



Homeland
Security

March 18, 2020

SENT VIA EMAIL TO: mmaxman@cohengresser.com, elai@cohengresser.com,
daniel.mcgrath@americanoversight.org

Melissa H. Maxman,
Erica C. Lai
COHEN & GRESSER LLP
2001 Pennsylvania Avenue NW, Suite 300
Washington, DC 20006

Daniel A. McGrath
AMERICAN OVERSIGHT
1030 15th Street NW, B255
Washington, DC 20005

Re: 19- CV-01764 (2019-HQFO-00408)
American Oversight vs DHS
First Interim Release

Dear Ms. Maxman:

This is our final response to your client's Freedom of Information Act (FOIA) request to the Department of Homeland Security (DHS), dated February 8, 2019.

For this production, DHS reviewed 45 pages of which 23 are withheld in part pursuant to FOIA exemptions (b)(6), (b)(7)(c) and (b)(7)(e). 22 pages were duplicates.

The 23 pages for release are bates stamped DHS-001-0408-000001 to DHS-001-0408-000023.

If you have any questions regarding this release, please contact Assistant United States Attorney, Brenda Horowitz, United States Attorney's Office by email at Brenda.Gonzalez.Horowitz@usdoj.gov.

Sincerely,

A handwritten signature in black ink that reads "Bradley E. White".

Bradley E. White
Sr. Director
Privacy Office Appeals/Litigation

Enclosure: 23 pages

From:	FLANAGAN, PATRICK S (b)(6); (b)(7)(C)
To:	(b)(6); (b)(7)(C) Lapan, David (b)(6) Metzler, Alan (b)(6) (b)(6)
CC:	Nielsen, Kirstjen (b)(6) (b)(6) ALLES, RANDOLPH D (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)
Subject:	RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention
Date:	2017/02/22 19:53:12
Priority:	Normal
Type:	Note

Will do.

V/R
Patrick

From: Lapan, David
Sent: Thursday, February 23, 2017 12:07:19 AM
To: FLANAGAN, PATRICK S; Metzler, Alan
Cc: Nielsen, Kirstjen; ALLES, RANDOLPH D; MCALEENAN, KEVIN K
Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

We briefed S1 on these two cases. He'd like an update when the parents in the Ohio case are released with (presumably) a Notice to Appear. Please send to Kirstjen, Gene and Matt King when appropriate.

r/Dave

From: FLANAGAN, PATRICK S
Sent: Wednesday, February 22, 2017 6:24:30 PM
To: Metzler, Alan
Cc: Nielsen, Kirstjen; ALLES, RANDOLPH D; MCALEENAN, KEVIN K; Lapan, David
Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Sir,

Good Evening. Per your request for updates on San Ysidro and Sandusky please see below.

Update on San Ysidro

Summary: On February 21, 2017, U.S. Customs and Border Protection (CBP) officers at the San Ysidro, CA Port of Entry (POE) were notified by Mexican authorities that a 45 year-old male Mexican citizen, who was the subject of an Expedited Removal by CBP and turned over to Mexican Authorities, committed suicide by jumping off a bridge in Tijuana, Mexico. The subject arrived into the U.S. on foot via the vehicles lanes and claimed political asylum. However, during a sworn interview, he admitted to coming to the U.S., to work and expressed no fear of returning to Mexico. Approximately 3½ hours after he was returned, he committed suicide. Media attention has begun.

- OFO has reviewed video from primary and secondary. We are trying to obtain video from the Mexican authorities to see if there was any additional activity on the bridge that occurred prior to the suicide.
- The Director, Field Operations in San Diego talked to his staff who dealt with (b)(6); to determine the subjects behavior while he was in our custody. CBPOs found the subject's behavior to be normal. I've attached our records from the inspection as the first attachment.
- Additional details on the encounter provided in the initial email below.

