PM Eastern Standard Time
To: [redacted]
Cc: [redacted]
Subject: Re: draft memo for [redacted]

Looks good to me [redacted]

[redacted] (b)(5)

Thanks again to [redacted]

[redacted] (b)(6)

Sent from my BlackBerry Wireless Device

-----Original Message----- (b)(6)
From: [redacted]
Sent: [redacted] 11, 2014 05:33 PM Eastern Standard Time
To: [redacted]
Cc: [redacted]
Subject: RE: draft memo for [redacted]

I know that we've distilled this down significantly, but here is the broad categories based on reviewing your documents. Thanks again. Please let me know ASAP if you have any comments. I'd like to send forward tomorrow.

(b)(6)

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

From: [REDACTED]
Sent: Tuesday, December 09, 2014 4:00 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: draft memo for John Miles and Janette Martinez

Good Afternoon,

[REDACTED] and I have finished our analysis (for now) and decided to keep our memos separate. I think they are complementary but maybe two slightly different perspectives. They are both attached.

[REDACTED] would like to sit in on tomorrow's phone call if I can and asks to be sent an email with the time/call-in # and password so he can try to call in from his military work station.

[REDACTED]
Associate Counsel
DHS/USCIS, District 17 - Houston

[REDACTED]

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(b)(6)

(b)(6)

From: [redacted]
To: [redacted]
Cc:
Subject: RE: NTA enforcement priorities
Date: Wednesday, December 10, 2014 10:21:00 AM

I think I am on. I didn't see the 8 at first.

From: [redacted]
Sent: Wednesday, December 10, 2014 10:20 AM
To: [redacted]
Cc: [redacted]
Subject: RE: NTA enforcement priorities

It may not be clear from the message, but the Participant Passcode is [redacted]

[redacted]
Chief, Central Law Division

[redacted]
-----Original Appointment-----
From: [redacted]
Sent: Monday, December 08, 2014 4:09 PM
To: [redacted]
Cc: [redacted]
Subject: NTA enforcement priorities
When: Wednesday, December 10, 2014 10:15 AM-10:45 AM (UTC-06:00) Central Time (US & Canada).
Where: conference call number below

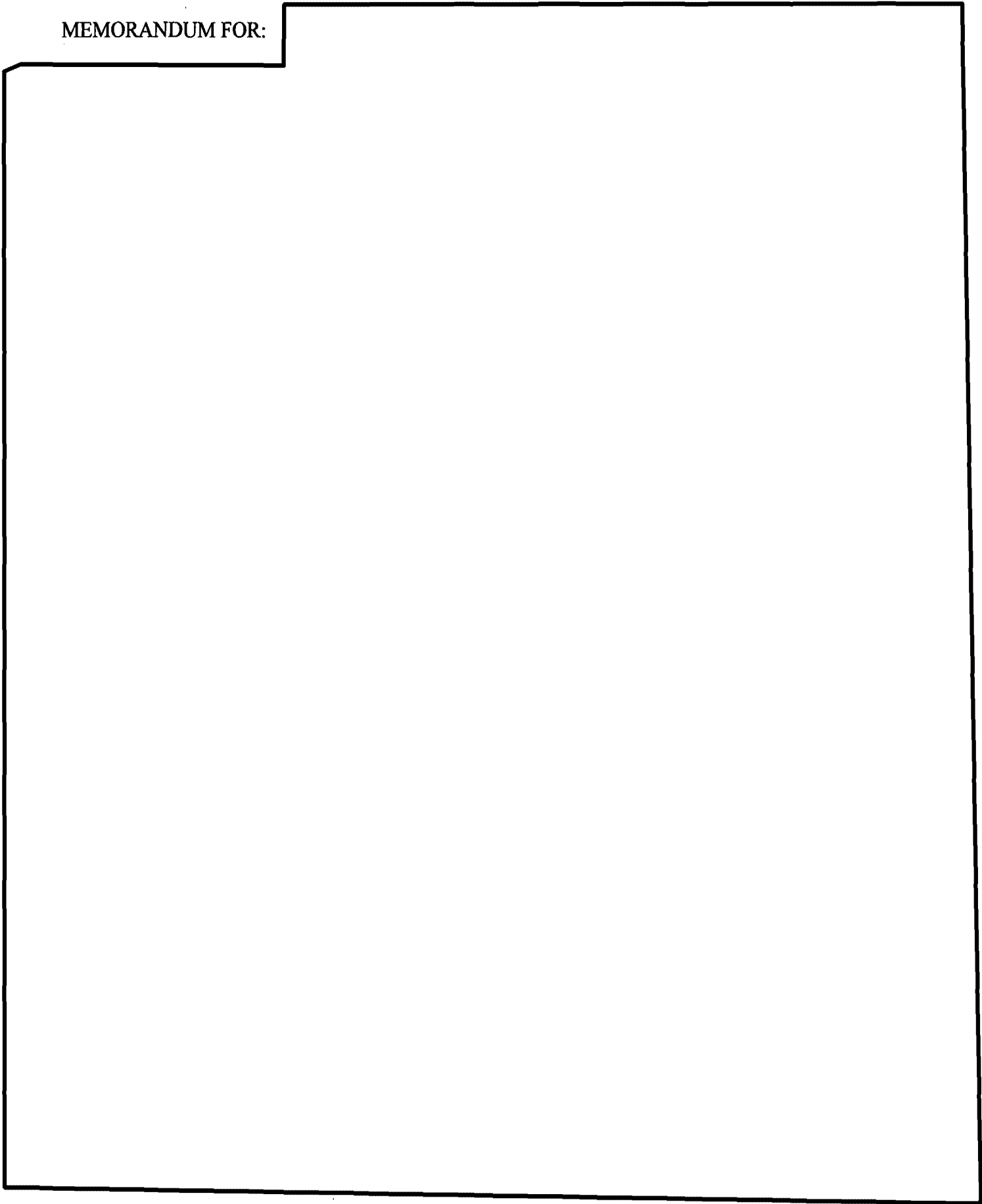
Dial-in [redacted] << File: Significantly abused the visa or visa waiver programs.docx >> 8

(b)(6)

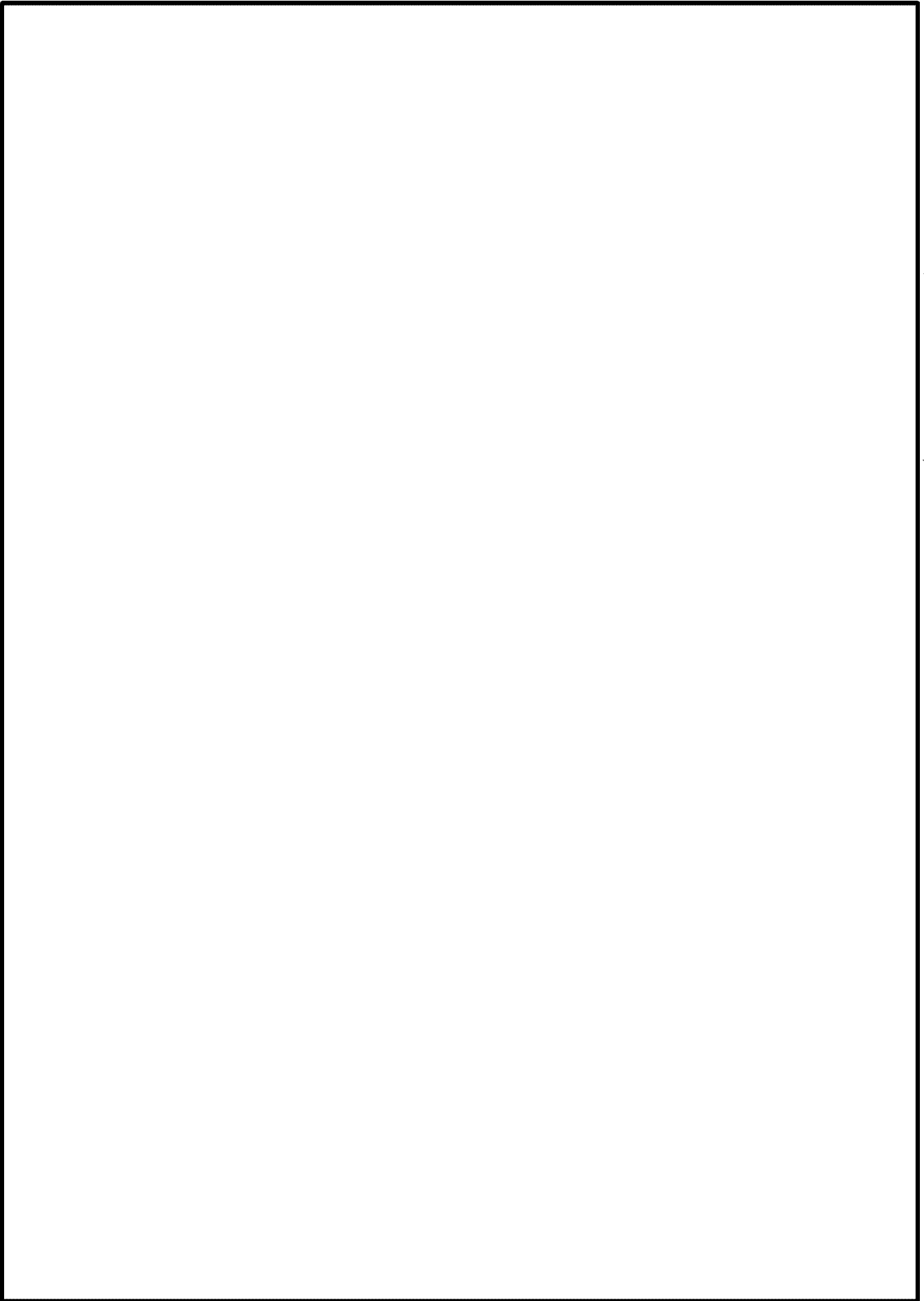
(b)(5)

December 9, 2014

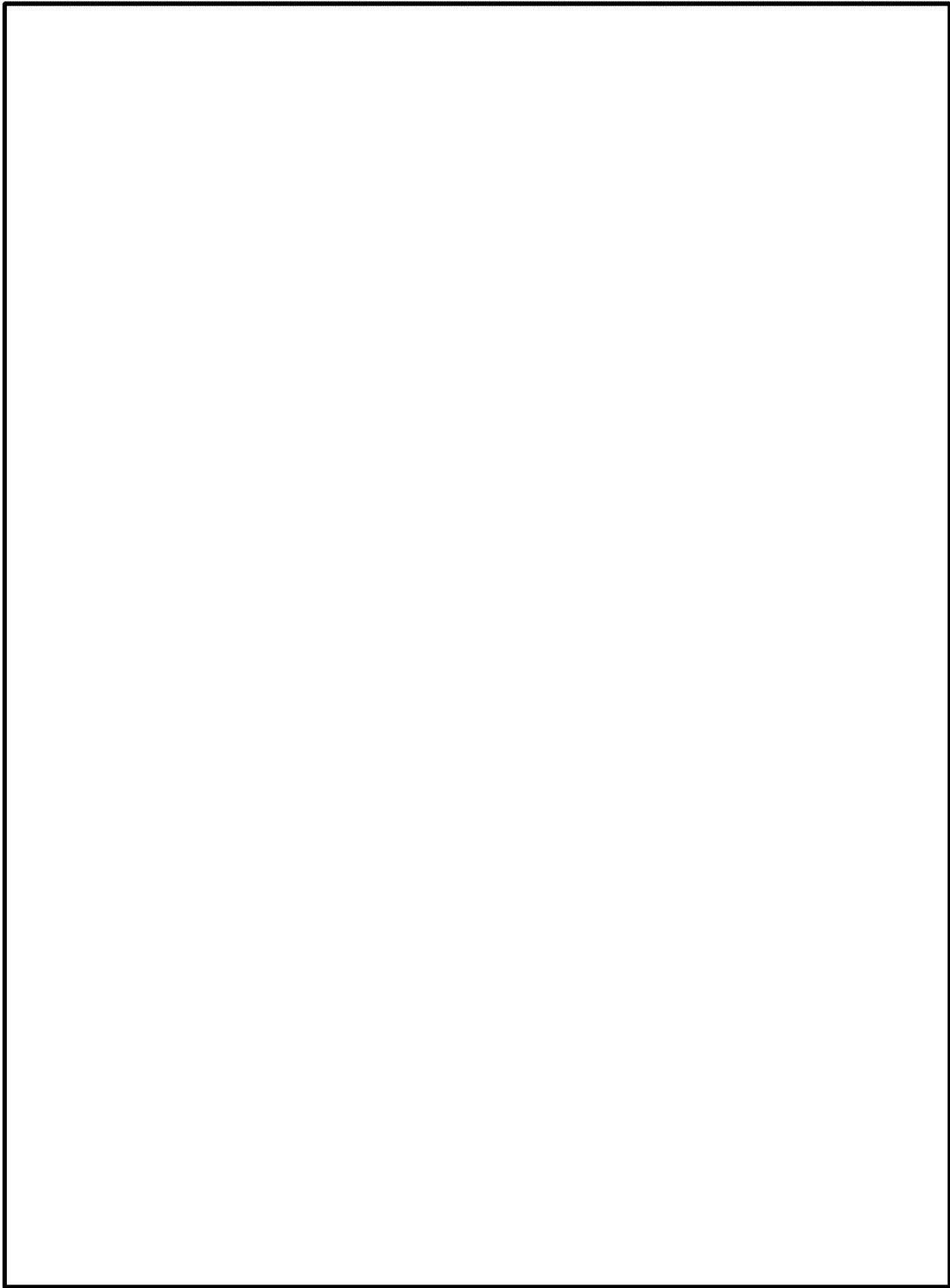
MEMORANDUM FOR:



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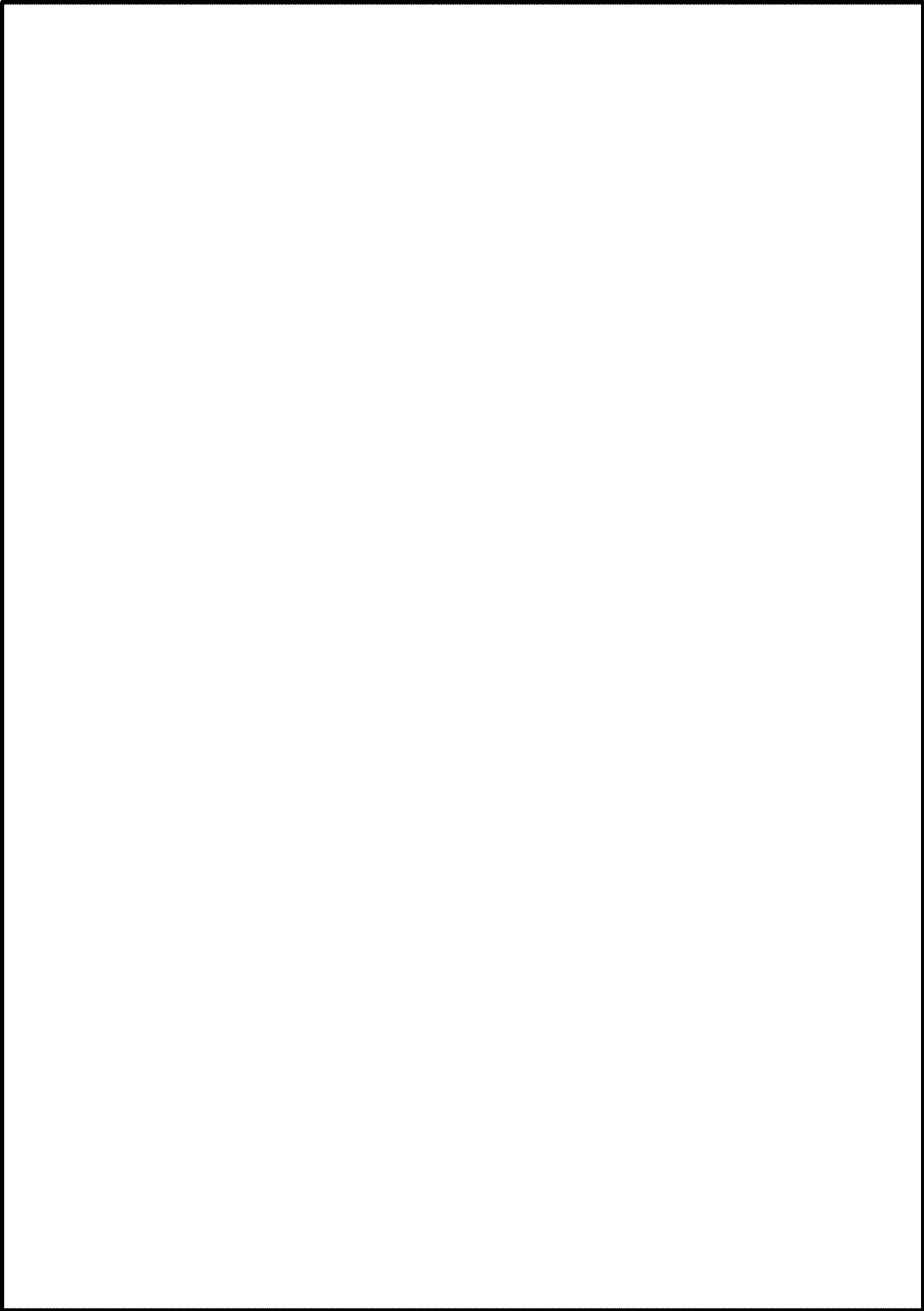


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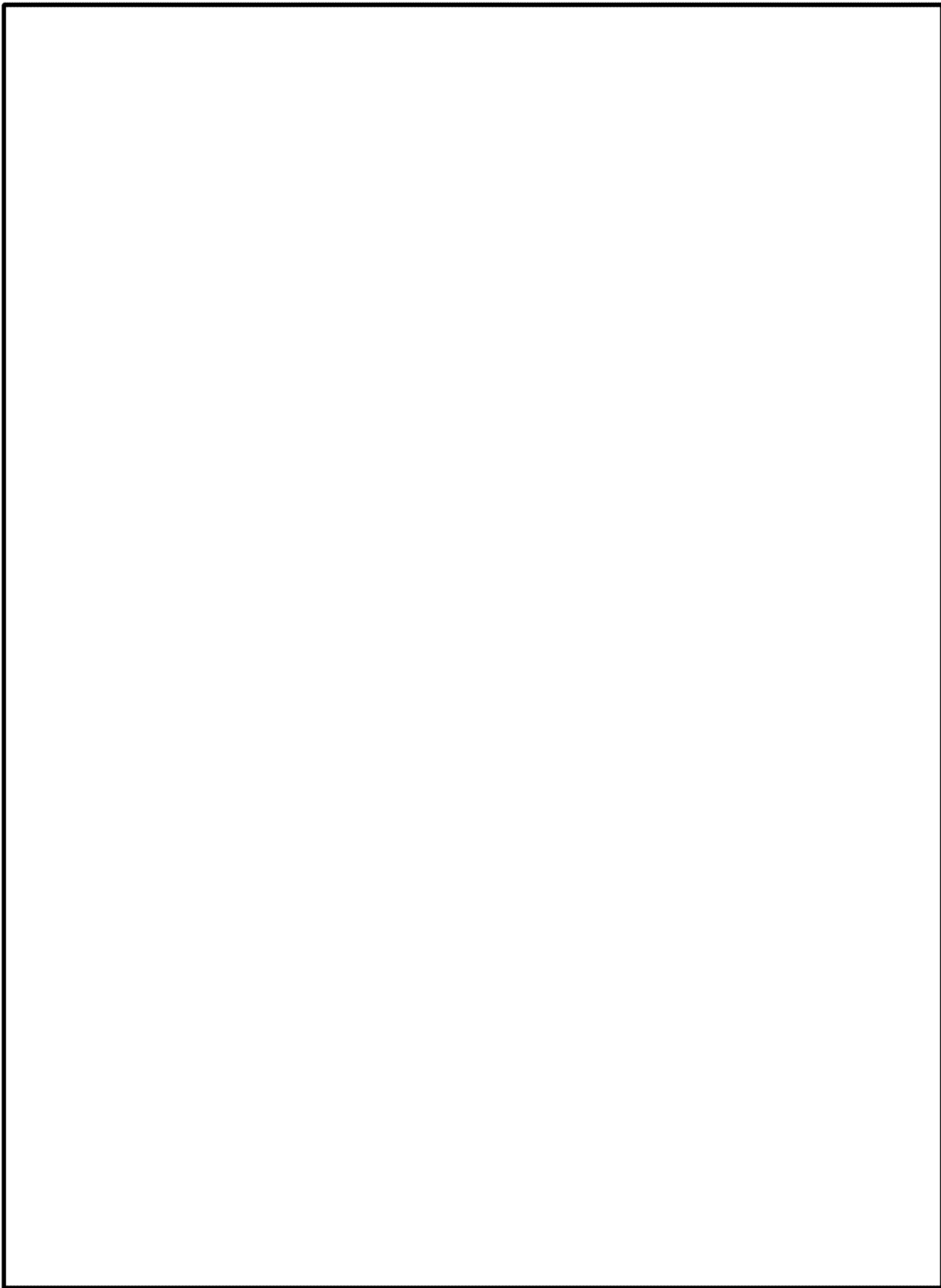
DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 1

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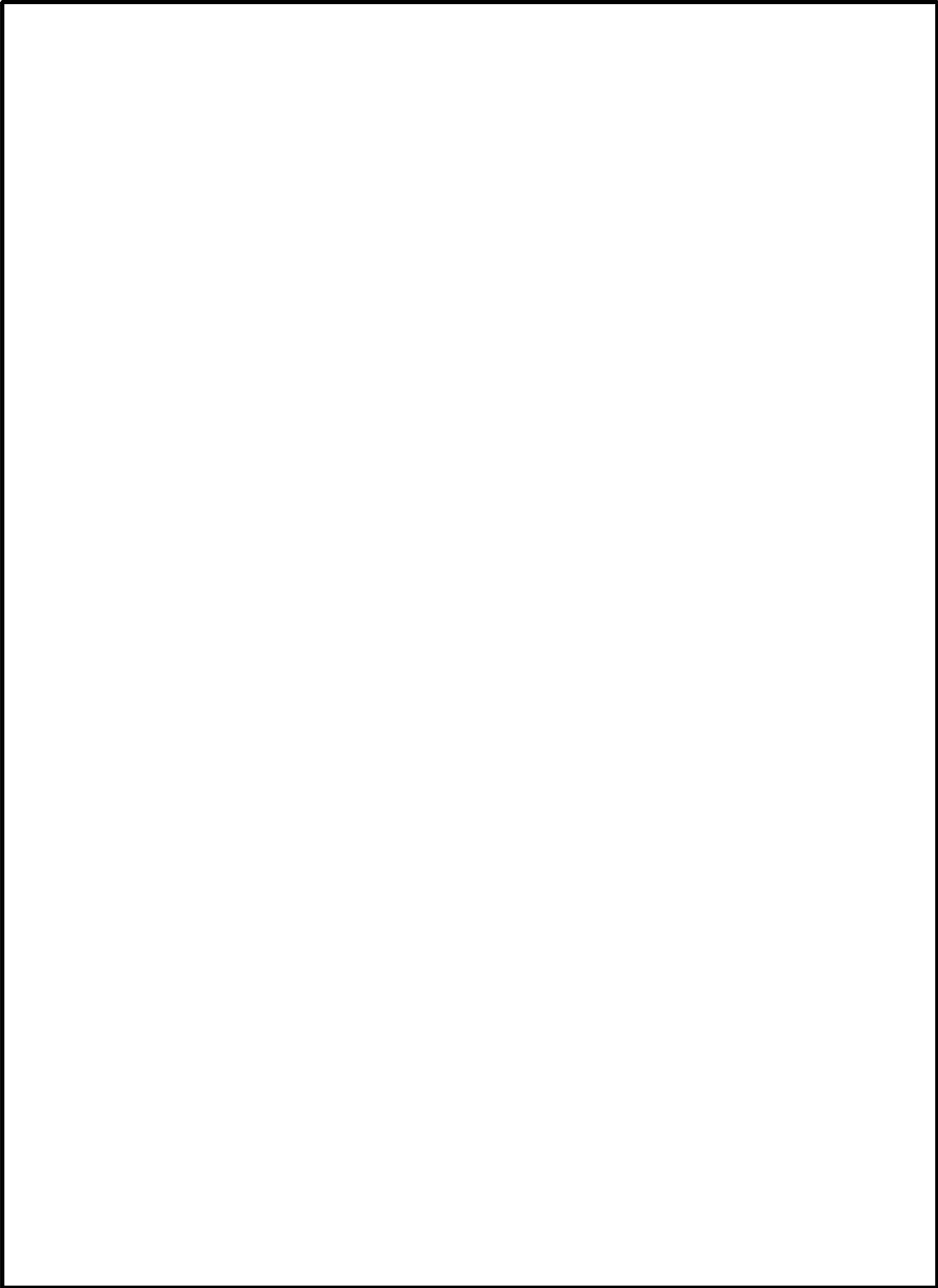
DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 2

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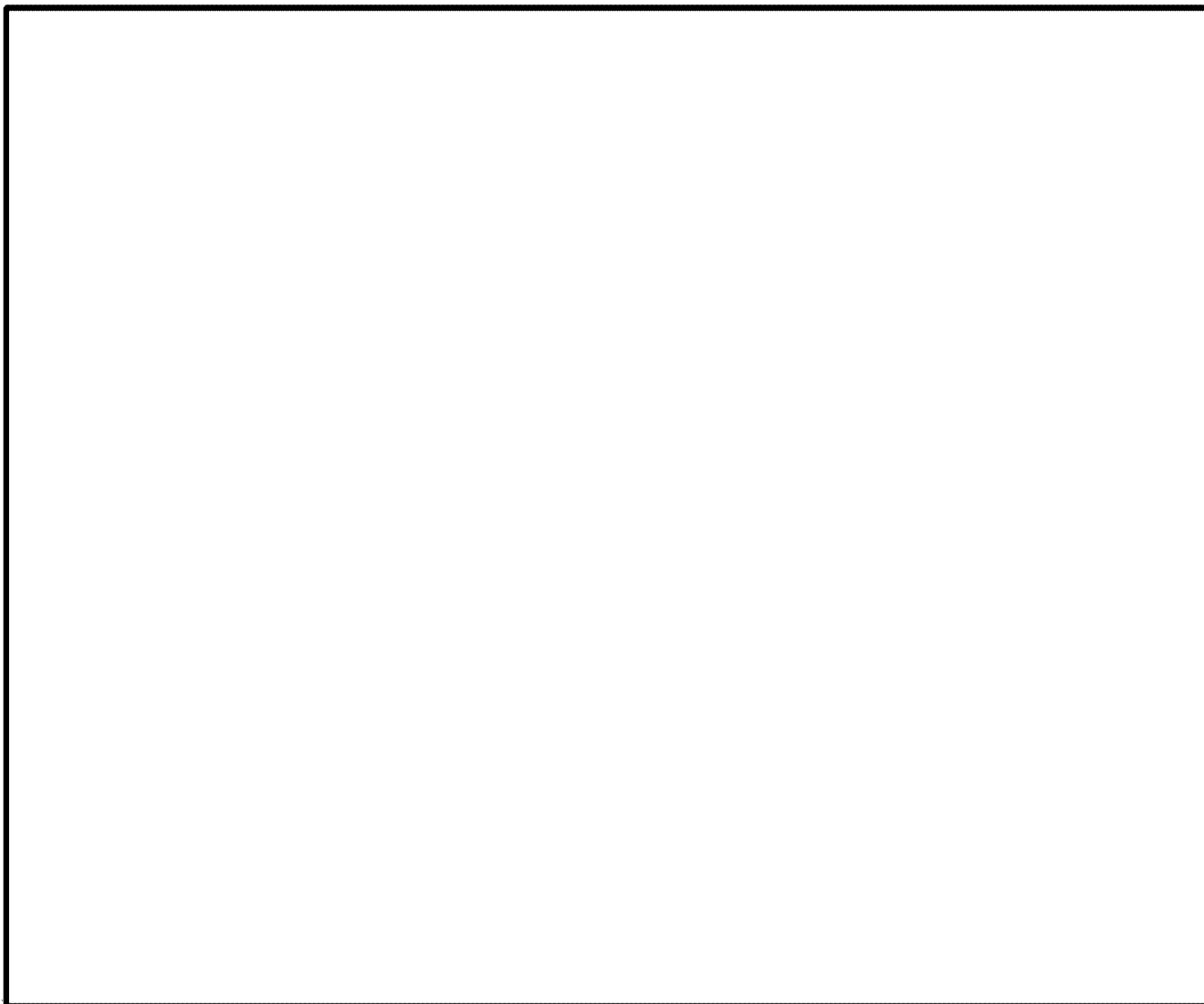


DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 3

(b)(5)



(b)(5)



(b)(6)

From: [redacted]
To: [redacted]
Subject: RE: draft memo for [redacted]
Date: Tuesday, December 09, 2014 3:44:53 PM
Attachments: Memorandum for [redacted]

[redacted]

Since you will be carrying the main load tomorrow (although please tell [redacted] I would like to sit in on tomorrow's phone call if I can--send me an email with the time/call-in # and password and I'll try to call in from my military work station), I'll let you have the honor of sending both forward to [redacted] and the others (I already forwarded a copy of my memo to [redacted])

Let's talk, even if I don't get to participate in tomorrow's call.

