

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, February 16, 2018 6:07 PM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO

<http://www.ajc.com/news/local/gwinnett-man-charged-with-forcing-goat-ingest-cocaine-and-whiskey/bkyCsGfZLxUR5jr8iHEmwI/>

**Zadrozny, John A. EOP/WHO**

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**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, February 20, 2018 12:25 PM  
**To:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG)  
**Cc:** Cutrona, Danielle (OAG)  
**Subject:** FW: Power Line (Blog): Alex Acosta Refuses to Disturb Obama/Perez Pro-Illegal Immigrant Policies  
**Importance:** High

FYI.

JZ

w: (b) (6)

c: (b) (6)

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, February 20, 2018 12:24 PM  
**To:** Wold, Theo J. EOP/WHO (b) (6) >; Veprek, Andrew M. EOP/WHO (b) (6) >; Whetstone, Trevor D. EOP/WHO <(b) (6)>  
**Cc:** Miller, Stephen EOP/WHO (b) (6) >; Hahn, Julia A. EOP/WHO (b) (6)  
**Subject:** Power Line (Blog): Alex Acosta Refuses to Disturb Obama/Perez Pro-Illegal Immigrant Policies  
**Importance:** High

FYI:

<http://www.powerlineblog.com/archives/2018/02/alex-acosta-raises-inaction-to-an-art-form-at-dol.php>

John A. Zadrozny  
Special Assistant to the President  
Justice and Homeland Security  
Domestic Policy Council  
Executive Office of the President

w: (b) (6)

c: (b) (6)

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, February 20, 2018 4:04 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Wold, Theo J. EOP/WHO  
**Subject:** RE:

Great. Adding Theo.

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Tuesday, February 20, 2018 3:52 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:**

(5) Public charge.-Any alien who, within five years after the date of entry; has become a public charge from causes not affirmatively shown to have arisen since entry is deportable.

**Miller, Stephen EOP/WHO**

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**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting

**Location:** EEOB 180A

**Start:** Friday, February 23, 2018 3:00 PM

**End:** Friday, February 23, 2018 4:00 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

---

**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting  
**Location:** EEOB 180A

**Start:** Friday, February 23, 2018 3:00 PM  
**End:** Friday, February 23, 2018 4:00 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Hamilton, Gene (OAG)  
**Required Attendees:** Miller, Stephen EOP/WHO

d\plain

**Miller, Stephen EOP/WHO**

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**Subject:** Tentative: Moved to 2:30 -- Daily Immigration Call

**Location:** Dial-In Information Below

**Start:** Friday, February 23, 2018 2:30 PM

**End:** Friday, February 23, 2018 3:00 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

---

**Subject:** Meeting Forward Notification: DPC/DOJ Weekly Immigration Policy Meeting

**Start:** Friday, February 23, 2018 1:30 PM

**End:** Friday, February 23, 2018 2:00 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Your meeting was forwarded**

[Hamilton, Gene \(OAG\)](#) has forwarded your meeting request to additional people.

**Meeting**

DPC/DOJ Weekly Immigration Policy Meeting

**Meeting Time**

Friday, February 23, 2018 3:00 PM - Friday, February 23, 2018 4:00 PM

**Recipients**

[Matthew Sheehan \(ODAG\) \(msheehan@jmd.usdoj.gov\)](mailto:msheehan@jmd.usdoj.gov)

All times listed are in the following time zone: (UTC-05:00) Eastern Time (US & Canada)

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**Miller, Stephen EOP/WHO**

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**Subject:** Tentative: Moved to 5pm -- Daily Immigration Call  
**Location:** Dial-In Information Below

**Start:** Friday, February 23, 2018 5:00 PM  
**End:** Friday, February 23, 2018 5:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

Miller, Stephen EOP/WHO

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, February 23, 2018 4:57 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Understood

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

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Friday, February 23, 2018 4:54 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:**

I can't make the 5:00 call because I will be with the boss

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

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**Subject:** Accepted: \*\*moved to 5:15pm\*\* Daily Immigration Call  
**Location:** Dial-In Information Below

**Start:** Monday, February 26, 2018 5:15 PM  
**End:** Monday, February 26, 2018 5:25 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, February 26, 2018 1:29 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Or around then

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Monday, February 26, 2018 1:28 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** Re:

3:00?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Feb 26, 2018, at 1:27 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

Can you talk today?

**Miller, Stephen EOP/WHO**

---

**Subject:** Accepted: \*\*push this to 5:30pm\*\* Daily Immigration Call

**Location:** Dial-In Information Below

**Start:** Monday, February 26, 2018 5:30 PM

**End:** Monday, February 26, 2018 5:40 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, February 26, 2018 4:25 PM  
**To:** Miller, Stephen EOP/WHO

I'm joining your call at 5 with DHS. Please make sure your team keeps us in the loop on these things.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

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**Subject:** Accepted: FW: DACA Call  
**Location:** Dial-in info below

**Start:** Monday, February 26, 2018 7:00 PM  
**End:** Monday, February 26, 2018 7:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

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**Subject:** Accepted: Postponing: Daily Immigration Call

**Location:** Dial-In Information Below

**Start:** Wednesday, February 28, 2018 10:00 AM

**End:** Wednesday, February 28, 2018 10:10 AM

**Recurrence:** (none)

**Organizer:** Hamilton, Gene (OAG)

**Required Attendees:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

---

**Subject:** Accepted: Rescheduling -- Daily Immigration Call

**Location:** Dial-In Information Below

**Start:** Tuesday, March 6, 2018 10:15 AM

**End:** Tuesday, March 6, 2018 10:25 AM

**Recurrence:** (none)

**Organizer:** Hamilton, Gene (OAG)

**Required Attendees:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, March 06, 2018 4:35 PM  
**To:** Curry, Cat E. EOP/WHO  
**Subject:** RE: immigration call tomorrow

I'm on. Thanks!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Curry, Cat E. EOP/WHO [mailto:(b) (6)]  
**Sent:** Tuesday, March 6, 2018 4:33 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** RE: immigration call tomorrow

Confirming you're able to join this call! (b) (6) PIN: (b) (6)

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**From:** Curry, Cat E. EOP/WHO  
**Sent:** Tuesday, March 6, 2018 8:27 AM  
**To:** 'Hamilton, Gene (OAG)' <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Subject:** RE: immigration call tomorrow

Trying to make 4:30 pm work. will circle back soon!

Thanks,  
Cat

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**From:** Hamilton, Gene (OAG) [<mailto:Gene.Hamilton@usdoj.gov>]  
**Sent:** Monday, March 5, 2018 9:15 PM  
**To:** Curry, Cat E. EOP/WHO <(b) (6)>  
**Subject:** Re: immigration call tomorrow

Sorry, 3:00 no longer works. I will be participating in a media background event for a big AG priority. I could probably do 4:30-6:30, or earlier in the day

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 5, 2018, at 7:18 PM, Curry, Cat E. EOP/WHO <(b) (6)> wrote:

Great, I'll send through a meeting request to the group. Let me know if anything changes.

Best,  
Cat

---

**From:** Hamilton, Gene (OAG) [<mailto:Gene.Hamilton@usdoj.gov>]

**Sent:** Monday, March 5, 2018 6:36 PM

**To:** Curry, Cat E. EOP/WHO <(b) (6)>

**Subject:** Re: immigration call tomorrow

Hi Cat,

As of right now, yes. Thank you!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 5, 2018, at 6:33 PM, Curry, Cat E. EOP/WHO (b) (6) > wrote:

Gene,

I support Marc Short at the White House and we are working to set up a call tomorrow afternoon with you, Marc, Stephen Miller, Jonathan Hoffman, and Chad Wolf. Are you available between 3-4pm tomorrow, Tuesday 3/6 for this call?

Thanks,

Cat

(b) (6)

**Hamilton, Gene (OAG)**

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**Subject:** Tentative: Daily Immigration Call - Rescheduled

**Location:** Dial In Info Below

**Start:** Thursday, March 08, 2018 10:30 AM

**End:** Thursday, March 08, 2018 10:50 AM

**Recurrence:** (none)

**Organizer:** Hamilton, Gene (OAG)

**Required Attendees:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

---

**Subject:** Accepted: Daily Immigration Call - Rescheduled

**Location:** Dial In Info Below

**Start:** Thursday, March 8, 2018 10:30 AM

**End:** Thursday, March 8, 2018 10:50 AM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

---

**Subject:** Accepted: Daily Immigration Call  
**Location:** Dial-In Info Below

**Start:** Thursday, March 8, 2018 10:00 AM  
**End:** Thursday, March 8, 2018 10:20 AM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, March 9, 2018 9:51 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Call me now then

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Friday, March 9, 2018 9:51 AM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Cc:** Cytryn, Jen B. EOP/WHO <(b) (6)>  
**Subject:**

I likely won't be on the 10:00 because I have to go meet the DAG to go to an event.

Thanks,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**McKinney, Suzanna (OAG)**

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**From:** McKinney, Suzanna (OAG)  
**Sent:** Monday, March 12, 2018 2:47 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE: DHS Chief

I think you gave me Stephen Miller's number. Do you have Chad's?

**Suzanna R. McKinney**  
**U.S. Department of Justice**  
**Office of the Attorney General**



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**From:** McKinney, Suzanna (OAG)  
**Sent:** Monday, March 12, 2018 2:34 PM  
**To:** Hamilton, Gene (OAG) (ghamilton@jmd.usdoj.gov) <ghamilton@jmd.usdoj.gov>  
**Subject:** DHS Chief

Hey Gene-

Who is Kirstjen's chief of staff over at DHS? Would you mind passing along his/her contact info?

Thanks,  
**Suzanna R. McKinney**  
**U.S. Department of Justice**  
**Office of the Attorney General**



**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, March 12, 2018 7:42 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Just work with Flores

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Monday, March 12, 2018 7:40 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** RE:

That's easy enough. I said we'd welcome it anyways, so (b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO [mailto:(b) (6)]  
**Sent:** Monday, March 12, 2018 7:32 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** RE:

That's why (b) (5) Work with Flores to find a way to get the word out that DOJ supports this policy item.

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Monday, March 12, 2018 7:30 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** RE:

And we cannot (b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, March 12, 2018 7:29 PM  
**To:** 'Miller, Stephen EOP/WHO' (b) (6)  
**Subject:** RE:

That was not clear.

Gene P. Hamilton  
Counselor to the Attorney General

U.S. Department of Justice

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**From:** Miller, Stephen EOP/WHO [mailto:(b) (6)]  
**Sent:** Monday, March 12, 2018 7:28 PM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:**

We threw it to you to discuss (b) (5)  
[REDACTED]

**Hahn, Julia A. EOP/WHO**

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**From:** Hahn, Julia A. EOP/WHO  
**Sent:** Tuesday, March 13, 2018 10:11 AM  
**To:** Miller, Stephen EOP/WHO; Sadler, Kelly J. EOP/WHO; Schlapp, Mercedes V. EOP/WHO; Waldman, Katie; Hamilton, Gene (OAG)  
**Subject:** FEDS: SAUDI VISA OVERSTAY HAD AR-15 AT DOWNTOWN INDY HYATT DURING WOMEN'S MARCH

**FEDS: SAUDI NATIONAL HAD AR-15 AT DOWNTOWN INDY HYATT DURING WOMEN'S MARCH**

ABC 57

JORDAN FISCHER

MARCH 13, 2018

[Read full article [here](#)]

The U.S. Attorney's Office filed federal firearms charges Wednesday against a Saudi national already facing state charges for a January incident in Indianapolis.

Achmed Alaklouk was charged Jan. 31 in Marion County with criminal confinement, intimidation, unlawful possession of a firearm by an alien and battery stemming from an alleged incident at his west side business, Medo Tire Shop.

According to a probable cause affidavit filed in that case, Alaklouk battered a customer and then held him and his daughter at gunpoint with an AR-15-style rifle.

On Wednesday, a criminal complaint was filed against Alaklouk in U.S. district court alleging he was found in illegal possession of a similar rifle, along with six handguns, while staying at the Hyatt Regency in downtown Indianapolis.

...

During the course of the investigation, police learned that Alaklouk – a native of Tunisia and citizen of Saudi Arabia – was in the country on an expired student visa. Immigration records showed he had requested and been denied multiple extensions within the past year.

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, March 14, 2018 5:42 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** Re: USAO Opioid, Immigration, and Violent Crime Releases 3/14/18

Excellent

Sent from my iPhone

On Mar 14, 2018, at 2:33 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

New roundup of stories from across the country. This is the first time OPA has sent something like this out.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** USDOJ-Office of Public Affairs [<mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com>]  
**Sent:** Wednesday, March 14, 2018 5:16 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** USAO Opioid, Immigration, and Violent Crime Releases 3/14/18

 [The United States Department of Justice](#)

FOR IMMEDIATE RELEASE  
WEDNESDAY, MARCH 14, 2018

**USAO Opioid, Immigration, and Violent Crime Releases**  
**3/14/18**  
**Opioids**

**Doctor Allegedly Prescribed Opioids for Dead and Incarcerated People in “Pill Mill” Operation; Doctor and Seven Others Arrested and Charged ([Southern District of California](#)) 3/12/18**

Egisto Salerno, a medical doctor, who owns and operates a medical office on El Cajon Boulevard in San Diego, and seven others have been arrested on federal

Cajon Boulevard in San Diego, and seven others have been arrested on federal charges stemming from their alleged roles in a conspiracy to possess with the intent to distribute hydrocodone as part of a 'pill mill' operation.

**Doctor Sentenced for Healthcare Fraud, Accepting Kickbacks to Prescribe Highly Addictive Version of Fentanyl ([District of Rhode Island](#)) 3/9/18**

Dr. Jerrold N. Rosenberg, 63 of Warren, the operator of a now-defunct pain management practice in Rhode Island, was sentenced today to 51 months in federal prison for committing healthcare fraud and for conspiring to solicit and receive kickbacks in return for prescribing the drug Subsys, a fast-acting, powerful, and highly-addictive version of the opioid drug Fentanyl.

**Multiple Defendants Sentenced for Violent Crimes and Drug Trafficking ([Northern District of Mississippi](#)) 3/9/18**

A Clarksdale man, the final defendant in a multi-defendant conspiracy, has been sentenced to 400 months in federal prison resulting from his role in a murder and heroin distribution conspiracy in the Northern District of Mississippi. Derrick Jones was sentenced for his crimes in United States District Court Thursday afternoon. Multiple fatal opioid overdoses and hospitalizations in the Mississippi Delta spurred an investigation between the Drug Enforcement Administration, the Bureau of Alcohol, Tobacco, Firearms and Explosives, the Mississippi Bureau of Narcotics, and the United States Attorney's Office.

**Immigration**

**Twelve Charged in Cincinnati in Connection to Mexico-Based Sinaloa Drug Cartel - More than 45 Additional Defendants Charged in Connection to this Case in Other Cities and Districts ([Southern District of Ohio](#)) 3/8/18**

A federal grand jury has charged 12 individuals in a narcotics and money laundering conspiracy in a superseding indictment unsealed here today. Members of the group allegedly distributed fentanyl from Mexico in Middletown, Ohio and sent proceeds back to the Sinaloa Drug Cartel in Mexico.

**Mexican National Indicted for Smuggling 53 Aliens in Tractor Trailer ([Southern District of Texas](#)) 3/8/18**

A Mexican National on a visitor visa is set to appear in court on charges he attempted to smuggle illegal aliens behind a load of produce, announced U.S. Attorney Ryan K. Patrick. A federal grand jury returned the indictment against Luis Valero-Carrizales, 39, Feb. 28. He is expected to make his initial appearance before U.S. Magistrate Judge Jason Libby at 9:30 a.m. today, at which time the government expects to request his continued detention pending further criminal proceedings.

**Mexican citizen sentenced to 5 years in prison for transporting methamphetamine near Monroe ([Western District of Louisiana](#)) 3/9/18**

United States Attorney Alexander C. Van Hook announced that a Mexican national was sentenced Tuesday to 60 months in prison for possessing methamphetamine.

## **Violent Crime**

### **Four East Central Illinois Men Arrested, Charged by Complaint with Possession of Machine Gun - Complaint Affidavit Alleges Criminal Activity Related to Bombing in Minnesota; Attempted Bombing of Champaign, Ill., Women's Clinic, and Other Violence (Central District of Illinois) 3/13/18**

This morning, FBI agents arrested four rural east central Illinois men on a criminal complaint that charges them with possession of a machine gun. The men arrested and charged are: Michael B. Hari, 47; Joe Morris, 22; Michael McWhorter, 29; and, Ellis Mack, 18, all of Clarence, Ill., a rural community approximately 35 miles north of Champaign-Urbana.

### **Three More Members of the Westside Crips Criminal Enterprise Sentenced to Prison for Participation in Racketeering Conspiracy Relating to Sex Trafficking, Drug Trafficking and Other Crimes (Southern District of California) 3/9/18**

Two more gang members of the Westside Crips were sentenced today for their participation in a racketeering conspiracy involving sex trafficking, narcotics trafficking and other violent crimes. A mid-level drug dealer who sold narcotics to gang members was also sentenced for his participation in the racketeering conspiracy and for conspiracy to distribute methamphetamine.

### **Illegal Alien Sentenced To Five Years For Possession Of Loaded Firearms And Felony Assault On A Federal Officer (Middle District of Florida) 3/9/18**

U.S. District Court Judge Carlos E. Mendoza today sentenced Oniel Christopher Russell, a/k/a "O G Russell" (40, Jamaican national), to five years in federal prison for possessing two loaded firearms while being in the United States illegally, and for committing a felony assault on a federal law enforcement officer, causing bodily injury. A federal jury found Russell guilty on December 28, 2017, after a two-day trial.

# # #

**Do not reply to this message. If you have questions, please use the contacts in the message or call the Office of Public Affairs at 202-514-2007.**

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Follow us:

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**Miller, Stephen EOP/WHO**

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**Subject:** Accepted: Immigration Call - 6PM  
**Location:** Dial-in Info Below

**Start:** Thursday, March 15, 2018 6:00 PM  
**End:** Thursday, March 15, 2018 6:20 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Smith, Andrew H. (OAG)**

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**From:** Smith, Andrew H. (OAG)  
**Sent:** Tuesday, March 20, 2018 5:43 PM  
**To:** Whitaker, Matthew (OAG); Cutrona, Danielle (OAG); Barnett, Gary E. (OAG)  
**Subject:** FW: (b) (6) - Senior Advisor, OLP

Please see below.

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**From:** Smith, Andrew H. (OAG)  
**Sent:** Tuesday, March 20, 2018 5:42 PM  
**To:** 'Dhillon, Uttam A. EOP/WHO' (b) (6); 'Eliot, Deirdre Z. EOP/WHO' (b) (6); 'Miller, Max L. EOP/WHO' (b) (6); 'Feinberg, Rebecca P. EOP/WHO' (b) (6)  
**Subject:** RE (b) (6) - Senior Advisor, OLP

Team – My apologies for not including the below information earlier. I want to ensure that you all have a comprehensive view of (b) (6) authorship when considering his candidacy. Please see the below articles written by (b) (6).



Additionally, I would add that (b) (6) worked with Speaker Gingrich and assisted throughout the President's campaign on research and speech writing projects for the President. He also worked with Stephen Miller, Vince Haley, and Ross Worthington on urban issues, crime research and other various projects to promote the President's campaign.

Hope that this is helpful. Please be safe and take care in the nasty weather.

Best,  
Andrew

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**From:** Smith, Andrew H. (OAG)  
**Sent:** Tuesday, March 20, 2018 12:02 PM

To: 'Dhillon, Uttam A. EOP/WHO' (b) (6); 'Eliot, Deirdre Z. EOP/WHO' (b) (6); 'Miller, Max L. EOP/WHO' (b) (6); 'Feinberg, Rebecca P. EOP/WHO' (b) (6)  
Subject: (b) (6) - Senior Advisor, OLP

Good morning team – With the President’s approval, the AG would like to appoint (b) (6) as Senior Advisor in the Office of Legal Policy. Please see the included materials in support of his appointment. Do not hesitate to let me know if you need additional information.