CBP Statement on the incident:

- "CBP received a report of a man who allegedly jumped off a bridge in Tijuana, Mexico resulting in his death. On Feb. 20, the man presented himself to CBP officers at the San Ysidro port of entry, had no legal documents to enter the U.S., and was found to be inadmissible. He was repatriated to Mexico on February 21, 2017, and turned over to Mexican officials. Out of respect for the family of the deceased, we decline further comment at this time."

Update on Sandusky Bay

Summary: During a traffic stop on February 21st with the Ohio State Highway Patrol as part of Operation (b)(7)(E) Border Patrol Agents encountered a family of four. Mother and Father are (b)(6); (b)(7)(C) It appears Sandusky Bay will be processing the Mother and Father and turning them over to ERO for processing. Sandusky Bay has turned over the son and daughter to Child Protective Services.

- Two (2) Border Patrol agents were assigned to co-patrol in Ohio State Highway Patrol vehicles to detect, interdict, and apprehend individuals and organizations involved in smuggling and contraband through the Sandusky Bay area of responsibility as part of

(b)(7)(E) Additional information on (b)(7)(E) attached.

- The (b)(7)(E) is to detect, interdict, and apprehend those engaged in human and contraband trafficking.
- OBP requested that we not share the name of the Operation with the press and not to bring attention to the Ohio State Highway Patrol.

Talking Points:

- We are not at liberty to discuss the specifics of an individual's processing due to the Privacy Act. Under the Enhancing Public Safety in the Interior of the United States executive order, with extremely limited exceptions, DHS will not exempt classes or categories of removal aliens from potential enforcement. All of those in violation of the immigration laws may be subject to enforcement proceedings, up to and including removal from the United States.
- Congress has defined DHS's role and responsibilities regarding the enforcement of the immigration laws of the United States. Effective immediately, and consistent with Article II, Section 3 of the U.S. Constitution and Section 3331 of Title 5, U.S. Code, Department personnel shall faithfully execute the immigration laws of the United States against all removable aliens.
- The United States Border Patrol can confirm we encountered a family of four on Tuesday, February 21, 2017. The family consisted of two United States Citizen children who have been turned over to Ottawa County Department of Job and Family Services. The parents are Mexican nationals and have been turned over to U.S. Immigration and Customs Enforcement, Enforcement and Removal Operations.

V/R

Patrick

Patrick Flanagan

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

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From: Metzler, Alan

Sent: Wednesday, February 22, 2017 1:59 PM

To: FLANAGAN, PATRICK S (b)(6); (b)(7)(C)

Cc: Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D

(b)(6); (b)(7)(C) MCALEENAN, KEVIN K

(b)(6); (b)(7)(C) Lapan, David (b)(6)

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Patrick, thank you for the two flags today. Can you please provide more detail on the San Ysidro report by 6pm this evening.

Also, please add info on the Sandusky Bay apprehensions as well.

Objective would be to provide the Secretary with detailed facts and to prepare him for engagements with senior GOM officials.

Thanks, Alan

From: Nielsen, Kirstjen

Sent: Wednesday, February 22, 2017 1:47 PM

To: Metzler, Alan (b)(6) Hoffman, Jonathan

(b)(6) Lapan, David (b)(6)

Cc: Corbin, Susan (b)(6)

Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Thx. Will need background on this for tomorrow

Thx

From: Metzler, Alan

Sent: Wednesday, February 22, 2017 1:39:49 PM

To: Nielsen, Kirstjen; Hoffman, Jonathan; Lapan, David

Cc: Corbin, Susan

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

For your awareness.

From: FLANAGAN, PATRICK S

Sent: Wednesday, February 22, 2017 11:08 AM

To: Metzler, Alan (b)(6) Higgins, Jennifer

(b)(6)

Cc: FRIEL, MICHAEL J (b)(6); (b)(7)(C) MCALEENAN, KEVIN K

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

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

DCoSs

An incident in San Ysidro to flag for your awareness.