[redacted]

Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel

[redacted]

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

From: [redacted]
Sent: Tuesday, December 09, 2014 4:37 PM
To: [redacted]
Subject: RE: draft memo for [redacted]

Here is the new and improved. If you think it looks ok, feel free to send to the group with yours. Or, we can discuss more.

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

From: [redacted]
Sent: Tuesday, December 09, 2014 3:04 PM
To: [redacted]
Subject: draft memo for [redacted]

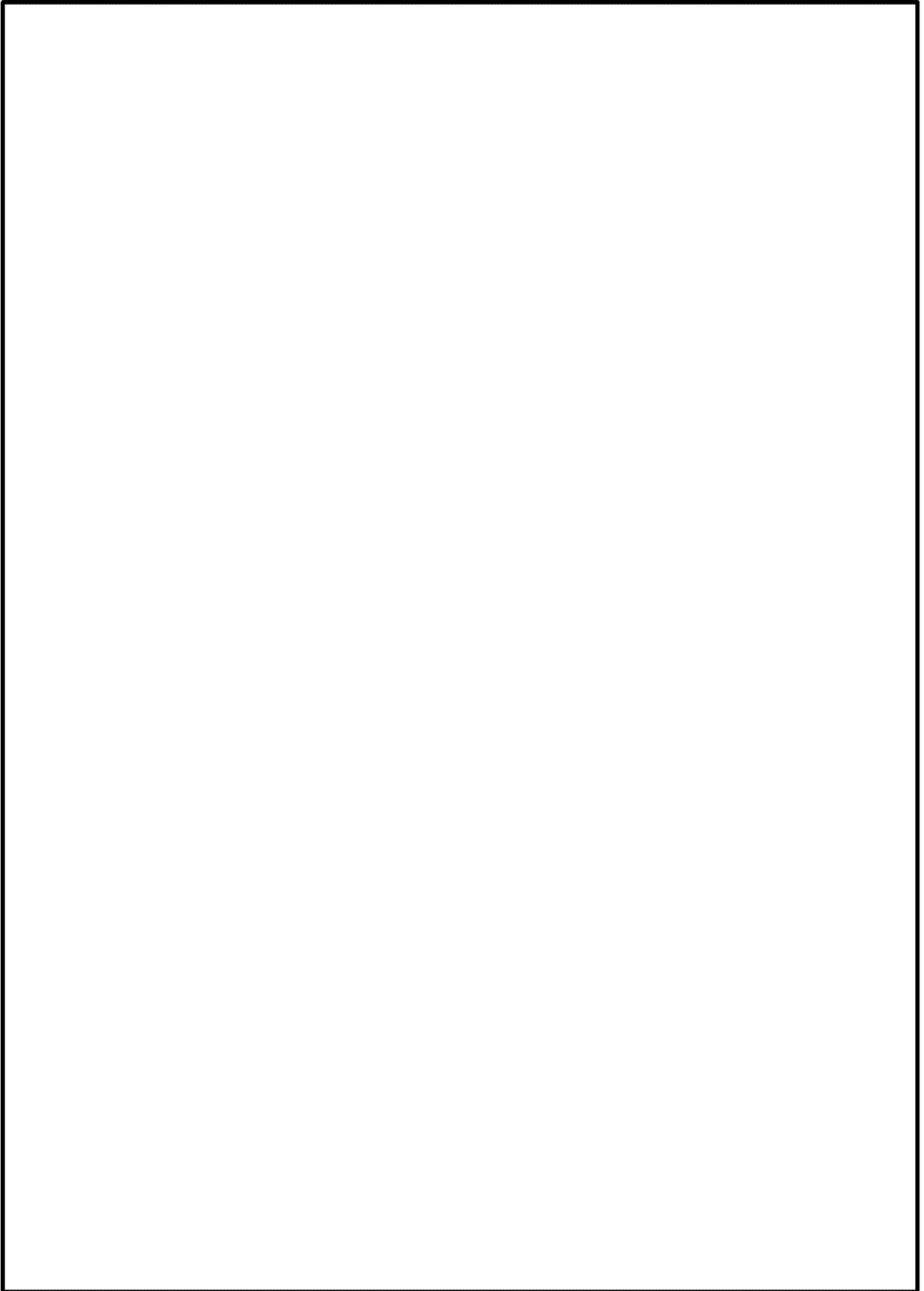
[redacted]

Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel

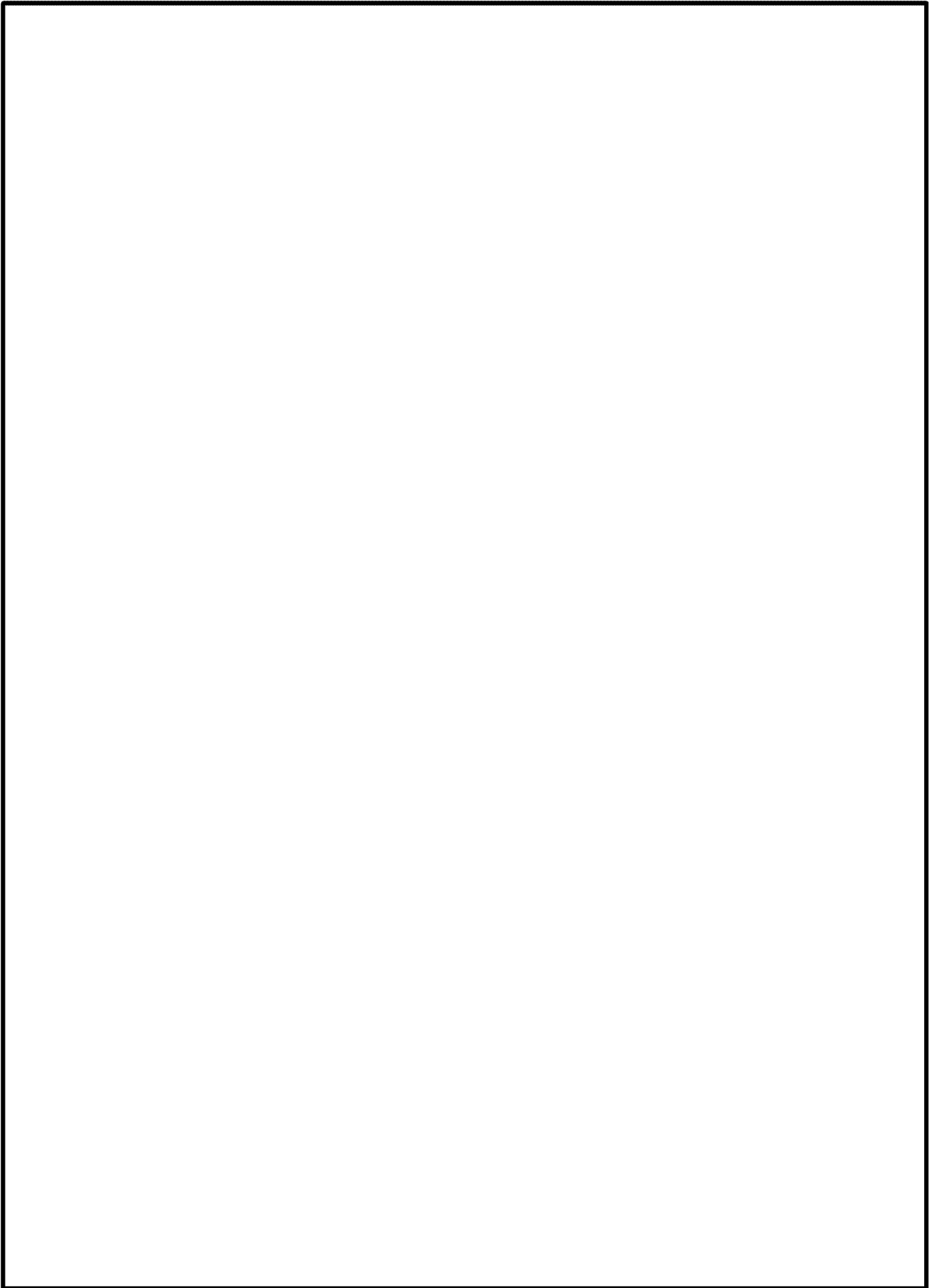
[redacted]

(b)(6)

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(b)(5)



(b)(5)



(b)(6)

From: [REDACTED]
To: [REDACTED]
Subject: RE: draft memo for [REDACTED]
Date: Tuesday, December 09, 2014 3:36:00 PM
Attachments: DRAFT.docx

Here is the new and improved. If you think it looks ok, feel free to send to the group with yours. Or, we can discuss more.

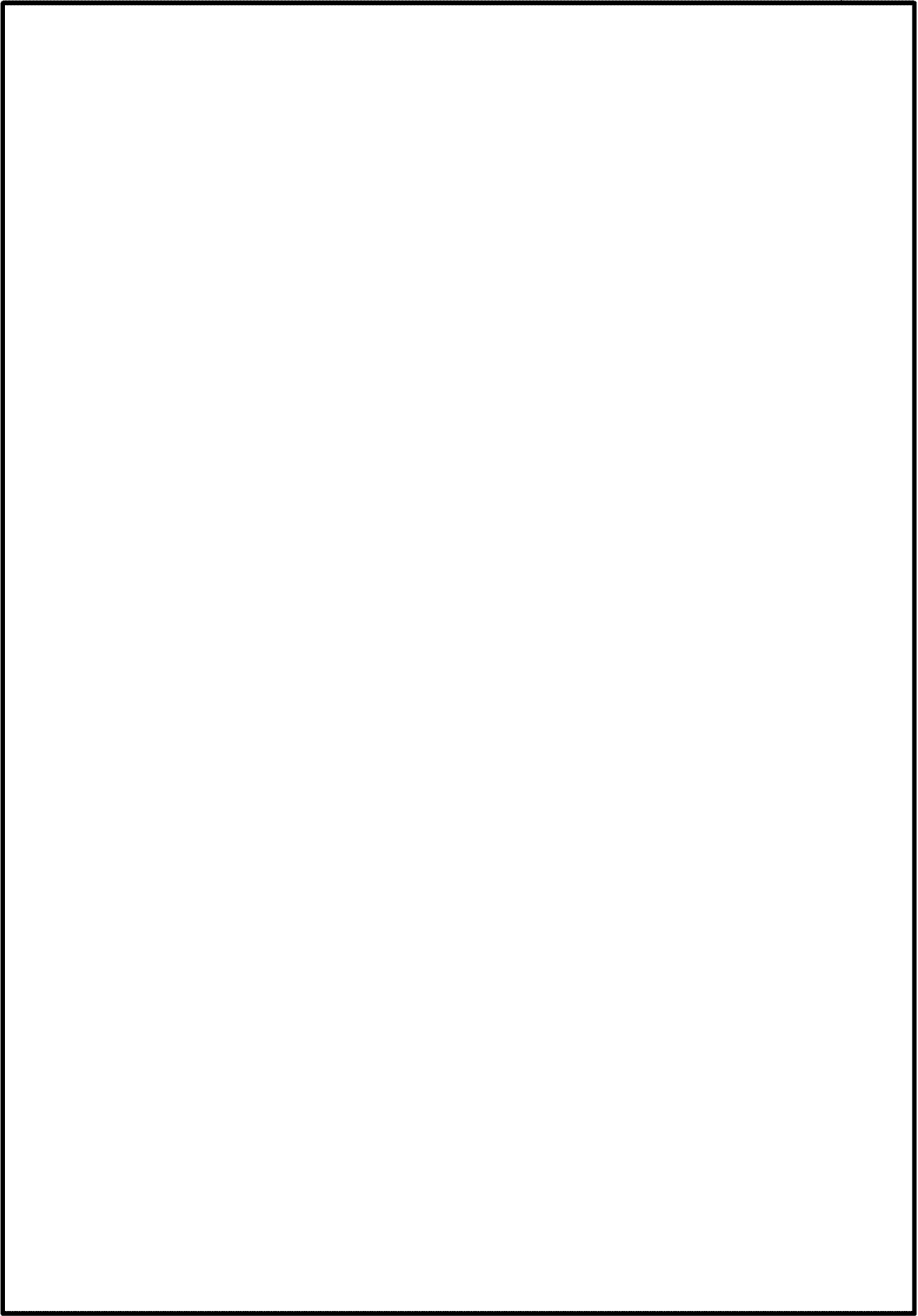
-----Original Message-----

From: [REDACTED]
Sent: Tuesday, December 09, 2014 3:04 PM
To: [REDACTED]
Subject: draft memo for [REDACTED]

[REDACTED]
Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel
[REDACTED]

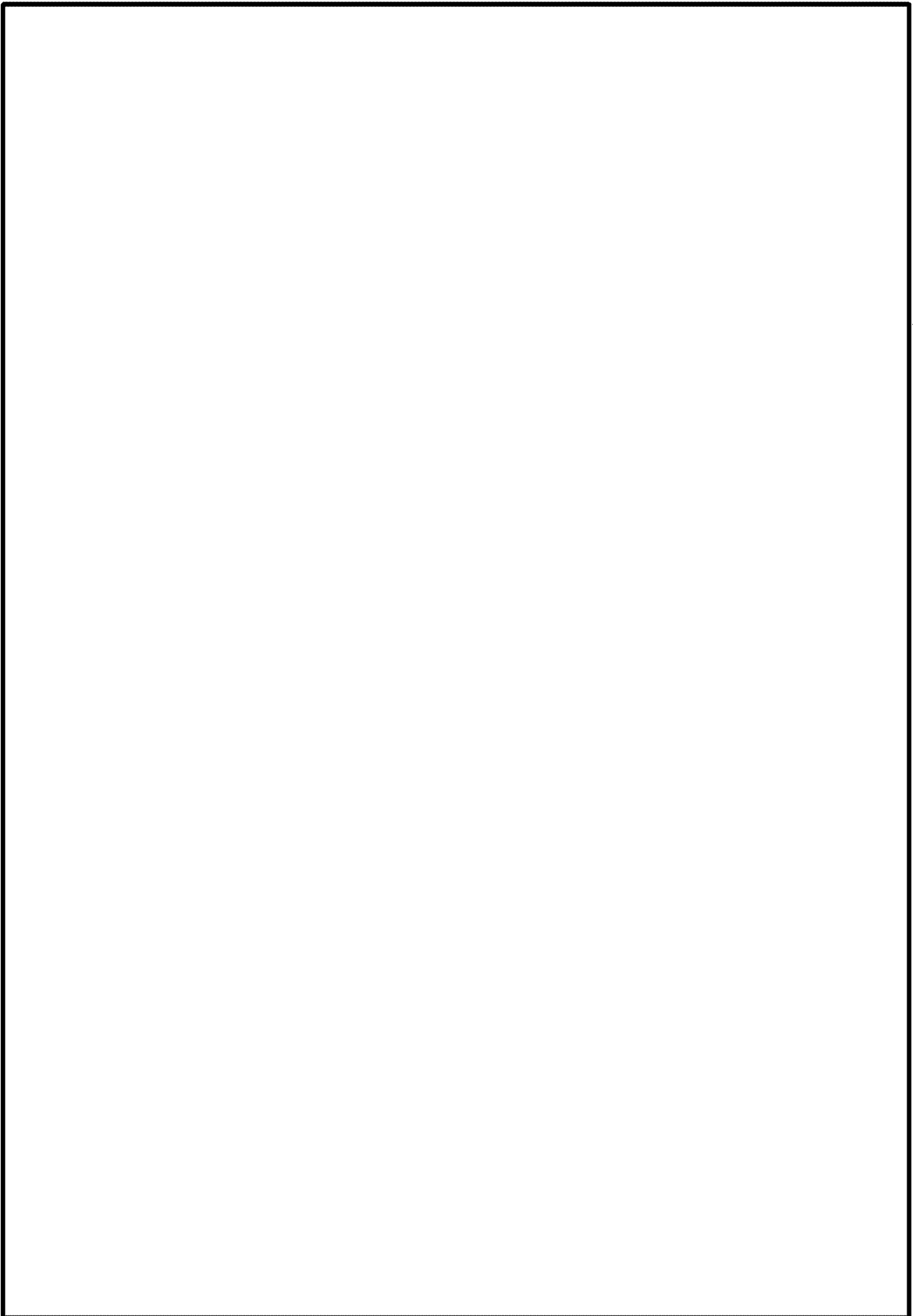
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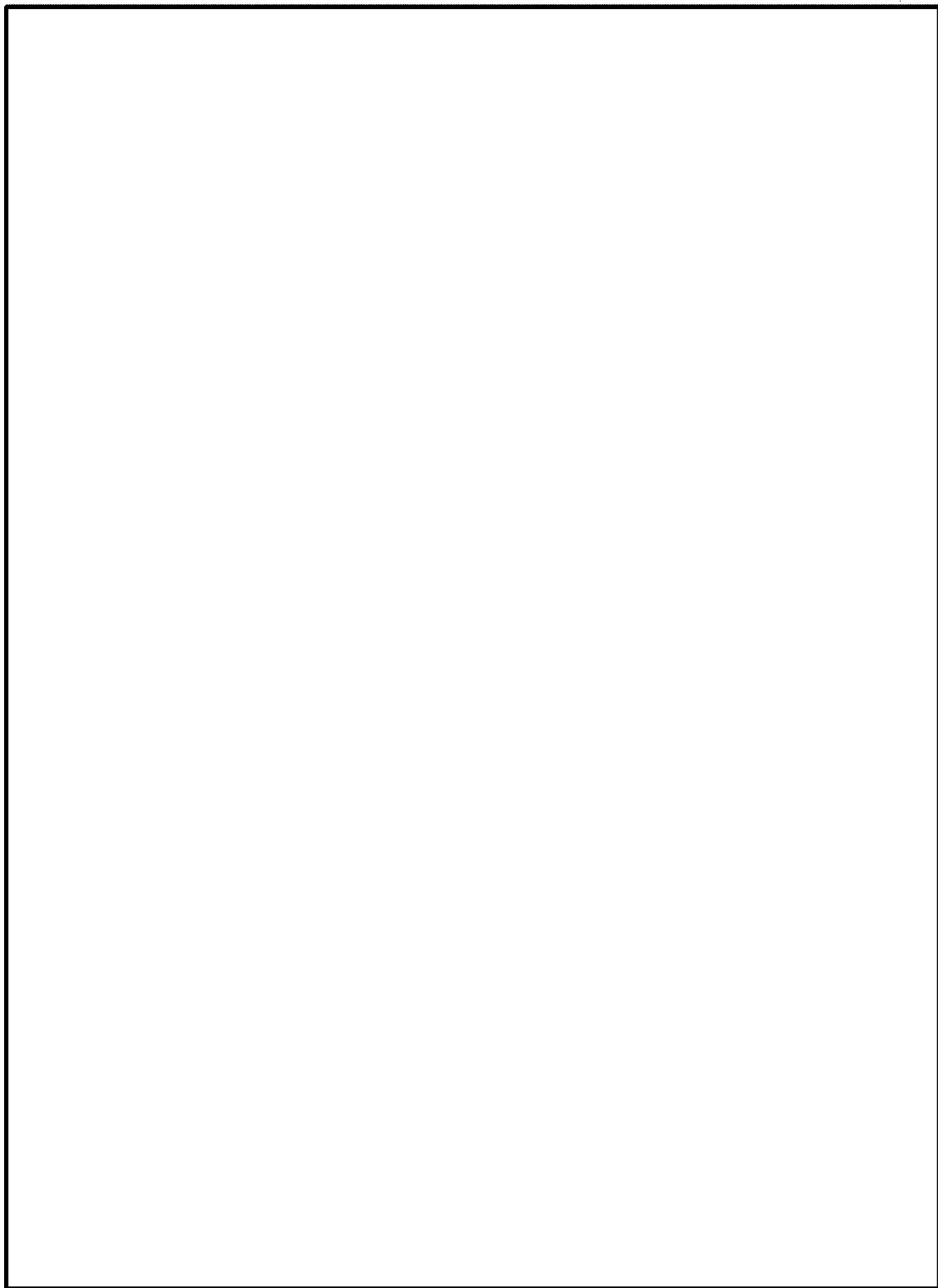
DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 1

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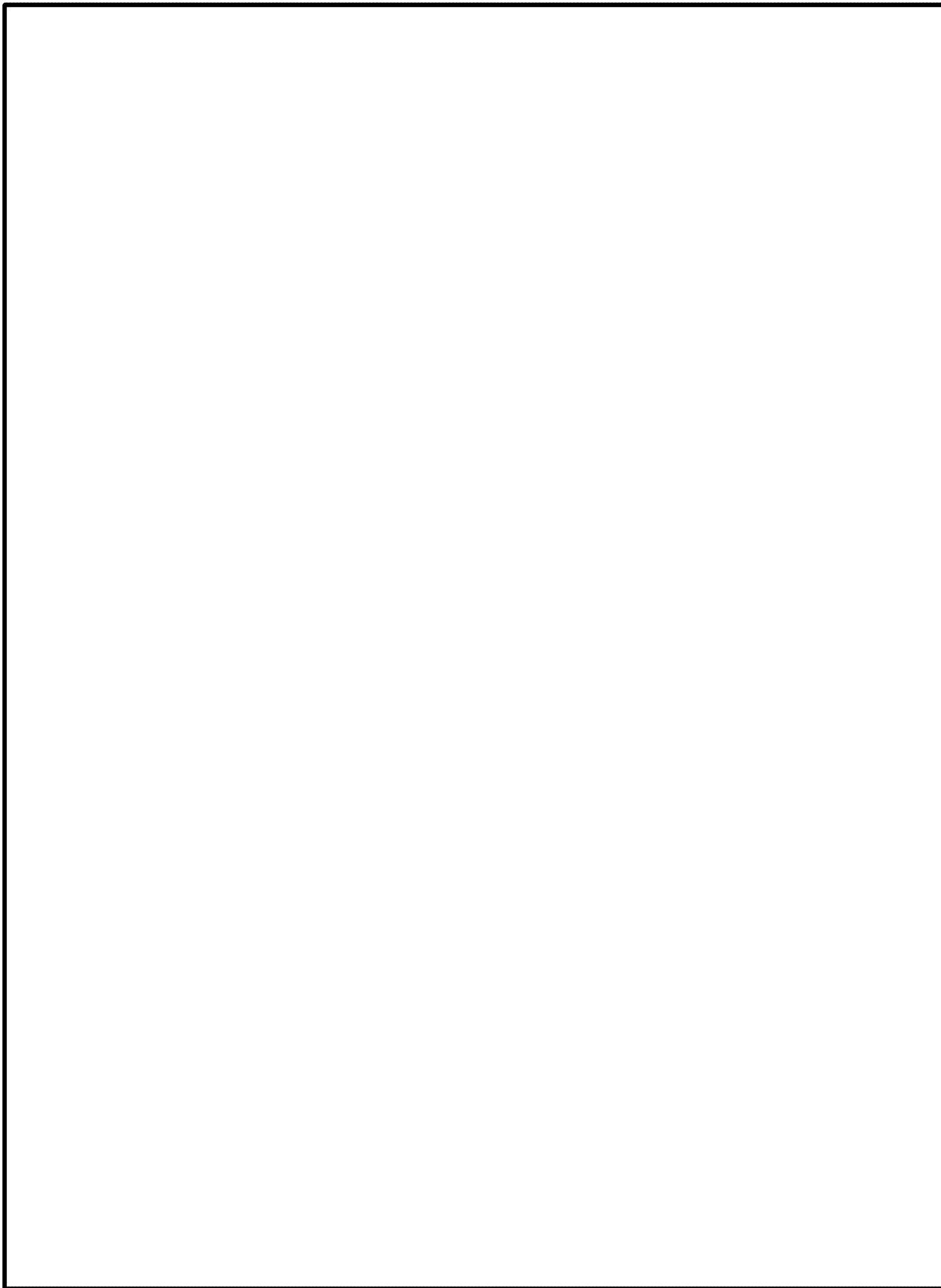
DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 2

(b)(5)



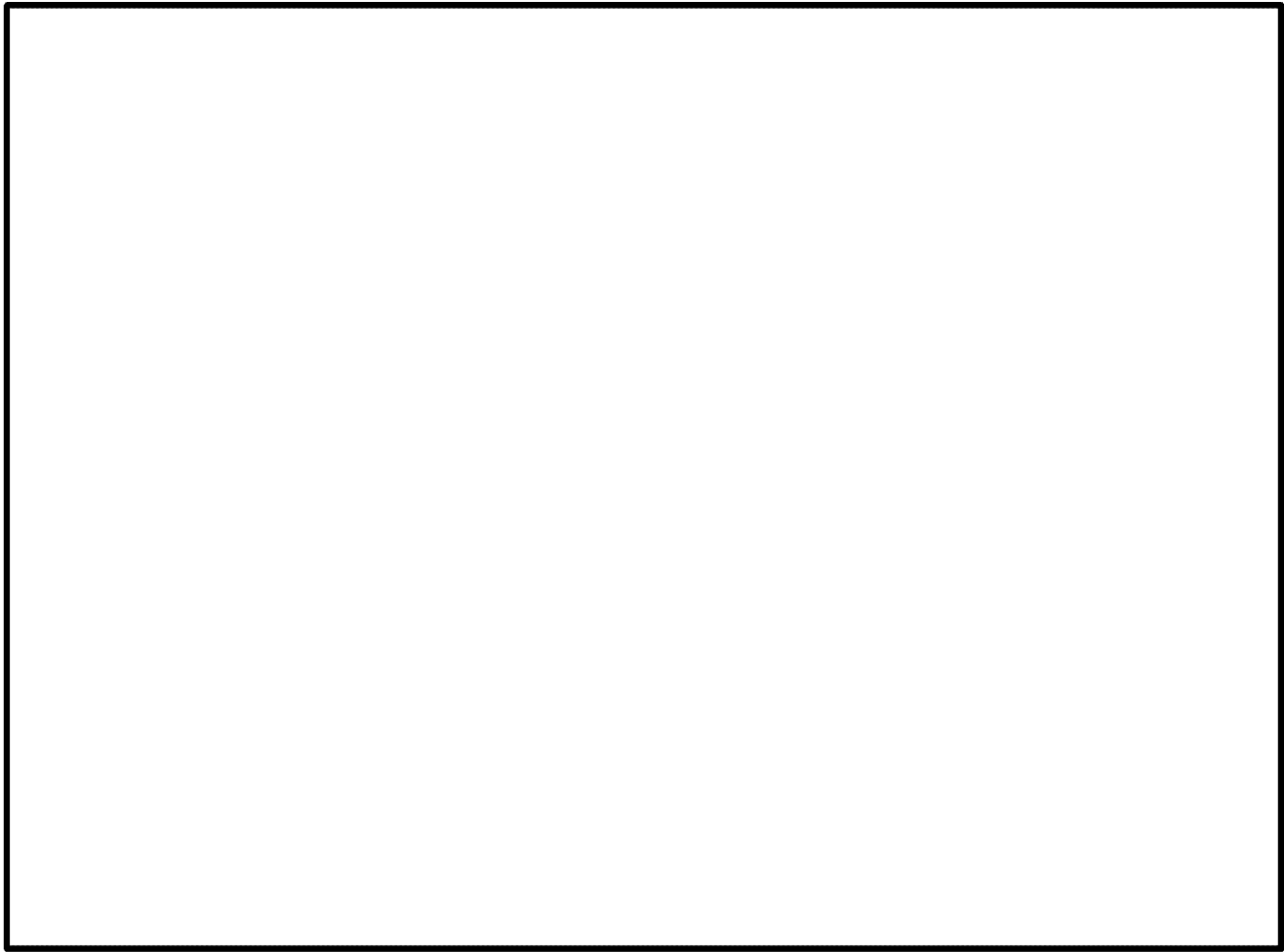
DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 3

(b)(5)



DELIBERATIVE PROCESS / ATTORNEY WORK PRODUCT 4

(b)(5)



(b)(6)

From: [redacted]
To: [redacted]
Subject: draft memo for [redacted]
Date: Tuesday, December 09, 2014 3:04:19 PM
Attachments: Memorandum for [redacted]

[redacted]
Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel

(b)(6)

[redacted]

(b)(6)

From: [redacted]
To: [redacted]
Subject: FW: help for one day
Date: Tuesday, December 09, 2014 2:25:56 PM
Attachments: Significantly abused the visa or visa waiver programs.docx

FYI

[redacted]
Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel

(b)(6)

From: [redacted]
Sent: Tuesday, December 09, 2014 10:08 AM
To: [redacted]
Subject: RE: help for one day

Jim

I made my comments in bold of [redacted] memo. Let me know if you have any questions.