Many Thanks,  
Andrew

Andrew Smith  
U.S. Department of Justice  
White House Liaison  
[andrew.h.smith@usdoj.gov](mailto:andrew.h.smith@usdoj.gov)  
(c) (b) (6)  
(o) 202-353-4435

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, March 20, 2018 8:18 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** RE:

Publicize

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Tuesday, March 20, 2018 8:17 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Cc:** Hahn, Julia A. EOP/WHO (b) (6)  
**Subject:** Re:

According to DHS status indicators, over 245,000 criminal aliens have been booked into local Texas jails between June 1, 2011 and February 28, 2018

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 20, 2018, at 7:57 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

What's the topline?

Sent from my iPhone

On Mar 20, 2018, at 7:46 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>>[https://www.dps.texas.gov/administration/crime\\_records/pages/txCriminalAlienStatistics.htm](https://www.dps.texas.gov/administration/crime_records/pages/txCriminalAlienStatistics.htm)<<

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, March 21, 2018 5:44 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** Re: USAO Opioid, Immigration, and Violent Crime Releases 3/21/18

Thank you.

Sent from my iPhone

On Mar 21, 2018, at 5:31 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** USDOJ-Office of Public Affairs [<mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com>]  
**Sent:** Wednesday, March 21, 2018 5:27 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** USAO Opioid, Immigration, and Violent Crime Releases 3/21/18

 The United States Department of Justice

WEDNESDAY, MARCH 21, 2018

**USAO Opioid, Immigration, and Violent Crime Releases  
3/21/18**

**IMMIGRATION**

**[Dominican Man Sentenced to 87 Months in Prison for Fentanyl and Heroin Trafficking](#)**

CONCORD, NH – United States Attorney Scott W. Murray announced that Eris Manuel Paulino Guerrero, also known as Edward Garcia, 28, a national of the Dominican Republic, was sentenced on Monday to serve 87 months in federal prison for drug trafficking offenses.

[Mexican National Sentenced to 57 Months for Money Courier Role in Cocaine Conspiracy](#)

ALBANY, NY – Eduardo Nunez Serna, age 44, and a national of Mexico, was sentenced today to 57 months in prison for conspiring to launder the proceeds of a large cocaine trafficking organization.

[Mexican National Sentenced for Destructive Marijuana Cultivation Operation in Sequoia National Forest in Kern County](#)

FRESNO, CA — Alfredo Cardenas-Suastegui (Cardenas), 57, of Michoacán, Mexico, was sentenced today to five years in prison for conspiring to manufacture, distribute and possess with intent to distribute marijuana in the Sequoia National Forest, U.S. Attorney McGregor W. Scott announced. U.S. District Judge Lawrence J. O’Neill also ordered Cardenas to pay \$5,233 in restitution to the U.S. Forest Service for the damage to public land and natural resources.

**VIOLENT CRIME**

[Felon Sentenced to Federal Prison for Possessing Fully Automatic "Uzi" Machinegun](#)

LOUISIANA - United States Attorney Brandon Fremin announced that yesterday United States District Judge John W. deGravelles sentenced MARCUS JOSHUA LUTER, age 30, of Gonzales, Louisiana, to 52 months in federal prison and three years of supervised release following his conviction for possession of firearms by a convicted felon, in violation of Title 18, United States Code, Section 922(g)(1).

[MS-13 Gang Leader Pleads Guilty And Admits To Authorizing Murder](#)

BOSTON, MA –The nationwide leader of MS-13’s Molinos Locos Salvatrucha clique pleaded guilty yesterday in federal court in Boston to charges of racketeering conspiracy involving murder.

[Two Solano County Men Indicted for Conspiring to Bomb a Suisun City Residence](#)

SACRAMENTO, CA — A federal grand jury returned a four-count indictment today against Thomas Wayne Capenhurst, 33, of Dixon, and Robert Lee McGraw, 20, of Fairfield, charging both men with conspiracy, malicious use of explosive materials, and using a destructive device during a crime of violence, U.S. Attorney McGregor W. Scott announced. The indictment also charges McGraw with possessing an unregistered destructive device.

**OPIOIDS**

[NYPD School Safety Agent Sentenced To Prison For Conspiracy To Distribute Heroin](#)

NEW YORK, NY - Geoffrey S. Berman, the United States Attorney for the Southern District of New York, James J. Hunt, the Special Agent in Charge of the New York Field Division of the Drug Enforcement Administration (“DEA”), George P. Beach II, the Superintendent of the New York State Police (“NYSP”), and James P. O’Neill, the Commissioner of the New York City Police Department (“NYPD”), announced that TINA BATISTA, a former school safety agent with the New York City Police Department (“NYPD”), was sentenced today to one year

and one day in prison for conspiring to distribute and possess with intent to distribute more than one kilogram of heroin in Manhattan. BATISTA pled guilty to the Indictment on November 15, 2017. U.S. District Judge Alison J. Nathan imposed today's sentence.

[Former physician Richard Rydze sentenced to 10 years in prison for illegally distributing anabolic steroids, HGH, oxycodone and OxyContin](#)

CLEVELAND, OH - Former physician Richard Rydze was sentenced to 10 years in prison for illegally distributing anabolic steroids, human growth hormone, oxycodone and OxyContin. The sentencing was announced by U.S. Attorney Justin E. Herdman of the Northern District of Ohio, and Special Agent in Charge Stephen D. Anthony, who oversees the FBI's Cleveland Office.

[Pittsburgh Doctor Charged with Unlawfully Dispensing Vicodin and Defrauding the University of Pittsburgh Medical Center Health Plan](#)

PITTSBURGH, PA - A Pittsburgh radiologist has been indicted by a federal grand jury in Pittsburgh on charges of unlawfully dispensing controlled substances and health care fraud, Attorney General Jeff Sessions and United States Attorney Scott W. Brady announced today. This indictment is the second in Western Pennsylvania since Attorney General Sessions announced the formation of the Opioid Fraud and Abuse Detection Unit, a Department of Justice initiative that uses data to target and prosecute individuals that commit opioid-related health care fraud.

# # #

Do not reply to this message. If you have questions, please use the contacts in the message or call the Office of Public Affairs at 202-514-2007.

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, March 25, 2018 1:22 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Zadrozny, John A. EOP/WHO; Veprek, Andrew M. EOP/WHO  
**Subject:** Re:

Thanks.

(b) (5) [REDACTED] ?

Sent from my iPhone

> On Mar 25, 2018, at 12:29 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>

> INA 235(b)(2)(C). Section 7 of E.O. 13767

>

> Gene P. Hamilton

> Counselor to the Attorney General

> U.S. Department of Justice

>

>> On Mar 25, 2018, at 11:44 AM, Miller, Stephen EOP/WHO (b) (6) [REDACTED] > wrote:

>>

>> What is the statute and relevant EO text on returning asylum seekers to transit countries while awaiting adjudication?

>>

>> Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, March 25, 2018 1:42 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Zadrozny, John A. EOP/WHO; Veprek, Andrew M. EOP/WHO; Morgen, Hunter M. EOP/WHO  
**Subject:** Re:

John is working on it so you may want to call him as well.

Sent from my iPhone

On Mar 25, 2018, at 1:32 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

**(b) (5)**

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 25, 2018, at 1:29 PM, Miller, Stephen EOP/WHO **(b) (6)** wrote:

**(b) (5)**

Sent from my iPhone

On Mar 25, 2018, at 1:27 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Here is from the statute:

**(C)Treatment of aliens arriving from contiguous territory**

In the case of an alien described in subparagraph (A) who is arriving on land (whether or not at a designated port of arrival) from a foreign territory contiguous to the United States, the [Secretary] may return the alien to that territory pending a proceeding under section 1229a of this title.

And here is the E.O. text:

Sec. 7. Return to Territory. The Secretary shall take appropriate

action, consistent with the requirements of section 1252 of title 8, United States Code, to ensure that aliens described in section 235(b)(2)(C) of the INA (8 U.S.C. 1225(b)(2)(C)) are returned to the territory from which they came pending a formal removal proceeding.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 25, 2018, at 1:22 PM, Miller, Stephen EOP/WHO  
(b) (6) wrote:

If someone has the language handy from both the law and the EO can they email?

Sent from my iPhone

On Mar 25, 2018, at 12:29 PM, Hamilton,  
Gene (OAG)  
<[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

INA 235(b)(2)(C). Section 7 of E.O. 13767

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, March 25, 2018 5:04 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE: Fines/Penalties Statute

What's the gist?

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Sunday, March 25, 2018 5:03 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** Re: Fines/Penalties Statute

There are lots, but INA 274C and 274D are the biggest

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 25, 2018, at 4:52 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

What is the language of the statute and what fines apply?

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, March 27, 2018 10:51 AM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** Re: [EXTERNAL] Media Inquiry into how these Iraqi parents got into the country

(b) (5) .

Sent from my iPhone

On Mar 27, 2018, at 10:48 AM, Hahn, Julia A. EOP/WHO <(b) (6)> wrote:

FYI- (b) (5) .

**From:** Saagar Enjeti [<mailto:enjeti@dailycaller.com>]  
**Sent:** Tuesday, March 27, 2018 10:43 AM  
**To:** Hahn, Julia A. EOP/WHO (b) (6) >  
**Subject:** [EXTERNAL] Media Inquiry into how these Iraqi parents got into the country

Julia,

Trying to ascertain how these recently arrested Iraqi parents who allegedly poured hot oil on their daughter and beat her for refusing an arranged marriage gained entry into the U.S.

[Link: >https://www.cbsnews.com/news/san-antonio-texas-parents-choked-beat-daughter-for-refusing-arranged-marriage/<](https://www.cbsnews.com/news/san-antonio-texas-parents-choked-beat-daughter-for-refusing-arranged-marriage/)

Media reports indicate they entered the country approximately two years ago:

Let me know who to speak to.

Saagar Enjeti  
White House Correspondent



P: (b) (6)  
T: @esaagar

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, March 27, 2018 4:46 PM  
**To:** Zadrozny, John A. EOP/WHO; Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO; Wold, Theo J. EOP/WHO  
**Cc:** Wetmore, David H. (ODAG)  
**Subject:** RE: JUSTICE DEPARTMENT AND WEST PALM BEACH ANNOUNCE SETTLEMENT RELATED TO THE CITY'S RESOLUTION AND THE DEPARTMENT'S IMMIGRATION COOPERATION GRANT CONDITIONS

No.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Zadrozny, John A. EOP/WHO <(b) (6)>  
**Sent:** Tuesday, March 27, 2018 4:45 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; Miller, Stephen EOP/WHO (b) (6)>; Hahn, Julia A. EOP/WHO (b) (6)>; Wold, Theo J. EOP/WHO (b) (6)  
**Cc:** Wetmore, David H. (ODAG) <dhwetmore@jmd.usdoj.gov>  
**Subject:** RE: JUSTICE DEPARTMENT AND WEST PALM BEACH ANNOUNCE SETTLEMENT RELATED TO THE CITY'S RESOLUTION AND THE DEPARTMENT'S IMMIGRATION COOPERATION GRANT CONDITIONS

Actually adding Dave this time.

JZ

w: (b) (6)  
c: (b) (6)

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, March 27, 2018 4:44 PM  
**To:** 'Hamilton, Gene (OAG)' <Gene.Hamilton@usdoj.gov>; Miller, Stephen EOP/WHO (b) (6)>; Hahn, Julia A. EOP/WHO (b) (6) Wold, Theo J. EOP/WHO <(b) (6)>  
**Cc:** Wetmore, David H. EOP/WHO <(b) (6)>  
**Subject:** RE: JUSTICE DEPARTMENT AND WEST PALM BEACH ANNOUNCE SETTLEMENT RELATED TO THE CITY'S RESOLUTION AND THE DEPARTMENT'S IMMIGRATION COOPERATION GRANT CONDITIONS

Gene:

Adding Dave.

Does the settlement require the City of West Palm Beach to sign up for E-Verify? (b) (5)

JZ

w: (b) (6)

c: (b) (6)

From: Hamilton, Gene (OAG) [<mailto:Gene.Hamilton@usdoj.gov>]

Sent: Tuesday, March 27, 2018 3:04 PM

To: Miller, Stephen EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO <(b) (6)>; Zadrozny, John A. EOP/WHO <(b) (6)>; Wold, Theo J. EOP/WHO <(b) (6)>

Subject: FW: JUSTICE DEPARTMENT AND WEST PALM BEACH ANNOUNCE SETTLEMENT RELATED TO THE CITY'S RESOLUTION AND THE DEPARTMENT'S IMMIGRATION COOPERATION GRANT CONDITIONS

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

From: USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>

Sent: Tuesday, March 27, 2018 3:01 PM

To: Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>

Subject: JUSTICE DEPARTMENT AND WEST PALM BEACH ANNOUNCE SETTLEMENT RELATED TO THE CITY'S RESOLUTION AND THE DEPARTMENT'S IMMIGRATION COOPERATION GRANT CONDITIONS

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FOR IMMEDIATE RELEASE

TUESDAY, MARCH 27, 2018

**NOTE:** The relevant documents can be found here: [West Palm Beach Memo](#) and [Settlement Letter](#).

**JUSTICE DEPARTMENT AND WEST PALM BEACH ANNOUNCE  
SETTLEMENT RELATED TO THE CITY'S RESOLUTION AND THE  
DEPARTMENT'S IMMIGRATION COOPERATION GRANT  
CONDITIONS**

WASHINGTON – The Department of Justice and the City of West Palm Beach announced today that they had reached an agreement regarding Resolution Number 112-17. The Department had been investigating whether West Palm Beach's Resolution Number 112-17 and polices related to the resolution comply with 8 U.S.C. § 1373, which protects information sharing between local law enforcement and the Department of

Homeland Security (DHS).

Following the City's agreement to, and subsequent dissemination of, a memorandum from West Palm Beach to its employees stating West Palm Beach's position that its local laws do not restrict information sharing with DHS, the Department issued a letter to West Palm Beach concluding its section 1373 review. The letter stated, "[i]n light of our ongoing discussions and your agreement to and sending of a memorandum to all employees stating that they are not restricted from sharing information with DHS, we find no evidence that you are currently out of compliance with section 1373."

West Palm Beach also agreed to dismiss its lawsuit requesting a declaration that its Resolution complies with federal law and challenging the Department's authority to impose immigration cooperation-related grant conditions.

Today's settlement protects public safety by providing assurance that West Palm Beach's Resolution, as interpreted by West Palm Beach, does not violate section 1373, and permits DHS to receive the information it may need to take custody of aliens who commit crimes.

# # #

CIV

18-366

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, March 27, 2018 8:42 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Zadrozny, John A. EOP/WHO; Gabriel, Robert EOP/WHO  
**Subject:** RE: is this correct?

(b) (5) ?

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Tuesday, March 27, 2018 8:40 PM  
**To:** Miller, Stephen EOP/WHO (b) (6) v>  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6) >; Gabriel, Robert EOP/WHO  
(b) (6)  
**Subject:** Re: is this correct?

Just substitute "Secretary" for "Attorney General" each place it appears below.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 27, 2018, at 8:38 PM, Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)> wrote:

**Duplicative records**

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, March 27, 2018 8:48 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Zadrozny, John A. EOP/WHO; Gabriel, Robert EOP/WHO  
**Subject:** RE: is this correct?

Remarkable

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Tuesday, March 27, 2018 8:48 PM  
**To:** Miller, Stephen EOP/WHO (b) (6) >  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6) >; Gabriel, Robert EOP/WHO (b) (6) v>  
**Subject:** Re: is this correct?

Up to \$500 (now higher for inflation) per day, per alien under 274D.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 27, 2018, at 8:45 PM, Miller, Stephen EOP/WHO (b) (6) > wrote:

Understood

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Tuesday, March 27, 2018 8:44 PM  
**To:** Miller, Stephen EOP/WHO (b) (6) >  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6) >; Gabriel, Robert EOP/WHO (b) (6) >  
**Subject:** Re: is this correct?

Just re-upping that each mention of AG in the statute actually refers to the Secretary post DHS creation. But yes, it's reimbursed for the purposes below (iii).

(3) (A) The Secretary of the Treasury shall refund out of the Immigration Enforcement Account to any appropriation the amount paid out of such appropriation for expenses incurred by the Attorney General for activities that enhance enforcement of provisions of this title. Such activities include-

(i) the identification, investigation, apprehension, detention, and removal of criminal aliens;

(ii) the maintenance and updating of a system to identify and track criminal aliens, deportable aliens, inadmissible aliens, and aliens illegally entering the United States; and

(iii) for the repair, maintenance, or construction on the United States border, in areas experiencing high levels of apprehensions of illegal aliens, of structures to deter illegal entry into the United States.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 27, 2018, at 8:40 PM, Miller, Stephen EOP/WHO (b) (6) wrote:

So the fines and penalties can PAY for wall construction?

---

**From:** Hamilton, Gene (OAG) [<mailto:Gene.Hamilton@usdoj.gov>]  
**Sent:** Tuesday, March 27, 2018 8:39 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6); Gabriel, Robert EOP/WHO <(b) (6)>  
**Subject:** Re: is this correct?

The main ones are in INA 274C and 274D. Read INA 280 (8 U.S.C. 1330).

Sec. 280. [8 U.S.C. 1330]

(a) Notwithstanding any other provisions of this title, the withholding or denial of clearance of or a lien upon any vessel or aircraft provided for in section 231, 234, 243(c)(2), 251, 253, 254, 255, 256, 271, 272, or 273 of this title shall not be regarded as the sole and exclusive means or remedy for the enforcement of payments of any fine, penalty or expenses imposed or incurred under such sections, but, in the discretion of the Attorney General, the amount thereof may be recovered by civil suit, in the name of the United States, from any person made liable under any of such sections.

(b) (1) 1/ There is established in the general fund of the Treasury a separate account which shall be known as the "Immigration Enforcement Account". Notwithstanding any other section of this title, there shall be deposited as

offsetting receipts into the Immigration Enforcement Account amounts described in paragraph (2) to remain available until expended.

(2) The amounts described in this paragraph are the following:

(A) The increase in penalties collected resulting from the amendments made by sections 203(b) and 543(a) of the Immigration Act of 1990.

(B) Civil penalties collected under sections 240B(d) , 274C , 274D , and 275(b) .

(3) (A) The Secretary of the Treasury shall refund out of the Immigration Enforcement Account to any appropriation the amount paid out of such appropriation for expenses incurred by the Attorney General for activities that enhance enforcement of provisions of this title. Such activities include-

(i) the identification, investigation, apprehension, detention, and removal of criminal aliens;

(ii) the maintenance and updating of a system to identify and track criminal aliens, deportable aliens, inadmissible aliens, and aliens illegally entering the United States; and

(iii) for the repair, maintenance, or construction on the United States border, in areas experiencing high levels of apprehensions of illegal aliens, of structures to deter illegal entry into the United States.

(B) The amounts which are required to be refunded under subparagraph (A) shall be refunded at least quarterly on the basis of estimates made by the Attorney General of the expenses referred to in subparagraph (A). Proper adjustments shall be made in the amounts subsequently refunded under subparagraph (A) to the extent prior estimates were in excess of, or less than, the amount required to be refunded under subparagraph (A).

(C) The amounts required to be refunded from the Immigration Enforcement Account for fiscal year 1996 and thereafter shall be refunded in accordance with estimates made in the budget request of the Attorney General for those fiscal years. Any proposed changes in the amounts designated in such budget requests shall only be made after notification to the Committees on Appropriations of the House of Representatives and the Senate in accordance with section 605 of Public Law 104-134.

(D) The Attorney General shall prepare and submit annually to the Congress statements of financial condition of the Immigration Enforcement Account, including beginning account balance, revenues, withdrawals, and ending account balance and projection for the ensuing fiscal year.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Mar 27, 2018, at 8:31 PM, Miller, Stephen EOP/WHO

(b) (6) > wrote:

Moreover, the civil fines and penalties in question go directly into the Immigration Enforcement Account, which DHS may use for enforcement purposes—including wall construction.

**Cook, Steven H. (ODAG)**

---

**From:** Cook, Steven H. (ODAG)  
**Sent:** Wednesday, March 28, 2018 7:39 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** FW: White House event  
**Attachments:** WH event.pdf

Gene,

I should have copied you on the email below. Also, I ran across the immigration related articles linked below I thought you might be interested in:

(I know this sheriff if it matters)

<http://www.latimes.com/local/lanow/la-me-ln-orange-county-sheriff-immigration-20180326-story.html>

<http://www.charlotteobserver.com/news/local/article206193834.html>

<http://www.fresnobee.com/latest-news/article206638699.html>

Steve

---

**From:** Cook, Steven H. (ODAG)  
**Sent:** Tuesday, March 27, 2018 6:30 PM  
**To:** Danielle Cutrona (OAG) (dcutrona@jmd.usdoj.gov) <dcutrona@jmd.usdoj.gov>  
**Subject:** White House event

This was sent to me to make sure we knew.