On February 21, 2017, U.S. Customs and Border Protection (CBP) officers at the San Ysidro, CA Port of Entry (POE) were notified by Mexican authorities that a 45 year-old male Mexican citizen, who was the subject of an Expedited Removal by CBP and turned over to Mexican Authorities, committed suicide by jumping off a bridge in Tijuana, Mexico. The subject arrived into the U.S. on foot via the vehicles lanes and claimed political asylum. However, during a sworn interview, he admitted to coming to the U.S., to work and expressed no fear of returning to Mexico. Approximately 3½ hours after he was returned, he committed suicide. Media attention has begun.

Thanks.

V/R
Patrick

Patrick Flanagan
(b)(6); (b)(7)(C)

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From: (b)(6); (b)(7)(C) E A on behalf of OFO-FIELD LIAISON

Sent: Wednesday, February 22, 2017 10:32:07 AM

To: EXECUTIVE DIRECTORS HQ; MCALEENAN, KEVIN K (b)(6); (b)(7)(C)

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

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

Subject: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

**U.S. Customs and Border Protection
Office of Field Operations
Bullets for the Executive Assistant Commissioner
February 22, 2017**

Situational Awareness

**San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP
Commits Suicide in Mexico – Media Attention**

Summary:

On February 21, 2017, U.S. Customs and Border Protection (CBP) officers at the San Ysidro, CA Port of Entry (POE) were notified by Mexican authorities that a 45 year-old male Mexican citizen, who was the subject of an Expedited Removal by CBP and turned over to Mexican Authorities, committed suicide by jumping off a bridge in Tijuana, Mexico. The subject arrived into the U.S. on foot via the vehicles lanes and claimed

political asylum. However, during a sworn interview, he admitted to coming to the U.S., to work and expressed no fear of returning to Mexico. Approximately 3½ hours after he was returned, he committed suicide. Media attention has begun.

Details:

On February 20, 2017, at 1015 hours (PST), CBP officers conducting pre-primary roving operations at the San Ysidro POE encountered (b)(6); (b)(7)(C) (b)(6); COC: Mexico), who walked up vehicle lane #10 and initially requested political asylum.

CBP (b)(6); (b)(7)(C) handcuffed (b)(6); for officer safety and escorted him to the security office where a supervisory approved pat down search was conducted with negative results.

(b)(6); (b)(7)(C) was verified to be a citizen and national of Mexico. (b)(6); had no documents to enter the U.S. (b)(6); (b)(7)(C) and he was turned over to the CBP Admissibility Enforcement Unit (AEU) for disposition.

During a sworn statement as part of his Expedited Removal proceedings, (b)(6); (b)(7)(C) admitted to being a citizen of Mexico who was attempting entry into the U.S. without documents.

(b)(6); (b)(7)(C) stated he claimed political asylum to the CBP officer because he did not know what else to say.

(b)(6); (b)(7)(C) indicated he wanted to enter the U.S. to work.

(b)(6); (b)(7)(C) was asked three times if he had fear of being returned to Mexico and he stated he did not have any fear of being returned to Mexico.

(b)(6); (b)(7)(C) was asked three times if he would be harmed when returned to his home country and he stated that he would not be harmed.

(b)(6); (b)(7)(C) was served with an I-860 (Notice and Order of Expedited Removal), and was summarily removed from the United States pursuant to section 212(a)(7)(A)(i)(I) of the INA (Immigration Nationality Act).

(b)(6); (b)(7)(C) was returned to Mexico at approximately 0800 hours on February 21, 2017 and turned over to the custody of the Mexican Immigration (INAMI).

At approximately 1130 hours, INAMI notified International Liaison Unit (ILU) Chief (b)(6); (b)(7)(C) that (b)(6); (b)(7)(C) had committed suicide by jumping off a bridge in Tijuana, Mexico shortly after his release from their custody.

Media interest has begun:

<http://www.el-mexicano.com.mx/informacion/noticias/1/22/policiaca/2017/02/21/1016534/identifican-a-deportado-que-se-suicidio>

The Advanced Targeting Unit (ATU) is in the process of pulling all available video associated with this event.