[redacted]
Section Chief, Customer Service Unit
Philadelphia Field Office
District 5

From: [redacted]
Sent: Monday, December 08, 2014 5:08 PM
To: [redacted]
Subject: FW: help for one day

Gentlemen,

I've been asked to give some thoughts on how to better define the words "significantly abused the visa or visa waiver program".

Feel free to give me any input you would care to share. I've attached a memo on which [redacted] has already developed some ideas.

My time frame appears to be COB tomorrow, so appreciate if you can get back to me quickly if you have any thoughts on this.

P.S. I blame [redacted] for getting me into this.

(b)(6)

(b)(6)

[Redacted]

Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel

[Redacted]

From: [Redacted]
Sent: Monday, December 08, 2014 4:42 PM
To: [Redacted]
Subject: RE: help for one day

Thanks [Redacted] Any thoughts you have would be welcome too.

[Redacted] I'm looking to add one more person to this effort. I've promised them something by COB Wednesday. So if you could provide me with some thoughts by tomorrow, I'd appreciate it. I'll still plan to give you a call in the morning, but thought I'd pass this along to you now. Thanks.

[Redacted]

From: [Redacted]
Sent: Monday, December 08, 2014 3:36 PM
To: [Redacted]
Subject: Re: help for one day

Great. His landline is [Redacted]

I'll let him know you'll be giving him a buzz tomorrow morning.

[Redacted]

Sent from my BlackBerry Wireless Device

From: [Redacted]
Sent: Monday, December 08, 2014 04:33 PM Eastern Standard Time
To: [Redacted]
Subject: RE: help for one day

If he's interested, I'm fine with that.

From: [Redacted]
Sent: Monday, December 08, 2014 3:23 PM
To: [Redacted]
Subject: Re: help for one day

[Redacted]

(b)(6)

(b)(6)

[redacted] s available tomorrow but on military leave on Wednesday. Will that work?

[redacted]

Sent from my BlackBerry Wireless Device

From: [redacted]
Sent: Monday, December 08, 2014 04:12 PM Eastern Standard Time
To: [redacted]
Subject: help for one day

[redacted]

I was hoping to borrow two of your best and brightest for a quick project. I need to put together some options for what "significantly abused the visa or visa waiver programs" means in the secretary's enforcement priorities memo for [redacted]. Do you think I might be able to borrow [redacted] [redacted] to put something together for me. I need to have something together by midday Wednesday? I can have a call with them in the morning if they are ok with it to try to give them some parameters.

What do you think?

[redacted]

Deputy Chief Counsel – Field Management
USCIS

[redacted]

(b)(6)

From: [redacted] (b)(6)
To: [redacted]
Subject: FW: help for one day
Date: Tuesday, December 09, 2014 2:25:27 PM

FYI—I'll send the other one as well.

[redacted] (b)(6)
Department of Homeland Security, USCIS
Assistant Northeast Regional Counsel
Office [redacted]
Cell [redacted]

From: [redacted]
Sent: Tuesday, December 09, 2014 9:46 AM
To: [redacted] (b)(6)
Subject: RE: help for one day

[redacted] (b)(6)

[Large redacted area]

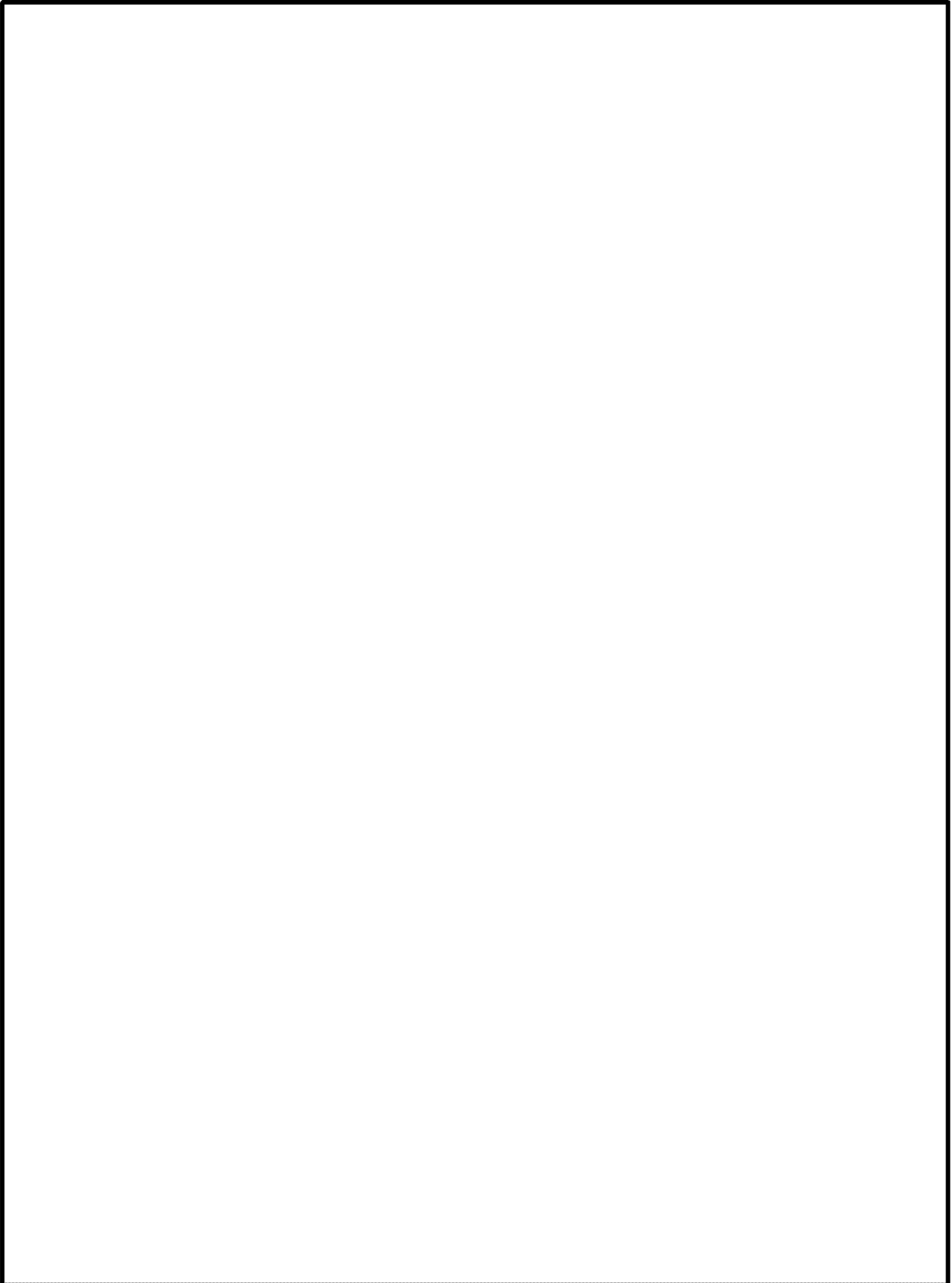
(b)(5)

[redacted] (b)(6)
[redacted] (b)(6)
From: [redacted]
Sent: Monday, December 08, 2014 5:08 PM
To: [redacted]
Subject: FW: help for one day

Gentlemen,

(b)(5)

DRAFT



From: [redacted]
To: [redacted] (b)(6)
Cc:
Subject: RE: help for one day
Date: Monday, December 08, 2014 4:06:14 PM
Attachments: Significantly abused the visa or visa waiver programs.docx

[redacted]

(b)(6)
(b)(5)

[redacted] (b)(6)
From: [redacted]
Sent: Monday, December 08, 2014 3:59 PM
To: [redacted]
Cc: [redacted] (b)(6)
Subject: RE: help for one day

Adding [redacted] Thanks [redacted] (b)(6)

William [redacted]
Chief, Central Law Division
[redacted] (b)(6)

From: [redacted]
Sent: Monday, December 08, 2014 3:58 PM
To: [redacted] (b)(6)
Cc: [redacted]
Subject: RE: help for one day

Yes, I think I have a brief lull in my litigation cases. It would be a privilege. Thank you.

[redacted] (b)(6)

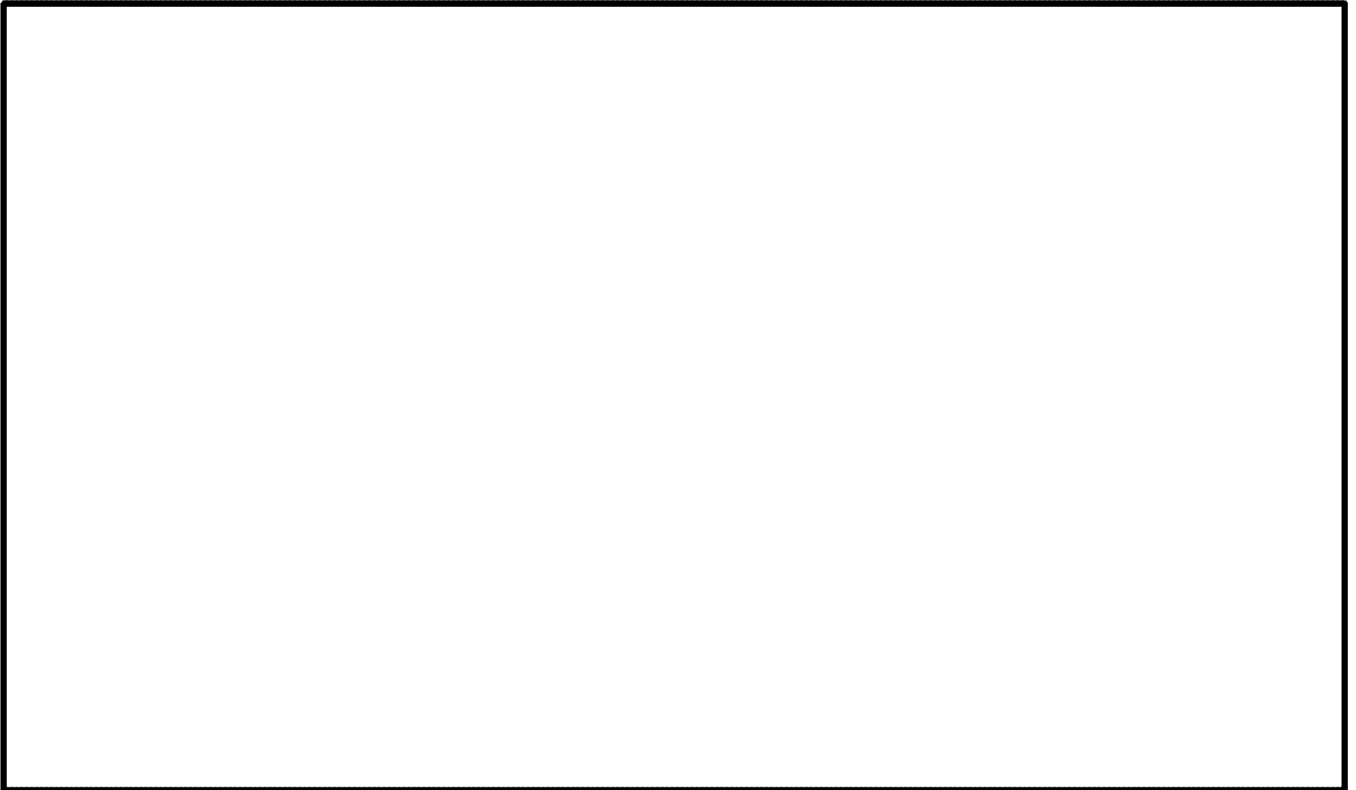
From: [redacted]
Sent: Monday, December 08, 2014 3:55 PM
To: [redacted]
Cc: [redacted] (b)(6)
Subject: FW: help for one day

[redacted] (b)(6)

Are you available to help out John for the next couple of days? (see below)

[redacted] (b)(6)
Chief, Central Law Division

(b)(5)



From:

To: (b)(6)

[Redacted]

Subject: OIL Appellate Meeting, February 5, 2015

Date: Monday, February 09, 2015 4:39:29 PM

Attachments:

[Redacted]

(b)(5)

OIL Appellate Meeting

February 5, 2015

(b)(6)

[Redacted] SCIS – OCC

Note taker

OIL Appellate Director

(b)(6)

[Redacted]

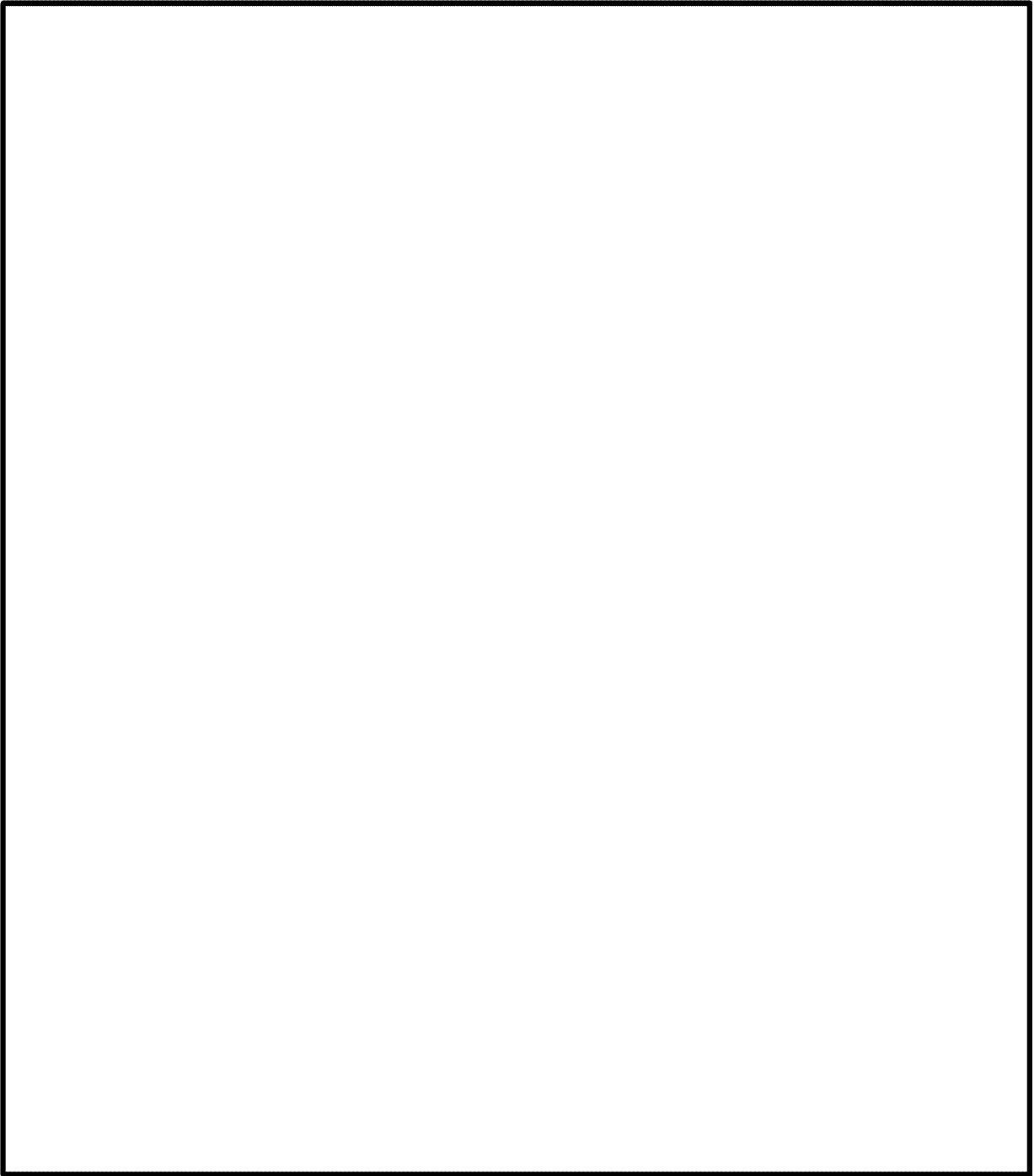
Director [Redacted] discussed several topics, including the following.

Executive Action

(b)(5)

[Redacted]

(b)(5)



DACA/DAPA



(b)(5)

(b)(5)



(b)(6)

Associate Counsel
Litigation and National Security Coordination Division
Office of the Chief Counsel
United States Citizenship and Immigration Services



(b)(6)

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From:
To:

(b)(6)

[Redacted]

Subject: OIL Appellate Management Meeting Notes—December 11th, 2014

Date: Tuesday, December 23, 2014 2:36:57 PM

Attachments:

[Redacted]

(b)(5)

OIL Appellate Management Meeting Notes—December 11th, 2014

Director

[Redacted]

(b)(6)

Executive Action

(b)(5)

[Redacted]

(b)(5)



Happy holidays, and have a terrific new year!

(b)(6)



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(b)(6) (b)(5)

From:
To:
Cc:
Subject:
Date:
Attachments:

[Redacted]

Thursday, February 26, 2015 10:47:10 AM
0000000000

[Redacted]

[Redacted]

Associate Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[Redacted]

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WarningAttorney/Client Privilege***Attorney Work Product***

From:

Sent: Wednesday, February 25, 2015 10:51 AM

To:

Cc:

Subject: RE: NYA Panel Quest

Morning,

[Redacted]

[Redacted]

Associate Counsel, Central Law Division
Office of the Chief Counsel
Citizenship and Immigration Services

[Redacted]

From:

Sent:

To:

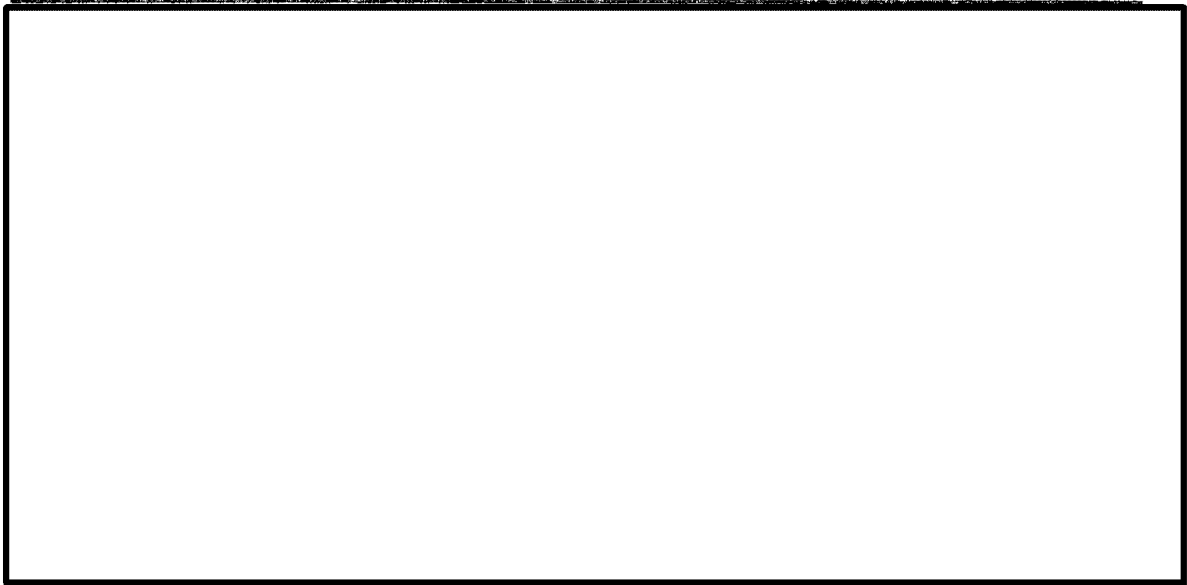
Cc:

Subject: RE: NYA Panel Quest

[Redacted]

(b)(6) (b)(5)

(b)(5)



I'm holding the file in case there are any additional questions.

Thanks,

[Redacted] (b)(6)

From: [Redacted]
Sent: Friday, August 15, 2014 9:02 AM
To: [Redacted]
Subject: RE: NTA Panel Question

(b)(6)

[Redacted] and everyone else:



(b)(5)

[Redacted] (b)(6)
U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
11411 East Jefferson Avenue
Detroit, MI 48214

[Redacted] (b)(6)

From: Coverdell, David M
Sent: Friday, August 15, 2014 9:05 AM
To: [Redacted]
Subject: NTA Panel Question

(b)(6)

Good Morning,



(b)(5)

(b)(5)

[Redacted]

Thanks

[Redacted]

(b)(6)

From:
To:

(b)(6)

[Redacted]

Subject:

OIL Notes Jan 22, 2015

Date:

Monday, February 02, 2015 5:12:34 PM

Attachments:

[Redacted]

(b)(5)

OIL Meeting Notes: January 22, 2015

Director

[Redacted]

(b)(6)

(b)(5)

[Redacted]

(b)(5)



[redacted] (SCIS): Please send this information to my team and we will look into this.

(b)(6)



[redacted]

(b)(6)

Deputy Chief for Litigation
Litigation and National Security Coordination Division
Office of the Chief Counsel
U.S. Citizenship and Immigration Services
U.S. Department of Homeland Security



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From: U.S. Citizenship and Immigration Services
To: Mears, April J
Subject: Executive Actions on Immigration
Date: Friday, November 21, 2014 6:14:56 PM

On November 20, 2014, the President announced a series of executive actions to crack down on illegal immigration at the border, prioritize deporting felons not families, and require certain undocumented immigrants to pass a criminal background check and pay taxes in order to temporarily stay in the U.S. without fear of deportation.

To learn more, please visit <http://www.uscis.gov/ImmigrationAction> (English) or <http://www.uscis.gov/AccionMigratoria> (Spanish).

Please do not reply to this message. See our [Contact Us](#) page for phone numbers and e-mail addresses.



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U.S. Citizenship and Immigration Services sending to april.mears@dhs.gov
20 Massachusetts Ave NW, Washington DC 20529 · 1-800-375-5283

[Redacted] (b)(6)

(b)(6)

From: [Redacted]
Sent: Monday, February 09, 2015 10:36 AM
To: [Redacted]
Cc: [Redacted]
Subject: NTA Panel and Executive Action Memo

Good morning all,
Last week during OCC's All-Hands call, the President's Executive Action Memo regarding Policies for the Apprehension, Detention and Removal of Undocumented Immigrants, and how it relates to USCIS's November 7, 2011 Policy Memo was addressed. [Redacted]

[Redacted]

Please let me know if you have any questions, or want to discuss this. (b)(5)
Thanks.

[Redacted] (b)(6)

**Associate Counsel
Southeast Law Division
U.S. Citizenship and Immigration Services
2150 Parklake Drive N.E. Room 313
Atlanta, GA 30345**

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ATTORNEY WORK PRODUCT PRIVILEGE**

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[Redacted]

From: [Redacted]
Sent: Monday, January 12, 2015 2:00 PM
To: RALDGroup
Subject: FW: Executive Action Internal OCC Working Group -- NTA Policy
Attachments: EA Training 01022015.pdf

FYI—I just received this document and wanted to share. As noted this is an internal document and should not be shared further.

From: [Redacted]
Sent: Monday, January 12, 2015 11:56 AM

[Redacted]

Subject: RE: Executive Action Internal OCC Working Group -- NTA Policy

Colleagues,

Attached please find the ICE Enforcement Priorities training and Q&A. I just received it this morning and have not yet reviewed the document in an effort to share it quickly.

Please note this is an internal document.

Adding [Redacted] for visibility.

Regards,

[Redacted]

Special Counsel for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services

[Redacted]

From: [Redacted]
Sent: Thursday, January 08, 2015 1:12 PM

[Redacted]

Subject: RE: Executive Action Internal OCC Working Group -- NTA Policy

I've asked and he's looking into whether it can be shared. If I get, you will too . . .

[Redacted]

Special Counsel for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services

[Redacted]

From [redacted] (b)(6)
Sent: Thursday, January 08, 2015 1:11 PM

[redacted]
Subject: RE: Executive Action Internal OCC Working Group -- NTA Policy

Can we get a copy of this training?

Thank you for your time and consideration.

[redacted] (b)(6)

[redacted] Associate Counsel

Training and Knowledge Management Division, Office of the Chief Counsel
United States Department of Homeland Security
United States Citizenship and Immigration Services

Te [redacted]
Ce [redacted]

(b)(6)

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From [redacted] (b)(6)
Sent: Thursday, January 08, 2015 1:09 PM

[redacted]
Subject: RE: Executive Action Internal OCC Working Group -- NTA Policy

(b)(6)

[redacted] thanks for the heads up about [redacted]

(b)(5)

I spoke to Q and here's what I understand:

[redacted]

Thank you all for your time today.

[Redacted]

Special Counsel for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services (b)(6)

[Redacted]

From: [Redacted] (b)(6)
Sent: Wednesday, January 07, 2015 1:04 PM

[Redacted]

Subject: Executive Action Internal OCC Working Group -- NTA Policy

Colleagues,

I'd like to schedule our initial meeting this week if possible. There are 3 individuals for whom I can't see availability/conflicts on the outlook calendar. Accordingly, in hopes that we can get the greatest participation, I'm proposing the following times (all eastern) based on the availability of those I can see:

- Thursday, January 8th: noon to 1pm; 3 pm – 4pm; after 4:30 pm.
- Friday, January 9th: 11-1 pm.

Please respond directly to me so we don't inundate everyone's emails and let me know if any one of those times **does not** work for you.

Thanks,

[Redacted]

(b)(6)

Special Counsel for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services

[Redacted]

(b)(6)

From: [redacted] (b)(6)
To:
Subject: FW: DUI priorities
Date: Wednesday, March 18, 2015 12:23:00 PM

FYI, below is the discussion about the Johnson memo and possible meeting with ICE to discuss.

From: [redacted]
Sent: Friday, March 13, 2015 1:12 PM
To: [redacted] (b)(6)
Subject: RE: DUI priorities

Hi [redacted] (b)(6) (b)(6)

I spoke with [redacted] and she is having [redacted] prepare an e-mail with some of the concerns and then coordinate a meeting with ERO, OCC, OIGIS Counsel and FDNS. Since [redacted] names appear on the memos, I encourage you to bring them into these emails when you include me. This will ensure good alignment and situational awareness. Thanks again.

Best wishes,
[redacted] (b)(6)

From: [redacted]
Sent: Friday, March 13, 2015 12:37 PM
To: [redacted] (b)(6)
Subject: RE: DUI priorities

My pleasure, happy to assist.

From: [redacted] (b)(6)
Sent: Friday, March 13, 2015 12:35 PM
To: [redacted]
Subject: RE: DUI priorities (b)(6)

Thanks [redacted] I appreciate the information and it was clear which I even more so appreciate. I am going to share with Anh, Martha, and Kay [redacted] (b)(5)

Best wishes,
[redacted] (b)(6) (b)(6)

From: [redacted]
Sent: Friday, March 13, 2015 12:18 PM
To: [redacted]
Subject: RE: DUI priorities

Hi [redacted] (b)(6)

This is a long email, so forgive me for the length. [redacted] (b)(5)

[redacted]

(b)(6)

From: [redacted]
To: [redacted]
Cc: [redacted]
Subject: ICE Q&As on Johnson PD memo
Date: Wednesday, March 18, 2015 4:20:00 PM

[redacted]

Here's the link to the ICE Q&As that [redacted] was telling us about today:
<https://insight.ice.dhs.gov/resources/Pages/immigration-action.aspx>. I'm including [redacted] because he asked about DUIs which is addressed in the Q&As. Cc'ing [redacted] for her visibility.

Thanks,
[redacted]

(b)(6)

[Redacted] (b)(6)

From: [Redacted]
Sent: Thursday, May 07, 2015 9:02 AM
To: [Redacted]
Cc: [Redacted]
Subject: FW: Recently released PD memos
Attachments: EOIR OPPM15-01 - Hearing Procedures for Cases Covered by new DHS Priorit....pdf; Guidance Re Cases Pending Before EOIR Impacted by Secretary Johnson's Me....pdf

Here are the EOIR and OPLA memos that I mentioned

[Redacted]
Acting Special Assistant to the Southeast Region Director
Chief of Staff – Tampa District
U.S. Citizenship and Immigration Services
5629 Hoover Boulevard, Tampa, FL 33634

[Redacted]

From: [Redacted]
Sent: Wednesday, May 06, 2015 10:29 AM
To: [Redacted]
Subject: FW: Recently released PD memos

As I mentioned in the D10 staff meeting, here are the EOIR and OPLA memos regarding NTAs and compliance with the DHS Priorities Memo.

[Redacted]
Acting Special Assistant to the Southeast Region Director
Chief of Staff – Tampa District
U.S. Citizenship and Immigration Services
5629 Hoover Boulevard, Tampa, FL 33634

[Redacted]

From: [Redacted]
Sent: Monday, May 04, 2015 8:46 AM
To: [Redacted]
Subject: FW: Recently released PD memos

Good mornin [Redacted]
Seems your issue is going to be discussed.