Steve

**Steven H. Cook**  
Associate Deputy Attorney General  
950 Pennsylvania Ave. NW  
Washington D.C. 20530-0001

[Steven.H.Cook@usdoj.gov](mailto:Steven.H.Cook@usdoj.gov)

Office: 202.305.0180

Cell: (b) (6)

Cell: (b) (6)

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Wednesday, March 28, 2018 1:05 PM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO  
**Subject:** FW: QUEENS IMMIGRATION ATTORNEY CHARGED WITH ASYLUM FRAUD

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** USDOJ-Office of Public Affairs <USDOJ-OfficeofPublicAffairs@public.govdelivery.com>  
**Sent:** Wednesday, March 28, 2018 1:03 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** QUEENS IMMIGRATION ATTORNEY CHARGED WITH ASYLUM FRAUD

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Geoffrey S. Berman  
United States Attorney  
Southern District of New York

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FOR IMMEDIATE RELEASE  
WEDNESDAY, MARCH 28, 2018  
[WWW.JUSTICE.GOV/USAO/mx](http://WWW.JUSTICE.GOV/USAO/mx)  
CONTACT: Jim Margolin, Dawn Dearden, Nicholas Biase  
PHONE: (212) 637-2600

## **QUEENS IMMIGRATION ATTORNEY CHARGED WITH ASYLUM FRAUD**

### ***Andreea Dumitru Knowingly Made False Statements and Representations on More Than 180 Asylum Applications***

NEW YORK - Geoffrey S. Berman, the United States Attorney for the Southern District of New York, Angel M. Melendez, the Special Agent-in-Charge of the New York Field Office of U.S. Immigration and Customs Enforcement's Homeland Security Investigations ("HSI"), and Patricia Menges, Director of the U.S. Citizenship and Immigration Services New York Asylum Office, announced that yesterday ANDREEA DUMITRU, a/k/a "Andreea Dumitru Parcalaboiu," an immigration attorney based in Queens, New York, was charged with asylum fraud

immigration attorney based in Queens, New York, was charged with asylum fraud and making false statements. The case has been assigned to U.S. District Court Judge Lewis A. Kaplan.

U.S. Attorney Geoffrey S. Berman said: “Andreea Dumitru, an immigration attorney, is alleged to have submitted fraudulent forms for over 180 clients, each containing statements and representations she knew to be false. She now faces prison time for her alleged crimes.”

HSI Special Agent-in-Charge Angel M. Melendez said: “Dumitru is alleged to have used her trusted position to defraud the government, submitting fraudulent documents to claim asylum. Her alleged actions took up time and resources while those with valid asylum claims waited in line. Now, Dumitru will enter a courtroom as a defendant to face the consequences for her alleged actions.”

Director Patricia Menges said: “U.S. Citizenship and Immigration Services is proud of the hard work of our fraud detection officers that leads to important cases like this one, and ensures that those who try to commit immigration fraud will face justice. USCIS is also grateful for the outstanding collaboration with ICE-HSI and our other law enforcement partners.”

According to the allegations in the Indictment[1]:

Between 2012 and 2017, DUMITRU participated in a scheme to submit fraudulent I-589 Forms in connection with applications for asylum. Specifically, DUMITRU submitted over 180 applications in which she knowingly made false statements and representations about, among other things, the applicants’ criminal histories, personal narratives of alleged persecution, and/or locations. Nevertheless, DUMITRU certified each application as true and correct under penalty of perjury.

\* \* \*

DUMITRU, 42, of Queens, New York, is charged with one count of asylum fraud, which carries a maximum sentence of 10 years in prison, and one count of making false statements, which carries a maximum sentence of five years in prison. The maximum potential sentences are prescribed by Congress and are provided here for informational purposes only, as any sentencing of the defendant will be determined by the judge.

The charges contained in the Indictment are merely accusations, and the defendant is presumed innocent unless and until proven guilty.

Mr. Berman praised the outstanding investigative work of HSI and United States Citizenship and Immigration Services, and thanked the Federal Bureau of Investigation for its assistance.

This case is being prosecuted by the Office’s General Crimes Unit. Assistant U.S. Attorneys Alison G. Moe and Robert B. Sobelman are in charge of the prosecution.

[1] As the introductory phrase signifies, the entirety of the text of the Indictment and the description of the Indictment set forth herein constitute only allegations, and every fact described should be treated as an allegation.

# # #

Do not rely on this document for legal advice. If you have questions, please contact your attorney.

Do not reply to this message. If you have questions, please use the contacts in the message.

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, March 28, 2018 4:58 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

I will call you back

---

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Wednesday, March 28, 2018 3:56 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:**

Your phone goes straight to VM

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Hahn, Julia A. EOP/WHO

---

**From:** Hahn, Julia A. EOP/WHO  
**Sent:** Wednesday, March 28, 2018 4:59 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Fwd: [EXTERNAL] FOUR ALLEGED MS-13 GANG MEMBERS CHARGED IN CONNECTION WITH MURDER

Do we know status?

Sent from my iPhone

Begin forwarded message:

**From:** "Miller, Stephen EOP/WHO" <(b) (6)>  
**Date:** March 28, 2018 at 4:58:01 PM EDT  
**To:** "Hahn, Julia A. EOP/WHO" (b) (6)  
**Subject:** FW: [EXTERNAL] FOUR ALLEGED MS-13 GANG MEMBERS CHARGED IN CONNECTION WITH MURDER

Do we have immigration status?

---

**From:** USDOJ-Office of Public Affairs [<mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com>]  
**Sent:** Wednesday, March 28, 2018 4:05 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** [EXTERNAL] FOUR ALLEGED MS-13 GANG MEMBERS CHARGED IN CONNECTION WITH MURDER

 [The United States Department of Justice](#)

Dayle Elieson  
United States Attorney  
District of Nevada

---

FOR IMMEDIATE RELEASE  
WEDNESDAY, MARCH 28, 2018  
>[WWW.JUSTICE.GOV/USAO-NV](http://WWW.JUSTICE.GOV/USAO-NV)<  
CONTACT: TRISHA YOUNG  
PHONE: (702) 388-6336

**FOUR ALLEGED MS-13 GANG MEMBERS CHARGED IN**

## CONNECTION WITH MURDER

LAS VEGAS, NV – Four alleged MS-13 gang members were charged late Tuesday in connection with the kidnapping and murder of a rival gang member whose body was found on federal property in southern Nevada.

United States Attorney Dayle Elieson of the District of Nevada, Special Agent in Charge Aaron C. Rouse of the FBI's Las Vegas Division, and Special Agent in Charge Joseph Macias for Homeland Security Investigations (HSI) Los Angeles made the announcement.

Josue Diaz-Orellana, 22, Luis Reyes-Castillo, a/k/a "Molesto," 24, David Perez-Manchame, a/k/a "Herbi" and "Walter Melendez," 19, and Miguel Torres-Escobar, 20, all El Salvadoran nationals, are charged with assault with intent to commit murder, kidnapping, and discharging a firearm during and in relation to a crime of violence. The defendants are illegally in the United States and are in federal custody. Reyes-Castillo, Perez-Manchame, and Torres-Escobar are scheduled to make their initial appearance this afternoon at the federal courthouse in Las Vegas before U.S. District Magistrate Judge Cam Ferenbach. A date for Diaz-Orellana has not yet been set.

MS-13 is an identified transnational organized crime group. MS-13, which is short for "La Mara Salvatrucha," is a gang composed primarily of immigrants or descendants of immigrants from El Salvador. In the United States, MS-13 has been functioning since at least the 1980s.

According to allegations contained in the complaint, on January 21, 2018, Diaz-Orellana, Reyes-Castillo, Perez-Manchame, and Torres-Escobar, kidnapped and murdered Arquimidez Sandavol-Martinez. His body was discovered on February 2, on federal property on East Lake Mead Boulevard, near mile marker 12, in rural Clark County, Nevada. Examination of the crime scene indicated that Sandoval-Martinez had been bound and had made some effort to escape his captors before being shot and stabbed to death. Fired 9mm cartridge cases with "Blazer" and "FC" head-stamp markings on them were located within the crime scene.

During the course of the investigation, law enforcement learned that Sandoval-Martinez was last seen on January 21, at Club 2100, located at 2100 Fremont Street. Investigators obtained cell phone records that indicated Diaz-Orellana's phone used cell towers near the club, heading eastbound along Lake Mead Boulevard, and in the area where Sandavol-Martinez's body was found. On March 2, law enforcement stopped Diaz-Orellana who was in a vehicle with Reyes-Castillo, Perez-Manchame, and Torres-Escobar. A large butcher knife, a baseball hat with an apparent bloodstain on it, and three 9mm handguns were recovered in the vehicle.

The maximum statutory penalty is 20 years of imprisonment for the assault charge and life imprisonment for both the kidnapping and the discharging of a firearm count.

A criminal complaint merely contains allegations, and the defendants are presumed innocent unless and until proven guilty beyond a reasonable doubt in a court of law.

The case is a joint investigation by the FBI, HSI, and the Las Vegas Metropolitan Police with the assistance of the DEA. Assistant U.S. Attorneys Phillip N. Smith, Jr. and Frank J. Coumou are prosecuting the case.

# # #

Do not reply to this message. If you have questions, please use the contacts in the message.

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**Zadrozny, John A. EOP/WHO**

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Thursday, March 29, 2018 8:45 AM  
**To:** Hamilton, Gene (OAG); Miller, Stephen EOP/WHO  
**Subject:** RE:

Gene:

Trevor hails from OJP. He has been a huge help.

Give me a call later. I'm happy to discuss Trevor's situation offline.

JZ

w: (b) (6)  
c: (b) (6)

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

**From:** Hamilton, Gene (OAG) [mailto:Gene.Hamilton@usdoj.gov]  
**Sent:** Thursday, March 29, 2018 8:21 AM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Cc:** Zadrozny, John A. EOP/WHO <(b) (6)>  
**Subject:** RE:

Do y'all know where in DOJ he is from?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Thursday, March 29, 2018 8:20 AM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Cc:** Zadrozny, John A. EOP/WHO <(b) (6)>  
**Subject:**

Trevor Whetstone is our DOJ detailee.

Can you find a good place for him when his detail ends at White House?

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, March 30, 2018 10:33 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re:

Thanks!

Sent from my iPhone

> On Mar 30, 2018, at 10:33 AM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:  
>  
> Understand  
>  
> Gene P. Hamilton  
> Counselor to the Attorney General  
> U.S. Department of Justice  
>

>> On Mar 30, 2018, at 10:32 AM, Miller, Stephen EOP/WHO (b) (6) > wrote:  
>>  
>> It should be something that touches on border security law enforcement narcotics so he can stay part of the team  
>>

>> Sent from my iPhone  
>>

>>> On Mar 30, 2018, at 10:27 AM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:  
>>>  
>>> JZ didn't call me back until the end of the day yesterday and I have been slammed with a few other things. We will find a place that suits his strengths  
>>>

>>> Gene P. Hamilton  
>>> Counselor to the Attorney General  
>>> U.S. Department of Justice  
>>>

>>>> On Mar 30, 2018, at 10:26 AM, Miller, Stephen EOP/WHO (b) (6) > wrote:  
>>>>

>>>> Any update on Trevor?  
>>>>

>>>> Sent from my iPhone  
>>>>

>>

**Zadrozny, John A. EOP/WHO**

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Friday, March 30, 2018 12:14 PM  
**To:** Miller, Stephen EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** RE:  
**Attachments:** Whetstone, Trevor.pdf

Gene:

Please see Trevor's resume, which is attached.

Please let me know when you might be able to talk to you later today. I wanted to touch base about Trevor and a few substantive items. The whole conversation will take less than five minutes, I promise.

JZ

w: (b) (6)  
c: (b) (6)

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

From: Zadrozny, John A. EOP/WHO  
Sent: Friday, March 30, 2018 11:20 AM  
To: Miller, Stephen EOP/WHO <(b) (6)>  
Cc: Hamilton, Gene (OAG) <(b) (6)>  
Subject: Re:

Stephen:

Will do.

Gene:

My computer is updating. I will send shortly.

Also, let me know if you have time to talk today, to follow up on this and other items.

JZ

Sent from my iPhone

> On Mar 30, 2018, at 11:07 AM, Miller, Stephen EOP/WHO <(b) (6)> wrote:  
>  
> John -- please handle.  
>  
> Sent from my iPhone  
>  
>> On Mar 30, 2018, at 10:49 AM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:  
>>

>> Can you send Trevor's resume?  
>>  
>> Gene P. Hamilton  
>> Counselor to the Attorney General  
>> U.S. Department of Justice

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Wednesday, April 04, 2018 11:10 AM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** Re:

\*vm

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 4, 2018, at 11:04 AM, Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)> wrote:

Just tried but went to be

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 4, 2018, at 10:03 AM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

Please call me

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, April 4, 2018 11:32 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Will call back. My apologies.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Wednesday, April 4, 2018 11:04 AM  
**To:** Miller, Stephen EOP/WHO (b) (6) >  
**Subject:** Re:

Just tried but went to be

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 4, 2018, at 10:03 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

Please call me

**Zadrozny, John A. EOP/WHO**

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Friday, April 06, 2018 1:59 PM  
**To:** Hamilton, Gene (OAG); Miller, Stephen EOP/WHO; Wold, Theo J. EOP/WHO; Hahn, Julia A. EOP/WHO  
**Subject:** RE: ATTORNEY GENERAL ANNOUNCES ZERO-TOLERANCE POLICY FOR CRIMINAL ILLEGAL ENTRY

Thanks, Gene.

JZ  
w: (b) (6)  
c: (b) (6)

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Friday, April 6, 2018 1:58 PM  
**To:** Miller, Stephen EOP/WHO (b) (6); Zadrozny, John A. EOP/WHO (b) (6); Wold, Theo J. EOP/WHO (b) (6); Hahn, Julia A. EOP/WHO <(b) (6)>  
**Subject:** FW: ATTORNEY GENERAL ANNOUNCES ZERO-TOLERANCE POLICY FOR CRIMINAL ILLEGAL ENTRY

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** USDOJ-Office of Public Affairs <USDOJ-OfficeofPublicAffairs@public.govdelivery.com>  
**Sent:** Friday, April 6, 2018 1:46 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** ATTORNEY GENERAL ANNOUNCES ZERO-TOLERANCE POLICY FOR CRIMINAL ILLEGAL ENTRY

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**FOR IMMEDIATE RELEASE**

**FRIDAY, APRIL 6, 2018**

**NOTE:** The Memorandum for Federal Prosecutors along the Southwest Border can be found [here](#).

## ATTORNEY GENERAL ANNOUNCES ZERO-TOLERANCE POLICY FOR CRIMINAL ILLEGAL ENTRY

WASHINGTON – Attorney General Jeff Sessions today notified all U.S. Attorney’s Offices along the Southwest Border of a new “zero-tolerance policy” for offenses under 8 U.S.C. § 1325(a), which prohibits both attempted illegal entry and illegal entry into the United States by an alien. The implementation of the Attorney General’s zero-tolerance policy comes as the Department of Homeland Security reported a 203 percent increase in illegal border crossings from March 2017 to March 2018, and a 37 percent increase from February 2018 to March 2018—the largest month-to-month increase since 2011.

“The situation at our Southwest Border is unacceptable. Congress has failed to pass effective legislation that serves the national interest—that closes dangerous loopholes and fully funds a wall along our southern border. As a result, a crisis has erupted at our Southwest Border that necessitates an escalated effort to prosecute those who choose to illegally cross our border,” said Attorney General Jeff Sessions. “To those who wish to challenge the Trump Administration’s commitment to public safety, national security, and the rule of law, I warn you: illegally entering this country will not be rewarded, but will instead be met with the full prosecutorial powers of the Department of Justice. To the Department’s prosecutors, I urge you: promoting and enforcing the rule of law is vital to protecting a nation, its borders, and its citizens. You play a critical part in fulfilling these goals, and I thank you for your continued efforts in seeing to it that our laws—and as a result, our nation—are respected.”

On [April 11, 2017](#), Attorney General Jeff Sessions announced a renewed commitment to criminal immigration enforcement. As part of that announcement, the Attorney General issued a memorandum to all federal prosecutors and directed them to prioritize the prosecution of certain criminal immigration offenses.

Today’s zero-tolerance policy further directs each U.S. Attorney’s Office along the Southwest Border (i.e., Southern District of California, District of Arizona, District of New Mexico, Western District of Texas, and the Southern District of Texas) to adopt a policy to prosecute all Department of Homeland Security referrals of section 1325(a) violations, to the extent practicable.

# # #

AG

18-417

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, April 6, 2018 7:06 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** FW: Presidential Memorandum for the Secretary of State, the Secretary of Defense, the Attorney General, the Secretary of Health and Human Services, and the Secretary of Homeland Security

---

**From:** White House Press Office (b) (6)  
**Sent:** Friday, April 6, 2018 6:57 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** Presidential Memorandum for the Secretary of State, the Secretary of Defense, the Attorney General, the Secretary of Health and Human Services, and the Secretary of Homeland Security

THE WHITE HOUSE  
Office of the Press Secretary

---

FOR IMMEDIATE RELEASE  
April 6, 2018

April 6, 2018

MEMORANDUM FOR THE SECRETARY OF STATE

THE SECRETARY OF DEFENSE

THE ATTORNEY GENERAL

THE SECRETARY OF HEALTH AND HUMAN SERVICES

THE SECRETARY OF HOMELAND SECURITY

**SUBJECT:** Ending "Catch and Release" at the Border of the United States and Directing Other Enhancements to Immigration Enforcement

Section 1. Purpose. (a) Human smuggling operations, smuggling of drugs and other contraband, and entry of gang members and other criminals at the border of the United States threaten our national security and public safety. The backlog of immigration-related cases in our administrative system is alarmingly large and has hindered the expeditious adjudication of outstanding cases. Border-security and immigration-enforcement personnel shortages have become critical.

(b) In Executive Order 13767 of January 25, 2017 (Border Security and Immigration Enforcement Improvements), I directed the Secretary of Homeland Security to issue new policy guidance regarding the appropriate and consistent use of detention authority under the Immigration and Nationality Act (INA), including the termination of the practice known as "catch and release," whereby aliens are released in the United States shortly after their apprehension for violations of our immigration laws. On February 20, 2017, the Secretary issued a memorandum taking steps to end "catch and release" practices. These steps have produced positive results. Still, more must be done to enforce our laws and to protect our country from the dangers of releasing detained aliens into our communities while their immigration claims are pending.

Therefore, by the authority vested in me as President by the Constitution and the laws of the United States of America, I hereby direct as follows:

Sec. 2. Ending "Catch and Release". (a) Within 45 days of the date of this memorandum, the Secretary of Homeland Security, in coordination with the Secretary of Defense, the Attorney General, and the Secretary of Health and Human Services, shall submit a report to the President detailing all measures that their respective departments have pursued or are pursuing to expeditiously end "catch and release" practices. At a minimum, such report shall address the following:

(i) All measures taken pursuant to section 5(a) of Executive Order 13767 to allocate all legally available resources to construct, operate, control, or modify -- or establish contracts to construct, operate, control, or modify -- facilities to detain aliens for violations of immigration law at or near the borders of the United States;

(ii) All measures taken pursuant to section 5(b) of Executive Order 13767 to assign asylum officers to immigration detention facilities for the purpose of accepting asylum referrals and conducting credible fear determinations and reasonable fear determinations;

(iii) All measures taken pursuant to section 6 of Executive Order 13767 to ensure the detention of aliens

apprehended for violations of immigration law;

(iv) All measures taken pursuant to section 11(a) of Executive Order 13767 to ensure that the parole and asylum provisions of Federal immigration law are not illegally exploited to prevent the removal of otherwise removable aliens;

(v) All measures taken pursuant to section 11(b) of Executive Order 13767 to ensure that asylum referrals and credible fear determinations pursuant to section 235(b) (1) of the INA (8 U.S.C. 1125(b) (1)) and 8 CFR 208.30, and reasonable fear determinations pursuant to 8 CFR 208.31, are conducted in a manner consistent with those provisions;

(vi) All measures taken pursuant to section 6 of Executive Order 13768 of January 25, 2017 (Enhancing Public Safety in the Interior of the United States), to ensure the assessment and collection of all authorized fines and penalties from aliens unlawfully present in the United States and from those who facilitate their unlawful presence in the United States;

(vii) A detailed list of all existing facilities, including military facilities, that could be used, modified, or repurposed to detain aliens for violations of immigration law at or near the borders of the United States; and

(viii) The number of credible fear and reasonable fear claims received, granted, and denied -- broken down by the purported protected ground upon which a credible fear or reasonable fear claim was made -- in each year since the beginning of fiscal year 2009.