(b)(6); (b)(7)(C) has no prior crossings in the last 6 months.

Subject's Information:

Name: (b)(6); (b)(7)(C)

DOB: (b)(6); (b)(7)(C)

Gender: Male

COC: MEXICO

COR: MEXICO

POB: (b)(6); (b)(7)(C)

PPN: (b)(6); (b)(7)(C)

NIV: (b)(6); (b)(7)(C)

FIN: (b)(6); (b)(7)(C)

(b)(7)(E)

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

CROSSING: No crossings in the past 6 (six) months

Submitted by: (b)(6); (b)(7)(C) Field Liaison Division

Date / Time: February 22, 2017 / 0900 hours

Sender: FLANAGAN, PATRICK S (b)(6); (b)(7)(C)

	(b)(6); (b)(7)(C)
Recipient:	Lapan, David (b)(6)
	(b)(6)
	Metzler, Alan (b)(6)
	(b)(6)
	Nielsen, Kirstjen (b)(6)
	(b)(6)
	ALLES, RANDOLPH D (b)(6); (b)(7)(C)
	(b)(6); (b)(7)(C)
	MCALLENAN, KEVIN K (b)(6); (b)(7)(C)
	(b)(6); (b)(7)(C)
Sent Date:	2017/02/22 19:53:11
Delivered Date:	2017/02/22 19:53:12

From:	Metzler, Alan (b)(6)
To:	FLANAGAN, PATRICK S (b)(6); (b)(7)(C)
CC:	Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D (b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C) Lapan, David (b)(6); (b)(7)(C)
Subject:	RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention
Date:	2017/02/22 19:00:21
Priority:	Normal
Type:	Note

Thank you Patrick.

From: FLANAGAN, PATRICK S

Sent: Wednesday, February 22, 2017 6:25 PM

To: Metzler, Alan (b)(6)

Cc: Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D

(b)(6) MCALEENAN, KEVIN K (b)(6)

Lapan, David (b)(6)

Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Sir,

Good Evening. Per your request for updates on San Ysidro and Sandusky please see below.

Update on San Ysidro

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- OFO has reviewed video from primary and secondary. We are trying to obtain video from the Mexican authorities to see if there was any additional activity on the bridge that occurred prior to the suicide.

- The Director, Field Operations in San Diego talked to his staff who dealt with (b)(6) to determine the subjects behavior while he was in our custody. CBPOs found the subject's behavior to be normal. I've attached our records from the inspection as the first attachment.
- Additional details on the encounter provided in the initial email below.

CBP Statement on the incident:

- "CBP received a report of a man who allegedly jumped off a bridge in Tijuana, Mexico resulting in his death. On Feb. 20, the man presented himself to CBP officers at the San Ysidro port of entry, had no legal documents to enter the U.S., and was found to be inadmissible. He was repatriated to Mexico on February 21, 2017, and turned over to Mexican officials. Out of respect for the family of the deceased, we decline further comment at this time."

Update on Sandusky Bay

Summary: During a traffic stop on February 21st with the Ohio State Highway Patrol as part of Operation (b)(7)(E), Border Patrol Agents encountered a family of four. Mother and Father are (b)(6); (b)(7)(C). It appears Sandusky Bay will be processing the Mother and Father and turning them over to ERO for processing. Sandusky Bay has turned over the son and daughter to Child Protective Services.

- Two (2) Border Patrol agents were assigned to co-patrol in Ohio State Highway Patrol vehicles to detect, interdict, and apprehend individuals and organizations involved in smuggling and contraband through the Sandusky Bay area of responsibility as part of Operation (b)(7)(E). Additional information on Operation (b)(7)(E) attached.
- The Operation Quick (b)(7)(E) is to detect, interdict, and apprehend those engaged in human and contraband trafficking.
- OBP requested that we not share the name of the Operation with the press and not to bring attention to the Ohio State Highway Patrol.