[Redacted]
Associate Regional Director, Operations, SER
390 N. Orange Ave, Rm 1943
Orlando, FL 32801-1640

[Redacted] (b)(6)

BB: [redacted] (b)(6)

SER ECN:

http://ecn.uscis.dhs.gov/team/fod/region/southeastreg/SER_Adjudications/default.aspx

Parole in Place (PIP) FAQs

"A hunger for wisdom fueled by a commitment to lifelong learning will equip you for whatever lies ahead"-Mark Miller

From: [redacted] (b)(6)
Sent: Monday, May 04, 2015 8:08 AM
To: [redacted]
Cc: [redacted]
Subject: FW: Recently released PD memos

Sir,

This is the e-mail traffic I mentioned on Fridays call.

[redacted] (b)(6)
[redacted] kempt
from public release under the Freedom of Information Act (5 U.S.C. 552) This document is to be controlled, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to Sensitive But Unclassified (SBU) information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval from the originator.

From: [redacted] (b)(6)
Sent: Friday, April 24, 2015 1:06 PM
To: [redacted]
Cc: [redacted]
Subject: FW: Recently released PD memos

[redacted] (b)(6)

Have y'all heard anything from HQ on this?

Thanks, [redacted] (b)(6)

Sent with Good (www.good.com)

[redacted] (b)(6)
From: [redacted] (b)(6)
Sent: Wednesday, April 22, 2015 3:51:19 PM
To: [redacted] (b)(6)
Cc: [redacted] (b)(6)
Subject: FW: Recently released PD memos (b)(5)

[redacted] (b)(6)
[redacted]

(b)(6)

[Redacted]

From:

[Redacted]

Sent:

Wednesday, January 07, 2015 8:04 AM

To:

[Redacted]

Subject:

FW: Executive Action and the U.S. Border Patrol

Attachments:

CBP Implementation Training (Enforcement Priorities and Deferred Action)...pptx

For your information only. We are awaiting further guidance and especially if the current NTA policy memo will be revised accordingly. There are references in this to the USCIS District Director.

[Redacted]

District Director
United States Citizenship & Immigration Services
District 26
Hawaii, Guam & The Commonwealth of the Northern Mariana Islands.

From:

[Redacted]

Sent: Tuesday, January 06, 2015 3:45 PM

[Redacted]

Subject: FW: Executive Action and the U.S. Border Patrol

DDs,

Here's the slide presentation I was referring to during our call today.

[Redacted]

Regional Director, Western Region
U.S. Citizenship and Immigration Services Laguna Niguel, CA

[Redacted]

From:

[Redacted]

Sent: Tuesday, January 06, 2015 7:40 AM

To:

[Redacted]

Subject: Executive Action and the U.S. Border Patrol

Just an FYI

This PP was send out to BP, nothing yet for us!

[Redacted]

Community Relations Officer

(b)(6)

[Redacted]

(b)(6)

From:

[Redacted]

(b)(6)

Sent:

Wednesday, January 07, 2015 12:53 PM

To:

[Redacted]

Subject:

FW: Executive Action and the U.S. Border Patrol

Attachments:

CBP Implementation Training (Enforcement Priorities and Deferred Action)....pptx

[Redacted]

(b)(5)

[Redacted]

(b)(6)

Chief, Western Law Division
DHS/USCIS/Office of the Chief Counsel
630 Sansome Street, 3rd Floor
San Francisco, CA 94111

[Redacted]

(b)(6)

*"The minute you read something that you can't understand, you can almost be sure that it was drawn up by a lawyer."
— Will Rogers*

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From:

[Redacted]

(b)(6)

Sent: Tuesday, January 06, 2015 5:45 PM

[Redacted]

Subject: FW: Executive Action and the U.S. Border Patrol

DDs,

Here's the slide presentation I was referring to during our call today.

[Redacted]

(b)(6)

Regional Director, Western Region
U.S. Citizenship and Immigration Services Laguna Niguel, CA

[Redacted]

(b)(6)

From:

[Redacted]

(b)(6)

Sent: Tuesday, January 06, 2015 7:40 AM

To:

[Redacted]

Subject: Executive Action and the U.S. Border Patrol

Just an FYI

This PP was send out to BP, nothing yet for us!

[Redacted]

(b)(6)

Community Relations Officer

(b)(6)

[Redacted]

From: [Redacted]
Sent: Monday, January 12, 2015 9:43 AM
To: #CIS OCC FIELD DEPUTIES; #CIS OCC FIELD CHIEFS
Subject: Executive Action and the U.S. Border Patrol
Attachments: CBP Implementation Training (Enforcement Priorities and Deferred Action)....pptx

Colleagues,

CBP training courtesy of [Redacted]

Thank you [Redacted]

[Redacted]

Special Counsel for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services

[Redacted]

(b)(6)

(b)(6)

[Redacted]

From:

[Redacted]

Sent:

Wednesday, January 14, 2015 10:25 AM

To:

[Redacted]

Subject:

FW: Executive Action Internal OCC Working Group -- NTA Policy

Attachments:

CBP Implementation Training (Enforcement Priorities and Deferred Action)...pptx; EA Training 01022015.pdf

Here are the CBP and ICE trainings..... please do not pass forward. Thanks

[Redacted]

Chief, Western Law Division
DHS/USCIS/Office of the Chief Counsel
630 Sansome Street, 3rd Floor
San Francisco, CA 94111

[Redacted]

*"The minute you read something that you can't understand, you can almost be sure that it was drawn up by a lawyer."
— Will Rogers*

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(b)(6)

(b)(6)

From: [REDACTED]
To: CIS OCC SELD
Subject: FW: Executive Action and the U.S. Border Patrol
Date: Monday, January 12, 2015 1:45:34 PM
Attachments: CBP Implementation Training (Enforcement Priorities and Deferred Action)....pptx

And, here is the CBP training on enforcement priorities.

[REDACTED]
Chief, Southeast Law Division
USCIS, Office of the Chief Counsel

From: [REDACTED]
Sent: Monday, January 12, 2015 2:43 PM
To: #CIS OCC FIELD DEPUTIES; #CIS OCC FIELD CHIEFS
Subject: Executive Action and the U.S. Border Patrol

Colleagues,

CBP training courtesy of Kelli.

Thank you Kelli.

[REDACTED]
Special Counsel for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services

[REDACTED]

(b)(6)

(b)(6)

From: [REDACTED]
To: CIS OCC SELD
Subject: FW: Executive Action Internal OCC Working Group -- NTA Policy
Date: Monday, January 12, 2015 11:55:17 AM
Attachments: EA Training 01022015.pdf

See the attached ICE training module on enforcement priorities based on the Secretary's 11-20-14 memo, which became effective last week.

[REDACTED]
Chief, Southeast Law Division
USCIS, Office of the Chief Counsel

From: [REDACTED]
Sent: Monday, January 12, 2015 12:45 PM
To: #CIS OCC FIELD CHIEFS; #CIS OCC FIELD DEPUTIES
Subject: FW: Executive Action Internal OCC Working Group -- NTA Policy

FYI

[REDACTED]
Special Counselor for Field Management
Office of the Chief Counsel
U.S. Citizenship and Immigration Services

From: [REDACTED]
Sent: Monday, January 12, 2015 11:56 AM

[REDACTED]
Subject: RE: Executive Action Internal OCC Working Group -- NTA Policy

Colleagues,

Attached please find the ICE Enforcement Priorities training and Q&A. I just received it this morning and have not yet reviewed the document in an effort to share it quickly.

Please note this is an internal document.

Adding [REDACTED] for visibility.

(b)(6)

[Redacted] (b)(6)

From: [Redacted] (b)(6)
Sent: Wednesday, March 18, 2015 3:51 PM
To: [Redacted]
Subject: Executive Action - Priorities Memo
Attachments: 14_1120_memo_prosecutorial_discretion.pdf

H [Redacted] (b)(6)

(b)(5)

In follow-up to our phone call, I am attaching the Nov. 20 memorandum on the removal priorities [Redacted]

Let me know if you have any questions. I'm trying to track down the more informative Q&A as well.

Thanks,

[Redacted] (b)(6)

Associate Counsel, Central Law Division
U.S. Citizenship & Immigration Services
Department of Homeland Security
12494 E. Weaver Place, Centennial, CO 80111

[Redacted] (b)(6)

D19 - Legal ECN

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[Redacted]

From: [Redacted]
Sent: Thursday, February 26, 2015 3:30 PM
To: [Redacted]
Subject: NTA Panel - Clarification on Information Request

Hi [Redacted]

(b)(5)

I wanted to follow-up on the NTA Panel discussion on this morning's call.

[Redacted]

Thanks,

[Redacted]

Associate Counsel, Central Law Division
U.S. Citizenship & Immigration Services
Department of Homeland Security
12484 E. Weaver Place, Centennial, CO 80111

[Redacted]

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[Redacted]

(b)(6)

From: [Redacted]
Sent: Thursday, February 26, 2015 3:28 PM
To: [Redacted]
Subject: NTA Panel Cases - DD Memo

[Redacted]

(b)(6)

(b)(6)

(b)(5)

Would you mind sharing the result of your discussions with [Redacted] with [Redacted]

[Redacted]

Thanks very much,

[Redacted]

(b)(6)

Associate Counsel, Central Law Division
U.S. Citizenship & Immigration Services
Department of Homeland Security
12484 E. Weaver Place, Centennial, CO 80111

[Redacted]

(b)(6)

D19 – Legal ECN

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[Redacted]

(b)(6)

From:

[Redacted]

Sent:

Tuesday, January 20, 2015 3:46 PM

To:

(b)(6)

[Redacted]

Cc:

Subject:

Attachments:

14_1120_memo_deferred_action.pdf

[Redacted]

(b)(6)

[Large Redacted Area]

(b)(6) (b)(5)

Thanks!

[Redacted]

(b)(6)

Associate Counsel, Central Law Division
U.S. Citizenship & Immigration Services
Department of Homeland Security
12484 E Weaver Place, Denver, CO 80111

Of [redacted] (b)(6)
Ce [redacted]

D19 OCC ECN

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From: [redacted] (b)(6)
Sent: Tuesday, January 20, 2015 12:49 PM
To: [redacted]
Subject: FW: [redacted] case

FYI – can you please take a look at this?

[redacted] Chief of Staff, Denver District Office | D19 | **USCIS** | DHS |

[redacted] (b)(6)

From: [redacted] (b)(6)
Sent: Tuesday, January 20, 2015 12:07 PM
To: [redacted]
Subject: [redacted] case (b)(6)

Good afternoon,

(b)(5)

This is a case regarding an individual who was ordered removed in 2014. Because of that [redacted]
[redacted]

Please let me know if you have any questions or if you would like to discuss.

Thank you,

[redacted] (b)(6)

From: [redacted] (b)(6)
Sent: Friday, January 16, 2015 8:53:30 PM
To: [redacted]
Subject: FW: Follow up: [redacted]

[redacted] (b)(6)

We met recently at a stakeholders meeting hosted by Judge Clay Jenkins. I hope you don't mind but hoping you can give me some advice.

(b)(5)

[Redacted]

Appreciate your taking the time to read this.

[Redacted]

(b)(6)

Director, Central Region

[Redacted]

From [Redacted]

Sent: Friday, January 16, 2015 6:30:19 PM (b)(6)

[Redacted]

Subject: RE: Follow up: [Redacted]

[Redacted]

(b)(5)

[Redacted]

Press Secretary and Advisor for Intergovernmental and External Affairs
U.S. Citizenship and Immigration Services

[Redacted]

(b)(6)

From [Redacted]

Sent: Thursday, January 15, 2015 3:25:24 PM (b)(6)

To [Redacted]
Cc [Redacted]

Subject: RE: Follow up: [Redacted]

I haven't had anyone look this up (I will, though), but when the inquirer references "Field Office" I believe she is referring to the Enforcement & Removal (ERO) Field Office with ICE in Denver. USCIS is not involved in processing stays of removal.

From [Redacted]

(b)(6)

Sent: Thursday, January 15, 2015 1:39:31 PM



Homeland Security

Executive Actions on Immigration:
DO NOT APPLY YET



Homeland Security

Executive Actions on Immigration:
DO NOT APPLY YET

President Obama has announced a series of executive actions on immigration.

President Obama has announced a series of executive actions on immigration.

USCIS is NOT yet accepting applications or requests for these initiatives.

USCIS is NOT yet accepting applications or requests for these initiatives.

Visit www.uscis.gov/immigrationaction for information on when to submit a request.

Visit www.uscis.gov/immigrationaction for information on when to submit a request.

Avoid Scams:

Beware of anyone who offers to help you submit an application or request at this time based on the President's announcement—it may be an immigration scam.

Visit www.uscis.gov/avoidscams for more details.

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**THE WRONG HELP
CAN HURT**

BEWARE OF IMMIGRATION SCAMS

Get the facts directly from USCIS.
Visit www.uscis.gov/immigrationaction to learn more about the announcement, relevant criteria and to find the latest updates.
Visit www.uscis.gov/avoidscams to learn how to protect yourself from immigration scams.
Contact USCIS for more information at 1-800-375-5283.
TDD for the hearing-impaired 1-800-767-1834.

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Homeland Security Executive Actions on Immigration: CRITERIA AND NEXT STEPS



Homeland Security Executive Actions on Immigration: CRITERIA AND NEXT STEPS

President Obama has announced a series of executive actions on immigration. Read more at www.uscis.gov/immigrationaction.

President Obama has announced a series of executive actions on immigration. Read more at www.uscis.gov/immigrationaction.

GUIDELINES:

You may be considered for expanded Deferred Action for Childhood Arrivals (DACA) if you:

- Entered the United States before the age of 16;
- Meet all the other DACA guidelines; and
- Have lived in the United States continuously since Jan. 1, 2010.

You may be considered for expanded Deferred Action for Childhood Arrivals (DACA) if you:

- Entered the United States before the age of 16;
- Meet all the other DACA guidelines; and
- Have lived in the United States continuously since Jan. 1, 2010.

You may be considered for Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA) if you:

- Have lived in the United States continuously since Jan. 1, 2010;
- Had, on Nov. 20, 2014 a son or daughter who is a U.S. citizen or lawful permanent resident; and
- Are not an enforcement priority for removal from the United States.

You may be considered for Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA) if you:

- Have lived in the United States continuously since Jan. 1, 2010;
- Had, on Nov. 20, 2014 a son or daughter who is a U.S. citizen or lawful permanent resident; and
- Are not an enforcement priority for removal from the United States.

NEXT STEPS:

While USCIS is not accepting requests for expanded DACA or DAPA at this time, you can gather documents that establish factors such as your:

- Identity;
- Relationship to a U.S. citizen or lawful permanent resident; and
- Continuous residence in the United States over the last five years or more.

Sign up for email alerts at www.uscis.gov/immigrationaction.

NEXT STEPS:

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THE WRONG HELP CAN HURT

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TDD for the hearing-impaired 1-800-767-1834.



Homeland Security

Acciones Ejecutivas sobre Inmigración:

NO SOLICITE TODAVÍA



Homeland Security

El Presidente Obama anunció una serie de acciones ejecutivas sobre inmigración.

El Presidente Obama anunció una serie de acciones ejecutivas sobre inmigración.

USCIS aún no está aceptando solicitudes o peticiones para estas iniciativas.

USCIS aún no está aceptando solicitudes o peticiones para estas iniciativas.

Visite www.uscis.gov/accionmigratoria para información sobre cuándo presentar una petición.

Visite www.uscis.gov/accionmigratoria para información sobre cuándo presentar una petición.

Evite estafas:

Tenga cuidado con personas que le ofrezcan ayuda para obtener beneficios relacionados con el anuncio del presidente; podría ser una estafa de inmigración.

Visite www.uscis.gov/eviteestafas para más detalles.

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Visite www.uscis.gov/eviteestafas para más detalles.

LA AYUDA EQUIVOCADA PUEDE PERJUDICARLE

EVITE LAS ESTAFAS DE INMIGRACIÓN

Obtenga información directamente de USCIS.

Visite www.uscis.gov/accionmigratoria para aprender más sobre el anuncio, criterios relevantes, y encontrar las actualizaciones más recientes.

Visite www.uscis.gov/eviteestafas para aprender cómo protegerse de estafas de inmigración.

Para más información, póngase en contacto con USCIS llamando al 1-800-375-5283. TDD para las personas con discapacidades auditivas: 1-800-767-1834.

Pub. Id. 11-0901-01

LA AYUDA EQUIVOCADA PUEDE PERJUDICARLE

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Publicado 1 de mayo 2015



Homeland Security

Acciones Ejecutivas sobre Inmigración: **CRITERIOS Y PRÓXIMOS PASOS**



Homeland Security

Acciones Ejecutivas sobre Inmigración: **CRITERIOS Y PRÓXIMOS PASOS**



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El Presidente Obama anunció una serie de acciones ejecutivas sobre inmigración. **Vea más en www.uscis.gov/accioninmigratoria.**

CRITERIOS:

- Usted podría ser considerado para obtener Acción Diferida para los Llegados en la Infancia (DACA, por sus siglas en inglés) si:
- Entró a los Estados Unidos antes de cumplir 16 años de edad
 - Cumple con todos los demás criterios de DACA y
 - Ha residido continuamente en Estados Unidos desde el 1 de enero de 2010.

CRITERIOS:

- Usted podría ser considerado para obtener Acción Diferida para los Llegados en la Infancia (DACA, por sus siglas en inglés) si:
- Entró a los Estados Unidos antes de cumplir 16 años de edad
 - Cumple con todos los demás criterios de DACA y
 - Ha residido continuamente en Estados Unidos desde el 1 de enero de 2010.

Usted podría ser considerado para obtener Acción Diferida para Padres de Estadounidenses y Residentes Permanentes Legales (DAPA, por sus siglas en inglés) si:

- Ha vivido en Estados Unidos continuamente desde el 1 de enero de 2010
- Al 20 de noviembre de 2014 tenía un hijo o hija que es ciudadano estadounidense o residente permanente legal y
- No es considerado una prioridad de control migratorio para ser removido de Estados Unidos.

Usted podría ser considerado para obtener Acción Diferida para Padres de Estadounidenses y Residentes Permanentes Legales (DAPA, por sus siglas en inglés) si:

- Ha vivido en Estados Unidos continuamente desde el 1 de enero de 2010
- Al 20 de noviembre de 2014 tenía un hijo o hija que es ciudadano estadounidense o residente permanente legal y
- No es considerado una prioridad de control migratorio para ser removido de Estados Unidos.

PRÓXIMOS PASOS:

Aunque al momento, USCIS no está aceptando peticiones para la ampliación de DACA o para DAPA, usted puede recopilar documentos que demuestren factores tales como su:

- Identidad
- Relación con un ciudadano estadounidense o residente permanente legal y
- Residencia continua en Estados Unidos durante los últimos cinco años o más.

Suscríbase para recibir mensajes de correo electrónico en www.uscis.gov/accionmigratoria

PRÓXIMOS PASOS:

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**AILA USCIS Benefits Policy Committee Meeting with
U.S. Citizenship and Immigration Service
April 16, 2015
AGENDA**

Along with the President's November 20, 2014 announcement on executive actions comes many new challenges for USCIS and AILA. We look forward to providing input to the agency as it prioritizes and implements DHS Secretary Johnson's directives in an efficient, productive, and transparent manner, while preserving the integrity of the process and furthering national security. We thank you for providing us with the opportunity to engage, which we believe has and will continue to mutually benefit the agency and the public it serves as we navigate through an environment that includes changing leadership, an uncertain legislative future, and the ongoing transformation of the customer service aspects of the agency as it deals with a potentially unprecedented volume of applications resulting from the executive actions. We appreciate and respect the relationship that our organizations have developed and look forward to continuing to engage with you on important issues that impact the entire stakeholder community.

Executive Actions on Immigration

DACA Expansion and Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA)

1. On November 20, 2014, DHS Secretary Johnson issued a Memorandum directing the expansion of the Deferred Action for Childhood Arrivals (DACA) initiative and the creation of Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA). As of the date this agenda was submitted, an injunction temporarily halting the implementation of expanded DACA and DAPA remains in place. Should the injunction be lifted by the date of our meeting (April 16, 2015), we look forward to engaging with USCIS in a productive discussion regarding the agency's progress on the implementation of these two initiatives, including an update on the anticipated dates that USCIS will begin accepting applications, when we can expect to see FAQs, guidance, and forms (draft or final), processing time goals, staffing updates, etc.

Other Executive Actions

On November 20, 2014, through various memoranda, DHS Secretary Johnson directed USCIS to implement a number of other actions that would impact business and employment-based immigration, the provisional waiver program, and parole in place for families of members of the U.S. Armed Forces, among other benefits.

2. In the November 20, 2014 memorandum, "Policies Supporting U.S. High-Skilled Businesses and Workers," the Secretary noted the importance of the L-1B intracompany transferee visa to multinational companies and directed USCIS to issue the long-awaited policy memorandum providing "clear, consolidated guidance on the meaning of 'specialized knowledge.'" AILA has long-advocated for the release of such guidance, beginning as far back as January 24, 2012, when we provided USCIS with a memorandum outlining our

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concerns with “specialized knowledge” adjudications. Please provide a timeline for release of the L-1B memorandum.

USCIS Response

[Redacted]

3. In the November 20, 2014 memorandum, “Directive to Provide Consistency Regarding Advance Parole,” Secretary Johnson notified USCIS, CBP, and ICE that he had directed DHS General Counsel to issue written guidance on the meaning of *Matter of Arrabally-Yerrabelly* to clarify that in all cases when an individual physically leaves the United States pursuant to a grant of advance parole, that individual shall not have made a “departure” within the meaning of INA §212(a)(9)(B)(i). As of the date this agenda was submitted, this guidance has not been released. In the meantime, AILA continues to receive reports that some field offices are taking the position that *Arrabally-Yerrabelly* is limited to its facts and does not apply to individuals who depart the U.S. and return on advance parole in contexts other than adjustment of status (such as DACA, TPS, etc.). Please provide a timeline for release of the *Arrabally-Yerrabelly* guidance.

USCIS Response

[Redacted]

4. Please also provide an update on USCIS’s efforts with respect to *each* of the following November 20, 2014 directives, including whether and when we can expect to see draft, interim, or final rules (where required), guidance, or other actions including any opportunities for stakeholder engagement:
- a. Coordination between USCIS and the Department of State to “improve the system for determining when immigrant visas are available to applicants during the fiscal year.” OP & S

USCIS Response

b. [Redacted]

USCIS Response:

c. [Redacted]

USCIS Response:

[Redacted]

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[Redacted]

- d. Guidance or regulations to clarify the standard by which a national interest waiver can be granted with the goal of promoting its greater use to benefit the U.S. economy.

USCIS Response: [Redacted]

- e. Notice and comment to establish a program to permit DHS to grant parole to inventors, researchers, and founders of start-up enterprises who have been awarded “substantial U.S. investor financing or otherwise hold the promise of innovation and job creation through the development of new technologies or the pursuit of cutting-edge research.

USCIS Response: [Redacted]

- f. New regulations and policies to expand the provisional waiver program to “all statutorily eligible classes of relatives for whom an immigrant visa is immediately available.”

USCIS Response: [Redacted]

- g. Additional guidance on the definition of “extreme hardship,” including criteria by which a presumption of extreme hardship may be found.

USCIS Response: [Redacted]

- h. New policies on the use of “parole in place” and deferred action for family members of U.S. citizens and lawful permanent residents who seek to enlist in the U.S. Armed Forces, as well as deferred action for undocumented family members of U.S. military service members and veterans who were inspected and admitted.

USCIS Response: [Redacted]

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- i. Implementation of a process to accept credit card payments for filing fees in naturalization cases.

USCIS Response

[Redacted]

- 5. In his November 20, 2014 memorandum, "Policies for the Apprehension, Detention and Removal of Undocumented Immigrants," DHS Secretary Johnson set forth new civil immigration enforcement priorities. In addition, in the September 30, 2014 response to the Office of the CIS Ombudsman regarding recommendations to improve the quality and consistency in Notices to Appear, USCIS Director Rodriguez indicated that it was currently reviewing agency guidance regarding NTA issuance and agreed with the Ombudsman's recommendation to provide additional guidance on NTA issuance with input from ICE and EOIR.

- a. In addition to addressing some of the concerns outlined by the CIS Ombudsman, please confirm that the new NTA guidance will incorporate the principles of the November 20, 2014 civil enforcement priorities memorandum.

USCIS Response

[Redacted]

- b. What is the timeframe for the release of new NTA guidance?

USCIS Response

[Redacted]

- c. What type of training have USCIS adjudicators and officers received on the new enforcement priorities?

USCIS Response

[Redacted]

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H-4 Employment Authorization

We were pleased to see the publication of the final rule on employment authorization for certain H-4 spouses. With the rule coming into effect on May 26, 2015, we have a few follow-up questions. Under 8 CFR §274a.12(c)(26):

An H-4 nonimmigrant spouse of an H-1B nonimmigrant may be eligible for employment authorization only if the H-1B nonimmigrant is the beneficiary of an approved Immigrant Petition for Alien Worker, or successor form, or the H-1B nonimmigrant's period of stay in H-1B status is authorized in the United States under sections 106(a) and (b) of the American Competitiveness in the Twenty-first Century Act of 2000 (AC21), Public Law 106-313, as amended by the 21st Century Department of Justice Appropriations Authorization Act, Public Law 107-273 (2002).

...

If such Application for Employment Authorization is filed concurrently with another related benefit request(s), in accordance with and as permitted by form instructions, the 90-day period described in 8 CFR 274.13(d) will commence on the latest date that a concurrently filed related benefit request is approved.

6. The rule limits employment authorization for H-4 spouses where the H-1B principal is the beneficiary of an approved I-140 or "the H-1B nonimmigrant's period of stay in H-1B status is authorized" under AC21 sections 106(a) and (b). Given that a first H-1B extension under AC21 often includes time recaptured from the initial six years and would, therefore, be more than one year in duration, please confirm that the regulation will permit H-4 spouses to obtain employment authorization if the H-1B's period of authorized stay *includes any time* authorized under AC21.

USCIS Response

7. The rule allows the H-4 spouse to file the EAD application either simultaneously with a change/extension of status or as a stand-alone application. When the rule comes into effect on May 26, 2015, many eligible spouses will have applications to change/extend status pending. Please confirm that eligible spouses in this situation will be permitted to file an I-765 immediately on May 26, 2015 and that the I-765 will be matched to the pending change/extension of status.

USCIS Response

8. The regulation states that the 90-day period for purposes of interim employment authorization under 8 CFR §274.13(d) "will commence on the latest date that a concurrently filed related benefit request is approved." This indicates that the H-4 and the underlying EAD might not necessarily be adjudicated concurrently. In order to avoid inadvertent and unnecessary status violations, please confirm that in cases where the spouse of the H-1B

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nonimmigrant was in a prior status that permitted employment (for example, H-1B or F-1 OPT), and the H-4 change-of-status application and EAD application are not adjudicated and approved simultaneously, the later-adjudicated EAD application will be approved retroactive to the start of the H-4 status.

USCIS Response [REDACTED]

9. During the February 26, 2015 stakeholder teleconference, a caller asked USCIS to confirm that travel while the I-765 is pending will not affect the duration of the EAD. Stakeholders were advised that USCIS would address the impact of travel at a later date. We note that in the final rule, DHS agreed with commentators that the EAD validity should match the H-4 dependent spouse's authorized status, pointing out that this should reduce the number of times that H-4 dependents have to file Form I-765. In addition, a policy whereby travel does not impact the duration of the EAD would be consistent with EAD policies for L-2 spouses, E-2 spouses, Optional Practical Training, and adjustment of status, none of which are affected by travel. With the possibility of well over 100,000 new EAD applications being filed on or around May 26, and the significant number of H-4s who will travel over the summer, it would be an administrative nightmare to require H-4s to refile an I-765 every time the H-4 travels. Please confirm that travel will not impact the duration of an H-4 EAD.

USCIS Response: Please see the answer to question 6. **SCOPS**

Employment Authorization for B-1 Domestic Workers

10. AILA requests that B-1 domestic employees accompanying nonimmigrants receive EADs that are not affected by travel but are issued for the duration of the principal nonimmigrant's petition validity, or six months, whichever is longer. It has only been in the past few years that USCIS has issued EADs with terminations back-dated to the day the individual left the U.S. Please advise as to whether USCIS is considering this change in policy and will return to its prior practice of issuing EADs for six months.