(b) Within 75 days of the date of this memorandum, the Attorney General and the Secretary of Homeland Security, in consultation with the Secretary of Defense and the Secretary of Health and Human Services, shall submit a report to the President identifying any additional resources or authorities that may be needed to expeditiously end "catch and release" practices.

~~Sec. 3. Report of Repatriation Measures of Hostile Home Countries of~~  
Countries of Origin. Within 60 days of the date of this memorandum, the Secretary of State and the Secretary of Homeland Security shall submit a report to the President detailing all measures, including diplomatic measures, that are being pursued against countries that refuse to expeditiously accept the repatriation of their nationals. The report shall include all measures taken pursuant to section 12 of Executive Order 13768 to implement the sanctions authorized by section 243(d) of the INA (8 U.S.C. 1253(d)), or a detailed explanation as to why such sanctions have not yet been imposed.

Sec. 4. General Provisions. (a) Nothing in this memorandum shall be construed to impair or otherwise affect:

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This memorandum shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This memorandum is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

(d) The Secretary of State is hereby authorized and directed to publish this memorandum in the *Federal Register*.

DONALD J. TRUMP

# # #

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**Zadrozny, John A. EOP/WHO**

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Saturday, April 7, 2018 11:38 AM  
**To:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG)  
**Subject:** FW: Flores Regulations

Gene and Dave:

Please see below. Dave, I know we discussed this in person yesterday, but (b) (5)  
[Redacted]  
[Redacted]  
[Redacted]

JZ  
W: (b) (6)  
C: [Redacted]

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, April 6, 2018 12:54 PM  
**To:** Walk, John EOP/WHO <(b) (6)>  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6); Amin, Stacy C. EOP/WHO (b) (6); Mizelle, Chad R. EOP/WHO (b) (6); Wold, Theo J. EOP/WHO (b) (6)  
**Subject:** Re: Flores Regulations

(b) (5)  
[Redacted]

Sent from my iPhone

On Apr 6, 2018, at 12:51 PM, Walk, John EOP/WHO (b) (6) wrote:

JZ,

(b) (5)  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

John Walk  
Associate Counsel to the President  
Office of the White House Counsel  
Old Executive Office Building Room 125  
(b) (6)

44 U.S.C. § 2205(2) Notice: The information contained in this communication may be confidential, is intended only for the use of the recipient named above, and may be legally

confidential, is intended only for the use of the recipient named above, and may be legally privileged.

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Friday, April 6, 2018 12:25 PM  
**To:** Walk, John EOP/WHO (b) (6)  
**Cc:** Amin, Stacy C. EOP/WHO (b) (6); Mizelle, Chad R. EOP/WHO (b) (6); Wold, Theo J. EOP/WHO (b) (6); Miller, Stephen EOP/WHO (b) (6)  
**Subject:** RE: Flores Regulations

That's great.

(b) (5) Please provide an update and a projected date of completion.

JZ

w  
c: (b) (6)

---

**From:** Walk, John EOP/WHO  
**Sent:** Friday, April 6, 2018 11:53 AM  
**To:** Zadrozny, John A. EOP/WHO (b) (6) >  
**Cc:** Amin, Stacy C. EOP/WHO (b) (6); Mizelle, Chad R. EOP/WHO (b) (6); Wold, Theo J. EOP/WHO (b) (6)  
**Subject:** Flores Regulations

JZ,

I wanted to be sure you are aware that WHCO is working with HHS and DHS OGC to get Flores regulations drafted and to OMB by June 1. (b) (5)

Let me know if you'd like to discuss.

Thanks,

John Walk  
Associate Counsel to the President  
Office of the White House Counsel  
Old Executive Office Building Room 125  
(b) (6)

44 U.S.C. § 2205(2) Notice: The information contained in this communication may be confidential, is intended only for the use of the recipient named above, and may be legally privileged.

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Sunday, April 8, 2018 8:03 AM  
**To:** Miller, Stephen EOP/WHO  
**Cc:** Zadrozny, John A. EOP/WHO; Wold, Theo J. EOP/WHO  
**Subject:** Re:

I have seen drafts of it. It has some really interesting data

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 8, 2018, at 12:03 AM, Miller, Stephen EOP/WHO (b) (6) > wrote:

Will have to check

Sent from my iPhone

On Apr 7, 2018, at 10:27 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Did (b) (5) ?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, April 08, 2018 4:26 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Suggest doing so today, before DHS has in-house meeting tomorrow.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Sunday, April 8, 2018 4:25 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** Re:

Haven't had the opportunity yet but will later

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 8, 2018, at 4:16 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

Have you touched based with Kevin M?

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, April 9, 2018 9:55 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

thanks

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Monday, April 9, 2018 9:54 AM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** RE:

yes

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO (b) (6)  
**Sent:** Monday, April 9, 2018 9:53 AM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:**

Have you talked to CBP?

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, April 10, 2018 2:41 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Re-try.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, April 10, 2018 2:41 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** RE:

Just tried

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Tuesday, April 10, 2018 2:38 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:**

Call me

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, April 11, 2018 6:41 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE: USAO Immigration, Opioid, and Violent Crime Releases 4/5/18 - 4/11/18

Did you talk to Kevin?

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Wednesday, April 11, 2018 6:36 PM  
**To:** Hahn, Julia A. EOP/WHO (b) (6) Miller, Stephen EOP/WHO  
(b) (6) >  
**Subject:** Fwd: USAO Immigration, Opioid, and Violent Crime Releases 4/5/18 - 4/11/18

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** April 11, 2018 at 4:18:38 PM MDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** USAO Immigration, Opioid, and Violent Crime Releases 4/5/18 - 4/11/18  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>

WEDNESDAY, APRIL 11, 2018

**USAO Immigration, Opioid, and Violent Crime Releases  
4/5/18 - 4/11/18**

**Opioids**

**Luchese Crime Family Soldier and Organized Crime Associate Plead  
Guilty to Conspiring to Illegally Distribute Oxycodone**  
BROOKLYN, NY - Earlier today, at the federal courthouse in Brooklyn, Anthony

Grado, a member of the Luchese organized crime family, and Lawrence Tranesé, an organized crime associate, pleaded guilty to conspiracy to distribute oxycodone. The proceeding was before United States Magistrate Judge Sanket J. Bulsara. Richard P. Donoghue, United States Attorney for the Eastern District of New York, William F. Sweeney, Jr., Assistant Director-in-Charge, Federal Bureau of Investigation, New York Field Office (FBI), and James P. O'Neill, Commissioner, New York City Police Department (NYPD), announced the guilty pleas.

### **Lawrence Man Pleads Guilty to Heroin and Fentanyl Distribution Conspiracy**

CONCORD, NH - United States Attorney Scott W. Murray announced today that Miguel Vasquez, 23, of Lawrence, Massachusetts, pleaded guilty to participating in a drug trafficking conspiracy. According to court documents and statements made in court, from at least January of 2017 through July of 2017, Vasquez made deliveries of heroin and fentanyl to customers of a drug organization working out of a residence on Water Street in Lawrence. Customers, including customers from New Hampshire, would call to order drugs and Vasquez and others would drive to locations in Methuen and Salisbury, Massachusetts to deliver the drugs.

### **New Haven Man Sentenced to 5 Years in Federal Prison for Distributing Heroin**

NEW HAVEN, CT - John H. Durham, United States Attorney for the District of Connecticut, announced that ANDRE MILLER, 27, of New Haven, was sentenced today by U.S. District Judge Jeffrey A. Meyer in New Haven to 60 months of imprisonment, followed by four years of supervised release, for his role in a heroin trafficking ring. According to court documents and statements made in court, the DEA's New Haven Tactical Diversion Squad targeted a New Haven-based heroin trafficking organization led by Bienvenido and Antonio Gonzalez. The investigation, which included court-authorized wiretaps, controlled purchases of narcotics and physical and video surveillance, revealed that the Gonzalez brothers regularly purchased bulk quantities of heroin from suppliers located in the Bronx, New York, and sold the heroin through a network of redistributors, including MILLER, in New Haven and elsewhere.

## **Violent Crime**

### **Ten Alleged Members Of Surenos Gang Charged With Murder And Related Crimes**

SAN FRANCISCO, CA- A federal grand jury indicted ten people alleged to be members of a racketeering enterprise described as "the 19th Street/16th Street Surenos" for their respective roles in seven alleged murders, announced Acting United States Attorney Alex G. Tse and U.S. Immigration and Customs Enforcement's (ICE) Homeland Security Investigations (HSI) Special Agent in Charge Ryan L. Spradlin. The indictment, filed March 20, 2018, was unsealed today following the arrest of six defendants. A seventh defendant was taken into custody from the Santa Clara County Jail. Three other defendants are currently in the custody of the U.S. Bureau of Prisons, and are expected to make their appearances in court in the coming weeks.

### **MS-13 Gang Member Pleads Guilty To Retaliation Murder On Long Island**

NEW YORK, NY - Earlier today, at the federal courthouse in Central Islip, Edwin Amaya-Sanchez ("Strong"), a member of the Guanacos Little Cycos Salvatruchas clique of La Mara Salvatrucha, also known as the MS-13, a transnational criminal organization, pleaded guilty to firearms-related murder charges in connection with his participation in the July 14, 2014 murder of Jose Lainez-Murcia, who was shot and killed while sitting in a car outside his home in Brentwood. The guilty plea was entered before United States District Judge Joseph F. Bianco.

### **Gila River Man Sentenced to 25 Years in Prison for Murder**

PHOENIX, AZ – On April 6, 2018, Philip Anthony Osife, 28, a member of the Gila River Indian Community, was sentenced by U.S. District Judge John J. Tuchi to 25 years in prison. Osife had previously pleaded guilty to second-degree murder. On March 23, 2017, Osife shot one victim twice in the face, and he shot a second victim in the neck, killing them both. Osife took the one victim's car and left the victims there near a canal bank. A passing motorist found the victims two days later and then called the police.

## **Immigration**

### **Sinaloa Cartel Trafficker Sentenced; Jesus Manuel Salazar-Nunez Sent Tractor-Trailers Packed With Methamphetamine, Cocaine And Heroin Into The United States**

SAN DIEGO, CA – Sinaloa Cartel drug trafficker Jesus Manuel Salazar-Nunez was sentenced to 135 months in prison today and 5 years of supervised release for his role in a drug trafficking cell responsible for shipping methamphetamine, cocaine, and heroin from Mexico for importation into San Diego. According to court records, in 2015, Drug Enforcement Administration agents intercepted the communications of Salazar-Nunez and other high-level Sinaloa Cartel members making arrangements for tractor-trailers to travel from Sinaloa, Mexico to Baja California, Mexico, carrying methamphetamine, cocaine, and heroin hidden among canned food and drinks, frozen shrimp and vegetable boxes and other household goods. Once they arrived at a Tijuana warehouse, the narcotics were unloaded, distributed to couriers and smuggled into San Diego, California.

### **MS-13 Leader Who Illegally Entered The United States Sentenced To 19 Years In Prison**

BOSTON, MA – A leader of MS-13's Enfermos Criminales Salvatrucha clique was sentenced yesterday in federal court in Boston. Rafael Leoner Aguirre, a/k/a "Tremendo," 22, a Salvadoran national, was sentenced by U.S. District Court Judge F. Dennis Saylor IV to 19 years in prison and three years of supervised release, which he will begin serving after completion of the state prison sentence for which he is currently incarcerated. Leoner Aguirre will also be subject to deportation upon the completion of his federal sentence. In November 2017, Leoner Aguirre was convicted by a federal jury after a multi-week trial of conspiracy to conduct enterprise affairs through a pattern of racketeering activity, more commonly referred to as RICO conspiracy.

### **Truck Driver Sentenced for Alien Smuggling Resulting in Death**

CORPUS CHRISTI, TX – A 45-year-old Weslaco man has been ordered to federal prison following his conviction of human smuggling which resulted in the death of an undocumented alien trapped inside a toolbox, announced U.S. Attorney Ryan K. Patrick. Juan Enrique Escobedo-Moreno pleaded guilty Jan. 5, 2018, admitting he smuggled the victim in his tractor trailer. The victim died after being trapped

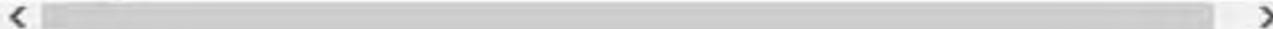
He smuggled the victim in his tractor trailer. The victim died after being trapped in a toolbox measuring only 30 inches long, 26 inches wide and 16 inches deep.

# # #

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[Department of Justice Privacy Policy](#) | [GovDelivery Privacy Policy](#)



**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, April 13, 2018 11:47 AM  
**To:** Miller, Stephen EOP/WHO; Zadrozny, John A. EOP/WHO; Wold, Theo J. EOP/WHO

I can't make today's meeting.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)

---

**From:** ghamilton@jmd.usdoj.gov  
**Sent:** Tuesday, April 17, 2018 11:35 AM  
**To:** Miller, Stephen EOP/WHO  
**Cc:** Mizelle, Chad R. EOP/WHO; Zadrozny, John A. EOP/WHO; Short, Marc T. EOP/WHO  
**Subject:** Re: Gorsuch

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

> On Apr 17, 2018, at 11:31 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

Duplicative records

**Zadrozny, John A. EOP/WHO**

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:37 AM  
**To:** Miller, Stephen EOP/WHO; Mizelle, Chad R. EOP/WHO  
**Cc:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG); Short, Marc T. EOP/WHO; Wold, Theo J. EOP/WHO; Gabriel, Robert EOP/WHO  
**Subject:** RE: Gorsuch

Adding Theo and Robert for logistics.

JZ

w: (b) (6)  
c: (b) (6)

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:35 AM  
**To:** Mizelle, Chad R. EOP/WHO (b) (6) >  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6) >; Gene.Hamilton@usdoj.gov; Wetmore, David H. (ODAG) <David.H.Wetmore@usdoj.gov>; Short, Marc T. EOP/WHO (b) (6)  
**Subject:** Re: Gorsuch

Marc Short is here from leg affairs but we can also get someone else from OLA onto the call -- just set up a line and a time.

Sent from my iPhone

On Apr 17, 2018, at 11:34 AM, Mizelle, Chad R. EOP/WHO <(b) (6)> wrote:

I'd like to be on the call for that, too.

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:33 AM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Mizelle, Chad R. EOP/WHO (b) (6) >; Gene.Hamilton@usdoj.gov; Wetmore, David H. (ODAG) <(b) (6)>  
**Cc:** Short, Marc T. EOP/WHO <(b) (6)>  
**Subject:** RE: Gorsuch

Adding Dave. (b) (5) he is happy to give you a detailed verbal walk-through sometime after 1:00 p.m.

JZ  
w: (b) (6)  
c: (b) (6)

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

From: Miller, Stephen EOP/WHO

Sent: Tuesday, April 17, 2018 11:30 AM

To: Mizelle, Chad R. EOP/WHO <(b) (6)>; Zadrozny, John A. EOP/WHO

(b) (6); [Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)

Cc: Short, Marc T. EOP/WHO <(b) (6)>

Subject: Gorsuch

(b) (5) ?  
(b) (5)

Sent from my iPhone

ghamilton@jmd.usdoj.gov

---

**From:** ghamilton@jmd.usdoj.gov  
**Sent:** Tuesday, April 17, 2018 11:39 AM  
**To:** Zadrozny, John A. EOP/WHO  
**Cc:** Miller, Stephen EOP/WHO; Mizelle, Chad R. EOP/WHO; Wetmore, David H. (ODAG); Short, Marc T. EOP/WHO  
**Subject:** Re: Gorsuch

(b) (5) [REDACTED] Easier to discuss on a call.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 17, 2018, at 11:37 AM, Zadrozny, John A. EOP/WHO (b) (6) [REDACTED] wrote:

P.S. In short, Stephen, according to my understanding after talking to Dave (and Chad, please jump in if I am off), (b) (5) [REDACTED]

[REDACTED]

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:33 AM  
**To:** Miller, Stephen EOP/WHO (b) (6) [REDACTED]; Mizelle, Chad R. EOP/WHO (b) (6) [REDACTED]; <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>; 'Wetmore, David H. (ODAG)' <[David.H.Wetmore@usdoj.gov](mailto:David.H.Wetmore@usdoj.gov)>  
**Cc:** Short, Marc T. EOP/WHO (b) (6) [REDACTED]  
**Subject:** RE: Gorsuch

Duplicative records

Curry, Cat E. EOP/WHO

---

**From:** Curry, Cat E. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:39 AM  
**To:** Hamilton, Gene (OAG); Miller, Stephen EOP/WHO; Short, Marc T. EOP/WHO; Greenwood, Daniel Q. EOP/WHO  
**Cc:** Mizelle, Chad R. EOP/WHO; Zadrozny, John A. EOP/WHO; Short, Marc T. EOP/WHO  
**Subject:** RE: Gorsuch

Adding Dan Greenwood as Marc is on a plane right now.

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, April 17, 2018 11:35 AM  
**To:** Miller, Stephen EOP/WHO (b) (6) >  
**Cc:** Mizelle, Chad R. EOP/WHO (b) (6) >; Zadrozny, John A. EOP/WHO (b) (6) >; Short, Marc T. EOP/WHO (b) (6) >  
**Subject:** Re: Gorsuch

Duplicative records

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, April 17, 2018 12:09 PM  
**To:** Zadrozny, John A. EOP/WHO  
**Cc:** Wetmore, David H. (ODAG); Mizelle, Chad R. EOP/WHO; Hamilton, Gene (OAG); Wold, Theo J. EOP/WHO; Short, Marc T. EOP/WHO; Hahn, Julia A. EOP/WHO  
**Subject:** Re: Gorsuch

Let's make sure DOJ and DHS have a press person on the call. Also someone from WH press as well.

Sent from my iPhone

On Apr 17, 2018, at 12:01 PM, Zadrozny, John A. EOP/WHO <(b) (6)> wrote:

Duplicative records

**Cytryn, Jen B. EOP/WHO**

---

**From:** Cytryn, Jen B. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 12:11 PM  
**To:** Gabriel, Robert EOP/WHO; Zadrozny, John A. EOP/WHO; Miller, Stephen EOP/WHO; Mizelle, Chad R. EOP/WHO  
**Cc:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG); Short, Marc T. EOP/WHO; Wold, Theo J. EOP/WHO  
**Subject:** RE: Gorsuch

Set for 1:15pm + Dan Greenwood from OLA will be on the call.