Talking Points:

- We are not at liberty to discuss the specifics of an individual's processing due to the Privacy Act. Under the Enhancing Public Safety in the Interior of the United States executive order, with extremely limited exceptions, DHS will not exempt classes or categories of removal aliens from potential enforcement. All of those in violation of the immigration laws may be subject to enforcement proceedings, up to and including removal from the United States.
- Congress has defined DHS's role and responsibilities regarding the enforcement of the immigration laws of the United States. Effective immediately, and consistent with Article II, Section 3 of the U.S. Constitution and Section 3331 of Title 5, U.S. Code, Department personnel shall faithfully execute the immigration laws of the United States against all removable aliens.

- The United States Border Patrol can confirm we encountered a family of four on Tuesday, February 21, 2017. The family consisted of two United States Citizen children who have been turned over to Ottawa County Department of Job and Family Services. The parents are Mexican nationals and have been turned over to U.S. Immigration and Customs Enforcement, Enforcement and Removal Operations.

V/R
Patrick

Patrick Flanagan

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

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From: Metzler, Alan

Sent: Wednesday, February 22, 2017 1:59 PM

To: FLANAGAN, PATRICK S (b)(6); (b)(7)(C)

Cc: Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D

(b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C)

Lapan, David (b)(6)

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

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Lapan, David (b)(6)

Cc: Corbin, Susan (b)(6)

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Cc: Corbin, Susan
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(b)(6); (b)(7)(C)
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Patrick Flanagan
(b)(6); (b)(7)(C)

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From: (b)(6); (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Wednesday, February 22, 2017 10:32:07 AM
To: EXECUTIVE DIRECTORS HQ; MCALEENAN, KEVIN K; (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

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

Subject: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

**U.S. Customs and Border Protection
Office of Field Operations
Bullets for the Executive Assistant Commissioner
February 22, 2017**

Situational Awareness

San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

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(b)(6); (b)(7)(C) was verified to be a citizen and national of Mexico. (b)(6); (b)(7)(C) had no documents to enter the U.S. (b)(6); (b)(7)(C) and he was turned over to the CBP Admissibility Enforcement Unit (AEU) for disposition.

During a sworn statement as part of his Expedited Removal proceedings, (b)(6); (b)(7)(C) admitted to being a citizen of Mexico who was attempting entry into the U.S. without documents.

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<http://www.el-mexicano.com.mx/informacion/noticias/1/22/policiaca/2017/02/21/1016534/identifican-a-deportado-que-se-suicidio>

The Advanced Targeting Unit (ATU) is in the process of pulling all available video associated with this event.

(b)(6); (b)(7)(C) has no prior crossings in the last 6 months.

Subject's Information:

Name: (b)(6); (b)(7)(C)

DOB:

Gender: Male

COC: MEXICO

COR: MEXICO

POB: (b)(6); (b)(7)(C)

PPN:

NIV: N/A

(b)(7)(E)

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

NCIC: Negative

CROSSING: No crossings in the past 6 (six) months

Submitted by: (b)(6); (b)(7)(C) / Field Liaison Division

Date / Time: February 22, 2017 / 0900 hours

Sender:	Metzler, Alan (b)(6)
	(b)(6)
Recipient:	FLANAGAN, PATRICK S (b)(6); (b)(7)(C)
	(b)(6); (b)(7)(C)
	Nielsen, Kirstjen (b)(6)
	(b)(6)
	ALLES, RANDOLPH D (b)(6); (b)(7)(C)
	(b)(6); (b)(7)(C)
	MCALLENAN, KEVIN K (b)(6)
	(b)(6)
Sent Date: 2017/02/22 19:00:20	
Delivered Date: 2017/02/22 19:00:21	

From:	Metzler, Alan (b)(6)
To:	FLANAGAN, PATRICK S (b)(6); (b)(7)(C) Lapan, David (b)(6)
CC:	Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D (b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C)
Subject:	RE: Update on Sandusky Bay Case
Date:	2017/02/23 19:10:44
Priority:	Normal
Type:	Note

Thank you Patrick.