USCIS Response [REDACTED]

K-1 Work Authorization

11. K-1 visa holders are listed under 8 CFR §274a.12(a)(6), as "aliens authorized for employment incident to status," but are nonetheless required to obtain evidence of their authorization to work. Over the years, there has been conflicting guidance on the issue of employment authorization for K-1 fiancé(e)s. For example, during the October 5, 2011 meeting between USCIS and AILA, USCIS stated that an I-94 endorsed as "employment authorized" would serve as a valid List C document for I-9 employment verification purposes

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for a K-1 fiancé(e), and that the K-1 could, but was not required to request an employment authorization document (EAD).¹ However, according to the USCIS website:

Permission to Work

After admission, your fiancé(e) may immediately apply for permission to work by filing a Form I-765, Application for Employment Authorization with the USCIS Service Center having jurisdiction over your place of residence. Any work authorization based on a nonimmigrant fiancé (e) visa would be valid for only 90 days after entry. However, your fiancé(e) would also be eligible to apply for an extended work authorization at the same time as he or she files for permanent residence. In this case, your fiancé(e) would file Form I-765 together with Form I-485 as soon as you marry.²

The published processing times for Form I-765 at each service center is three months. As a result, it is impossible for a K-1 fiancé(e) to secure an EAD until after the marriage has taken place and the adjustment of status application has been filed, plus at least three months. However, policy considerations – expressed in 8 CFR §274a.12(a), which states that K-1 fiancées are authorized to work incident to status—suggest that these future permanent residents should be permitted to begin work. This problem could be eliminated if USCIS were to take any of the following actions:

- a. Work with the Department of State so that K-1 visas contain wording similar to that which is included on immigrant visas stating “Endorsement serves as evidence of employment for 90 days.”
- b. Work with CBP to provide that the automated I-94 for K-1 nonimmigrants includes a notation that the K-1 is employment authorized upon admission.
- c. Amend the Form I-9 List A to include a foreign passport and I-94 with an “employment authorized” endorsement as a document that establishes both identity and employment authorization. This would be similar to current item number 5 in List A, which permits nonimmigrants authorized to work for a specific employer to present a foreign passport and I-94.

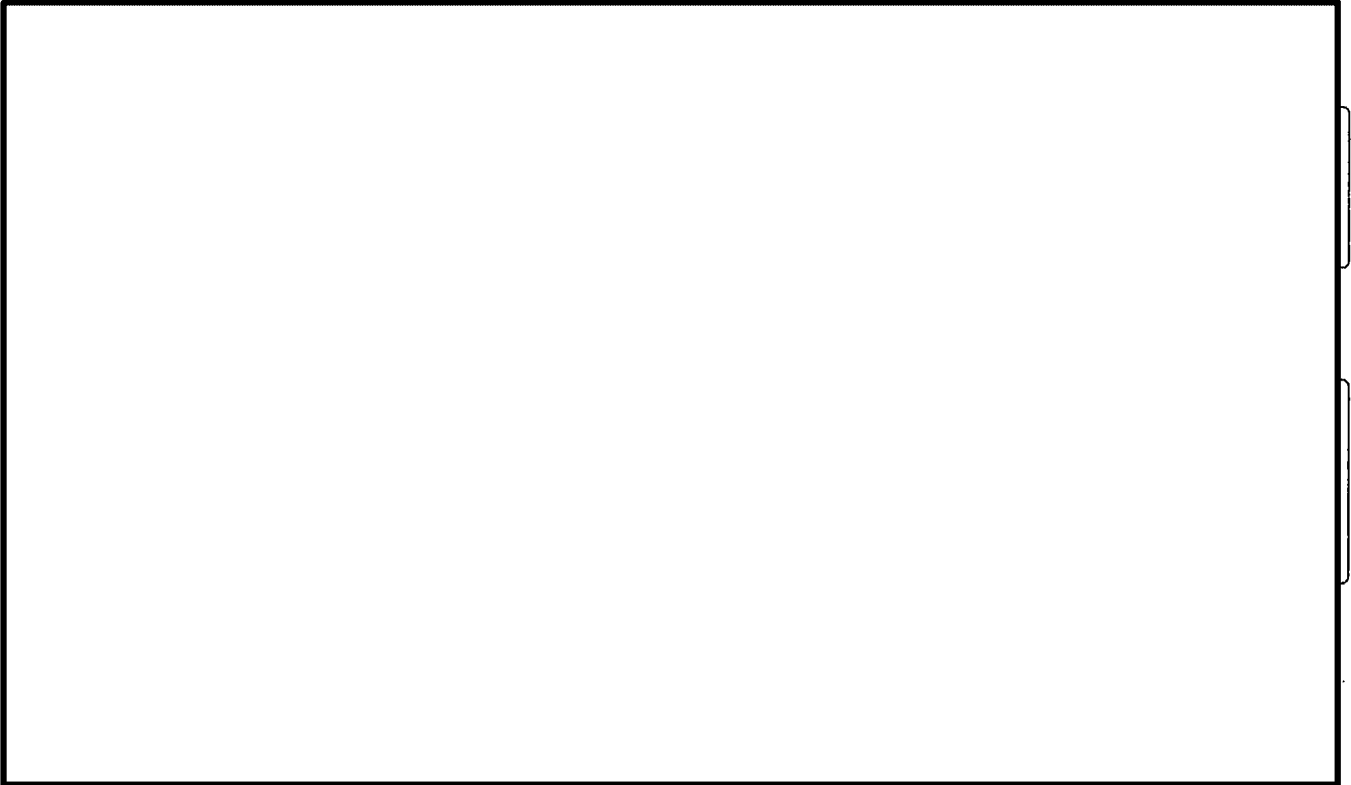
To ensure there would not be a break in employment once it is granted, additional action would be required such as amending the Handbook for Employers, M-274, to provide that a receipt for an application for adjustment of status (Form I-485), together with a K-1 I-94 noted above, extends employment authorization, to provide for continuity of authorization. Note that the portion of the USCIS website referenced above would need to be updated to reflect these changes. Given the obstacles that prevent K-1 fiancé(e)s from obtaining work authorization in a timely manner, will USCIS agree to take the above steps to address this problem?

¹ Questions and Answers, USCIS American Immigration Lawyers Association Meeting, AILA InfoNet Doc No. 11100570 (posted October 5, 2011)

² See <http://www.uscis.gov/family/family-us-citizens/fiancee-visa/fiancee-visas>.

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USCIS Response:

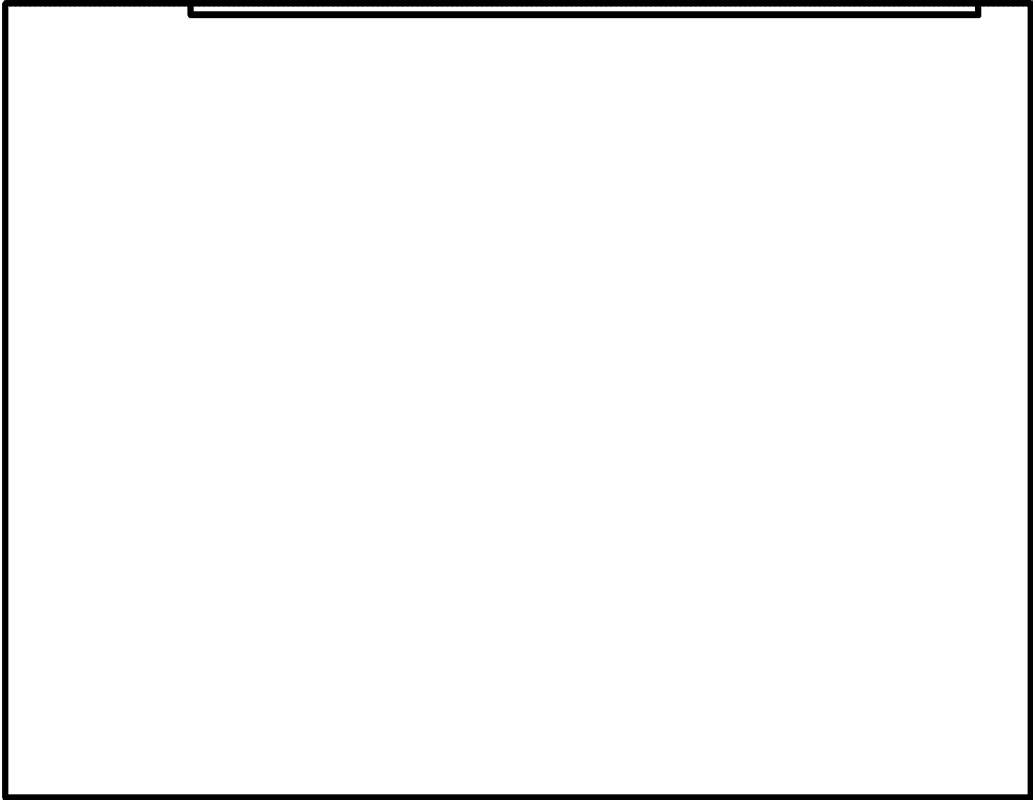


Delays in EAD Issuance

12. Delays in EAD issuance are a recurring problem and have unfortunately resulted in many individuals suffering financial hardship as a result of lost jobs or interruptions in employment due to lapses in employment authorization. In addition, in many states, driver's licenses expire with employment authorization, thus triggering a cascade of problems for individuals who have timely filed EAD extensions. With the removal of the equipment that allowed field offices to issue interim EADs, USCIS has eliminated the only safety net for individuals on the verge of losing employment. While we understand the need for a secure document, the problems caused by the lack of any means to obtain an interim EAD are causing extreme hardship for scores of individuals. Indeed, 8 CFR §274a.13(d) is not discretionary; it mandates the issuance of interim employment authorization if the application is not adjudicated within 90 days. Will USCIS consider implementing one or more of the following options to address this issue once and for all:

- Empower local offices to issue a document, valid for 120 days, to extend an EAD where an I-765 has been pending for more than 80 days. This could be a fraud proof sticker affixed to the EAD card,
 - Amend the regulations to provide for an automatic extension of employment authorization upon filing a timely EAD extension and provide that the receipt for the extension application, when accompanied by the expired EAD, is satisfactory proof of employment authorization for I-9 purposes.
 - Permit applicants for renewal employment authorization to submit their applications 180 days before expiration of the current EAD, as opposed to 120 days which is now required.
 - Announce that an I-765 receipt for all categories covered in 8 CFR §274a.13(d) will serve as an I-9 List C document for up to 240 days where 90 days have elapsed from the application received date.
- (b)(5)

USCIS Respons



H-1B Specialty Occupations

13. Several federal district courts have now rejected the common USCIS practice of determining that a position is not a “specialty occupation” for H-1B purposes if the Labor Department’s Occupational Outlook Handbook (OOH) describes more than one educational path that an

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individual can typically take to meet the requirements for the position.³ Specifically, the courts have stated that this approach impermissibly narrows the plain language of the statute and that the regulations do not restrict qualifying occupations to those for which there exists a single, specifically tailored and titled degree program.

- a. Has USCIS taken steps to incorporate the principles established by these district court cases into its training materials and guidance for Service Center and AAO adjudicators?

USCIS Response:

[Redacted]

- b. At the October 23, 2013 meeting with USCIS and AILA, USCIS stated that it was “continuing to review current policy on the interpretation of ‘specialty occupation’” and that it was “developing updated guidance that will be included in the publication of the H-1B Policy Manual volume.” What is the status of this guidance?

USCIS Response:

[Redacted]

[Redacted]

FDNS Site Visits

14. We understand that FDNS officers are instructed to advise employers and employees that participation in a site visit under the Administrative Site Visit and Verification Program (ASVVP) is voluntary.

- a. Please describe the process that takes place if an employer or employee declines to participate in the site visit.

USCIS Response:

[Redacted]

- b. If the employer or employee declines to participate in the site visit, will the results automatically be listed as “not verified” and result in a NOIR?

³ *Residential Finance Corp. v. USCIS*, 839 F. Supp. 2d 985 (S.D. Ohio 2012), AILA Doc No. 12031265 (posted March 12, 2012); *Raj and Company v. USCIS*, Case No. C14-123RSM (W.D. Washington, 2015) – not reported in F. Supp. 3rd – AILA Doc No. 15022300 (posted January 14, 2015); *Warren Chiropractic & Rehab Clinic v USCIS*, 2015 WL 732428 (C.D. California, 2015) – not reported in F. Supp. 3rd, AILA Doc. No. 15011542 (posted January 12, 2015)

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USCIS Response [redacted]

supporting documents by phone, e-mail, or fax. If information in the petition cannot be verified or is inconsistent with the facts recorded during the site visit USCIS may request more information or evidence. The burden is on the employer to establish eligibility for the petition. Thus, failure to provide information or evidence requested may delay a final decision or result in the denial or revocation of the petition. **FDNS**

- c. If a NOIR is not automatic, what is the average NOIR rate in cases where the employer or employee declines to participate in the site visit, as well as the average revocation rate following the NOIR?

USCIS Response [redacted]

[redacted]

[redacted]

P-1 for Athletes

- 15. In recent months, ALLA has received numerous reports from members of a recent trend in P-1 adjudications for athletes: Requests for Evidence (RFEs) and denials of P-1A (internationally recognized athlete) nonimmigrant petitions, which cite 8 CFR §214.2(p)(4)(ii)(A) and state that the petitioner failed to provide evidence that the beneficiary will be participating in competitions that require the services of internationally recognized athletes. For purposes of a P-1A petition for classification as an internationally recognized athlete, 8 CFR §214.2(p)(4)(ii)(A) states:

The athlete or team must be coming to the United States to participate in an athletic competition which has a distinguished reputation *and which requires participation of an athlete or athletic team that has an international reputation* [emphasis added].

Though we acknowledge that this is a current regulatory requirement, there is nothing in the statute to support such a requirement. INA §214(c)(4)(A)(i) defines an athlete as one who “performs as an athlete, individually or as part of a group or team, at an internationally recognized level of performance.” As emphasized in the statute, it is the *athlete’s performance* that must be internationally recognized, not that the *event* require the services of an internationally recognized athlete. In likely acknowledgment that the statute does not support the regulatory provision, both legacy INS and USCIS have not requested evidence of the event’s international recognition in approximately 20 years of adjudications.

By way of analogy, the interim O-1 regulations included a provision at 8 CFR §214.2(o)(3)(iii) that required the O-1 alien to be coming to the United States to perform services requiring an alien of O-1 caliber in much the same way that the P-1 regulations state that the event must require the services of an internationally recognized athlete.⁴ However,

⁴ 57 Fed. Reg. 12179-12190 (Apr. 9, 1992).

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upon a review of comments submitted by the public, this provision was removed from the final O-1 regulations after legacy INS concluded that there was no statutory support for it. As stated in the preamble to the final regulation:

Criteria for Establishing That a Position Requires the Services of an Alien of Extraordinary Ability or Achievement—214.2(o)(3)(iii)

... After careful consideration, the Service agrees that there is no statutory support for the requirement that an O-1 alien must be coming to the U.S. to perform services requiring an alien of O-1 caliber [emphasis supplied]. As a result, this paragraph has been deleted from the final rule. The alien, however, must be coming to perform services in the area of extraordinary ability as is required in the statutory definition of the classification.⁵

Though the parallel provision in the O-1 context was removed from the regulations, the P-1 provision remained. Thus, 8 CFR §214.2(p)(4)(ii)(A) is *ultra vires* and should be removed from Title 8 of the Code of Federal Regulations. Moreover, the recent RFEs and denials represent a significant shift in adjudicatory practice from the approach USCIS and legacy INS have taken for the past 20 years. In apparent recognition that this regulation lacks a statutory basis, RFEs and denials citing 8 CFR §214.2(p)(4)(ii)(A) were simply not issued until quite recently. What steps is USCIS taking to bring the adjudicatory standards and the regulations into compliance with the statute?

USCIS Response



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Automatic Citizenship and SAVE

16. Lawful permanent resident minors who become U.S. citizens when their parents naturalize are citizens by operation of law and are thus not required to file an N-600 to obtain a certificate of naturalization. Minors who obtain automatic citizenship can apply for a passport with the State Department, and the passport will be issued with proof of the parent's naturalization. In these cases, is the child's citizenship status reflected in the SAVE database so that state and local government agencies are properly advised of the individual's

⁵ 59 Fed. Reg. 41818-41842, at 41820 (Aug. 15, 1994).

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entitlement to benefits reserved for U.S. citizens? What steps, if any, does USCIS take to ensure this information is properly collected and that the SAVE database accurately reflects the child's citizenship status?

USCIS Response

Marijuana

17. During the April 10, 2014 meeting between AILA and USCIS, USCIS stated that it has consulted with DOJ and DHS on issues surrounding the use, ingestion, purchase, or sale of medical marijuana in states where it is legal to do so, and that draft guidance was under review. Please provide an update on the status of this guidance. In addition, many states have enacted statutes that decriminalize the recreational use of marijuana or possession of small amounts of marijuana. Other states are considering enacting such statutes. Will USCIS also be releasing guidance on the impact of possession of and recreational use of marijuana in states where it is lawful?

USCIS Response

Physician National Interest Waivers (PNIW)

18. Pursuant to INA §203(b)(2)(B)(ii), physicians who agree to practice medicine full-time for five years in a federally designated medically underserved area, or at a Department of Veterans Affairs (VA) medical facility, are eligible for approval of a "national interest waiver" second preference immigrant petition, and may adjust to permanent resident status after completing the required five years of practice. In accord with the INA, *Schneider v. Chertoff*, 450 F.3d 944 (9th Cir. 2006), USCIS memoranda, and the Adjudicators Field Manual Chapter 22.2(j)(6), it is well-established that a physician may complete a portion or all of his or her five-year clinical service requirement before filing a PNIW petition. Only prior medical practice in J-1 status is excluded from the aggregate five years of service. Once the five years is completed, the physician has no further obligation to work at a VA facility or in a shortage area, and may adjust to permanent residence status, provided he or she has a current priority date.

8 CFR §245.18(f) requires that USCIS "provide the physician with timetables for completing the adjustment of status." Unfortunately, because these notices are not consistently provided to physicians, many doctors are without documentation of when USCIS has determined the obligation will be met, or has been met. Physicians need this information in order to correct

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the completion calculation if needed and to help plan their future medical careers. This is particularly important given the backlogs in employment-based visas for India and China, which can delay adjustment of status for many years after completion of the five-year obligation.

Please remind service centers of the need to send the timetable notices to physicians as required by 8 CFR §245.18(f). In addition, would USCIS be willing to implement a process whereby notices could be issued to physicians confirming that their 5-year obligation has been completed?

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USCIS Response:

Misrepresentations Made by Minors

19. On February 18, 2015, new guidance related to misrepresentations made by minors was added to the Department of State Foreign Affairs Manual (FAM) at 9 FAM 40.63 N5.3. The new guidance reads:

An alien under the age of 15 cannot act willfully and therefore cannot be found ineligible under INA 212(a)(6)(C)(i). For aliens aged 15-16, the consular officer will need to determine if the alien was acting at the direction of an adult, who may be ineligible under INA 212(a)(6)(E), or whether the alien did act willfully on their own. Aliens aged 17 and over are presumed to act willfully unless they can establish lack of knowledge or capacity as described above.

We note, however, that the USCIS Policy Manual at Volume 8, Part J.3(D)(5) states:

The fact that a misrepresentation occurred while the person was under 18 years of age, in particular, is not determinative. There is no categorical rule that someone under 18 cannot, as a matter of law, make a willful misrepresentation. A person may be able to claim, however, that, on the basis of the facts of his or her own case, he or she lacked the capacity necessary to form a willful intent to misrepresent a material fact.⁶

⁶ See <http://www.uscis.gov/policymanual/Print/PolicyManual-Volume8-PartJ.html#footnote-28>.

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Please confirm that the policy stated by the Department of State in the FAM note also represents the current policy of USCIS. When should we expect a conforming amendment to the USCIS Policy Manual?

USCIS Response

Experience-Based Credentials Evaluations

20. In recent months, AILA has observed new requests for evidence (RFEs) that attempt to impose exceedingly strict requirements on credentials evaluations by college professors acting as independent consultants, such as consulting for private credentials evaluation firms or otherwise, that go far beyond that which has been requested in the past. For example, professors writing evaluations as consultants must now:

- Provide exceptionally detailed and voluminous documentation to “clearly” establish their qualifications as experts;
- Provide specific instances where past opinions have been accepted as authoritative and by whom;
- “Clearly” show how conclusions were reached and show the basis for the conclusions with copies of citations of any research material used.

In addition, RFEs frequently demand that the evaluation be accompanied by a letter from the Registrar of the institution (on the institution’s letterhead) to establish that the professor:

- Is authorized to grant college-level credit on behalf of the institution;
- Holds a bachelor’s degree in the field of study he or she is evaluating; and
- Is actually employed by the claimed college or university.

And, the evaluation must be accompanied by:

- Evidence that the institution is accredited;
- Copies of pertinent pages from the college or university catalog to show that it has a program for granting college-level credit based on training and/or experience (merely stating such in a letter is insufficient); and
- Evidence to show the total amount of college credit the Registrar or evaluator may grant for training or experience as part of the program, among other things.

Against this background, we have the following questions:

- a. The RFEs decisions appear to reflect a shift in policy on the acceptance of experience-based credentials evaluations by professor and contrary to the preponderance of the evidence standard. Please explain what led to this drastic increase in evidentiary burden.

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USCIS Response:

[Redacted]

- b. A review of Chapter 31.3 of the Adjudicator's Field Manual, as well as the USCIS Policy Manual reveal no new or amended language that would lend support for this change in practice. Please provide a copy of the policy memorandum or guidance that preceded the new RFE template language and provides support for the evidentiary demands found in the RFEs.

USCIS Response:

[Redacted]

- c. Is it USCIS's position that an evaluation from a professor that lacks even one of the items referenced in the recent RFEs will be rejected for lack of probative value? If no, please describe the standards under which USCIS evaluates expert opinions and how it determines whether to accept the opinion as probative or reject it outright?

USCIS Response:

[Redacted]

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EB-2 I-140s for Physical Therapists

21. During the October 9, 2014 meeting between AILA and USCIS, we discussed the issue of educational evaluations for EB-2 Physical Therapists, and in particular, the fact that USCIS has been routinely denying EB-2 petitions for Physical Therapists from the Philippines that are accompanied by an educational evaluation from the Foreign Credentialing Commission on Physical Therapy (FCCPT) concluding that the beneficiary's five-year Bachelor of Physical Therapy is the equivalent of a "first professional degree" (master's degree) in Physical Therapy in the United States.⁷

In its response, USCIS stated that the regulations recognize FCCPT's authority to issue certifications for the limited purpose of overcoming inadmissibility at INA §212(a)(5)(C), and that such authority does not extend to determining whether the beneficiary's education is the equivalent of an "advanced degree." Moreover, USCIS pointed out that the FCCPT's verification of the beneficiary's education, training, license and experience for admission into the United States is not binding on DHS. 8 CFR §212.15(f)(1)(iii).

USCIS stated that in evaluating whether a foreign worker's education meets the requirements for the requested classification, USCIS considers all submitted materials, including opinions rendered by educational credentials evaluators such as FCCPT, as well as "other credible resource material[s]" and that such materials "are considered and given due weight in determining whether the petitioner has established by the requisite preponderance of the evidence that the beneficiary meets the qualifications for the immigration benefit sought."

While we agree that USCIS should consider and give due weight to all relevant evidence in assessing whether the beneficiary is eligible for the requested classification, we have observed a number of denials which indicate that USCIS is, in fact, not giving *any* weight to FCCPT or other evaluations. Instead, it appears that USCIS relies solely on the EDGE database from the American Association of Collegiate Registrars and Admissions Officers (AACRAO), which states that while a five-year Bachelor of Physical Therapy from the Philippines is a first professional degree in the Philippines, it is equivalent only to a U.S.

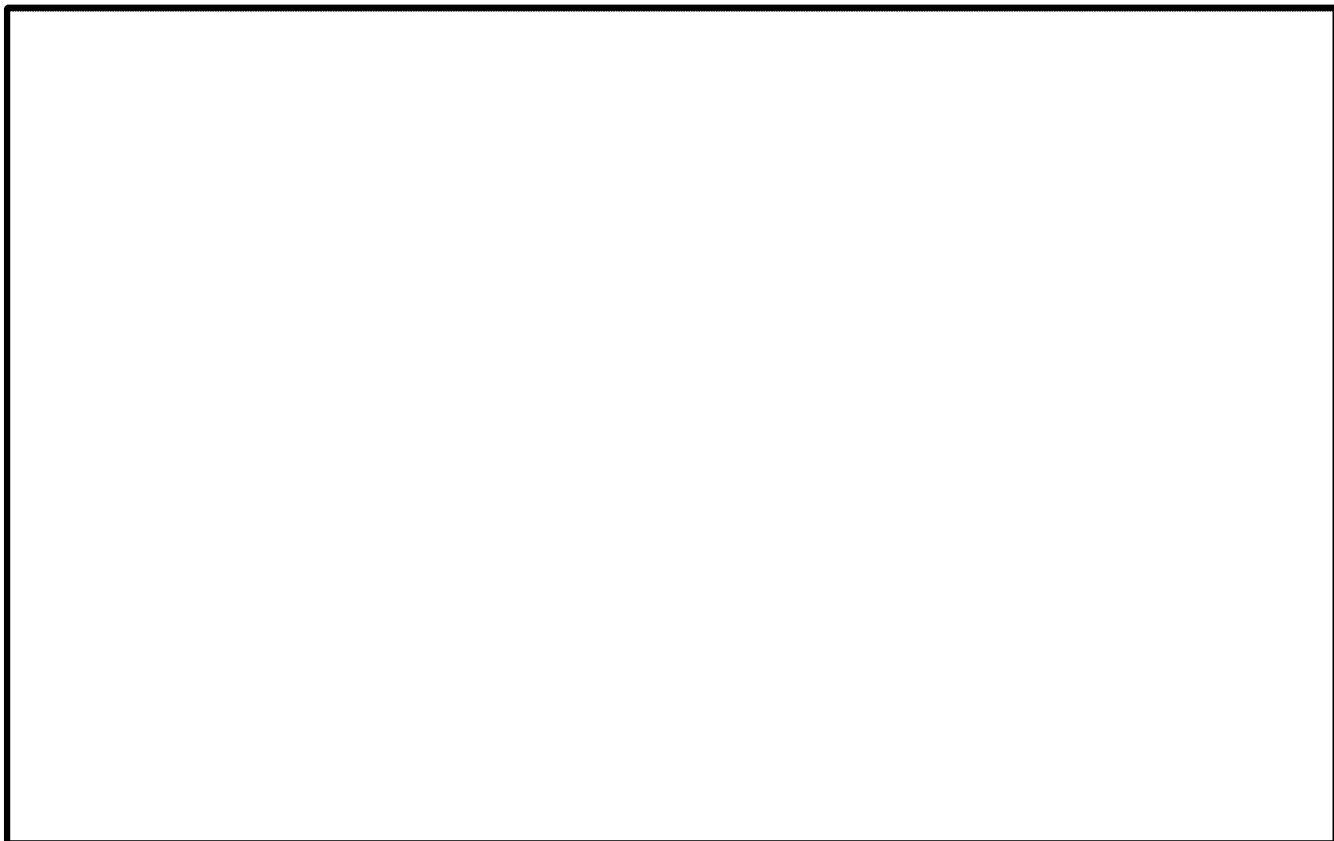
⁷ See AILA/USCIS HQ Liaison Q&As (10/9/14), AILA Doc. No. 14101040

bachelor's degree and therefore, does not equate to a first professional degree in the United States.