**Dial-In Information:**

Host (S.M.) Dial-In: (b) (6)  
Leader (S.M.) Code: (b) (6)

Participant Dial-In: (b) (6)  
Participant Code: (b) (6)

---

**From:** Gabriel, Robert EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:46 AM  
**To:** Zadrozny, John A. EOP/WHO (b) (6); Miller, Stephen EOP/WHO <(b) (6)>; Mizelle, Chad R. EOP/WHO (b) (6); Cytryn, Jen B. EOP/WHO (b) (6)  
**Cc:** Gene.Hamilton@usdoj.gov; Wetmore, David H. (ODAG) <David.H.Wetmore@usdoj.gov>; Short, Marc T. EOP/WHO <(b) (6)>; Wold, Theo J. EOP/WHO <(b) (6)>  
**Subject:** RE: Gorsuch

+Jen

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 11:37 AM  
**To:** Miller, Stephen EOP/WHO (b) (6); Mizelle, Chad R. EOP/WHO <(b) (6)>  
**Cc:** Gene.Hamilton@usdoj.gov; Wetmore, David H. (ODAG) <David.H.Wetmore@usdoj.gov>; Short, Marc T. EOP/WHO (b) (6); Wold, Theo J. EOP/WHO <(b) (6)>; Gabriel, Robert EOP/WHO <(b) (6)>  
**Subject:** RE: Gorsuch

**Duplicative records**

**Cytryn, Jen B. EOP/WHO**

---

**Subject:** FW: Call re: Gorsuch  
**Location:** Dial-In Below

**Start:** Tuesday, April 17, 2018 1:15 PM  
**End:** Tuesday, April 17, 2018 1:45 PM  
**Show Time As:** Tentative

**Recurrence:** (none)

**Meeting Status:** Not yet responded

**Organizer:** Cytryn, Jen B. EOP/WHO  
**Required Attendees:** Wetmore, David H. (ODAG); Hamilton, Gene (OAG)

d\plain

d\plain

d\plain-----Original Appointment-----

**From:** Cytryn, Jen B. EOP/WHO  
**Sent:** Tuesday, April 17, 2018 12:11 PM  
**To:** Cytryn, Jen B. EOP/WHO; Gabriel, Robert EOP/WHO; Zadrozny, John A. EOP/WHO; Miller, Stephen EOP/WHO; Mizelle, Chad R. EOP/WHO; Curry, Cat E. EOP/WHO; Greenwood, Daniel Q. EOP/WHO; Hahn, Julia A. EOP/WHO  
**Subject:** Call re: Gorsuch  
**When:** Tuesday, April 17, 2018 1:15 PM-1:45 PM (UTC-05:00) Eastern Time (US & Canada).  
**Where:** Dial-In Below

d\plain

**d\plainDial-In Information:**

d\plainHost (S.M.) Dial-In: (b) (6)

d\plainLeader (S.M.) Code: (b) (6)

d\plain

d\plainParticipant Dial-In (b) (6)

d\plainParticipant Code: (b) (6)

d\plain

d\plain

**Wetmore, David H. (ODAG)**

---

**From:** Wetmore, David H. (ODAG)  
**Sent:** Tuesday, April 17, 2018 1:45 PM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Miller, Stephen EOP/WHO; Hamilton, Gene (OAG); Zadrozny, John A. EOP/WHO; Wold, Theo J. EOP/WHO  
**Subject:** Aggravated Felony Materials  
**Attachments:** (b) (5) [REDACTED]  
[REDACTED]

Per our call this afternoon, attached are: (b) (5) [REDACTED]  
[REDACTED]  
[REDACTED]

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6) [REDACTED]

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, April 17, 2018 1:53 PM  
**To:** Hamilton, Gene (OAG); Hahn, Julia A. EOP/WHO  
**Subject:** RE: JUSTICE DEPARTMENT SECURES DENATURALIZATION OF CHILD SEXUAL ABUSER AND FOUR SOMALIA-BORN INDIVIDUALS WHO FALSELY CLAIMED TO BE A FAMILY AND WERE ADMITTED TO THE UNITED STATES ON DIVERSITY IMMIGRANT VISAS

Thank you

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, April 17, 2018 1:52 PM  
**To:** Hahn, Julia A. EOP/WHO <(b) (6)>; Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** Fwd: JUSTICE DEPARTMENT SECURES DENATURALIZATION OF CHILD SEXUAL ABUSER AND FOUR SOMALIA-BORN INDIVIDUALS WHO FALSELY CLAIMED TO BE A FAMILY AND WERE ADMITTED TO THE UNITED STATES ON DIVERSITY IMMIGRANT VISAS

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** April 17, 2018 at 1:21:37 PM EDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** JUSTICE DEPARTMENT SECURES DENATURALIZATION OF CHILD SEXUAL ABUSER AND FOUR SOMALIA-BORN INDIVIDUALS WHO FALSELY CLAIMED TO BE A FAMILY AND WERE ADMITTED TO THE UNITED STATES ON DIVERSITY IMMIGRANT VISAS  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>

  The United States Department of Justice

FOR IMMEDIATE RELEASE

**NOTE:** The relevant court documents can be found here: [Omopariola Consent Judgment](#), [Ahmed Warsame Consent Judgment Revoking Naturalization and Joint Motion for Consent Judgment](#), [Faysal Mire Consent Judgment Revoking Naturalization and Joint Motion for Consent Judgment](#), [Fosia Adan Consent Judgment Revoking Naturalization and Joint Motion for Consent Judgment](#), and [Mustaf Adan Consent Judgment Revoking Naturalization and Joint Motion for Consent Judgment](#).

## **JUSTICE DEPARTMENT SECURES DENATURALIZATION OF CHILD SEXUAL ABUSER AND FOUR SOMALIA-BORN INDIVIDUALS WHO FALSELY CLAIMED TO BE A FAMILY AND WERE ADMITTED TO THE UNITED STATES ON DIVERSITY IMMIGRANT VISAS**

WASHINGTON – On April 11, the Department of Justice secured the denaturalization of two individuals – one convicted of engaging in sexual contact with a minor, and the other who fictitiously created a family to secure a Diversity Immigrant Visa. Judge Joe Fish of the U.S. District Court for the Northern District of Texas entered an order to revoke the U.S. citizenship of Emmanuel Olugbenga Omopariola, and Judge Susan Richard Nelson of the U.S. District Court for the District of Minnesota entered an order to revoke the U.S. citizenship of Fosia Abdi Adan.

The court found that prior to naturalizing, Omopariola, 61, engaged in sexual contact with a seven-year-old minor, which he admitted and for which he was later convicted. This prior conduct rendered Omopariola ineligible for applying for U.S. citizenship because he did not show the moral conduct necessary for naturalization. Additionally, throughout his naturalization proceedings Omopariola misrepresented and hid his unlawful activity.

During litigation, Adan, 51, conceded that she had procured her U.S. citizenship by willful misrepresentation and concealment of material facts, including the fraudulent nature of her relationship to individuals she claimed to be her children. In light of that admission, the court found that Adan had unlawfully procured her U.S. citizenship.

The denaturalization of Adan marks the culmination of the government’s case against four individuals—a purported husband, wife, and two sons—who unlawfully, knowingly, and fraudulently represented to immigration officials that they were a family in order to gain admission to the United States through the Diversity Immigrant Visa Program, which they later used to obtain U.S. citizenship. Judge Nelson entered orders revoking the naturalized U.S. citizenship of Adan’s purported husband, Ahmed Mohamed Warsame aka Jama Solob Kayre, 53, on Feb. 27, 2018, and her purported sons, Mustaf Abdi Adan aka Mohamed Jama Solob, 33, and Faysal Jama Mire aka Mobarak Jama Solob, 31, on March 19, 2018. All four individuals consented to the entry of orders of denaturalization.

“The current immigration system is too often abused by fraudsters and nefarious actors. These cases are prime examples of the unfortunate fraud that is all too common within our immigration system,” said Attorney General Jeff Sessions. “The Department will continue to investigate and prosecute others who conceal their heinous crimes, and those who seek to rely on fraudulent

relationships to become naturalized United States citizens.

The Omopariola matter was referred to the Department of Justice by U.S. Immigration and Customs Enforcement (ICE) Homeland Security Investigations (HSI). The other four cases, *United States v. Fosia Abdi Adan*; *United States v. Ahmed Mohamed Warsame*; *United States v. Mustaf Abdi Adan*; and *United States v. Faysal Jama Mire*, were referred to the Department of Justice by the U.S. Department of State's Diplomatic Security Service (DSS) and ICE, with investigative support from HSI and U.S. Citizenship and Immigration Services' (USCIS) Fraud Detection and National Security Directorate.

"The integrity of our consular processes is a core element of U.S. national security," said Assistant Secretary of State for Consular Affairs Carl Risch. "The Department of State works closely with the Justice Department efforts to detect, deter, and combat fraud related to U.S. travel documents. These denaturalizations demonstrate the value of this important interagency collaboration; a partnership that allows us to facilitate travel by qualified individuals in the context of ensuring a strong and secure U.S. border."

The Texas case was investigated by HSI and the Civil Division's Office of Immigration Litigation, District Court Section (OIL-DCS). The case was handled by OIL-DCS's National Security and Affirmative Litigation Unit and the U.S. Attorney's Office for the Northern District of Texas, with support from ICE's Office of the Principal Legal Advisor.

These Minnesota cases were investigated by DSS, ICE, USCIS, and the OIL-DCS. The cases were prosecuted by Senior Litigation Counsel Anthony D. Bianco and Trial Attorney Kathyne M. Gray of OIL-DCS, with support from Senior Attorney Lucia A. Fiorentino and former Attorney Sarah Mazzie of ICE's Office of the Principal Legal Advisor, and DSS.

# # #

CIV

18-442

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, April 17, 2018 2:38 PM  
**To:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG)  
**Cc:** Zadrozny, John A. EOP/WHO; Hahn, Julia A. EOP/WHO; Wold, Theo J. EOP/WHO  
**Subject:** RE: Aggravated Felony Materials

Yes – worth looking into.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, April 17, 2018 2:30 PM  
**To:** Wetmore, David H. (ODAG) <David.H.Wetmore@usdoj.gov>  
**Cc:** Zadrozny, John A. EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO <(b) (6)>; Miller, Stephen EOP/WHO <(b) (6)>; Wold, Theo J. EOP/WHO <(b) (6)>  
**Subject:** Re: Aggravated Felony Materials

I don't believe (b) (5)

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 17, 2018, at 2:07 PM, Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)> wrote:

I've reached out (b) (5)

Dave

**David H. Wetmore**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: [\(202\) 514-9340](tel:2025149340)  
Mobile: (b) (6)

On Apr 17, 2018, at 1:58 PM, Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)> wrote:

I am out with the boss right now, but can (b) (5)  
(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Apr 17, 2018, at 1:48 PM, Zadrozny, John A. EOP/WHO <(b) (6)> wrote:

Thanks, Dave.

JZ

w: (b) (6)  
c: (b) (6)

**From:** Wetmore, David H. (ODAG) <[David.H.Wetmore@usdoj.gov](mailto:David.H.Wetmore@usdoj.gov)>

**Sent:** Tuesday, April 17, 2018 1:45 PM

**To:** Hahn, Julia A. EOP/WHO (b) (6)

**Cc:** Miller, Stephen EOP/WHO (b) (6)

Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>; Zadrozny, John

A. EOP/WHO (b) (6); Wold, Theo J.

EOP/WHO (b) (6)

**Subject:** Aggravated Felony Materials

Duplicative records

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, April 17, 2018 7:02 PM  
**To:** Hamilton, Gene (OAG)

Send your language to Shelly too.

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, April 18, 2018 10:56 AM  
**To:** Hamilton, Gene (OAG)

Have you talked to Brad? Any other updates?

Sent from my iPhone

**Wetmore, David H. (ODAG)**

---

**From:** Wetmore, David H. (ODAG)  
**Sent:** Wednesday, April 18, 2018 11:10 AM  
**To:** Hahn, Julia A. EOP/WHO; Hamilton, Gene (OAG); Zadrozny, John A. EOP/WHO  
**Cc:** Miller, Stephen EOP/WHO; Wold, Theo J. EOP/WHO  
**Subject:** RE: Aggravated Felony Materials

(b) (5). What's your timeframe?

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

**From:** Hahn, Julia A. EOP/WHO <(b) (6)>  
**Sent:** Wednesday, April 18, 2018 11:08 AM  
**To:** Wetmore, David H. (ODAG) <dhwetmore@jmd.usdoj.gov>; Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; Zadrozny, John A. EOP/WHO <(b) (6)>  
**Cc:** Miller, Stephen EOP/WHO <(b) (6)>; Wold, Theo J. EOP/WHO <(b) (6)>  
**Subject:** RE: Aggravated Felony Materials

Dave spoke to Gene... (b) (5)

(b) (5)

---

**From:** Wetmore, David H. (ODAG) <David.H.Wetmore@usdoj.gov>  
**Sent:** Tuesday, April 17, 2018 5:36 PM  
**To:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>; Zadrozny, John A. EOP/WHO <(b) (6)>  
**Cc:** Hahn, Julia A. EOP/WHO <(b) (6)>; Miller, Stephen EOP/WHO <(b) (6)>; Wold, Theo J. EOP/WHO <(b) (6)>  
**Subject:** RE: Aggravated Felony Materials

Below is a (b) (5)

(b) (5)

(b) (5)

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

From: Hamilton, Gene (OAG)  
Sent: Tuesday, April 17, 2018 1:59 PM  
To: Zadrozny, John A. EOP/WHO <(b) (6)>  
Cc: Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)>; Hahn, Julia A. EOP/WHO <(b) (6)>; Miller, Stephen EOP/WHO <(b) (6)> Wold, Theo J. EOP/WHO <(b) (6)>  
Subject: Re: Aggravated Felony Materials

Duplicative records

**Wetmore, David H. (ODAG)**

---

**From:** Wetmore, David H. (ODAG)  
**Sent:** Wednesday, April 18, 2018 1:46 PM  
**To:** Miller, Stephen EOP/WHO; Zadrozny, John A. EOP/WHO; Wold, Theo J. EOP/WHO; Hahn, Julia A. EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** Additional 16(b) Crime of Violence Examples

(b) (5)

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, April 18, 2018 2:09 PM  
**To:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG)  
**Cc:** Short, Marc T. EOP/WHO; Greenwood, Daniel Q. EOP/WHO

Need a (b) (5) [REDACTED] can be  
in draft form, along with any necessary background materials.

This doable?

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, April 18, 2018 3:55 PM  
**To:** Hamilton, Gene (OAG); Wetmore, David H. (ODAG)  
**Subject:** RE:

We have until Friday to complete -- commitments have been made

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Wednesday, April 18, 2018 3:25 PM  
**To:** Wetmore, David H. (ODAG) <David.H.Wetmore@usdoj.gov>; Miller, Stephen EOP/WHO  
(b) (6)  
**Subject:** RE:

We're working on things internally.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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

**From:** Wetmore, David H. (ODAG)  
**Sent:** Wednesday, April 18, 2018 3:22 PM  
**To:** Miller, Stephen EOP/WHO (b) (6) >; Hamilton, Gene (OAG)  
<ghamilton@jmd.usdoj.gov>  
**Subject:** RE:

Gene is planning to call you with details.

Dave

DAVID H. WETMORE  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

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

From: Miller, Stephen EOP/WHO (b) (6)

Sent: Wednesday, April 18, 2018 3:21 PM

To: Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; Wetmore, David H. (ODAG)  
<dhwetmore@jmd.usdoj.gov>

Subject:

Please reply to me earlier email

Sent from my iPhone

**Zadrozny, John A. EOP/WHO**

---

**From:** Zadrozny, John A. EOP/WHO  
**Sent:** Thursday, April 19, 2018 7:14 AM  
**To:** Miller, Stephen EOP/WHO; Hamilton, Gene (OAG)  
**Subject:** RE: RE:

Thanks, Stephen.

Gene, please call me today if you want to discuss, but USCIS is briefing the EOP on the rule beginning at 1:00 p.m. for about an hour, and then briefing the interagency on the rule around 2:15/2:30 p.m., depending on when the prior briefing finishes.

Call me any time after 7:30 p.m. We probably should at least touch base quickly before your 10:00 a.m. call with USCIS. The only appointment I have is a brief 9:00 a.m. DPC staff meeting.

JZ  
w: (b) (6)  
c: (b) (6)

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

**From:** Miller, Stephen EOP/WHO  
**Sent:** Thursday, April 19, 2018 6:11 AM  
**To:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Cc:** Zadrozny, John A. EOP/WHO (b) (6)  
**Subject:** Re: RE:

Adding John

Sent from my iPhone

> On Apr 18, 2018, at 11:29 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>  
> When is it?  
>  
> Gene P. Hamilton  
> Counselor to the Attorney General  
> U.S. Department of Justice  
>

>  
> -----Original Message-----  
> **From:** Miller, Stephen EOP/WHO (b) (6)  
> **Sent:** Wednesday, April 18, 2018 7:17 PM  
> **To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
> **Subject:**

>  
> (b) (5)  
>

<  
> Sent from my iPhone  
>

**Miller, Stephen EOP/WHO**

---

**Subject:** Declined: DPC/DOJ Weekly Immigration Policy Meeting  
**Location:** WH, Roosevelt Room

**Start:** Friday, April 20, 2018 2:30 PM  
**End:** Friday, April 20, 2018 3:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, April 24, 2018 1:52 PM  
**To:** Miller, Stephen EOP/WHO; (b)(6) Will Dunham House email  
**Subject:** RE:

Will, what is your direct line?

Thanks,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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

**From:** Miller, Stephen EOP/WHO (b) (6)  
**Sent:** Tuesday, April 24, 2018 1:48 PM  
**To:** (b)(6) Will Dunham House email  
**Cc:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:**

DOJ says they gave the language Fri. Gene will resend.

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Thursday, April 26, 2018 12:02 AM  
**To:** Hamilton, Gene (OAG)

Any luck (b) (5) ?

Sent from my iPhone

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, April 30, 2018 10:21 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** Re: JUSTICE DEPARTMENT ANNOUNCES FIRST CRIMINAL ILLEGAL ENTRY PROSECUTIONS OF SUSPECTED CARAVAN MEMBERS

Thanks!

Sent from my iPhone

On Apr 30, 2018, at 10:14 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Sent:** Monday, April 30, 2018 10:09 PM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:** JUSTICE DEPARTMENT ANNOUNCES FIRST CRIMINAL ILLEGAL ENTRY PROSECUTIONS OF SUSPECTED CARAVAN MEMBERS

 The United States Department of Justice

FOR IMMEDIATE RELEASE

MONDAY, APRIL 30, 2018

**JUSTICE DEPARTMENT ANNOUNCES FIRST CRIMINAL  
ILLEGAL ENTRY PROSECUTIONS OF SUSPECTED  
CARAVAN MEMBERS**

WASHINGTON--The Department of Justice today [filed](#) criminal charges against eleven different suspected members of the so-called "caravan" in the United States District Court for the Southern District of California, announced Attorney

General Jeff Sessions and U.S. Attorney for the Southern District of California Adam Braverman. All defendants are alleged to have illegally entered the country in violation of 8 U.S.C § 1325, and one defendant is also alleged to have been previously deported and was charged with 8 U.S.C § 1326 (illegal reentry).

“When respect for the rule of law diminishes, so too does our ability to protect our great nation, its borders, and its citizens,” said Attorney General Jeff Sessions. “The United States will not stand by as our immigration laws are ignored and our nation’s safety is jeopardized. U.S. Attorney Adam Braverman and his team should be commended for quickly filing illegal entry charges for individuals apprehended along the southwestern border. We will continue to work with our partners in each U.S. Attorney’s Offices to aggressively pursue prosecutions of criminal illegal entry.”

“The American Dream has beckoned immigrants from across the globe because of the promise that prosperity and success are within reach for all,” said United States Attorney for the Southern District of California Adam L. Braverman. “Those immigrants have contributed their voices and perspectives to make up our uniquely American experience. But the foundation for the American Dream, and what allows our democracy to flourish, is commitment to the rule of law. These eleven defendants face charges now because they believed themselves to be above the law. Those seeking entry into the United States must pledge fidelity to the law, not break them, or else face criminal prosecution.”

According to the complaints, defendants were apprehended by Border Patrol in the following areas known as: Goat Canyon, 35 Draw, Eucci Grove, and W-8. Goat Canyon, 35 Draw, and Eucci Grove are approximately four miles west of the San Ysidro, California Port of Entry, and W-8 is approximately two miles west of San Ysidro.

The complaints allege that the defendants knowingly and willingly entered into the United States at a time and place other than as designated by Immigration Officers, and eluded examination and inspection by Immigration Officers.

A complaint contains allegations, and a defendant is presumed innocent unless and until proven guilty beyond a reasonable doubt in a court of law.

# # #

AG

18-553

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**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, May 1, 2018 9:10 AM  
**To:** Miller, Stephen EOP/WHO

I won't be on the call again today.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hahn, Julia A. EOP/WHO**

---

**From:** Hahn, Julia A. EOP/WHO  
**Sent:** Wednesday, May 2, 2018 6:05 PM  
**To:** Miller, Stephen EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** Re: JUSTICE DEPARTMENT ANNOUNCES ADDITIONAL PROSECUTORS AND IMMIGRATION JUDGES FOR SOUTHWEST BORDER CRISIS

On it!