From: FLANAGAN, PATRICK S
Sent: Thursday, February 23, 2017 5:46 PM
To: Lapan, David (b)(6) Metzler, Alan (b)(6)
Cc: Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D
(b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C)
Subject: Update on Sandusky Bay Case

All,

We wanted to provide an update on the family of four in Sandusky Bay.

We understand a family member is in route to Ohio to pick up the children, so the children will be transferred to family upon their arrival. As of this morning, the children are still in the State's custody. Timeframe for the family arrival is unknown at this point.

After speaking with ERO, the very best estimate that they can give at this point (as they just received the individuals and files this afternoon) is an initial appearance for the parents in 7-10 days.

V/R
Patrick

Patrick Flanagan
(b)(6); (b)(7)(C)

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From: Lapan, David
Sent: Wednesday, February 22, 2017 7:07 PM

To: FLANAGAN, PATRICK S (b)(6); (b)(7)(C) Metzler, Alan (b)(6)

Cc: Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D

(b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C)

Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

We briefed S1 on these two cases. He'd like an update when the parents in the Ohio case are released with (presumably) a Notice to Appear. Please send to Kirstjen, Gene and Matt King when appropriate.

r/Dave

From: FLANAGAN, PATRICK S

Sent: Wednesday, February 22, 2017 6:24:30 PM

To: Metzler, Alan

Cc: Nielsen, Kirstjen; ALLES, RANDOLPH D; MCALEENAN, KEVIN K; Lapan, David

Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Sir,

Good Evening. Per your request for updates on San Ysidro and Sandusky please see below.

Update on San Ysidro

Summary: On February 21, 2017, U.S. Customs and Border Protection (CBP) officers at the San Ysidro, CA Port of Entry (POE) were notified by Mexican authorities that a 45 year-old male Mexican citizen, who was the subject of an Expedited Removal by CBP and turned over to Mexican Authorities, committed suicide by jumping off a bridge in Tijuana, Mexico. The subject arrived into the U.S. on foot via the vehicles lanes and claimed political asylum. However, during a sworn interview, he admitted to coming to the U.S., to work and expressed no fear of returning to Mexico. Approximately 3½ hours after he was returned, he committed suicide. Media attention has begun.

- OFO has reviewed video from primary and secondary. We are trying to obtain video from the Mexican authorities to see if there was any additional activity on the bridge that occurred prior to the suicide.
- The Director, Field Operations in San Diego talked to his staff who dealt with (b)(6); (b)(7)(C) to determine the subjects behavior while he was in our custody. CBPOs found the subject's behavior to be normal. I've attached our records from the inspection as the first attachment.
- Additional details on the encounter provided in the initial email below.

CBP Statement on the incident:

- “CBP received a report of a man who allegedly jumped off a bridge in Tijuana, Mexico resulting in his death. On Feb. 20, the man presented himself to CBP officers at the San Ysidro port of entry, had no legal documents to enter the U.S., and was found to be inadmissible. He was repatriated to Mexico on February 21, 2017, and turned over to Mexican officials. Out of respect for the family of the deceased, we decline further comment at this time.”

Update on Sandusky Bay

Summary: During a traffic stop on February 21st with the Ohio State Highway Patrol as part of Operation (b)(7)(E) Border Patrol Agents encountered a family of four. Mother and Father are (b)(6); (b)(7)(C) It appears Sandusky Bay will be processing the Mother and Father and turning them over to ERO for processing. Sandusky Bay has turned over the son and daughter to Child Protective Services.

- Two (2) Border Patrol agents were assigned to co-patrol in Ohio State Highway Patrol vehicles to detect, interdict, and apprehend individuals and organizations involved in smuggling and contraband through the Sandusky Bay area of responsibility as part of Operation (b)(7)(E) Additional information on Operation (b)(7)(E) attached.
- The Operation (b)(7)(E) is to detect, interdict, and apprehend those engaged in human and contraband trafficking.
- OBP requested that we not share the name of the Operation with the press and not to bring attention to the Ohio State Highway Patrol.