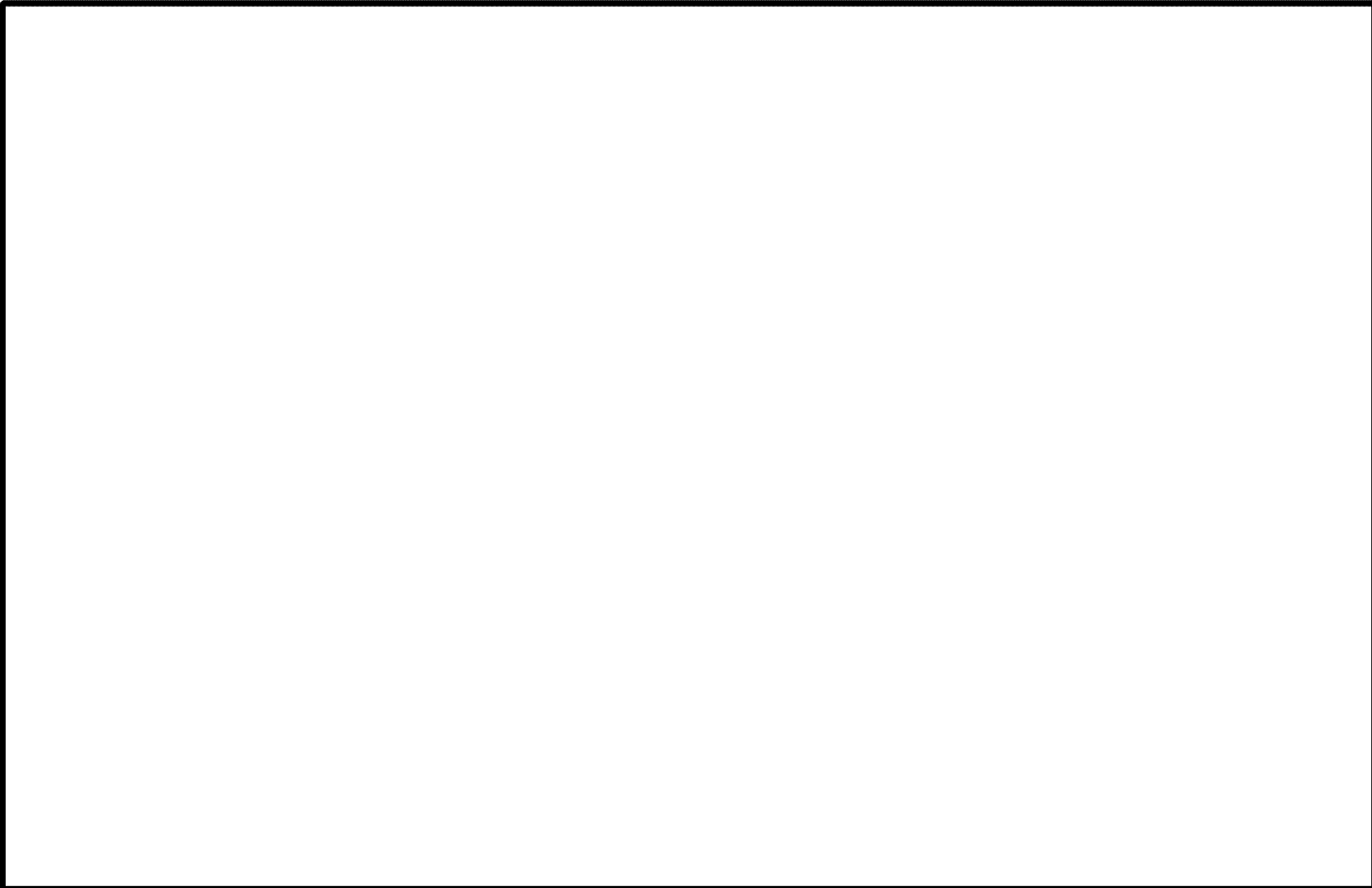
USCIS has recognized FCCPT as the sole authority to issue healthcare certifications for Physical Therapists. Moreover, the Illinois Physical Therapy Act (Title 68 of the Illinois Administrative Code, Part 1340.20(e)) requires graduates of Physical Therapy programs outside the U.S. to have their educational credentials evaluated, and specifically names FCCPT as a recognized authority for this purpose. In a March 13, 2014 letter from James W. McCament, Chief of the Office of Congressional Relations to Rep. Joseph Crowley, Mr. McCament states, “[t]he opinions expressed in evaluations and resource materials, *as well as EDGE, are not binding on USCIS. Additionally, USCIS does not endorse or encourage the use of EDGE over other types of credible resource material regarding the equivalency of the educational credentials to college degrees obtained in the United States.*”

- a. If USCIS recognizes the FCCPT's authority for the important purpose of providing healthcare certifications for the purpose of overcoming inadmissibility, and is not bound by the information contained in the EDGE database, why does it refuse to recognize that the FCCPT's opinions on matters of degree equivalency might be more persuasive than those contained in the EDGE database?

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New Preparer's Declaration on Form I-129

22. AILA renews its objection to the "Preparer's Declaration" found in Part 8 of the 10/23/14 Edition of Form I-129, as expressed in its comment to the draft Form I-129 submitted on September 2, 2013, in response to the 60-day Notice of Revision published at 78 Fed. Reg. 40490 (July 5, 2013), and recorded as item USCIS-2005-0030-0230 on Information Collection Review docket USCIS-2005-0030. AILA also refers to and joins in the objections submitted by the American Council for International Personnel in response to the proposed revisions and recorded as item USCIS-2005-0030-0232, submitted September 3, 2013.

As adopted, the "Preparer's Declaration" appears to impose unreasonable duties on a petitioner and a petitioner's attorney, or the attorney's legal assistant, in connection with the preparation of a Form I-129 and its multiple supplement forms. As adopted, the declaration contemplates that an attorney or legal assistant preparing an I-129 and supplements must engage in a line-by-line, item-by-item review of the completed form with the petitioner, and to obtain from the petitioner express agreement with each and every answer on the forms.

Strict compliance with the duties apparently contemplated by the declaration would impose significant burdens on both petitioners and on attorneys or their respective staffs.

If, by adopting the revised "Preparer's Declaration," USCIS contemplates that the preparer engage in the conduct of a line-by-line, item-by-item review of the Form I-129 and supplement with the petitioner, AILA urges USCIS to revise the "Preparer's Declaration" to read as follows:

By my signature, I certify, swear, or affirm, under penalty of perjury, that I prepared this form on behalf of the petitioner, or another individual authorized to sign this form pursuant to form instructions. I prepared this form at his or her request, and with his or her express consent, and I understand that the preparation of this form does not grant the petitioner or beneficiary any immigration status or benefit.

USCIS Response:

[Redacted]

[Redacted]

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H-2B Program

23. On March 4, 2015, the federal district court for the Northern District of Florida vacated the DOL's 2008 H-2B regulations on the ground that DOL lacks authority under the INA to issue such regulations. *Perez v. Perez*, 3:14-cv-682 (N.D. Florida, Mar. 4, 2015). As a result of this decision, DOL immediately stopped accepting and processing requests for prevailing wage determinations and applications for H-2B labor certification. As of March 5, 2015, USCIS temporarily suspended adjudication of Form I-129 H-2B petitions while it considers the appropriate response to the court order. However, the court order neither invalidates temporary labor certifications issued prior to the date of the order, nor enjoins USCIS from adjudicating petitions. Moreover, INA §214(c)(1) authorizes USCIS to adjudicate petitions, and relegates to DOL only a consultative role. Employers who acted in good faith to comply

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with DOL requirements by obtaining a temporary H-2B labor certification should not be penalized now by an unnecessary bar to importing much-needed supplementary workers. The longer this bar continues, the greater the economic impact will be on a wide range of industries. Will USCIS reconsider the temporary halt in adjudication of H-2B petitions? What steps does USCIS anticipate in the near and long-term to secure the future of this much needed program?

USCIS Response:

Combatting the Unauthorized Practice of Law

24. We commend USCIS for its efforts to protect noncitizens and their families and employers from the unauthorized practice of law, including its "The Wrong Help Can Hurt" campaign. With the complexities of immigration law and the serious consequences for even the most minor of mistakes, we offer our support to USCIS in continuing to combat UPL and protect the public from unscrupulous or well-intentioned but ill-advised actors. In the past, it was the small travel agency or notario office that was at the root of this problem. However, more recently, several large-scale businesses have entered the marketplace, offering immigration forms selection and completion services on-line to the general public. According to 8 CFR §1001.1(i), the practice of law includes assisting in the preparation of documents, applications, or petitions on behalf of another person. Under 8 CFR §1001.1(k), the practice of law also includes giving advice, such as advice on what forms to complete or how to complete such forms. Would USCIS initiate a review of the products and services offered by these business entities to determine whether their activities fall within the ambit of activities that warrant a public warning?

USCIS Response:

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From: (b)(6)
To:

[Redacted]

Subject: OIL Appellate Meeting – February 12, 2015

Date:

Attachments:

[Redacted]

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OIL Appellate Meeting – February 12, 2015

[Redacted]

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[Redacted] Associate Counsel
U.S. Citizenship and Immigration Services
Washington, D.C. 20529

(b)(6)

Office

Fax:

Email:



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From:

To:

Cc:

Subject:

FW: STATEMENT BY SECRETARY JEH C. JOHNSON CONCERNING THE DISTRICT COURT'S RULING CONCERNING DAPA AND DACA

Date:

Tuesday, February 17, 2015 3:44:58 PM

FYI. Please let us know if you have any questions:

From: DHS Press Office [mailto:pressoffice@messages.dhs.gov]

Sent: Tuesday, February 17, 2015 1:28 PM

To:

Subject: STATEMENT BY SECRETARY JEH C. JOHNSON CONCERNING THE DISTRICT COURT'S RULING CONCERNING DAPA AND DACA



Press Office
U.S. Department of Homeland Security

Press Release

Feb. 17, 2015

Contact: DHS Press Office, (202) 282-8010

STATEMENT BY SECRETARY JEH C. JOHNSON CONCERNING THE DISTRICT COURT'S RULING CONCERNING DAPA AND DACA

I strongly disagree with Judge Hanen's decision to temporarily enjoin implementation of Deferred Action for Parents of Americans and Lawful Permanent Residents (DAPA) and expanded Deferred Action for Childhood Arrivals (DACA). The Department of Justice will appeal that temporary injunction; in the meantime, we recognize we must comply with it.

Accordingly, the Department of Homeland Security will not begin accepting requests for the expansion of DACA tomorrow, February 18, as originally planned. Until further notice, we will also suspend the plan to accept requests for DAPA.

The Department of Justice, legal scholars, immigration experts and even other courts have said that our actions are well within our legal authority. Our actions will also benefit the economy and promote law enforcement. We fully expect to ultimately prevail in the courts, and we will be prepared to implement DAPA and expanded DACA once we do.

It is important to emphasize what the District Court's order does not affect.

The Court's order does not affect the existing DACA. Individuals may continue to come forward and request initial grant of DACA or renewal of DACA pursuant to the guidelines established in 2012.

Nor does the Court's order affect this Department's ability to set and implement enforcement priorities. The priorities established in my November 20, 2014 memorandum entitled "Policies for the Apprehension, Detention and Removal of Undocumented Immigrants" remain in full force and effect. Pursuant to those enforcement priorities, we continue to prioritize public safety, national security, and border security. I am pleased that an increasing percentage of removals each year are of those convicted of crimes. I am also pleased that, due in large part to our investments in and prioritization of border security, apprehensions at the southern border – a large indicator of total attempts to cross the border illegally -- are now at the lowest levels in years.

For more information, visit www.dhs.gov.

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From:
To:

[Redacted]

(b)(6)

Subject: OIL Appellate Meeting, February 5, 2015
Date: Monday, February 09, 2015 4:39:28 PM
Attachments:

[Redacted]

(b)(5)

OIL Appellate Meeting
February 5, 2015

[Redacted] USCIS – OCC

(b)(6)

Note taker

OIL Appellate Director

[Redacted]

(b)(6)

Director [Redacted] discussed several topics, including the following.

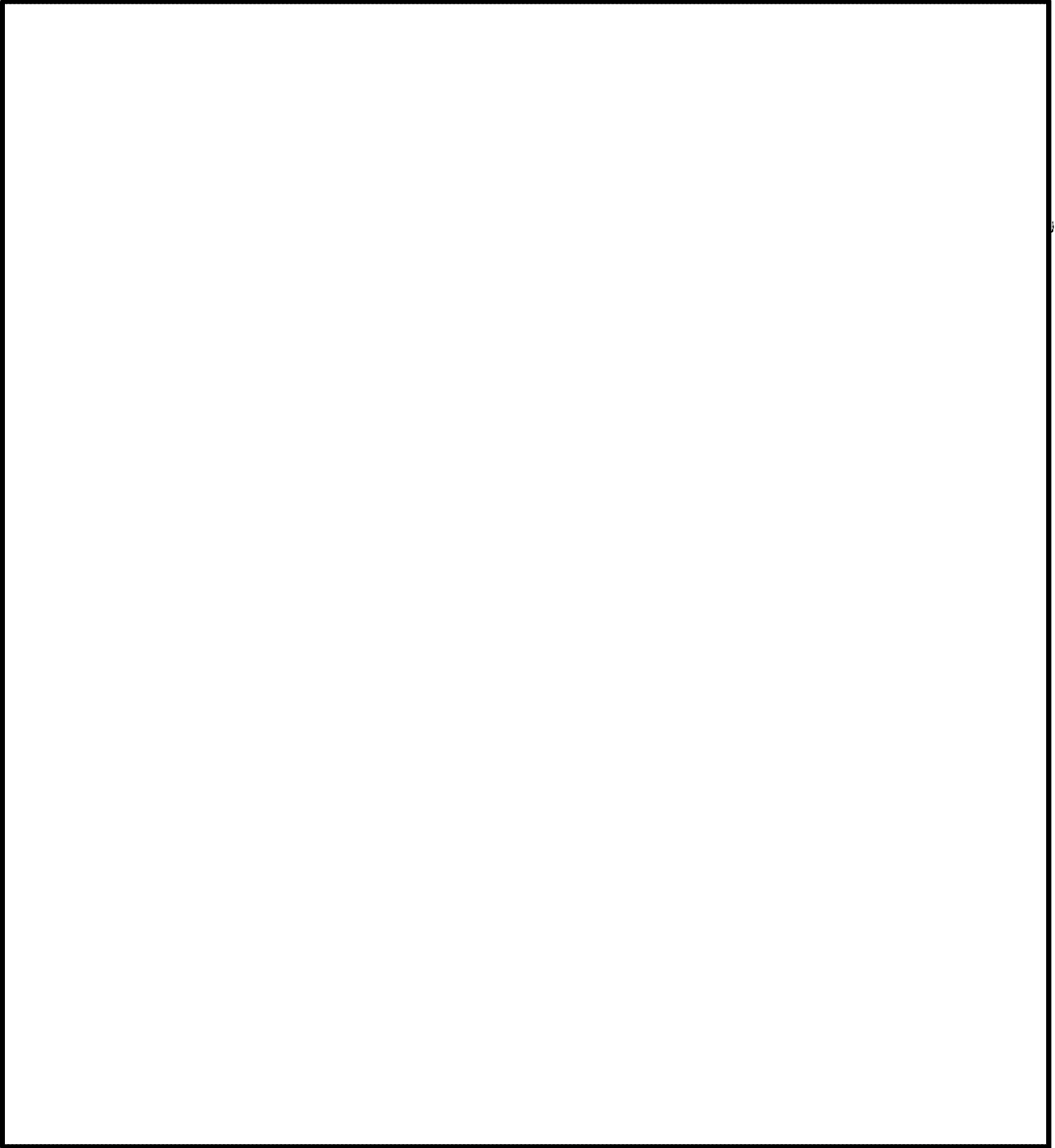
Executive Action

[Large Redacted Block]

(b)(5)

(b)(6)

(b)(5)



DACA/DAPA



(b)(6)

(b)(5)

(b)(6)

(b)(5)



Associate Counsel
Litigation and National Security Coordination Division
Office of the Chief Counsel
United States Citizenship and Immigration Services



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(b)(6)

(b)(5)

From:
To:

[Redacted]

(b)(6)

Subject: RE: OIL Appellate Management Meeting Notes 1-15-2015
Date: Monday, January 26, 2015 8:56:44 PM

Attachments:

[Redacted]

(b)(5)

My apologies, I forgot the attachments. Please find attached the Current Status of Appeal and Summary of Current Status of Appeal for January 15, 2015.

Sincerely,

[Redacted]

(b)(6)

Associate Counsel
Litigation National Security Coordination Division
Office of the Chief Counsel
U.S. Citizenship and Immigration Services
U.S. Department of Homeland Security

[Redacted]

(b)(6)

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Thank you.

From: [Redacted] (b)(6)

Sent: Monday, January 26, 2015 9:52 PM

[Redacted]

(b)(6)

Subject: OIL Appellate Management Meeting Notes 1-15-2015

OIL Appellate Meeting Notes 1/15/2015

[Redacted] (b)(5)

[Redacted] (b)(5)

Stay warm & safe.

Sincerely,

[Redacted]

Associate Counsel
Litigation National Security Coordination Division
Office of the Chief Counsel
U.S. Citizenship and Immigration Services
U.S. Department of Homeland Security

(b)(6)

[Redacted]

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Thank you.

[Redacted]
From:

Sent:

[Redacted]
Tuesday, March 31, 2015 2:39 PM

To:

Cc:

Subject:

[Redacted]
FW: DHS HQ NTA request

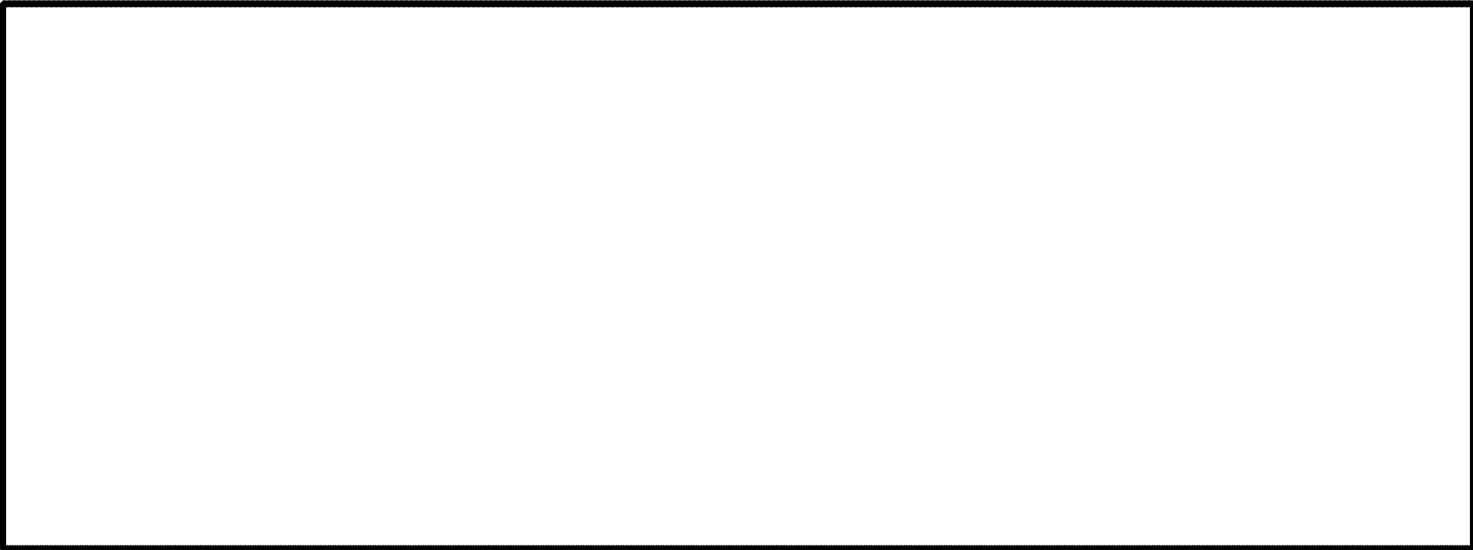
Attachments:

EIR Prosecutorial Discretion Effectiveness Metrics DRAFT 01 28 15 v2.pptx; DHS Enforcement Priorities Instruction (As of 03-06-15).docx; RE: Alert Values for new Priorities; NTA PM Revision Issues and Questions 3-12-15 Rev (2).docx

[Redacted]

Attached are all the documents you asked for regarding the NTA discussions we have been involved in.

(b)(5)



I believe this is all that I needed to send you. Please let me know if you have any questions. Thanks, [Redacted]

From:

[Redacted]
Sent: Monday, March 30, 2015 4:12 PM

To:

Cc:

[Redacted]
Subject: RE: DHS HQ NTA request

Attached are all of the forms I showed you today.

- EIR Effectiveness Metrics ppt. – This is the summary slide for all the numbers being collected from ICE, CBP and USCIS.
- DHS Enforcement Priorities Instruction – This is the SOP for enforcement for CBP, ICE, and USCIS that is being developed by HQ (with no USCIS attendance)
- Alert Values for New Priorities – This is the email with the EAGLE/EID codes based on the new enforcement actions that we will be asked to report by.
- NTA PM Questions – The OP&S take on the current NTA issues.

[Redacted]

(b)(6)

From:

[Redacted]

(b)(6)

Sent:

Sunday, February 01, 2015 11:02 PM

To:

[Redacted]

Cc:

Subject:

RE: Fraud Strategy and Background Check for DAPA/DACA

Good evening [Redacted] (b)(6)

I'm offering the following information in the event it is applicable or helpful:

(b)(5)

[Large Redacted Area]

V/r,

[Redacted]

(b)(6)

Chief, Program Management Office

Fraud Detection and National Security Directorate
U.S. Citizenship and Immigration Services

[redacted] (b)(6)
202-440-0962 (cell)

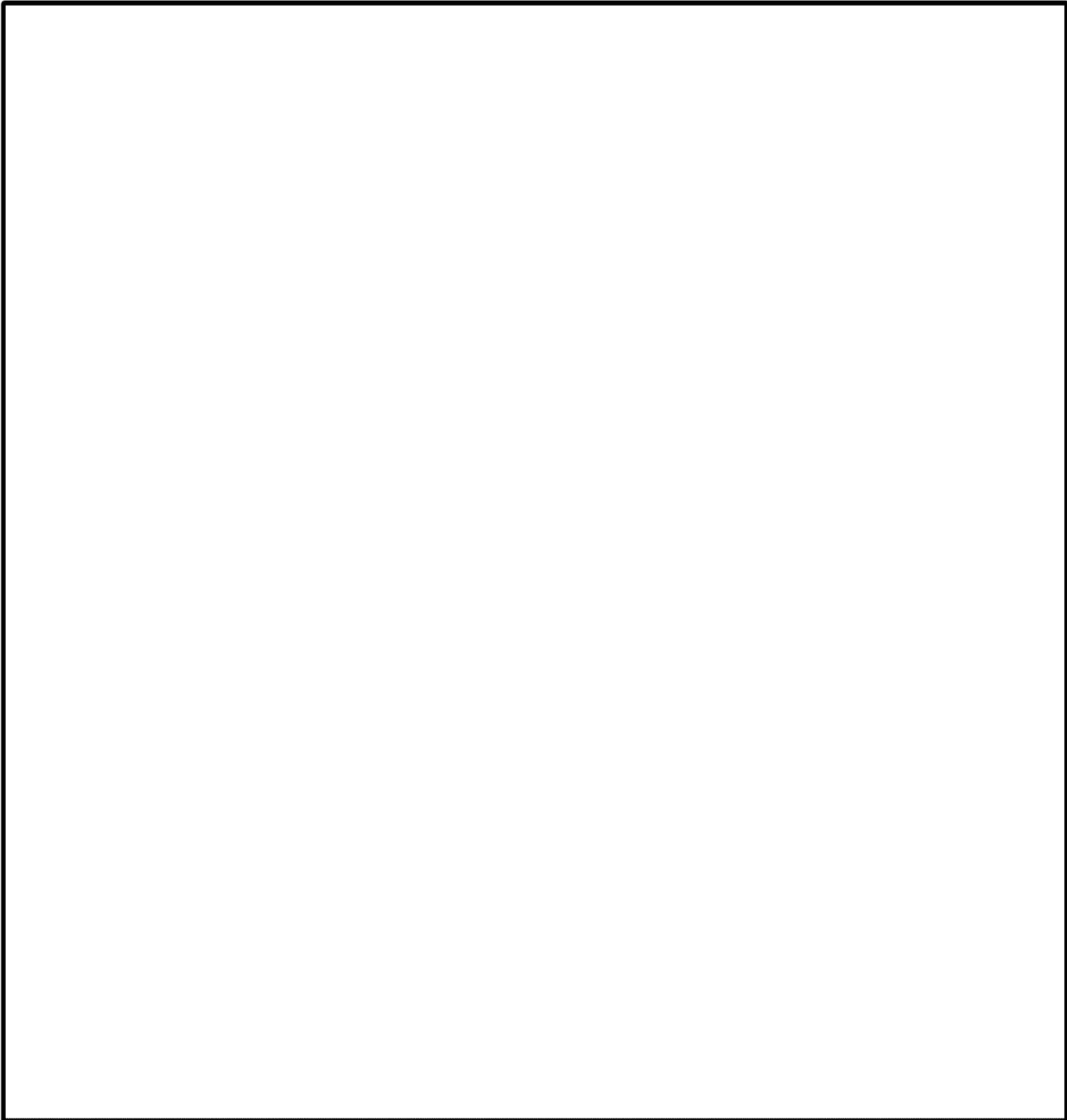
From: [redacted] (b)(6)

Sent: Friday, January 30, 2015 5:18 PM

To: [redacted]
Subject: RE: Fraud Strategy and Background Check for DAPA/DACA

I'm basing these summaries on the talking points received from the Fraud Div. and from the PSD.

(b)(5)



[Redacted]

Please let me know what other information I can assist with.

Thank you,

[Redacted]

(b)(6)

Special Assistant – Front Office
Fraud Detection and National Security
US Citizenship and Immigration Services
Department of Homeland Security

Tel [Redacted]

(b)(6)

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From: [Redacted]

(b)(6)

Sent: Friday, January 30, 2015 11:55 AM

To: FDNS EIR Team; Pietrafesa, Robert R

Subject: Fraud Strategy and Background Check for DAPA/DACA

All,

(b)(5)

I will be engaging on the Hill via telecon w/ OLA and FOD re: DACA/DAPA fraud strategy and background checks.

[Redacted]

[Redacted]

we need this by COB today so that we can review and made edits if need be.

(b)(6)

I apologize for the quick turn around but it was just tasked today.

[Redacted]

(b)(5)



[Redacted]

(b)(6)

From:
Sent:
To:

[Redacted]

(b)(6)

Friday, January 30, 2015 8:06 PM

[Redacted]

Cc:

Subject:

RE: Fraud Strategy and Background Check for DAPA/DACA

(b)(6)

(b)(6)

Thank [Redacted] We're going to set up a demo next week with [Redacted] and make sure we are all clear on the functionality and limitations.

[Redacted]

(b)(6)

Associate Regional Director
Central Region Office

From:

[Redacted]

(b)(6)

Sent: Friday, January 30, 2015 5:53:59 PM

[Redacted]

Subject: FW: Fraud Strategy and Background Check for DAPA/DACA

(b)(5)

[Redacted]

Many thanks and I hope that you have a great weekend!

V/r,

[Redacted]

(b)(6)

From:

[Redacted]

(b)(6)

Sent:

Friday, January 30, 2015 4:18 PM

To:

[Redacted]

Subject:

RE: Fraud Strategy and Background Check for DAPA/DACA

Attachments:

Johnson Enclosure 01 26 15 Final Q&A highlighted.pdf

[Large Redacted Area]

[Redacted]

From:

[Redacted]

Sent:

Sunday, February 01, 2015 11:02 PM

To:

[Redacted]

Cc:

Subject:

RE: Fraud Strategy and Background Check for DAPA/DACA

(b)(5)

Good evening,

[Redacted]

[Large redacted area]

V/r,

[Redacted] avis

Chief, Program Management Office

(b)(6)

[redacted]

From: [redacted]
Sent: Friday, January 30, 2015 11:20 AM
To: [redacted]
Subject: RE: Fraud Strategy and Background Check for DAPA/DACA

FDNS EIR Team & [redacted]

Please let me know how I can help you with the talking points for [redacted] telecon today.

Thank you,

[redacted]
Special Assistant – Front Office
Fraud Detection and National Security
US Citizenship and Immigration Services
Department of Homeland Security
Tel. [redacted]

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From: [redacted]
Sent: Friday, January 30, 2015 12:16 PM
To: [redacted]
Subject: RE: Fraud Strategy and Background Check for DAPA/DACA

Will do.

Thank you,

[redacted]

From: [redacted]
Sent: Friday, January 30, 2015 11:55 AM
To: FDNS EIR Team; [redacted]
Subject: Fraud Strategy and Background Check for DAPA/DACA

All,

I will be engaging on the Hill via telecon w/ OLA and FOD re: DACA/DAPA fraud strategy and background checks.

(b)(6)

Fraud Division: you are to produce talking points on the draft fraud strategy and the draft itself to Anja today so that she can produce a summary for the meeting on the Hill.

Public Safety Division: you are to produce talking points about who is not eligible for DACA/DAPA and also produce the QandA that we have cleared on so that [redacted] can produce a summary of the document for the Hill.

(b)(6)

[redacted] we need this by COB today so that we can review and made edits if need be.

I apologize for the quick turn around but it was just tasked today.

(b)(6)

[redacted]

[Redacted]

V/r,

[Redacted]

Chief, Program Management Office
Fraud Detection and National Security Directorate
U.S. Citizenship and Immigration Services

[Redacted]

From: [Redacted]

Sent: Saturday, January 31, 2015 8:17:20 PM

[Redacted]

Subject: RE: Fraud Strategy and Background Check for DAPA/DACA

Hi [Redacted]

[Redacted]

Thanks much,

[Redacted]

From: [Redacted]

Sent: Friday, January 30, 2015 5:54 PM

[Redacted]

Subject: FW: Fraud Strategy and Background Check for DAPA/DACA

[Redacted]



Many thanks and I hope that you have a great weekend!