Sent from my iPhone

On May 2, 2018, at 5:54 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

Julia is on it

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Wednesday, May 2, 2018 5:44 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO <(b) (6)>  
**Subject:** RE: JUSTICE DEPARTMENT ANNOUNCES ADDITIONAL PROSECUTORS AND IMMIGRATION JUDGES FOR SOUTHWEST BORDER CRISIS

Appreciate any amplification.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Wednesday, May 2, 2018 4:59 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>; Hahn, Julia A. EOP/WHO <(b) (6)>  
**Subject:** RE: JUSTICE DEPARTMENT ANNOUNCES ADDITIONAL PROSECUTORS AND IMMIGRATION JUDGES FOR SOUTHWEST BORDER CRISIS

Tremendous. Make sure to do lots of press on this.

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Wednesday, May 2, 2018 4:49 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO <(b) (6)>  
**Subject:** FW: JUSTICE DEPARTMENT ANNOUNCES ADDITIONAL PROSECUTORS AND IMMIGRATION JUDGES FOR SOUTHWEST BORDER CRISIS

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Sent:** Wednesday, May 2, 2018 4:46 PM  
**To:** Hamilton, Gene (OAG) <[g.hamilton@jmd.usdoj.gov](mailto:g.hamilton@jmd.usdoj.gov)>  
**Subject:** JUSTICE DEPARTMENT ANNOUNCES ADDITIONAL PROSECUTORS AND IMMIGRATION JUDGES FOR SOUTHWEST BORDER CRISIS

This e-mail is from the Department of Justice

**FOR IMMEDIATE RELEASE  
WEDNESDAY, MAY 2, 2018**

## **JUSTICE DEPARTMENT ANNOUNCES ADDITIONAL PROSECUTORS AND IMMIGRATION JUDGES FOR SOUTHWEST BORDER CRISIS**

WASHINGTON – Attorney General Jeff Sessions today announced the dedication of additional prosecutors to handle the prosecutions of improper entry, illegal reentry, and alien smuggling cases, and additional immigration judges to handle the adjudication of immigration court cases that result from the crisis at the Southwest border.

Thirty-five new Assistant United States Attorney (AUSA) positions have been allocated to U.S. Attorney’s Offices along the Southwest border. The breakdown of those positions is as follows:

- [Southern District of Texas](#): Eight (8);
- [Southern District of California](#): Eight (8);
- [Western District of Texas](#): Seven (7);
- [District of Arizona](#): Six (6); and,
- [District of New Mexico](#): Six (6).

“The American people made very clear their desire to secure our borders and prioritize the public safety and national security of our homeland,” said Attorney General Jeff Sessions. “Promoting and enforcing the rule of law is essential to our republic. By deploying these additional resources to the Southwest border, the Justice Department and the Trump Administration take yet another step in protecting our nation, its borders, and its citizens. It must be clear that there is no right to demand entry without justification.”

Due to a recent increase in the number of apprehensions at the Southwest border, the new AUSA positions announced today will assist in the

border, the new AUSA positions announced today will assist in the prosecutions of illegal reentry (8 U.S.C. § 1326), alien smuggling (8 U.S.C. § 1324), and improper entry (8 U.S.C. § 1325) pursuant to the Justice Department’s “Zero-Tolerance Policy” [announced](#) by Attorney General Sessions on April 6, 2018 and its prior April 11, 2017 directive to AUSAs to prioritize charging immigration offenses.

In addition to the new AUSA positions, Attorney General Sessions and [Executive Office for Immigration Review \(EOIR\)](#) Director James McHenry announced the utilization of 18 current supervisory immigration judges to adjudicate cases in immigration courts near the southwest border. The supervisory immigration judges will hear cases in-person and use video teleconferencing (VTC) to handle cases at immigration courts and represent a roughly 50 percent increase in the current number of immigration judges:

- [Eloy \(AZ\) Immigration Court](#);
- [Florence \(AZ\) Immigration Court](#);
- [Adelanto \(CA\) Immigration Court](#);
- [Imperial \(CA\) Immigration Court](#);
- [Otay Mesa \(CA\) Immigration Court](#);
- [Otero \(NM\) Immigration Court](#);
- [El Paso \(TX\) Service Processing Center](#);
- [Harlingen \(TX\) Immigration Court](#);
- [Pearsall \(TX\) Immigration Court](#); and
- [Port Isabel \(TX\) Immigration Court](#).

“The Justice Department, under Attorney General Jeff Sessions, has made significant reforms and progress in tackling the overwhelming backlog in the immigration court system,” said EOIR Director James McHenry. “We must not let attempts to undermine our lawful immigration system deter that progress, and the men and women at EOIR are proud to play a small role in the Attorney General’s response to the crisis at our Southwest border.”

Between March and September 2017, EOIR mobilized over one hundred immigration judges to Department of Homeland Security detention facilities across the country, including along the Southwest border. In October, EOIR [projected](#) that the mobilized immigration judges—hearing both in-person and VTC cases—completed approximately 2,700 more cases than expected if the immigration judges had not been detailed.

# # #

AG

18-564

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**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, May 03, 2018 9:30 AM  
**To:** Whitaker, Matthew (OAG); Cutrona, Danielle (OAG)  
**Subject:** RE: PC Background and Talkers  
**Attachments:** Talkers Revised 2.0.docx

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, May 3, 2018 7:18 AM  
**To:** Matthew Whitaker (OAG) ([mwhitaker@jmd.usdoj.gov](mailto:mwhitaker@jmd.usdoj.gov)) <[mwhitaker@jmd.usdoj.gov](mailto:mwhitaker@jmd.usdoj.gov)>; Cutrona, Danielle (OAG) <[dcutrona@jmd.usdoj.gov](mailto:dcutrona@jmd.usdoj.gov)>  
**Subject:** RE: PC Background and Talkers

Some revisions in the attached version.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, May 3, 2018 12:24 AM  
**To:** Matthew Whitaker (OAG) ([mwhitaker@jmd.usdoj.gov](mailto:mwhitaker@jmd.usdoj.gov)) <[mwhitaker@jmd.usdoj.gov](mailto:mwhitaker@jmd.usdoj.gov)>; Cutrona, Danielle (OAG) <[dcutrona@jmd.usdoj.gov](mailto:dcutrona@jmd.usdoj.gov)>  
**Subject:** PC Background and Talkers

Hi Matt and Danielle,

There is a lot on the agenda for the informal "Principals Discussion on Immigration" tomorrow. (b) (5)

I will print these, the recent presidential memorandum on ending catch-and-release, and some border statistics, and put them into a binder for the boss tomorrow. I'll bring it with me when I go to meet him at the WH before the meeting.

Thanks,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice



Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, May 5, 2018 11:24 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: Support and Coverage for Attorney General Sessions Sending More Immigration Judges and Prosecutors to the Border

Thanks

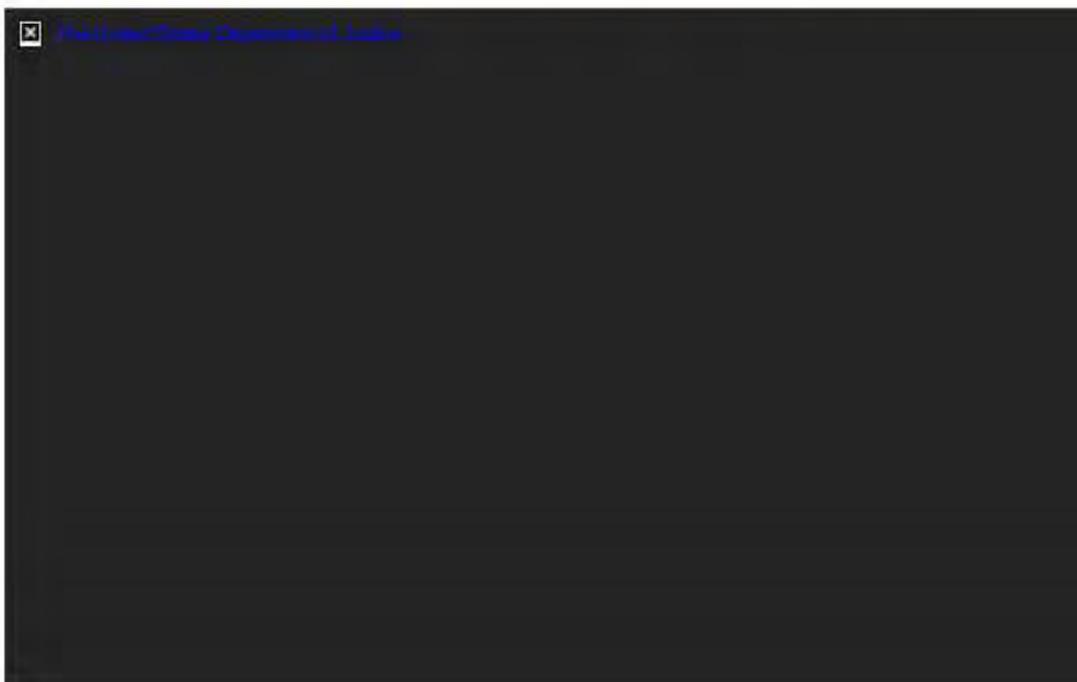
Sent from my iPhone

On May 5, 2018, at 10:40 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** May 5, 2018 at 10:35:55 AM EDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** Support and Coverage for Attorney General Sessions Sending More Immigration Judges and Prosecutors to the Border  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>





## Support and Coverage for Attorney General Sessions Sending More Immigration Judges and Prosecutors to the Border

### What They're Saying

U.S. Attorney John Bash [@USAttyBash](#) : "I greatly appreciate the Attorney General's decision to send seven additional prosecutors to my district's 660 miles of the border. That commitment demonstrates the Department's resolve to stop illegal immigration once and for all." - [U.S. Attorney's Office for the Western District of Texas](#)

"The SDTX regularly prosecutes multiple thousands of illegal entry, illegal reentry and smuggling cases per year," said Patrick. "These new attorneys will go towards increased enforcement of the administration's zero tolerance policy towards those who illegally enter the county and other immigration matters. Our offices in Laredo, McAllen, Brownsville and Corpus Christi are the front line in this effort." -- [U.S. Attorney's Office for the Southern District of Texas](#)

Thank you @USAGSessions for sending more support to the border. About 84% of asylum claimants never show up for their hearing. Getting the cases heard sooner will help fix that. - [House Judiciary Committee](#)

"No one has the right to break our laws and enter our country illegally. To allow such crimes to go unprosecuted would create chaos along the border and undermine the very rule of law that allows our country to flourish. Sending more judges and prosecutors to the border will allow them to ensure a fair and full enforcement of our laws, and the attorney general is right to give this issue the attention it deserves." - [Senator Tom Cotton](#)

"The Department of Justice's (DOJ) actions are a direct result of increased funding for Assistant United States Attorney and Immigration Judges, which I included in my bill in my capacity as Chairman of the Appropriations Subcommittee on Commerce, Justice and Science (CJS). My bill provides funding for DOJ to add an additional 100 Immigration Judge teams this year alone, as well as legislative language directing these funds to be used for securing the southern border. I thank Attorney General Jeff Sessions for these actions and

look forward to my continued work with DOJ to prioritize our nation's security. –  
[Representative Culberson \(TX-07\)](#)

### **ICYMI**

**[Sessions sends more immigration judges, prosecutors to border; tells caravan: 'People should wait their turn'](#)**

Fox News

By Samuel Chamberlain and William Lajeunesse

**[Jeff Sessions beefs up prosecutorial power on US-Mexico border](#)**

Washington Examiner

By Kelly Cohen

**[Fox and Friends](#)**

###

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**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Saturday, May 05, 2018 10:49 PM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** RE: [EXTERNAL] Christy Pina matter

Yes

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Saturday, May 5, 2018 10:42 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** Re: [EXTERNAL] Christy Pina matter

(b) (5)

Sent from my iPhone

On May 5, 2018, at 10:40 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

thanks

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Saturday, May 5, 2018 10:32 PM  
**To:** Hahn, Julia A. EOP/WHO <(b) (6)> Hamilton, Gene (OAG)  
<[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** FW: [EXTERNAL] Christy Pina matter

---

**From:** Maria Espinoza <[maria@theremembranceproject.org](mailto:maria@theremembranceproject.org)>  
**Sent:** Saturday, May 5, 2018 10:27 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** [EXTERNAL] Christy Pina matter

Stephen,

This is a 28 year old case!

I learned yesterday that the illegal alien who killed JOHN PINA's daughter, CHRISTY PINA.

was extradited from Mexico on May 3, 2018.  
John has met President Trump at our 2016 conference in Houston and John participated in the Roundtable meeting in June 2017.

Court information found online was sent to the family from their friends. (Most likely screenshots from the Monterey County Jail system.) The killers was supposedly in jail in Mexico.

Local authorities plan to hold **Press Conference on Monday**. Mr. Pina was told the 3 FBI agents and 3 U.S. Marshals escorted his man back to U.S. to stand trial for the murder of Christy Pina and for the attempted kidnapping of another little girl. According to Mr. Pina, this man and molested 2 other young girls then fled to Mexico. Returned then abducted and murdered Christy.

If you'd like, I can ask **Deputy U.S. Marshal Cameron Welch (Houston)** and **Lenny DePaul** former Chief Inspector/ U.S. Marshal Service to get you more information.

**About the case:**

**VICTIM: Christina Pina**

AGE: 14

DOD: 2-8-1990

CITY: Castorville, CA

MANNER: raped, stabbed, sodomized, choked body thrown in artichoke field

KILLER: Arsenio Pancheco Leyva  
COUNTRY: Mexico

Took 17 years for arrest warrant to be issued.

Killer did this:

In July 1987 killer kidnappd a 14 year old girl

Placed in jail.

Got out of jail.

Kidnapped another 14 yr girl in Sept.

Murdered Christy in February.

Few months later he tried kidnapping a 12 year old at 7 am .

He is supposed to be in jail in Mexico for Christy's murder.

FOX Studio Addresses:

----- University

Palo Alto, CA Studio

691 Pampas Lane

Palo Alto, CA 94305

Or:

Mountain View, CA Studio

990 Villa Street

Mountain View, CA 94041

Maria Espinoza  
Co-founder & Nat'l Director  
THE REMEMBRANCE PROJECT  
direct: 281-236-7580  
Washington: 202-579-0062

P.O. Box 15448  
Washington, DC 20003  
>>[www.TheRemembranceProject.org](http://www.TheRemembranceProject.org)<<

<image001.png>

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<image002.jpg><image003.png><image004.png><image005.png>

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 8:03 PM  
**To:** Terwilliger, Zachary (ODAG)  
**Cc:** Cutrona, Danielle (OAG); Murphy, Marcia (ODAG)  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Yes.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Terwilliger, Zachary (ODAG)  
**Sent:** Monday, May 7, 2018 8:02 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Cc:** Cutrona, Danielle (OAG) <[dcutrona@jmd.usdoj.gov](mailto:dcutrona@jmd.usdoj.gov)>; Murphy, Marcia (ODAG) <[mmurphy@jmd.usdoj.gov](mailto:mmurphy@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Gene,

The DAG wanted to speak with Stephen Miller about (b) (5) ██████████. Would you be able to help me setup a call for some time tomorrow? The DAG is traveling, but Marcy can help us find a window.

Thanks very much,  
Zach

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 7:11 PM  
**To:** Terwilliger, Zachary (ODAG) <[zterwilliger@jmd.usdoj.gov](mailto:zterwilliger@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

The other document Danielle may have forwarded was a very drafty document I was working on Sunday before our meeting.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Terwilliger, Zachary (ODAG)  
**Sent:** Monday, May 7, 2018 7:10 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Thanks very much,  
Zach

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 6:39 PM  
**To:** Terwilliger, Zachary (ODAG) <[zterwilliger@jmd.usdoj.gov](mailto:zterwilliger@jmd.usdoj.gov)>  
**Subject:** FW: \*\*\*Cabinet Meeting\*\*\*  
**Importance:** High

These are the version of the talkers that I was going to circulate in advance of the meeting. I am working on his internal talkers still.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 6:16 PM  
**To:** Cutrona, Danielle (OAG) <[dcutrona@jmd.usdoj.gov](mailto:dcutrona@jmd.usdoj.gov)>  
**Subject:** FW: \*\*\*Cabinet Meeting\*\*\*  
**Importance:** High

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 3:01 AM  
**To:** Whitaker, Matthew (OAG) <[mwhitaker@jmd.usdoj.gov](mailto:mwhitaker@jmd.usdoj.gov)>; Cutrona, Danielle (OAG) <[dcutrona@jmd.usdoj.gov](mailto:dcutrona@jmd.usdoj.gov)>; Barnett, Gary E. (OAG) <[gebarnett@jmd.usdoj.gov](mailto:gebarnett@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*  
**Importance:** High

Hey y'all,

Attached are two documents for the two larger sections the AG has to handle on Wednesday. The document with a " - 2 -" covers the (b) (5) topic listed below. I'm not sure we want to share more than this substantively right now. Please let me know your thoughts.

Thank you!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Whitaker, Matthew (OAG)  
**Sent:** Friday, May 4, 2018 7:05 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Cc:** Barnett, Gary E. (OAG) <[gebarnett@jmd.usdoj.gov](mailto:gebarnett@jmd.usdoj.gov)>  
**Subject:** Fwd: \*\*\*Cabinet Meeting\*\*\*

Begin forwarded message:

**From:** "McGinley, William J. EOP/WHO" <(b) (6)>  
**Date:** May 4, 2018 at 6:44:54 PM EDT  
**To:** "Whitaker, Matthew (OAG)" <Matthew.Whitaker@usdoj.gov>  
**Cc:** "Mashburn, John K. EOP/WHO" <(b) (6)>, "Flynn, Matthew J. EOP/WHO" (b) (6), "Paranzino, Anthony M. EOP/WHO" <(b) (6)>, "Mocarski, Ashley D. EOP/WHO" <(b) (6)>, "McBride, Emily J. EOP/WHO" <(b) (6)>, Staff Secretary (b) (6)  
**Subject:** \*\*\*Cabinet Meeting\*\*\*

Matt,

After yesterday's PC of (b) (5) we decided that (b) (5) will be the sole topic for next Wednesday's Cabinet Meeting. Attached for your reference is the draft agenda. The Attorney General's three presentations during the meeting should discuss the following topics:



We are asking all departments and agencies to submit their draft slides and talking points to Cabinet Affairs and Staff Sec no later than 12 noon on Monday. We anticipate that there will be some questions and comments on all the draft presentations so your timely submission is greatly appreciated.

Kindly confirm receipt of this email.

Please do not hesitate to contact us with any questions or if we can be of any assistance.

Have a good weekend.

Best,  
Bill

William J. McGinley  
Cabinet Secretary  
The White House

P: (b) (6) | E: (b) (6)

**Rosenstein, Rod (ODAG)**

---

**From:** Rosenstein, Rod (ODAG)  
**Sent:** Monday, May 7, 2018 8:36 PM  
**To:** Hamilton, Gene (OAG); Terwilliger, Zachary (ODAG)  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Please stop by if you are still here.

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 8:17 PM  
**To:** Rosenstein, Rod (ODAG) <[rrosenstein@jmd.usdoj.gov](mailto:rrosenstein@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Sir,

I just spoke with Stephen. He asked me to give you his number and said that he would love to talk to you as soon as you are available (b) (6)

Best,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Rosenstein, Rod (ODAG)  
**Sent:** Monday, May 7, 2018 8:11 PM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Thanks.

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 7, 2018 8:09 PM  
**To:** Terwilliger, Zachary (ODAG) <[zterwilliger@jmd.usdoj.gov](mailto:zterwilliger@jmd.usdoj.gov)>; Rosenstein, Rod (ODAG) <[rrosenstein@jmd.usdoj.gov](mailto:rrosenstein@jmd.usdoj.gov)>  
**Cc:** Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)>; Bolitho, Zachary (ODAG) <[zbolitho@jmd.usdoj.gov](mailto:zbolitho@jmd.usdoj.gov)>  
**Subject:** RE: \*\*\*Cabinet Meeting\*\*\*

Sir,

My apologies for not sending the agenda to Zach, also, but please see the attached.