Talking Points:

- We are not at liberty to discuss the specifics of an individual’s processing due to the Privacy Act. Under the Enhancing Public Safety in the Interior of the United States executive order, with extremely limited exceptions, DHS will not exempt classes or categories of removal aliens from potential enforcement. All of those in violation of the immigration laws may be subject to enforcement proceedings, up to and including removal from the United States.
- Congress has defined DHS’s role and responsibilities regarding the enforcement of the immigration laws of the United States. Effective immediately, and consistent with Article II, Section 3 of the U.S. Constitution and Section 3331 of Title 5, U.S. Code, Department personnel shall faithfully execute the immigration laws of the United States against all removable aliens.
- The United States Border Patrol can confirm we encountered a family of four on Tuesday, February 21, 2017. The family consisted of two United States Citizen children who have been turned over to Ottawa County Department of Job and Family Services. The parents are Mexican nationals and have been turned over to U.S. Immigration and Customs Enforcement, Enforcement and Removal Operations.

V/R
Patrick

Patrick Flanagan

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

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From: Metzler, Alan

Sent: Wednesday, February 22, 2017 1:59 PM

To: FLANAGAN, PATRICK S (b)(6); (b)(7)(C)

Cc: Nielsen, Kirstjen (b)(6) ALLES, RANDOLPH D

(b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6)

Lapan, David (b)(6)

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Patrick, thank you for the two flags today. Can you please provide more detail on the San Ysidro report by 6pm this evening.

Also, please add info on the Sandusky Bay apprehensions as well.

Objective would be to provide the Secretary with detailed facts and to prepare him for engagements with senior GOM officials.

Thanks, Alan

From: Nielsen, Kirstjen

Sent: Wednesday, February 22, 2017 1:47 PM

To: Metzler, Alan (b)(6) Hoffman, Jonathan (b)(6)

Lapan, David (b)(6)

Cc: Corbin, Susan (b)(6)

Subject: RE: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Thx. Will need background on this for tomorrow
Thx

From: Metzler, Alan

Sent: Wednesday, February 22, 2017 1:39:49 PM

To: Nielsen, Kirstjen; Hoffman, Jonathan; Lapan, David

Cc: Corbin, Susan

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

For your awareness.

From: FLANAGAN, PATRICK S

Sent: Wednesday, February 22, 2017 11:08 AM

To: Metzler, Alan (b)(6) Higgins, Jennifer (b)(6)

Cc: FRIEL, MICHAEL J (b)(6); (b)(7)(C) MCALEENAN, KEVIN K

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

Subject: FW: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

DCoSS

An incident in San Ysidro to flag for your awareness.

On February 21, 2017, U.S. Customs and Border Protection (CBP) officers at the San Ysidro, CA Port of Entry (POE) were notified by Mexican authorities that a 45 year-old male Mexican citizen, who was the subject of an Expedited Removal by CBP and turned over to Mexican Authorities, committed suicide by jumping off a bridge in Tijuana, Mexico. The subject arrived into the U.S. on foot via the vehicles lanes and claimed political asylum. However, during a sworn interview, he admitted to coming to the U.S., to work and expressed no fear of returning to Mexico. Approximately 3½ hours after he was returned, he committed suicide. Media attention has begun.

Thanks.

V/R

Patrick

Patrick Flanagan

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

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From: (b)(6); (b)(7)(C) on behalf of OFO-FIELD LIAISON

Sent: Wednesday, February 22, 2017 10:32:07 AM

To: EXECUTIVE DIRECTORS HQ; MCALEENAN, KEVIN K; (b)(6); (b)(7)(C)

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

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

Subject: Situational Awareness: EAC Bullets - San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

U.S. Customs and Border Protection
Office of Field Operations
Bullets for the Executive Assistant Commissioner
February 22, 2017

Situational Awareness

San Ysidro, CA: Mexican Citizen Subject of an Expedited Removal by CBP Commits Suicide in Mexico – Media Attention