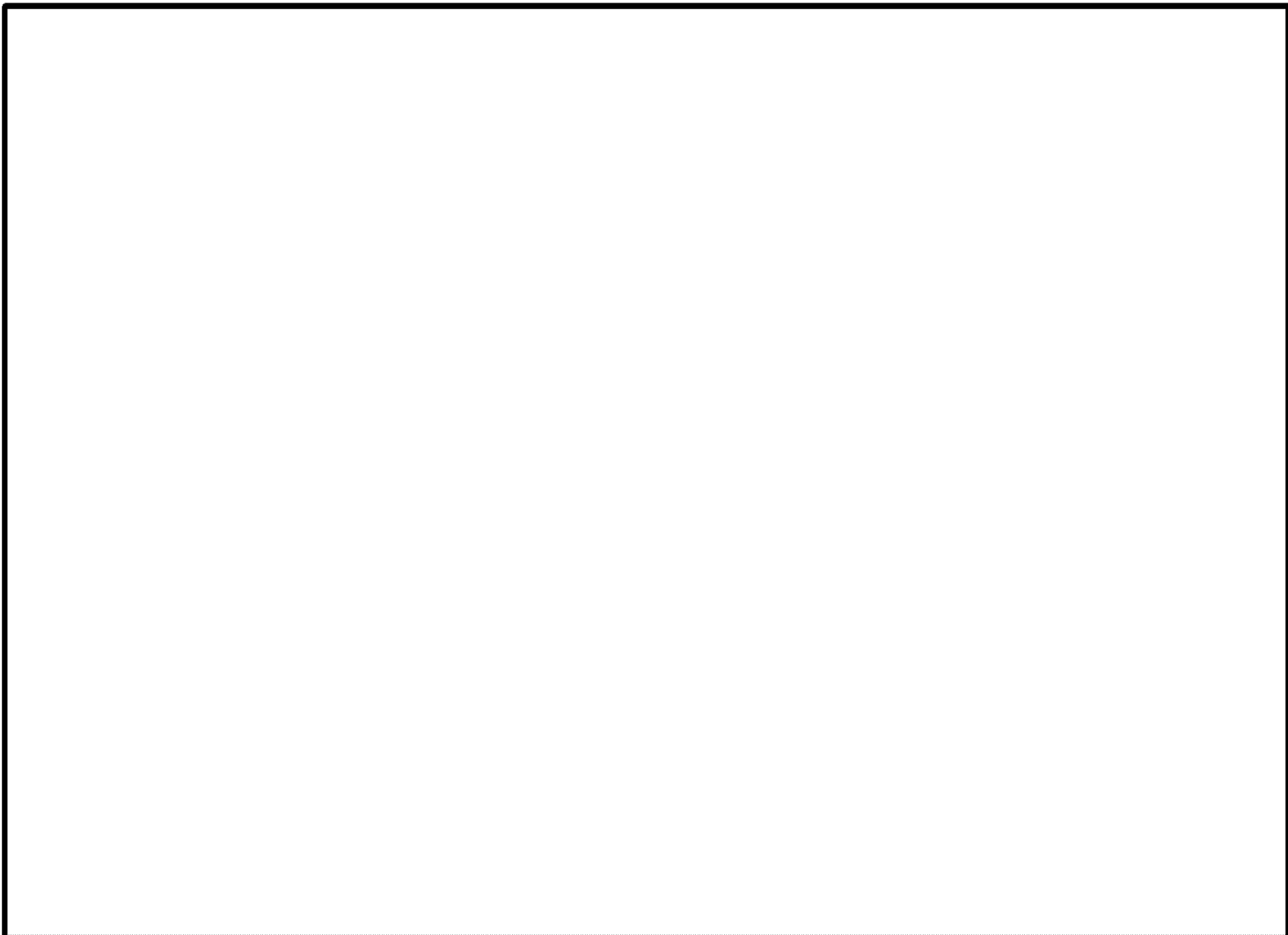
V/r [redacted] (b)(6)

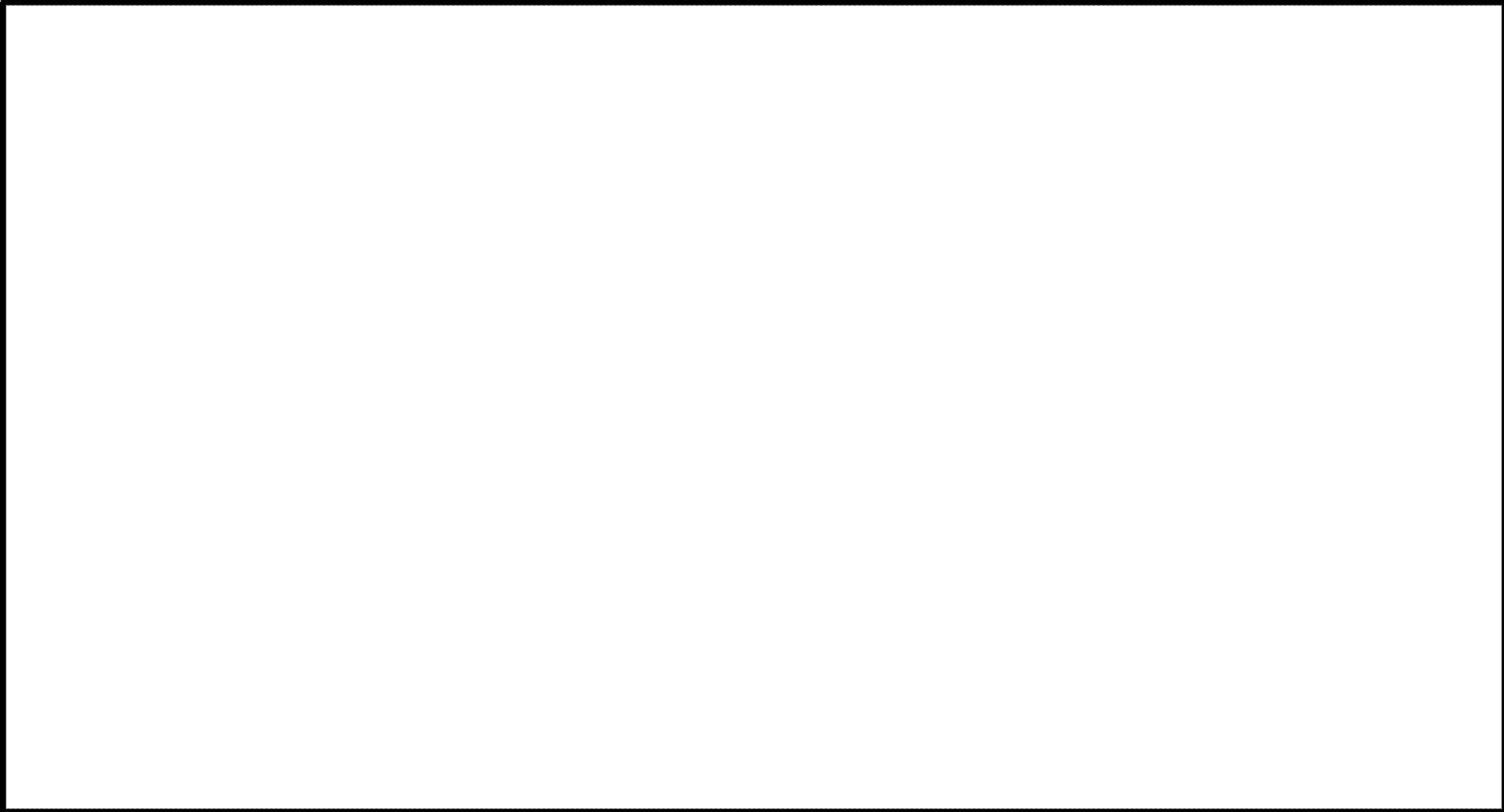
Chief, Program Management Office
Fraud Detection and National Security Directorate
U.S. Citizenship and Immigration Services

[redacted] (b)(6)

From [redacted] (b)(6)
Sent: Friday, January 30, 2015 5:17:31 PM
To [redacted]
Subject: RE: Fraud Strategy and Background Check for DAPA/DACA

I'm basing these summaries on the talking points received from the Fraud Div. and from the PSD.





Please let me know what other information I can assist with.

Thank you,

[Redacted]

(b)(6)

Special Assistant – Front Office
Fraud Detection and National Security
US Citizenship and Immigration Services
Department of Homeland Security
Te [Redacted]

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From: [Redacted] (b)(6)

Sent: Friday, January 30, 2015 11:55 AM

To: FDNS EIR Team [Redacted]

Subject: Fraud Strategy and Background Check for DAPA/DACA

All,

I will be engaging on the Hill via telecon w/ OLA and FOD re: DACA/DAPA fraud strategy and background checks.

[Redacted]

(b)(5)

[Redacted]

[Redacted]

ve need this by COB today so that we can review and made edits if need be.

(b)(6)

I apologize for the quick turn around but it was just tasked today.

[Redacted]

(b)(6)

[Redacted]

(b)(5)

[REDACTED] (b)(6)

From: [REDACTED]
Sent: Monday, February 02, 2015 8:13 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: Guidance - CARRP Handling for DAPA.docx
Attachments: doc00579920141210095750.pdf; Guidance - CARRP Handling for DAPA.docx

All,
Attached is a DRAFT memo governing the use of CARRP in DAPA cases. While much of it is a simple find/replace on the DACA CARRP memo, I did add some background material for this specific deferred action program, and made a couple of slight tweaks to the language. Could you all review it for accuracy or any other concerns? It's short (three pages, most of which were already approved by AD [REDACTED]) I'm hoping you can provide me any edits by COB today.

For those wishing to compare, the signed DACA CARRP memo is also attached.

Let me know if you have any questions.

Thanks,
K

(b)(6)



U.S. Citizenship
and Immigration
Services

(b)(5)

December 9, 2014

Memorandum

TO: Donald Neufeld
Associate Director, Service Center Operations

FROM: Sarah Kendall 
Associate Director, Fraud Detection and National Security

SUBJECT: Abbreviated CARRP Handling for DACA Cases with National Security Concerns

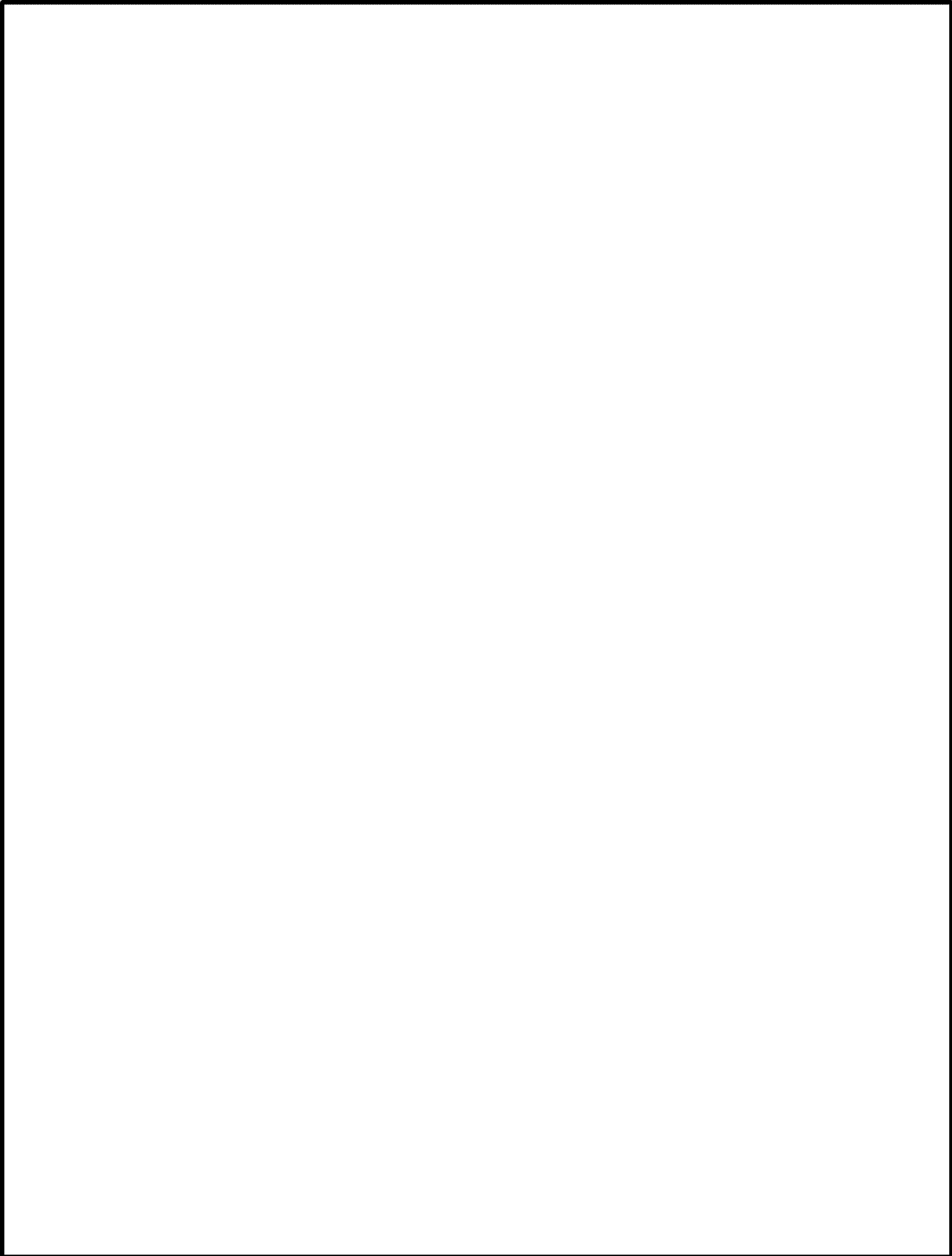
Purpose

This memorandum provides guidance on procedures to handle Deferred Action for Childhood Arrivals (DACA) cases with national security (NS) concerns¹ under an abbreviated version of the Controlled Application Review and Resolution Program (CARRP).

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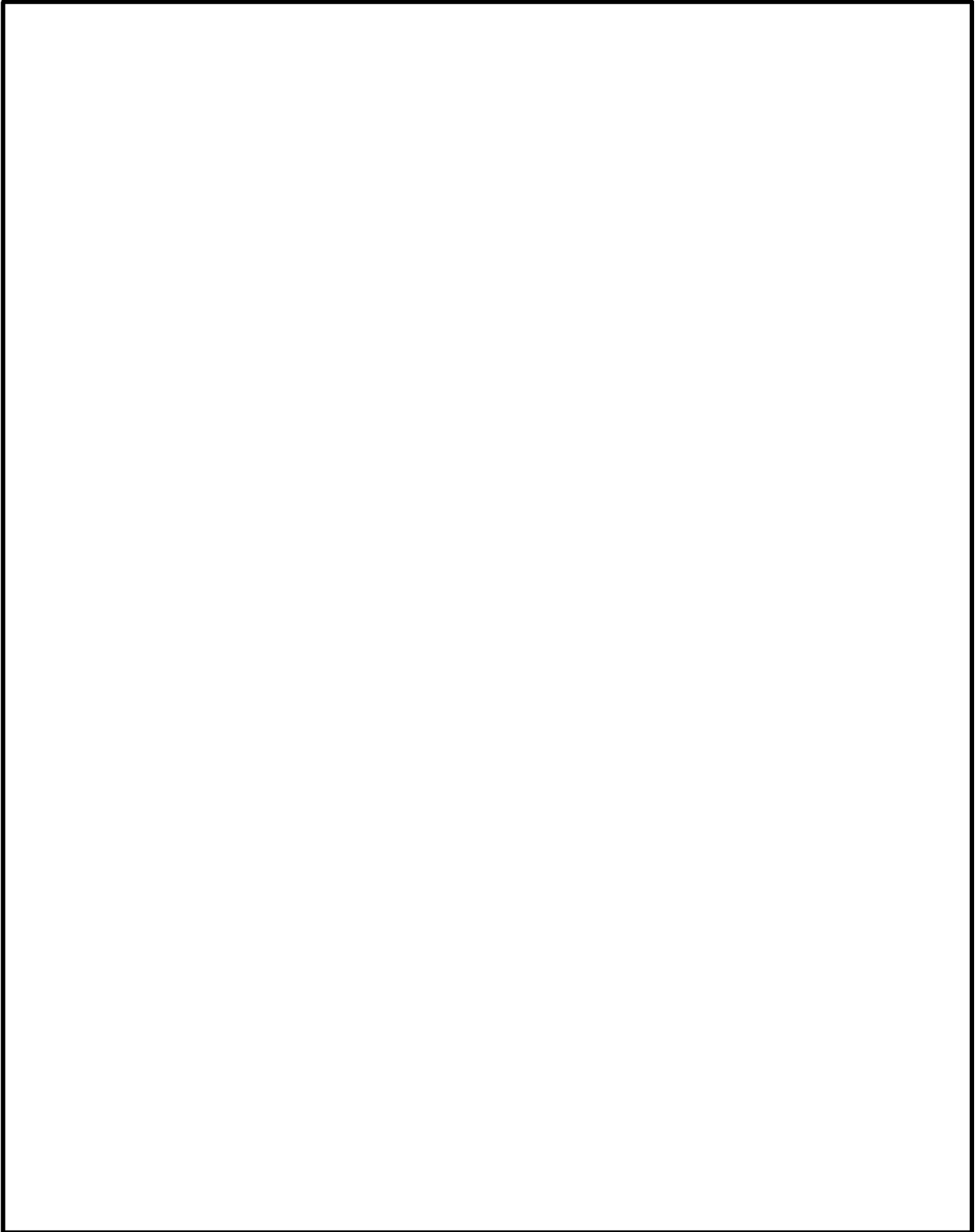
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Abbreviated CARRP Handling for DACA Cases with National Security Concerns



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Abbreviated CARRP Handling for DACA Cases with National Security Concerns



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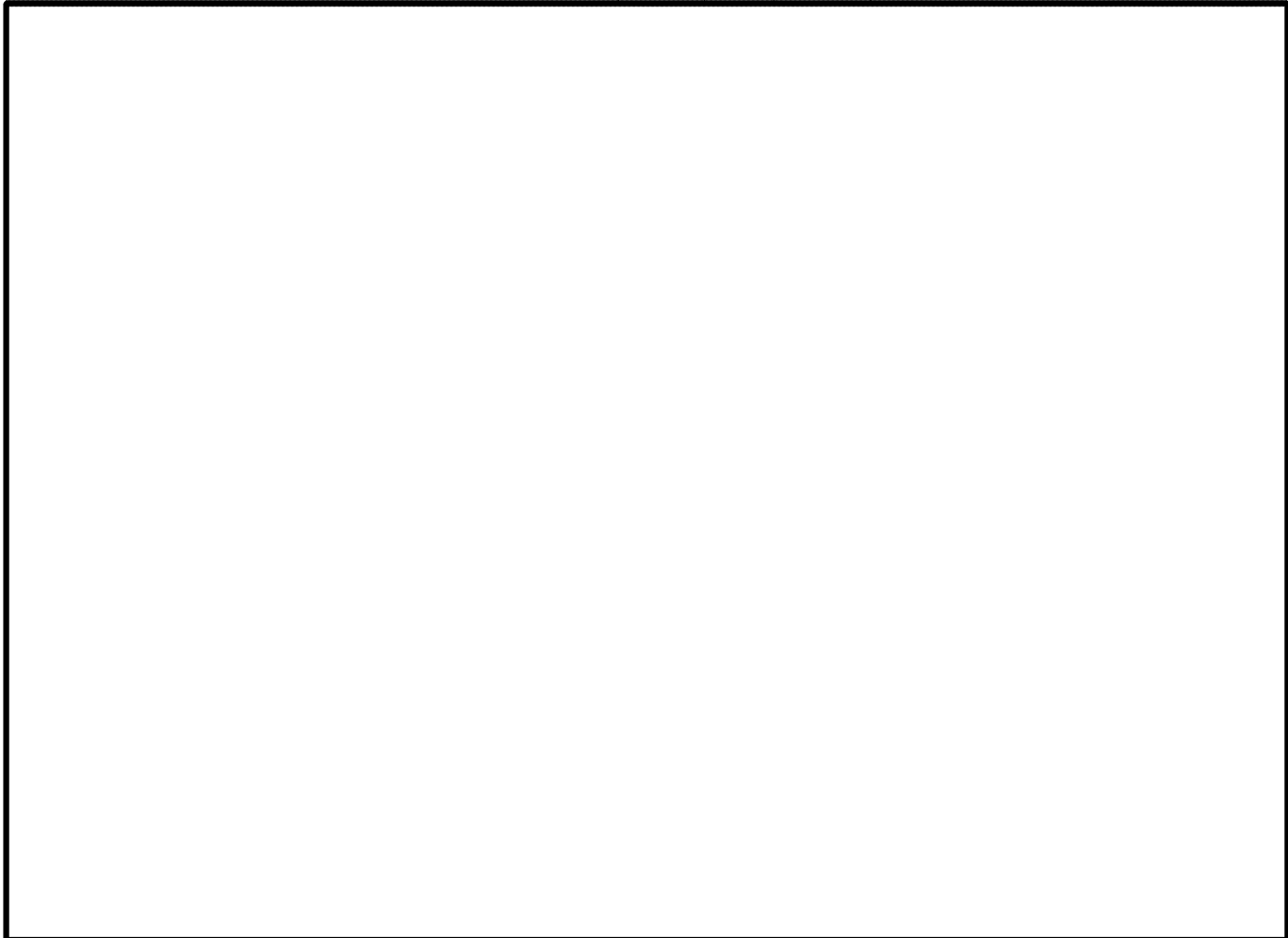
**U.S. Citizenship
and Immigration
Services**

Memorandum

TO: ~~Donald Neufeld~~ Jennifer Higgins
Associate Director, ~~Service Center Operations~~ Special Operations

FROM: Sarah Kendall
Associate Director, Fraud Detection and National Security

SUBJECT: Abbreviated CARRP Handling for DACA-DAPA Cases with National Security
Concerns



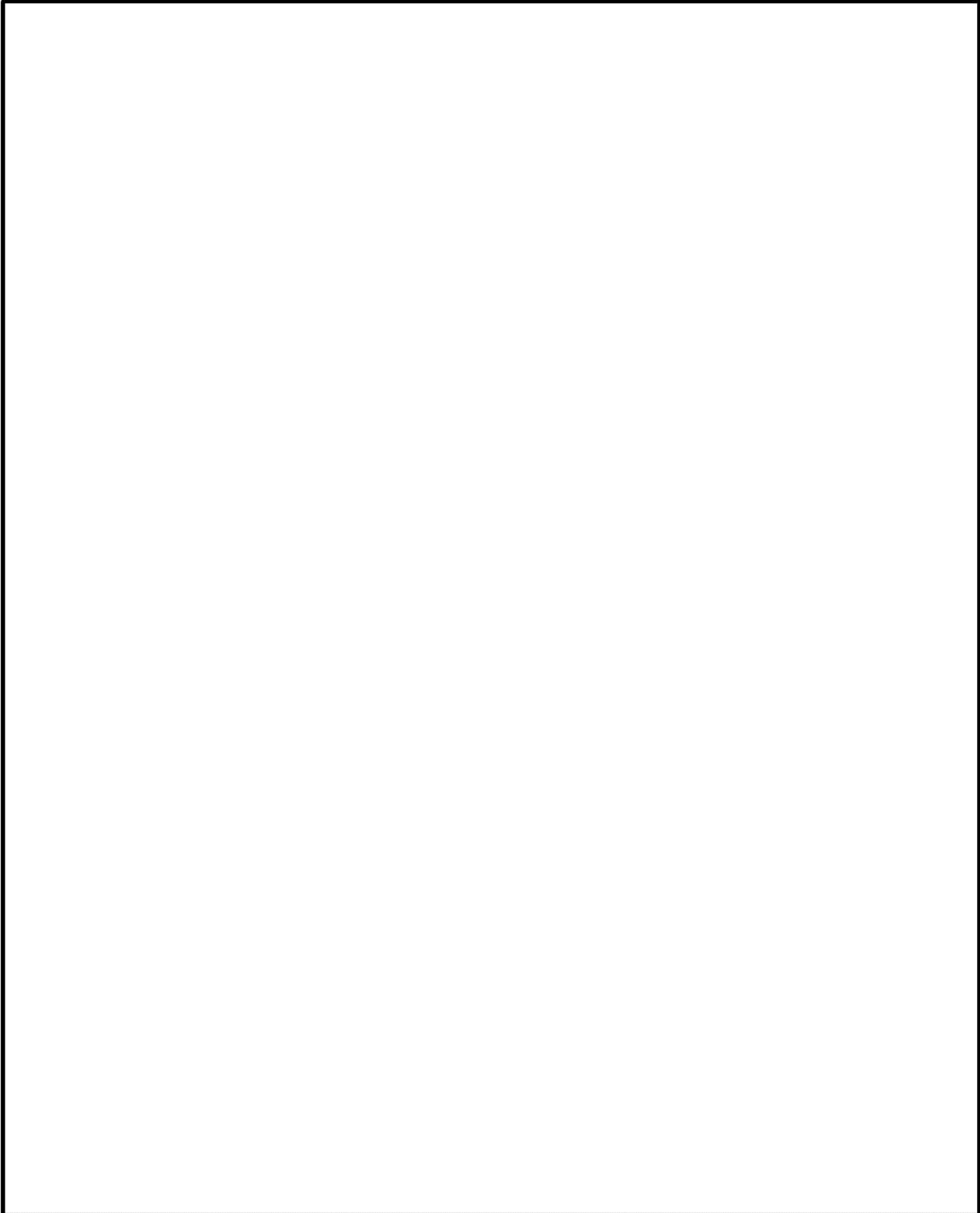
www.uscis.gov

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| Abbreviated CARRP Handling for ~~DACA~~-DAPA Cases with National Security
Concerns