Best,

Gene P. Hamilton  
Counselor to the Attorney General

U.S. Department of Justice

---

**From:** Terwilliger, Zachary (ODAG)  
**Sent:** Monday, May 7, 2018 8:05 PM  
**To:** Rosenstein, Rod (ODAG) <[rrosenstein@jmd.usdoj.gov](mailto:rrosenstein@jmd.usdoj.gov)>  
**Cc:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>; Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)>; Bolitho, Zachary (ODAG) <[zbolitho@jmd.usdoj.gov](mailto:zbolitho@jmd.usdoj.gov)>  
**Subject:** FW: \*\*\*Cabinet Meeting\*\*\*  
**Importance:** High

Sir,

Please see the very helpful materials that Gene put together. They include the point you were focusing on regarding (b) (5) [REDACTED]

Gene is separately working to schedule a call between you and Stephen Miller when we can find a window in your itinerary tomorrow.

Thanks,  
Zach

**Whitaker, Matthew (OAG)**

---

**From:** Whitaker, Matthew (OAG)  
**Sent:** Tuesday, May 8, 2018 9:37 PM  
**To:** Staff Secretary  
**Cc:** McGinley, William J. EOP/WHO; Yeager, Demi (OAG)  
**Subject:** Re: : \*\*\*Cabinet Meeting\*\*\*

I will try to accomplish.

On May 8, 2018, at 8:25 PM, Staff Secretary (b) (6) wrote:

Matt – one comment from Stephen Miller on the memos: (b) (5)  
[REDACTED] ly.”

Are you able to incorporate some comment/bullet on this (either in these memos tonight or in the AG’s verbal presentation tomorrow)?

STAFF SECRETARY

---

**From:** Whitaker, Matthew (OAG) <[Matthew.Whitaker@usdoj.gov](mailto:Matthew.Whitaker@usdoj.gov)>  
**Sent:** Tuesday, May 8, 2018 7:31 PM  
**To:** Salvi, Mary E. EOP/WHO <(b) (6)>  
**Cc:** Staff Secretary <(b) (6)>; McGinley, William J. EOP/WHO <(b) (6)>; Yeager, Demi (OAG) <[Demi.Yeager@usdoj.gov](mailto:Demi.Yeager@usdoj.gov)>  
**Subject:** Re: : \*\*\*Cabinet Meeting\*\*\*

Correct, these can be distributed

On May 8, 2018, at 7:21 PM, Salvi, Mary E. EOP/WHO <(b) (6)> wrote:

Matt –

Thank you for sending.

Question – Cabinet Affairs plans to print both these documents and share with the Members tomorrow. Confirming this is OK? (Talking points for the AG do no need to be printed and distributed.)

Happy to discuss, if helpful – 202-881-8559.

STAFF SECRETARY

---

**From:** Whitaker, Matthew (OAG) <[Matthew.Whitaker@usdoj.gov](mailto:Matthew.Whitaker@usdoj.gov)>  
**Sent:** Tuesday, May 8, 2018 7:04 PM  
**To:** Staff Secretary <(b) (6)>  
**Cc:** McGinley, William J. EOP/WHO <(b) (6)>; Yeager, Demi (OAG) <[Demi.Yeager@usdoj.gov](mailto:Demi.Yeager@usdoj.gov)>  
**Subject:** Re: : \*\*\*Cabinet Meeting\*\*\*

Subject: RE: Cabinet Meeting

Just forwarded to you.

On May 8, 2018, at 7:00 PM, Staff Secretary <(b) (6)> wrote:

DOJ –

What is the status on reconciling these comments? Additionally, will you be converting into slides?

Thank you,

STAFF SECRETARY

---

**From:** Staff Secretary  
**Sent:** Tuesday, May 8, 2018 2:19 PM  
**To:** 'Whitaker, Matthew (OAG)' <[Matthew.Whitaker@usdoj.gov](mailto:Matthew.Whitaker@usdoj.gov)>; Staff Secretary (b) (6) >  
**Cc:** McGinley, William J. EOP/WHO <(b) (6)>; 'Yeager, Demi (OAG)' <[Demi.Yeager@usdoj.gov](mailto:Demi.Yeager@usdoj.gov)>  
**Subject:** RE: : \*\*\*Cabinet Meeting\*\*\*

Matt –

See attached edits/comments. Please send back, reconciled.

Thank you,

STAFF SECRETARY

Mary Salvi  
Assistant White House Staff Secretary  
Desk: (b) (6)  
Cell: (b) (6)  
(b) (6)

---

**From:** Whitaker, Matthew (OAG) <[Matthew.Whitaker@usdoj.gov](mailto:Matthew.Whitaker@usdoj.gov)>  
**Sent:** Monday, May 7, 2018 2:17 PM  
**To:** Staff Secretary <(b) (6)>  
**Cc:** McGinley, William J. EOP/WHO <(b) (6)>  
**Subject:** Fwd: : \*\*\*Cabinet Meeting\*\*\*

In order to comply fully with the request.

Begin forwarded message:

**From:** "Whitaker, Matthew (OAG)" <[mwhitaker@jmd.usdoj.gov](mailto:mwhitaker@jmd.usdoj.gov)>  
**Date:** May 7, 2018 at 1:10:14 PM CDT  
**To:** (b) (6)

<(b) (6)>

**Subject: : \*\*\*Cabinet Meeting\*\*\***

Attached are draft slides from DOJ.

<DOJ - Cabinet Meeting Slides - 2 - 05.09.18\_OMB + DHS.DOCX>

<DOJ - Cabinet Meeting Slides 05.09.18 WHCO + OMB + DHS.DOCX>

<DOJ - Cabinet Meeting Slides - 2 - 05.09.18\_OMB + DHS (002) - adjudicate....docx>

<DOJ - Cabinet Meeting Slides 05.09.18 WHCO + OMB + DHS - adjudicated.docx>

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, May 9, 2018 4:22 PM  
**To:** Hamilton, Gene (OAG)

Call me.

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, May 9, 2018 4:27 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Please call as soon as you can.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Wednesday, May 9, 2018 4:26 PM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** Re:

In meeting with boss. Will be done soon

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On May 9, 2018, at 4:23 PM, Miller, Stephen EOP/WHO (b) (6) > wrote:

Call me.

**Hamilton, Gene (OAG)**

---

**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting

**Location:** TBD

**Start:** Friday, May 11, 2018 1:00 PM

**End:** Friday, May 11, 2018 2:00 PM

**Recurrence:** (none)

**Organizer:** Hamilton, Gene (OAG)

**Required Attendees:** Miller, Stephen EOP/WHO

**Hahn, Julia A. EOP/WHO**

---

**From:** Hahn, Julia A. EOP/WHO  
**Sent:** Monday, May 14, 2018 9:47 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Miller, Stephen EOP/WHO  
**Subject:** Re: Wednesday Event

Great, give me a call tmrw when you're free.

Sent from my iPhone

On May 14, 2018, at 9:38 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Hey y'all,

I need to talk to y'all tomorrow about Wednesday's event. Want to make sure we understand what folks expect to occur.

Thanks!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, May 15, 2018 9:53 PM  
**To:** Hybart, Camden (JMD)  
**Subject:** Re: Daca

Great

Sent from my iPhone

> On May 15, 2018, at 9:51 PM, Hybart, Camden (JMD) <Camden.Hybart@usdoj.gov> wrote:  
>  
> Had good quick talk with McCarthy. (b) (5). We will see.  
>  
> Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**Subject:** Tentative: Daily Immigration Call  
**Location:** Dial-In Info Below

**Start:** Thursday, May 17, 2018 10:00 AM  
**End:** Thursday, May 17, 2018 10:20 AM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

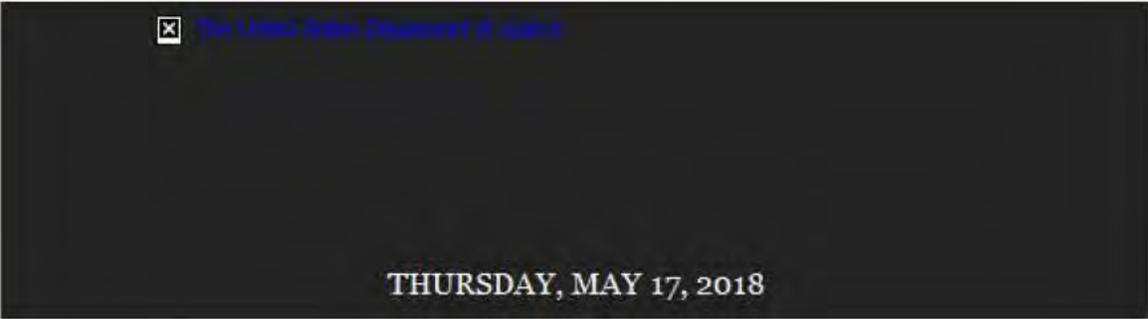
---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, May 17, 2018 5:06 PM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO; Mizelle, Chad R. EOP/WHO (b) (6) Walk, John EOP/WHO  
**Subject:** FW: MATTER OF CASTRO-TUM | ATTORNEY GENERAL JEFF SESSIONS' OPINION

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Devin O'Malley, USDOJ Office of Public Affairs <USDOJ-OfficeofPublicAffairs@public.govdelivery.com>  
**Sent:** Thursday, May 17, 2018 4:44 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** MATTER OF CASTRO-TUM | ATTORNEY GENERAL JEFF SESSIONS' OPINION

  The United States Department of Justice

THURSDAY, MAY 17, 2018

**NOTE:** The Attorney General's opinion in the *Matter of Castro-Tum* is attached [here](#).

**Attorney General Jeff Sessions today signed his order and opinion in the *Matter of Castro-Tum*. Please attribute the following statement to Justice Department spokesman [Devin O'Malley](#):**

“Starting in 2012, immigration judges began increasingly to rely on administrative closures, which suspended cases indefinitely rather than actually rendering a final decision. Congress never granted such broad authority to immigration judges, nor had the Attorney General delegated it. This process—where immigration court cases were put ‘out of sight, out of mind’—effectively resulted in illegal aliens remaining indefinitely in the United States without any formal legal status. Today’s opinion by Attorney General Sessions promotes the rule of law in the immigration system and eliminates the unfettered use of administrative closures.”

**Background:**

- On June 17, 2011, Immigration and Customs Enforcement (ICE) issued a [memo](#) that provided “guidance on the exercise of prosecutorial discretion to ensure that the agency’s immigration enforcement resources are focused on the agency’s enforcement priorities.”
- Two years later, the Executive Office for Immigration Review (EOIR) issued a [memo](#) promoting the use of administrative closures and continuances.
  - The ICE memo informed their attorneys that they “may exercise prosecutorial discretion in any immigration removal proceeding before EOIR...”
- From October 1, 2011 through September 30, 2017, 215,285 cases were administratively closed. This represents 76% of the total cases that were administratively closed in the 31-year period between FY80 and FY11.
- On January 4, 2018, Attorney General Jeff Sessions [directed](#) the Board of Immigration Appeals (BIA) to refer its decision in the Matter of Castro-Tum to him for review, an authority provided to the Office of the Attorney General by [8 C.F.R. § 1003.1\(h\)\(1\)\(i\)](#).
  - The following chart represents the number of cases that have been administratively closed, but have yet to be recalendared. This total is not counted in the total pending caseload, which sits at approximately 690,000.

#### **Key Excerpts:**

- “Immigration judges and the Board have come to rely upon administrative closure without thoroughly explaining their authority to do so. Unlike the power to grant continuances, which the regulations expressly confer, immigration judges and the Board lack a general authority to grant administrative closure. No Attorney General has delegated such broad authority, and legal or policy arguments do not justify it. I therefore hold that immigration judges and the Board lack this authority except where a previous regulation or settlement agreement has expressly conferred it.”  
(Section III; page 9)
- “This certified case demonstrates how administrative closure particularly undermines the INA’s mandate to swiftly adjudicate immigration cases when the respondent fails to appear.” (page 2)
  - “The current practice of administrative closure lacks a valid legal foundation, and I do not believe it would be appropriate to delegate such authority.” (Section III.B; page 17)
  - “In the other administratively closed cases, immigration judges and the Board ordered administrative closure without the authority to do so. I am cognizant of the need to return these cases to the active docket so that these matters can proceed expeditiously. Requiring recalendaring of all of these cases immediately, however, would likely overwhelm the immigration courts and undercut the efficient administration of immigration law.”  
(Section IV; page 17)
    - “Consequently, I now order that all cases that are currently administratively closed may remain closed unless DHS or the respondent requests recalendaring.” (Section IV; page 17)

#### **Additional EOIR Background:**

- If you are reporting on the backlog, you can use the following statement from DOJ spokesman Devin O'Malley: "Many of the policies in recent years have contributed to a three-fold increase of the immigration courts' pending caseload. This massive increase necessitated the Justice Department's 'Strategic Caseload Reduction Plan,' a series of common-sense reforms that aim to reduce the so-called 'backlog' by realigning the agency towards completing cases, increasing both productivity and capacity, and changing policies that lead to inefficiencies and waste."
  - For your background on the Strategic Caseload Reduction Plan:
    - A streamlined hiring plan for immigration judges that reduces the hiring time from 762 days to 6-8 months. Under Attorney General Sessions's leadership, we have already reached a reduction to 10 months, and we are confident we will hit the 6-8 month goal this year.
    - Requested—and received—funding that decreases the ratio of judges to clerks from 2:1 to 1:1, which will increase efficiency and productivity.
    - EOIR is actively working with GSA to identify new space and to expedite build-outs of existing space.
      - EOIR is planning to pilot Video Conferencing (VTC) immigration adjudication centers (IACs), where IJs will adjudicate cases from around the country.
      - EOIR is working to replace an antiquated paper filing system to an electronic filing system, and a pilot program for that will soon be established.

# # #

**Do not reply to this message. If you have questions, please use the contacts in the message or call the Office of Public Affairs at 202-514-2007.**

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**Miller, Stephen EOP/WHO**

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**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting  
**Location:** WH, Roosevelt Room

**Start:** Friday, May 18, 2018 2:30 PM  
**End:** Friday, May 18, 2018 3:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, May 22, 2018 11:23 AM  
**To:** Hamilton, Gene (OAG); Hahn, Julia A. EOP/WHO  
**Subject:** RE:

Julia would know better

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, May 22, 2018 11:20 AM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO  
(b) (6) >  
**Subject:**

Has anyone sent logistical information to DOJ for the event tomorrow?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, May 22, 2018 11:26 AM  
**To:** Hamilton, Gene (OAG); Hahn, Julia A. EOP/WHO  
**Subject:** RE:

McGinley is the one in charge of cabinet affairs.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, May 22, 2018 11:23 AM  
**To:** Miller, Stephen EOP/WHO (b) (6); Hahn, Julia A. EOP/WHO  
(b) (6)  
**Subject:** RE:

And if not, should I contact McGinley? ODAG hasn't received any information and if we don't get it soon it's unlikely we'll be able to participate.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, May 22, 2018 11:20 AM

**Duplicative records**

**Mocarski, Ashley D. EOP/WHO**

---

**From:** Mocarski, Ashley D. EOP/WHO  
**Sent:** Tuesday, May 22, 2018 12:55 PM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Hamilton, Gene (OAG); Miller, Stephen EOP/WHO; McGinley, William J. EOP/WHO  
**Subject:** Re: connecting you

Call me at (b) (6)

Sent from my iPhone  
+ (b) (6)

On May 22, 2018, at 12:54 PM, Hahn, Julia A. EOP/WHO <(b) (6)> wrote:

Gene, connecting you here to Ashley from Cabinet Affairs. Ash, can you send Gene all of the logistical info he/DOJ will need for tmrw.

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, May 22, 2018 4:19 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Yes

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, May 22, 2018 4:17 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:**

Who is on the 4:30 call? DHS, HHS, State, Labor? Cabinet secretaries?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Wednesday, May 23, 2018 9:45 AM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO

<https://www.vox.com/2018/5/23/17229464/jeff-sessions-immigration-trump-illegal>

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Bumatay, Patrick (OAG)

---

From: Bumatay, Patrick (OAG)  
Sent: Wednesday, May 23, 2018 1:56 PM  
To: Hamilton, Gene (OAG)  
Cc: Barnett, Gary E. (OAG)  
Subject: Re: report

(b) (5)

On May 23, 2018, at 7:39 PM, Hamilton, Gene (OAG) <[ghamilton@imd.usdoj.gov](mailto:ghamilton@imd.usdoj.gov)> wrote:

Either of you know the status of this effort?

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Davis, May M. EOP/WHO**

---

**From:** Davis, May M. EOP/WHO  
**Sent:** Wednesday, May 23, 2018 6:35 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:  
**Attachments:** 5.24.2018 Border Crossings Agenda.docx; 2.24.2018 DHS Options.docx

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Wednesday, May 23, 2018 6:34 PM  
**To:** Davis, May M. EOP/WHO <(b) (6)>  
**Subject:**

Is the read ahead done?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting  
**Location:** WH, Roosevelt Room

**Start:** Friday, May 25, 2018 2:30 PM  
**End:** Friday, May 25, 2018 3:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, May 25, 2018 12:29 AM  
**To:** (b)(6) Stephen Miller White House Email

I need to talk to you tomorrow afternoon

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Sunday, May 27, 2018 4:25 PM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO  
**Cc:** Mizelle, Chad R. EOP/WHO  
**Subject:** RE: WH statement on UAC/Family separation

(b) (5)  
(b) (5) You can take or leave the advice.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO (b) (6) >  
**Sent:** Sunday, May 27, 2018 4:22 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; Hahn, Julia A. EOP/WHO (b) (6) >  
**Cc:** Mizelle, Chad R. EOP/WHO (b) (6)  
**Subject:** RE: WH statement on UAC/Family separation

(b) (5)

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Sunday, May 27, 2018 4:20 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO (b) (6)  
**Cc:** Mizelle, Chad R. EOP/WHO <(b) (6)>  
**Subject:** RE: WH statement on UAC/Family separation

That's fine. (b) (5)  
(b) (5)

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Miller, Stephen EOP/WHO (b) (6)

From: Miller, Stephen EOP/WHO (b) (6)  
Sent: Sunday, May 27, 2018 4:12 PM  
To: Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>; Hahn, Julia A. EOP/WHO (b) (6)  
Cc: Mizelle, Chad R. EOP/WHO (b) (6)  
Subject: RE: WH statement on UAC/Family separation

Gene (b) (5)

From: Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
Sent: Sunday, May 27, 2018 4:10 PM  
To: Miller, Stephen EOP/WHO (b) (6); Hahn, Julia A. EOP/WHO (b) (6)  
Cc: Mizelle, Chad R. EOP/WHO (b) (6)  
Subject: RE: WH statement on UAC/Family separation

Although (b) (5) Suggested revisions:

(b) (5)

ON BACKGROUND:

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Sunday, May 27, 2018 3:17 PM  
**To:** Hahn, Julia A. EOP/WHO <(b) (6)>  
**Cc:** Mizelle, Chad R. EOP/WHO <(b) (6)>; Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:** Re: WH statement on UAC/Family separation

Looks good here.

Sent from my iPhone

On May 27, 2018, at 2:46 PM, Hahn, Julia A. EOP/WHO <(b) (6)> wrote:

Gene & Chad, does the below look OK to you? It's going out under Hogan's name. Just wanted to make sure you both were good with it.

(b) (5)

ON BACKGROUND:

(b) (5)

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Sunday, May 27, 2018 10:08 PM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** Re:

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On May 27, 2018, at 10:07 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

(b) (5)

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, May 28, 2018 10:22 AM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO  
**Subject:** RE:

That's right (b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Miller, Stephen EOP/WHO (b) (6)  
**Sent:** Monday, May 28, 2018 10:20 AM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>; Hahn, Julia A. EOP/WHO (b) (6) >  
**Subject:** RE:

(b) (5)

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**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Monday, May 28, 2018 10:19 AM  
**To:** Miller, Stephen EOP/WHO (b) (6) >; Hahn, Julia A. EOP/WHO (b) (6) >  
**Subject:** RE:

I agree (b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Monday, May 28, 2018 10:17 AM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>; Hahn, Julia A. EOP/WHO (b) (6) >  
**Subject:** RE:

This has to be part of the background briefing.