Summary:

On February 21, 2017, U.S. Customs and Border Protection (CBP) officers at the San Ysidro, CA Port of Entry (POE) were notified by Mexican authorities that a 45 year-old male Mexican citizen, who was the subject of an Expedited Removal by CBP and turned over to Mexican Authorities, committed suicide by jumping off a bridge in Tijuana, Mexico. The subject arrived into the U.S. on foot via the vehicles lanes and claimed political asylum. However, during a sworn interview, he admitted to coming to the U.S., to work and expressed no fear of returning to Mexico. Approximately 3½ hours after he was returned, he committed suicide. Media attention has begun.

Details:

On February 20, 2017, at 1015 hours (PST), CBP officers conducting pre-primary roving operations at the San Ysidro POE encountered (b)(6); (b)(7)(C) COC: Mexico), who walked up vehicle lane #10 and initially requested political asylum.

CBP (b)(6); (b)(7)(C) handcuffed (b)(6); (b)(7)(C) for officer safety and escorted him to the security office where a supervisory approved pat down search was conducted with negative results.

(b)(6); (b)(7)(C) was verified to be a citizen and national of Mexico. (b)(6); (b)(7)(C) had no documents to enter the U.S. (b)(6); (b)(7)(C) and he was turned over to the CBP Admissibility Enforcement Unit (AEU) for disposition.

During a sworn statement as part of his Expedited Removal proceedings, (b)(6); (b)(7)(C) admitted to being a citizen of Mexico who was attempting entry into the U.S. without documents.

(b)(6); (b)(7)(C) stated he claimed political asylum to the CBP officer because he did not know what else to say.

(b)(6); (b)(7)(C) indicated he wanted to enter the U.S. to work.

(b)(6); (b)(7)(C) was asked three times if he had fear of being returned to Mexico and he stated he did not have any fear of being returned to Mexico.

(b)(6); (b)(7)(C) was asked three times if he would be harmed when returned to his home country and he stated that he would not be harmed.

(b)(6); (b)(7)(C) was served with an I-860 (Notice and Order of Expedited Removal), and was summarily removed from the United States pursuant to section 212(a)(7)(A)(i)(I) of the INA (Immigration Nationality Act).

(b)(6); (b)(7)(C) was returned to Mexico at approximately 0800 hours on February 21, 2017 and turned over to the custody of the Mexican Immigration (INAMI).

At approximately 1130 hours, INAMI notified International Liaison Unit (ILU) Chief (b)(6); (b)(7)(C) that (b)(6); (b)(7)(C) had committed suicide by jumping off a bridge in Tijuana, Mexico shortly after his release from their custody.

Media interest has begun:

<http://www.el-mexicano.com.mx/informacion/noticias/1/22/policiaca/2017/02/21/1016534/identifican-a-deportado-que-se-suicidio>

The Advanced Targeting Unit (ATU) is in the process of pulling all available video associated with this event.

(b)(6); (b)(7)(C) has no prior crossings in the last 6 months.

Subject's Information:

Name: (b)(6); (b)(7)(C)

DOB:

Gender: Male

COC: MEXICO

COR: MEXICO

POB: (b)(6); (b)(7)(C)

PPN:

NIV: N/A

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

(b)(7)(E)

CROSSING: No crossings in the past 6 (six) months

Submitted by: (b)(6); (b)(7)(C) / Field Liaison Division

Date / Time: February 22, 2017 / 0900 hours

Sender:	Metzler, Alan (b)(6) (b)(6)
Recipient:	FLANAGAN, PATRICK S (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) Lapan, David (b)(6) (b)(6) Nielsen, Kirstjen (b)(6) (b)(6) ALLES, RANDOLPH D (b)(6); (b)(7)(C) (b)(6); (b)(7)(C) MCALEENAN, KEVIN K (b)(6); (b)(7)(C) (b)(6); (b)(7)(C)
Sent Date:	2017/02/23 19:10:43
Delivered Date:	2017/02/23 19:10:44