Page 2

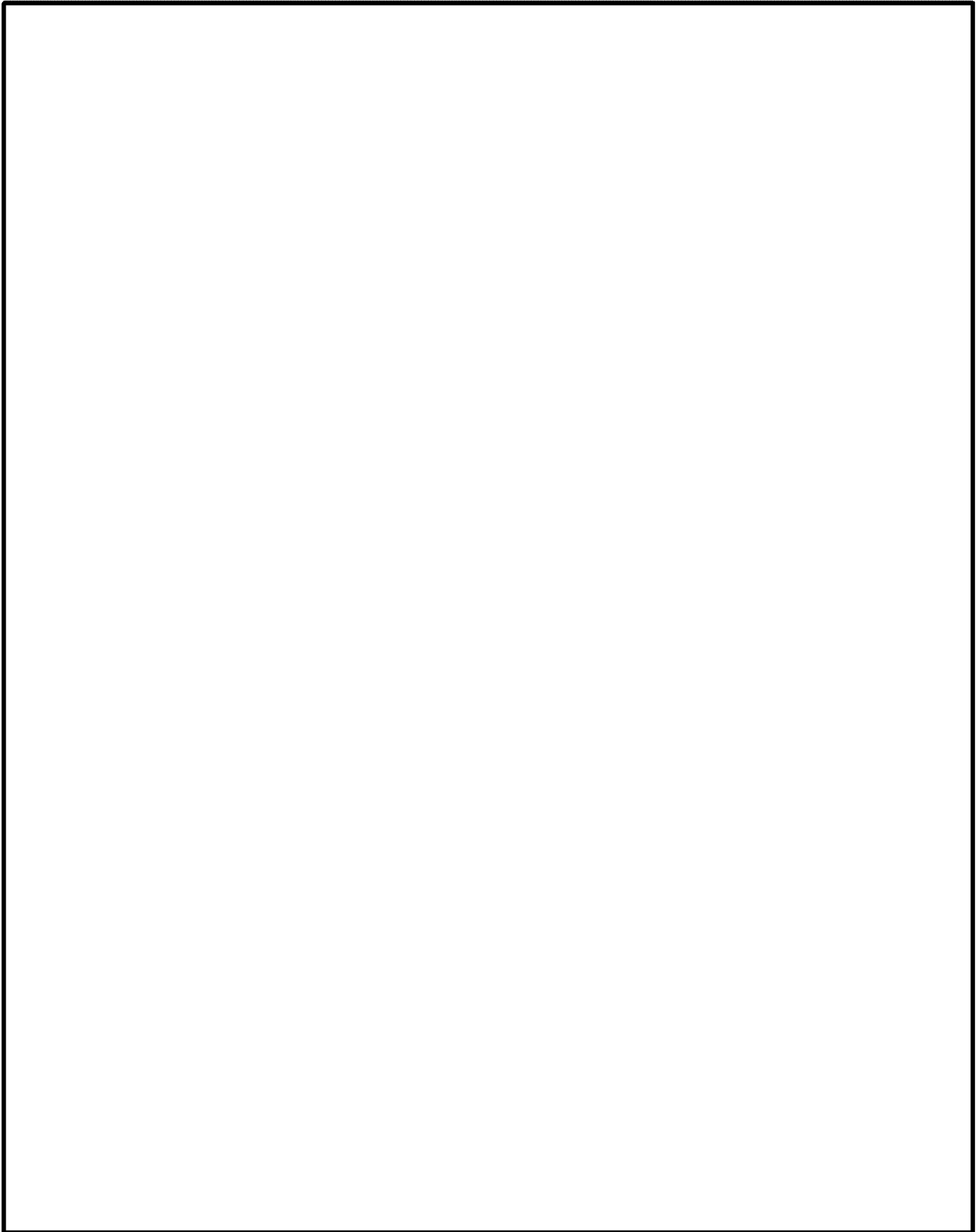


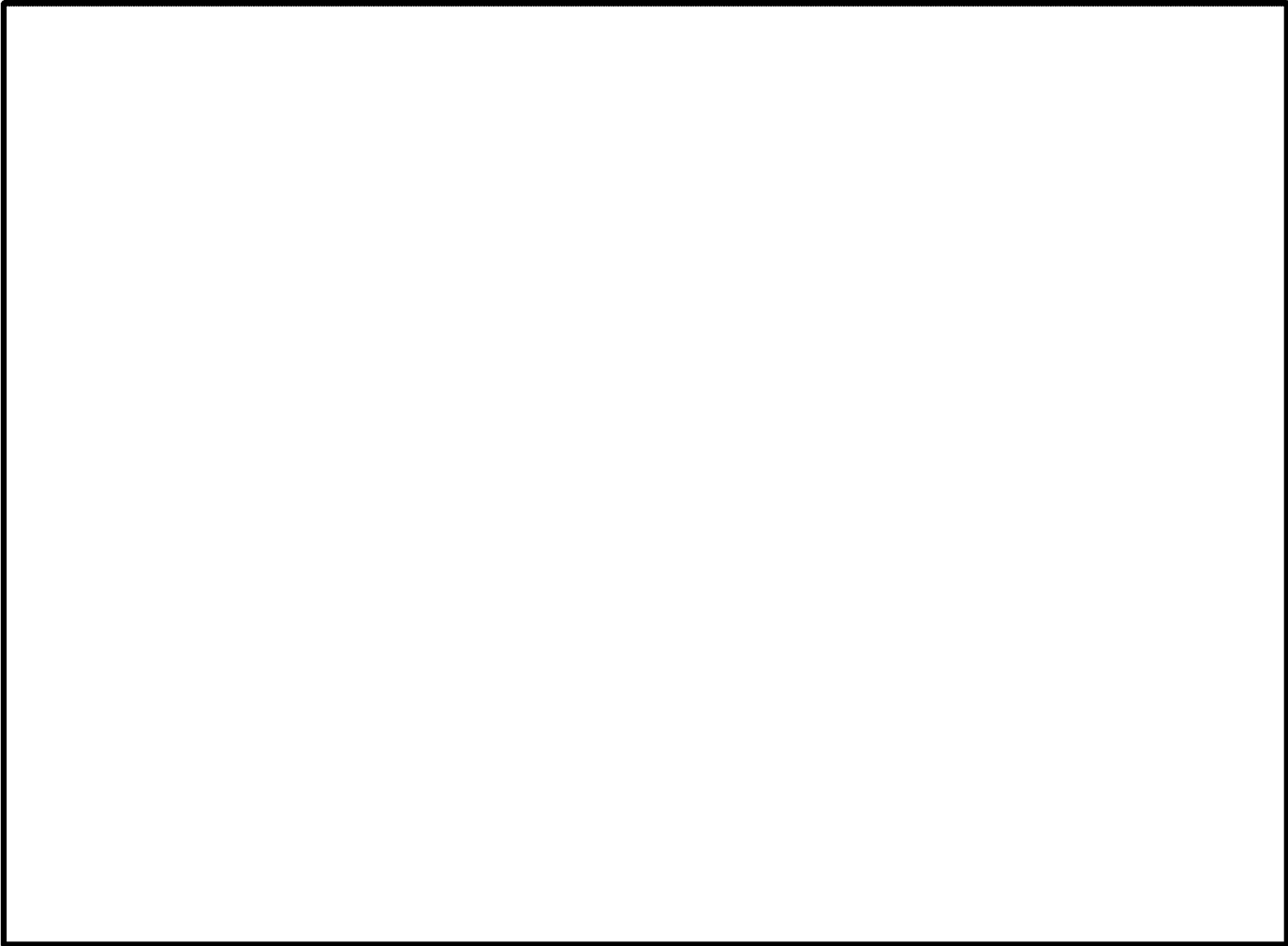
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| Abbreviated CARRP Handling for ~~DACA~~-DAPA Cases with National Security
Concerns





DRAFT

[Redacted]

(b)(6)

(b)(6)

From:

[Redacted]

Sent:

Monday, February 02, 2015 3:07 PM

To:

[Redacted]

Cc:

Subject:

Guidance - CARRP Handling for DAPA.docx

Attachments:

doc00579920141210095750.pdf; DAPA CARRP Transmittal Memorandum.docx;

Guidance - CARRP Handling for DAPA.docx

[Redacted]

(b)(6)

(b)(5)

[Redacted]

[Redacted]

(b)(6)

USCIS - Fraud Detection and National Security
Chief - Screening Coordination Office

[Redacted]

(b)(6)



**U.S. Citizenship
and Immigration
Services**

(b)(5)

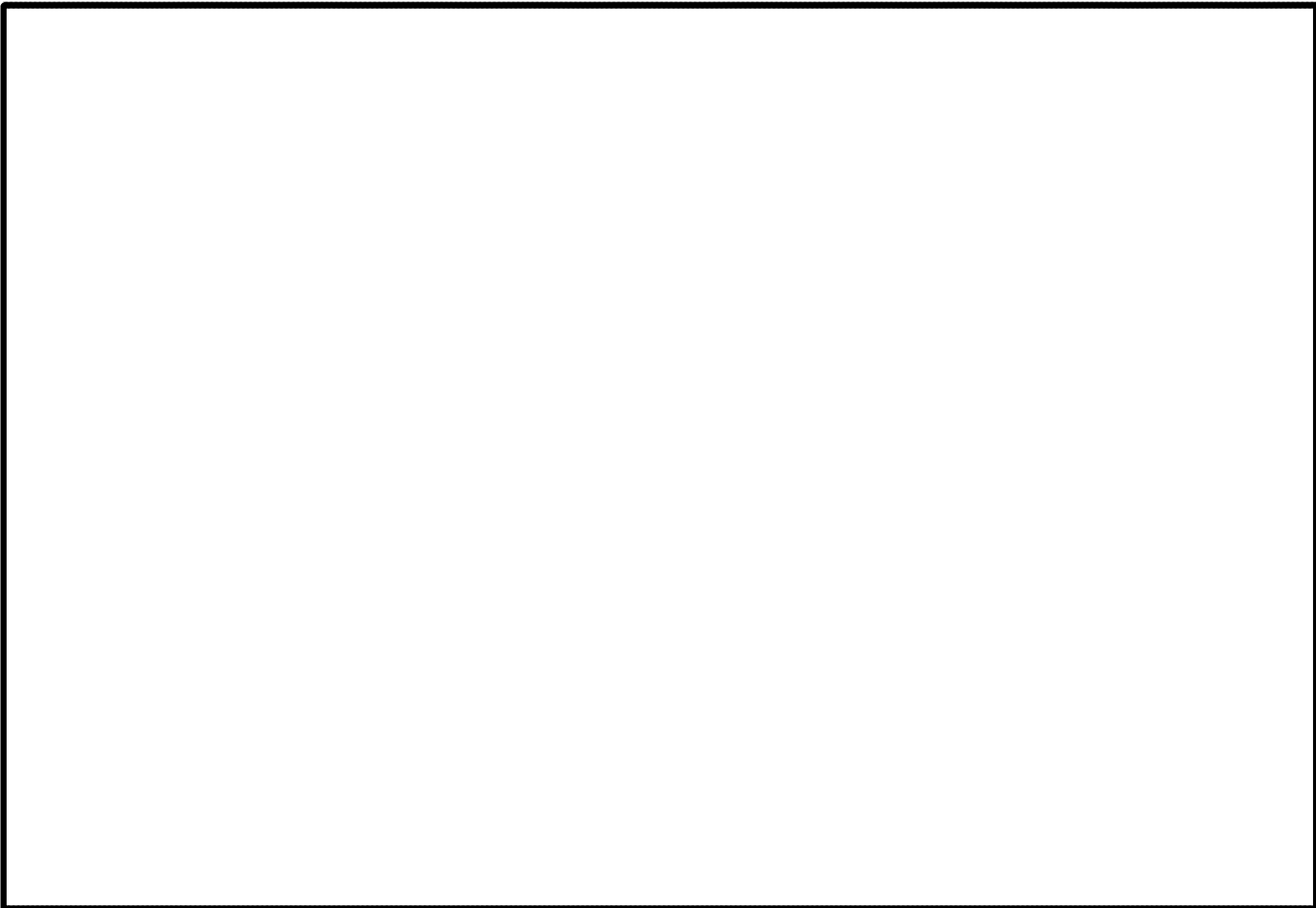
December 9, 2014

Memorandum

TO: Donald Neufeld
Associate Director, Service Center Operations

FROM: Sarah Kendall 
Associate Director, Fraud Detection and National Security

SUBJECT: Abbreviated CARRP Handling for DACA Cases with National Security Concerns

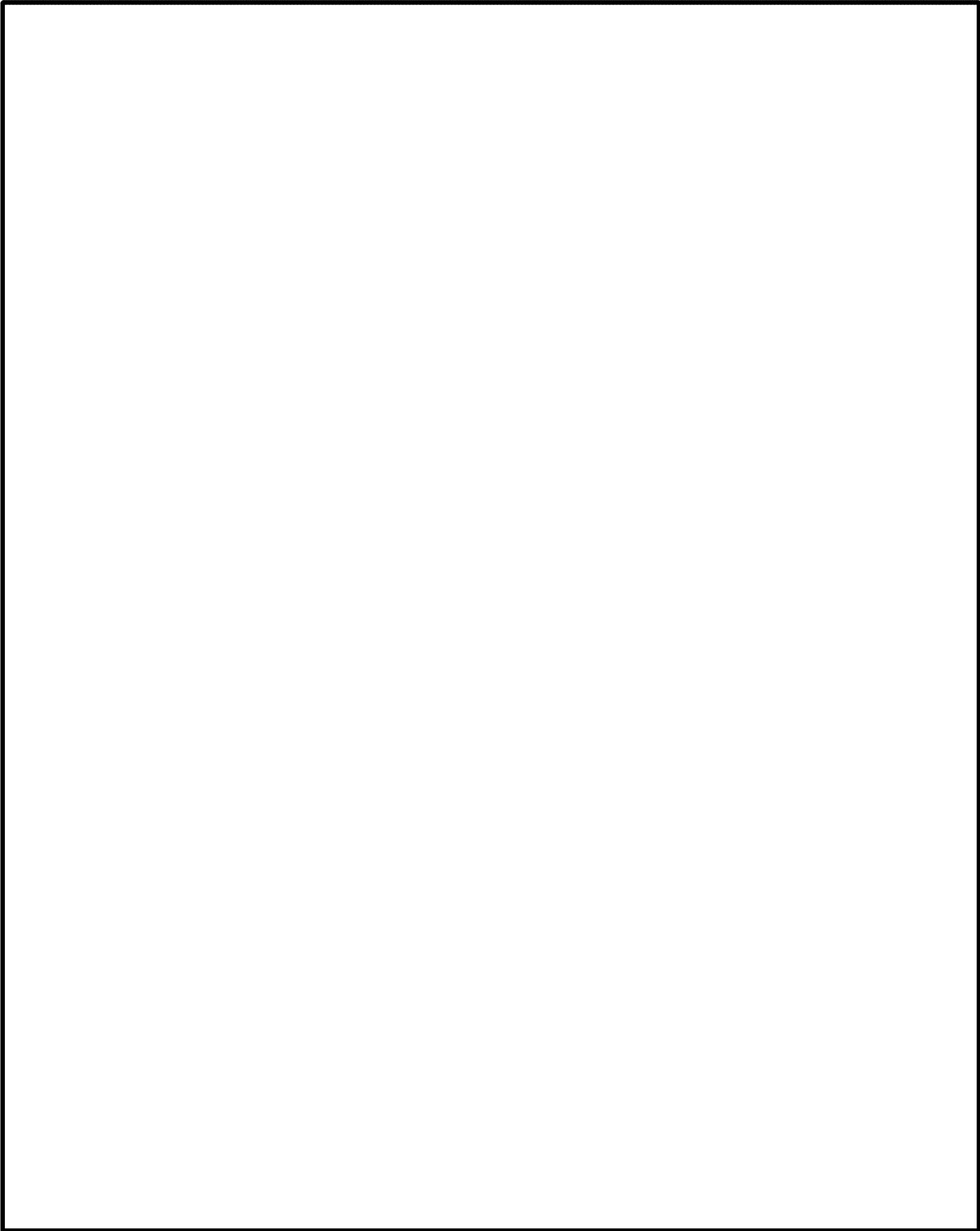


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Abbreviated CARRP Handling for DACA Cases with National Security Concerns

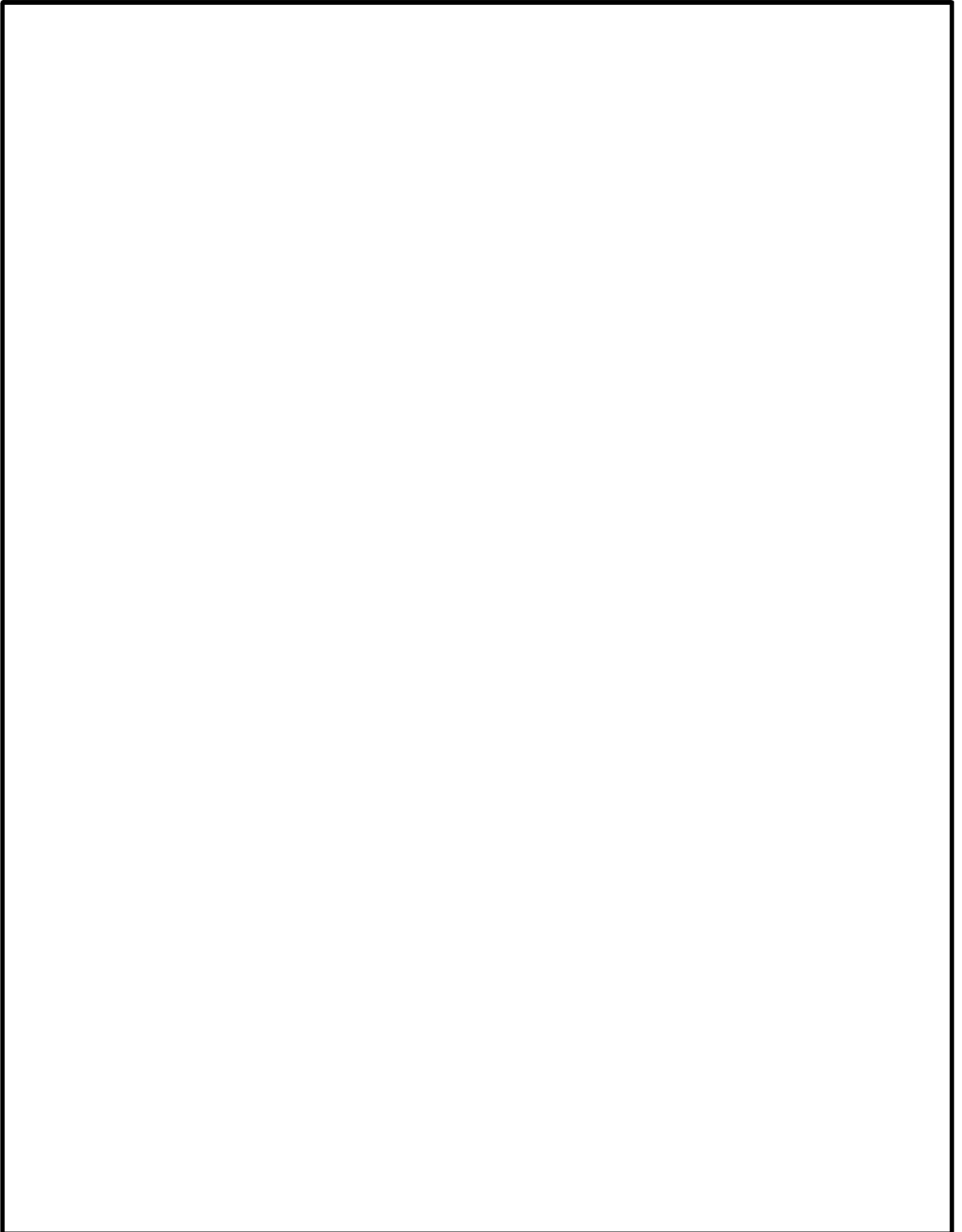


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Abbreviated CARRP Handling for DACA Cases with National Security Concerns



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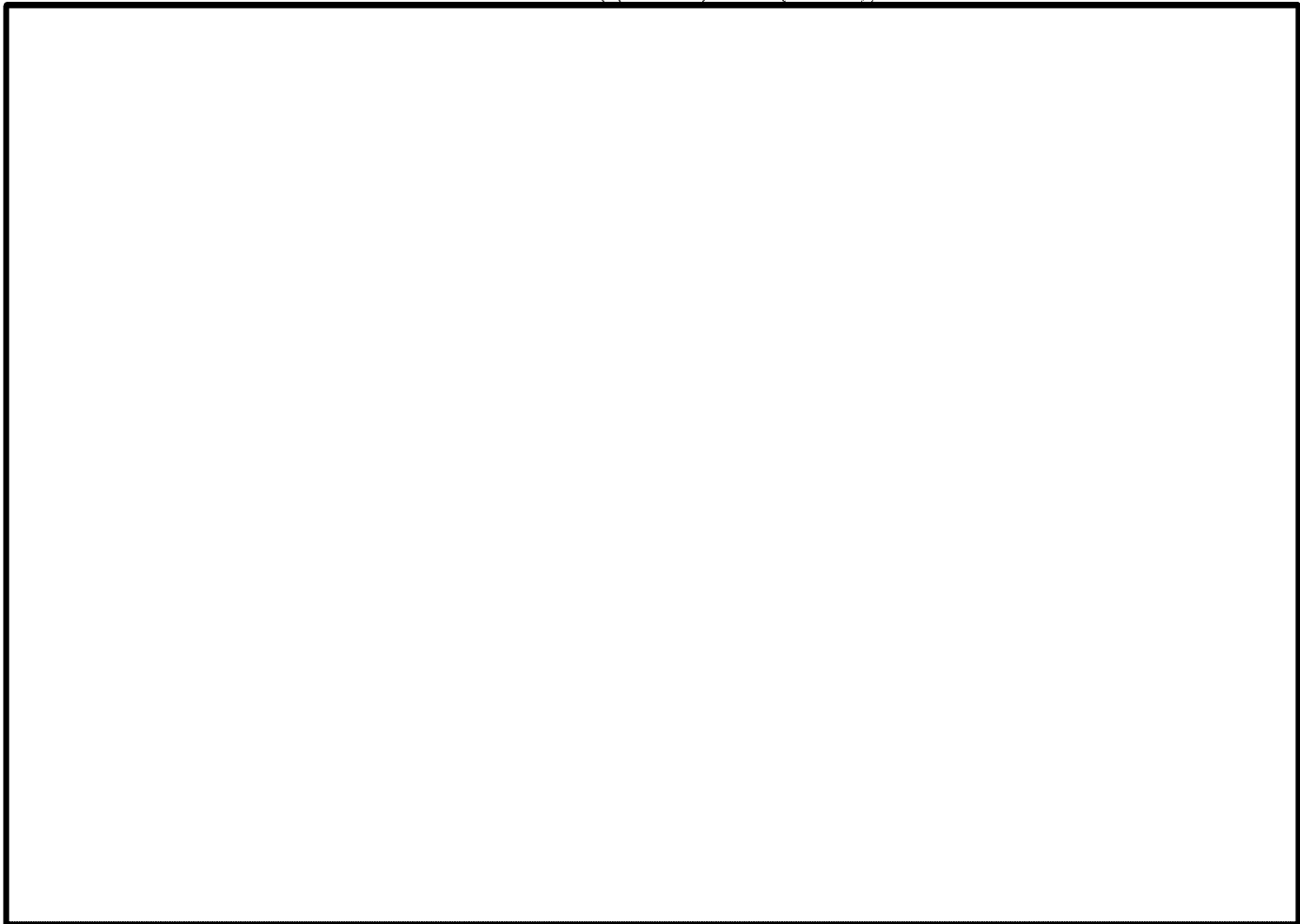
**U.S. Citizenship
and Immigration
Services**

Memorandum

TO: ~~Donald Neufeld~~ Jennifer Higgins
Associate Director, ~~Service Center Operations~~ Special Operations

FROM: Sarah Kendall
Associate Director, Fraud Detection and National Security

SUBJECT: Abbreviated CARRP Handling for ~~DACA-DAPA~~ Cases with National Security
Concerns



(b)(5)

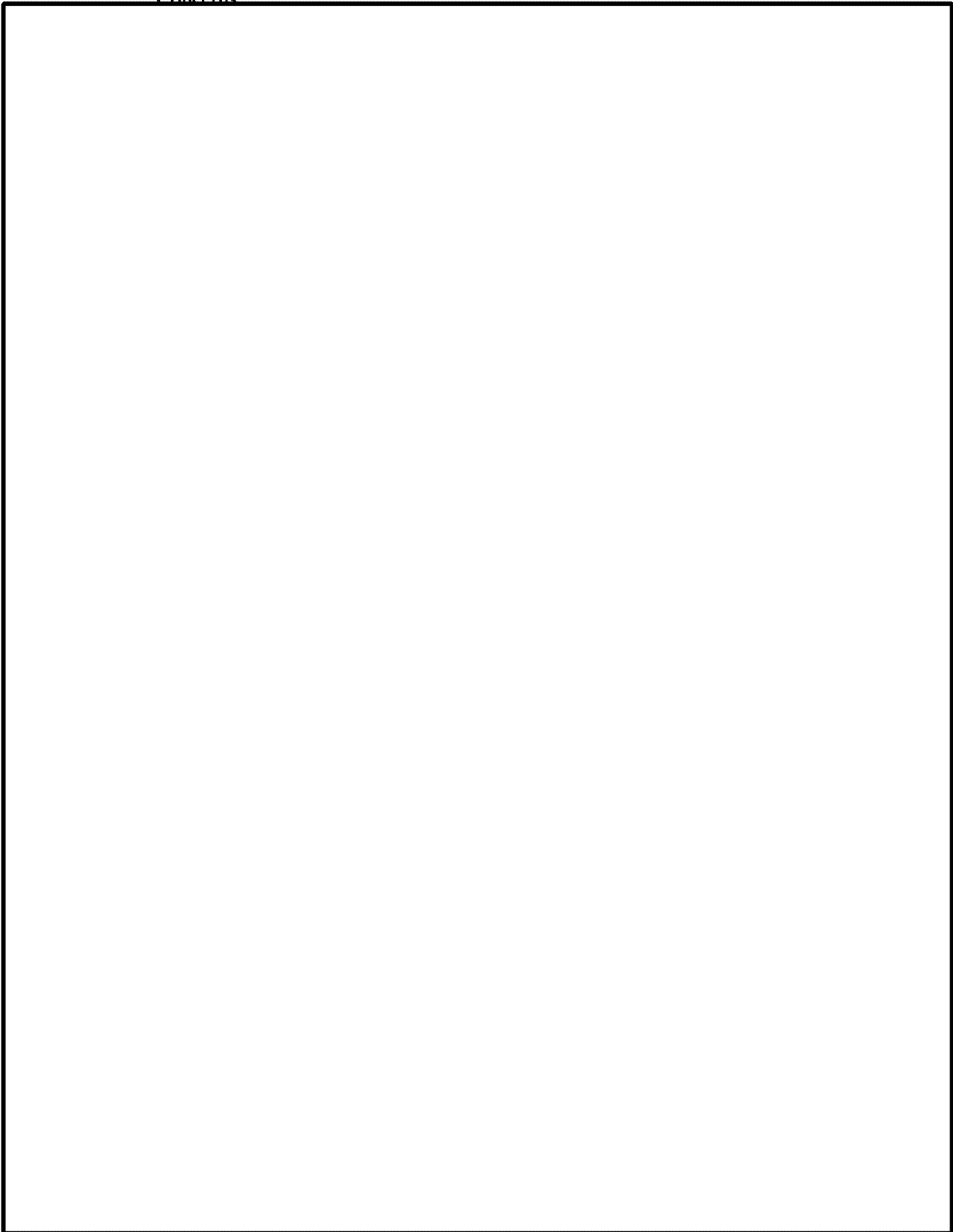
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| Abbreviated CARRP Handling for ~~DACA~~-DAPA Cases with National Security
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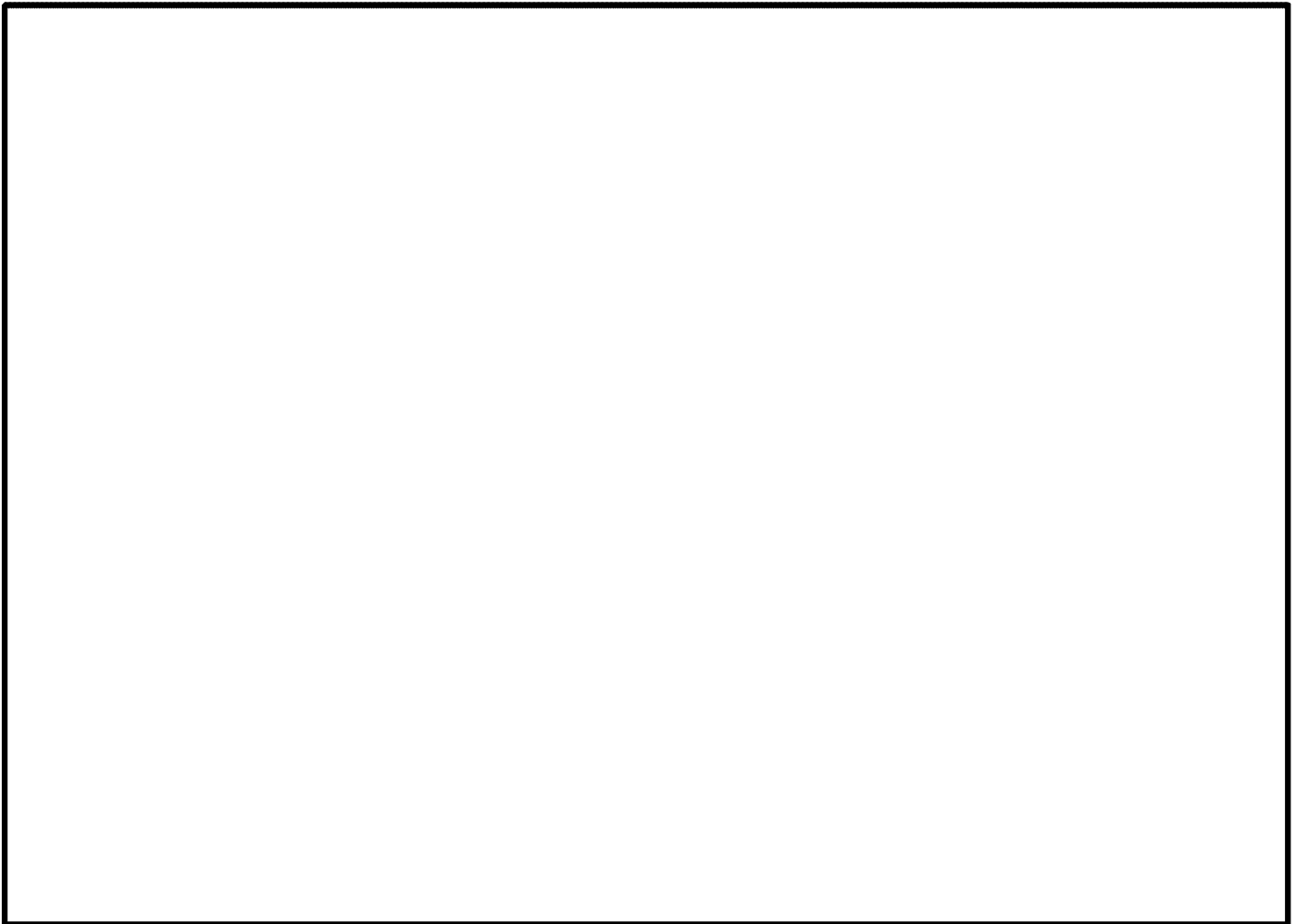


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| Abbreviated CARRP Handling for ~~DACA~~-DAPA Cases with National Security Concerns

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