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Monday, May 28, 2018 10:16 AM  
**To:** Miller, Stephen EOP/WHO (b) (6) >; Hahn, Julia A. EOP/WHO (b) (6) >  
**Subject:** RE:

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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From: Miller, Stephen EOP/WHO (b) (6)  
Sent: Monday, May 28, 2018 10:12 AM  
To: Hamilton, Gene (OAG) <[gHamilton@jmd.usdoj.gov](mailto:gHamilton@jmd.usdoj.gov)>; Hahn, Julia A. EOP/WHO (b) (6)  
Subject: RE:

Adding Julia. I don't think (b) (5)

---

From: Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
Sent: Monday, May 28, 2018 10:02 AM  
To: Miller, Stephen EOP/WHO (b) (6)  
Subject: RE:

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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

From: Miller, Stephen EOP/WHO (b) (6)  
Sent: Monday, May 28, 2018 9:58 AM  
To: Hamilton, Gene (OAG) <[gHamilton@jmd.usdoj.gov](mailto:gHamilton@jmd.usdoj.gov)>  
Subject:

(b) (5)

Sent from my iPhone

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, May 28, 2018 10:24 AM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** RE: RE:

Put more broadly, (b) (5)

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**From:** Hahn, Julia A. EOP/WHO  
**Sent:** Monday, May 28, 2018 10:24 AM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Cc:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Subject:** Re: RE:

Yes, Gene when we talk to rich this morning we should convey that point again.

Sent from my iPhone

On May 28, 2018, at 10:20 AM, Miller, Stephen EOP/WHO (b) (6) > wrote:

**Duplicative records**

**Miller, Stephen EOP/WHO**

---

**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting  
**Location:** WH, Roosevelt Room

**Start:** Friday, June 01, 2018 2:30 PM  
**End:** Friday, June 01, 2018 3:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Bryant, Errical (OAG)**

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**From:** Bryant, Errical (OAG)  
**Sent:** Monday, June 4, 2018 8:23 AM  
**To:** Hamilton, Gene (OAG); Suero, Maya A. (ODAG)  
**Cc:** Bolitho, Zachary (ODAG)  
**Subject:** RE: Dial-in for Tomorrow's Weekly Principals Call  
**Attachments:** 6.5.2018 Weekly Immigration Call Agenda v.3.docx

Maya,

Below is the needed info for the call and attached is the agenda. Let me know if additional info is needed.  
Thanks E

Hello All,

The White House is hosting the third weekly Principals Immigration Call on Tuesday, June 5<sup>th</sup> at 4:30 PM.

Preregister by going to this link **(b) (6)** and submitting this conference code **(b) (6)**

Draft Agenda:



Invited Principals Below:

Secretary Pompeo  
Secretary Kirstjen Nielsen  
Secretary Alex Azar  
Chief John Kelly  
Attorney General Jeff Sessions  
Under Secretary John Rood  
Deputy Chief of Staff Chris Liddell  
Director Mick Mulvaney  
Director Andrew Bremberg  
Senior Advisor for Policy Stephen Miller  
Rear Admiral Doug Fears  
White House Counsel Don McGahn

Director Marc Snort  
Senior Advisor for Strategic Communications Mercy Schlapp

Please let us know if the Principal is unavailable so we can approve potential proxies.

Thank you,  
DCOS/P

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, June 4, 2018 8:19 AM  
**To:** Bryant, Errical (OAG) <ebryant@jmd.usdoj.gov>; Suero, Maya A. (ODAG) <masuero@jmd.usdoj.gov>  
**Cc:** Bolitho, Zachary (ODAG) <zbolitho@jmd.usdoj.gov>  
**Subject:** Dial-in for Tomorrow's Weekly Principals Call

Hi Errical,

I hope you had a nice weekend. The DAG will be traveling tomorrow, but we will need him to call in to the 4:30 Weekly Principals Call to speak about a meeting he hosted last week. As far as I know, there is a pre-registration requirement to get the number. Can you please forward Maya anything she needs to get the DAG registered? The AG will still participate, but one of the agenda items is specifically about the meeting the DAG hosted last week.

Thank you!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, June 4, 2018 10:48 AM  
**To:** Hamilton, Gene (OAG); Hahn, Julia A. EOP/WHO  
**Subject:** RE:

Devon needs to be on the call.

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Monday, June 4, 2018 10:47 AM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Hahn, Julia A. EOP/WHO  
<(b) (6)>  
**Subject:**

In with boss, so not likely to be on call

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, June 4, 2018 9:09 PM  
**To:** Bolitho, Zachary (ODAG)  
**Cc:** Wetmore, David H. (ODAG)  
**Subject:** Re: Call tomorrow

Invited Principals Below:

Secretary Pompeo  
Secretary Kirstjen Nielsen  
Secretary Alex Azar  
Chief John Kelly  
Attorney General Jeff Sessions  
Under Secretary John Rood  
Deputy Chief of Staff Chris Liddell  
Director Mick Mulvaney  
Director Andrew Bremberg  
Senior Advisor for Policy Stephen Miller  
Rear Admiral Doug Fears  
White House Counsel Don McGahn  
Director Marc Short  
Senior Advisor for Strategic Communications Mercy Schlapp

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jun 4, 2018, at 8:59 PM, Bolitho, Zachary (ODAG) <[zbolitho@jmd.usdoj.gov](mailto:zbolitho@jmd.usdoj.gov)> wrote:

Gene/Dave,

The DAG would like to know who you anticipate being on the call tomorrow at 4:30. Can you please send me the anticipated attendees?

Thanks,  
Zac

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, June 5, 2018 11:18 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

It's not a weekly call if we push it -- either you, the DAG, or someone else will have to represent DOJ on the call.

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, June 5, 2018 10:45 AM  
**To:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:**

Can we push this week's call entirely? The time change isn't working with the AG's obligations.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, June 7, 2018 2:19 PM  
**To:** (b)(6) Stephen Miller White House Email; Julia Hahn  
**Subject:** Two Dozen Ms-13 Gang Members Indicted on Federal Racketeering Charges | USAO-EDNY | Department of Justice

<https://www.justice.gov/usao-edny/pr/two-dozen-ms-13-gang-members-indicted>

## **Two Dozen Ms-13 Gang Members Indicted on Federal Racketeering Charges**

Fifth Superseding Indictment Adds Eight Additional Defendants and New Charges Relating to Three 2016 Murders on Long Island, as well as Attempted Murders, Assaults, Arson, Drug Trafficking and Firearms Offenses

**Department of Justice**

U.S. Attorney's Office

Eastern District of New York

A 73-count fifth superseding indictment was unsealed today in the United States District Court for the Eastern District of New York in Central Islip, New York, charging two dozen members of La Mara Salvatrucha, also known as the MS-13, a transnational criminal organization, with racketeering and related offenses. This indictment adds eight additional defendants, seven of whom are in custody, and offenses in connection with the April 29, 2016 murder of Oscar Acosta in Brentwood, the July 18, 2016 attempted murder of two suspected rival gang members in Brentwood, the August 10, 2016 attempted murder of rival gang members in Brentwood, the September 12, 2016 arson of two vehicles in Brentwood, the October 10, 2016 murder of Javier Castillo in Freeport, the October 13, 2016 murder of Dewann Stacks in Brentwood, the

December 18, 2016 assault outside Super Taco restaurant in Brentwood, and a conspiracy to distribute marijuana. In total, 15 murders committed by MS-13 members have been charged in the fifth superseding indictment and underlying indictments in this case.

Seven of the newly added defendants are scheduled to be arraigned this afternoon before United States District Judge Joseph F. Bianco at the federal courthouse in Central Islip, and the previously charged defendants will be arraigned at their next scheduled court appearances.

Attorney General Jeff Sessions, Richard P. Donoghue, United States Attorney for the Eastern District of New York, William F. Sweeney, Jr., Assistant Director-in-Charge, Federal Bureau of Investigation, New York Field Office (FBI), Geraldine Hart, Commissioner, Suffolk County Police Department (SCPD), and Patrick J. Ryder, Commissioner, Nassau County Police Department (NCPD), announced the charges.

“The Department of Justice will not allow MS-13 to terrorize our citizens or control our communities,” said Attorney General Jeff Sessions. “With more than 10,000 members across 40 states, MS-13 is one of the most dangerous groups in America. The day that I was sworn in as Attorney General, President Trump ordered me to focus on dismantling transnational criminal organizations like MS-13, which is based in El Salvador. We have followed that order, working with our allies to arrest or charge thousands of MS-13 members across the Western Hemisphere since then. When I visited Long Island last year, people told me about how the MS-13 threat was inflicting violence and fear on the community. And so I want to thank our Assistant U.S. Attorneys John Durham, Paul Scotti, Michael Keilty, and Raymond Tierney as well as our state and local law enforcement partners in New York for all of their hard work on this case and so many other MS-13 cases. Today’s indictment is our next step toward taking this despicable gang off the streets for good.”

“The charges in this indictment further demonstrate the utter brutality of the MS-13 and the havoc the gang inflicts on our communities,” stated United States Attorney Donoghue. “This Office and our law enforcement partners will continue to combat the MS-13’s violence with relentless perseverance until the gang is dismantled and its

members are brought to justice.” Mr. Donoghue expressed his sincere thanks to all the members of the FBI’s Long Island Gang Task Force, as well as the Drug Enforcement Administration for their outstanding work on the investigation.

“The charges and arrests detailed here show our relentless efforts to dismantle and eradicate MS-13 in communities on Long Island,” stated FBI Assistant Director-in-Charge Sweeney. “The unbelievable partnerships and relationships we’ve built with the law enforcement agencies on our Long Island Gang Task Force have allowed us to make a huge dent in the havoc created in recent years by MS-13. Our work isn’t over, and we won’t stop our pursuit until the community no longer fears the violence and deadly attacks by this gang.”

“MS-13 gang activity and the accompanying senseless acts of violence will not be tolerated in Suffolk County, and these developments ensure that these dangerous individuals will no longer be a threat to our communities,” stated SCPD Commissioner Hart. “The Suffolk County Police Department will continue its partnership with the FBI’s Long Island Gang Task Force as part of its multi-pronged approach and unrelenting pursuit to dismantle MS-13.”

“This Indictment is another clear example of how the members of MS-13 have disrupted the communities that they live in,” stated NCPD Commissioner Ryder. “So many lives have been negatively affected and the loss of life at their hands will never be tolerated. I would like to congratulate all of the investigating agencies and their members for their dedication and professionalism. Every member of MS-13 that is involved in criminality and is eventually incarcerated, is another step to creating a safer environment for our residents and their children.”

As set forth in court filings, including a detention memorandum filed earlier today, a majority of the new charges pertain to a series of crimes committed by members of the Sailors Locos Salvatruchas Westside (“Sailors”) clique during 2016, including the murders of Oscar Acosta, Javier Castillo and Dewann Stacks.

Kevin Torres, the leader of the Sailors clique in New York, and Alexi Saenz, the leader of the Brentwood chapter of the Sailors clique, authorized Acosta’s murder because he was suspected of being a rival 18<sup>th</sup> Street gang member. On April 29, 2016, Nelson

Argueta-Quintanilla and other MS-13 members encountered Acosta, beat him with tree limbs, tied him up, and called co-defendants Alexi Saenz, Jairo Saenz, Jonathan Hernandez and others, who met them. The gang members loaded Acosta into the trunk of a car, drove to a more isolated wooded area in Brentwood, stabbed and slashed Acosta to death with a machete and buried his body, which was not recovered until September 2016.

On October 10, 2016, Alexi Saenz, Jairo Saenz, Wilber Adalberto Fernandez-Vasquez, Frank Alexander Ventura-Ramirez, and other MS-13 members murdered Javier Castillo, who they also suspected of being a rival 18<sup>th</sup> Street gang member. The defendants lured Castillo, who lived in Central Islip, to Cow Meadow Park in Freeport, where they attacked and killed him with a machete and buried his body in a shallow grave near a saltwater marsh. Castillo's body was not recovered until October 2017.

On October 13, 2016, only three days after the Castillo murder, Alexi Saenz, Jairo Saenz, Enrique Portillo, Ever Flores and other MS-13 members murdered Dewann Stacks, who they suspected was a rival gang member. While Alexi Saenz and other members of the gang conducted surveillance from one car, Portillo, Flores and another MS-13 gang member attacked and killed Stacks with a baseball bat and machetes before returning to the getaway vehicle driven by Jairo Saenz.

Various members of the Sailors clique are newly charged with four non-fatal violent crimes that occurred during 2016. On July 18, 2016, Alexi Saenz, Jairo Saenz and Portillo attempted to murder two rival gang members in Brentwood. One of those men was shot, and the other man was both shot and repeatedly slashed with a machete, leaving him permanently disfigured. On August 10, 2016, Alexi Saenz, Jairo Saenz, Argueta-Quintanilla, Hernandez and Marlon Serrano attempted to murder rival gang members in Brentwood, where numerous shots were fired, but no one was wounded. On September 12, 2016, Alexi Saenz, Jairo Saenz, Portillo and Serrano set fire to two vehicles at the residence of an individual who had a dispute with the MS-13. On December 18, 2016, Jose Suarez and Flores assaulted two men who were disrespectful toward the MS-13 outside a Super Taco restaurant in Brentwood.

Finally, the fifth superseding indictment adds marijuana and cocaine conspiracy charges against Suarez. Argueta-Quintanilla. Fernandez-Vasquez. Flores. Hernandez.

Serrano, Torres and Ventura-Ramirez, and separate marijuana conspiracy charges against Jerlin Villalta, a member of the Freeport Locos Salvatruchas clique of the MS-13.

In addition to the three new murders, 12 other murders previously were charged in this case, including, the May 26, 2013 murder of Derrick Mayes, the May 28, 2013 murder of Keenan Russell, the July 14, 2014 murder of Jose Lainez-Murcia, the June 30, 2015 murder of Jonathan Cardona-Hernandez, the June 3, 2016 murder of Jose Pena, the September 13, 2016 murders of Kayla Cuevas and Nisa Mickens, the January 30, 2017 murder of Esteban Alvarado-Bonilla, and the April 11, 2017 murders of Justin Llivicura, Michael Lopez, Jorge Tigre and Jefferson Villalobos, as well as numerous attempted murders and assaults.

The charges in the fifth superseding indictment are merely allegations, and the defendants are presumed innocent unless and until proven guilty.

Today's superseding indictment is the latest in a series of federal prosecutions by the United States Attorney's Office for the Eastern District of New York targeting members of the MS-13, a violent international criminal organization. The MS-13's leadership is based in El Salvador and Honduras, but the gang has thousands of members across the United States, comprised primarily of immigrants from Central America. With numerous branches, or "cliques," the MS-13 is the largest and most violent street gang on Long Island. Since 2003, hundreds of MS-13 members, including dozens of clique leaders, have been convicted on federal felony charges in the Eastern District of New York. A majority of those MS-13 members have been convicted on federal racketeering charges for participating in murders, attempted murders and assaults. Since 2010, this Office has obtained indictments charging MS-13 members with carrying out more than 45 murders in the Eastern District of New York, and has convicted dozens of MS-13 leaders and members in connection with those murders. These prosecutions are the product of investigations led by the FBI's Long Island Gang Task Force, comprising agents and officers of the FBI, Bureau of Alcohol, Tobacco, Firearms and Explosives, U.S. Immigration and Customs Enforcement – Homeland Security Investigations, SCPD, NCPD, Nassau County Sheriff's Department, Suffolk County Probation, Suffolk County Sheriff's Department, Rockville Centre Police Department and the New York State Police.

The government's case is being prosecuted by the Office's Long Island Criminal Division. Assistant United States Attorneys John J. Durham, Paul G. Scotti, Michael T. Keilty and Raymond A. Tierney are in charge of the prosecution.

**New Defendants:**

NELSON ARGUETA-QUINTANILLA ("Mendigo")

Age: 21

Brentwood, New York

WILBER ADALBERTO FERNANDEZ-VASQUEZ ("Asiatico")

Age: 22

Roosevelt, New York

EVER FLORES ("Negro" and "Grone")

Age: 26

Brentwood, New York

JONATHAN HERNANDEZ ("Travieso" and "Kraken")

Age: 20

Brentwood, New York

MARLON SERRANO ("Flaco" and "Little Extrano")

Age: 20

Brentwood, New York

KEVIN TORRES ("Quieto" and "Inquieto")

Age: 22

Roosevelt, New York

FRANK ALEXANDER VENTURA-RAMIREZ ("Olvidado")

Age: 19

Freeport, New York

**Previously Indicted Defendants Facing Additional Charges:**

ENRIQUE PORTILLO (“Oso” and “Turkey”)

Age: 20

Central Islip, New York

ALEXI SAENZ (“Blasty” and “Plaky”)

Age: 23

Brentwood, New York

JAIRO SAENZ (“Funny”)

Age: 21

Brentwood, New York

JERLIN VILLALTA

Age: 21

Brentwood, New York

JOSE SUAREZ (“Chompira”)

Age: 24

Central Islip, New York

E.D.N.Y. Docket No. 16-403 (S-5)(JFB)

Gene P. Hamilton

Counselor to the Attorney General

U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, June 15, 2018 9:57 AM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Kennedy, Adam R. EOP/WHO  
**Subject:** Re: media docs

Adam will explain. You're not on it.

Sent from my iPhone

On Jun 15, 2018, at 9:55 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

What surrogate call?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jun 15, 2018, at 9:37 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

(b) (5)

Sent from my iPhone

On Jun 15, 2018, at 9:37 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jun 15, 2018, at 8:14 AM, Hahn, Julia A. EOP/WHO <(b) (6)> wrote:

What media docs (explaners, charge & response, FAQ, etc) do we have on (b) (5)

(b) (5)

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, June 16, 2018 9:56 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

Call me

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Saturday, June 16, 2018 9:55 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** Re:

No

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jun 16, 2018, at 9:52 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

Are you in touch with Goodlatte's office on (b) (5)?

Call me to discuss when you can.

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, June 17, 2018 5:46 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re:

Thanks

Sent from my iPhone

> On Jun 17, 2018, at 5:45 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>

> We are on it

>

> Gene P. Hamilton

> Counselor to the Attorney General

> U.S. Department of Justice

>

>> On Jun 17, 2018, at 5:35 PM, Miller, Stephen EOP/WHO (b) (6) wrote:

>>

>> Don't forget to talk to Goodlatte office on last minute DOJ issues in the bill.

>>

>> Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, June 18, 2018 10:49 PM  
**To:** Hamilton, Gene (OAG)

Call me if still up.

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, June 18, 2018 11:13 PM  
**To:** Hamilton, Gene (OAG)

I hope you called Casey -- text just went out to members.

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, June 19, 2018 9:02 AM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Mizelle, Chad R. EOP/WHO; Short, Marc T. EOP/WHO; Greenwood, Daniel Q. EOP/WHO  
**Subject:** Re: RE:

Marc / Dan -- what is next step?

Sent from my iPhone

> On Jun 19, 2018, at 8:35 AM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>

> (b) (5)

>

>

>

> Gene P. Hamilton

> Counselor to the Attorney General

> U.S. Department of Justice

>

>

> -----Original Message-----

> From: Miller, Stephen EOP/WHO (b) (6) >

> Sent: Tuesday, June 19, 2018 8:32 AM

> To: Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; Mizelle, Chad R. EOP/WHO

(b) (6)

> Cc: Short, Marc T. EOP/WHO (b) (6) >; Greenwood, Daniel Q. EOP/WHO

(b) (6) >

> Subject:

>

> Media inquiries on Cruz amendment. (b) (5)

>

> Sent from my iPhone

## Policy Coordinator

---

**From:** Policy Coordinator  
**Sent:** Friday, June 22, 2018 9:00 AM  
**To:** Policy Coordinator  
**Subject:** Today's PC Attendance

We have received the following RSVPs for the 12:30 PM PC in the JFK room. Yesterday, multiple plus ones arrived without RSVP'ing and we ran out of space. If you must bring additional people, please let me know before 10:30 AM. At 10:30 AM, the attendance will be locked. We will send the final list at 10:30.

Office	NAME
DHS	Secretary Nielsen
CBP	Kevin McAleenan
ICE	Matt Albence
HHS	Secretary Azar
State	Dep Sec John Sullivan
DOD	David Trachtenberg
DOJ	Rod Rosenstein
COS	Kelly/Fuentes
DCOS/P	May Davis
NSC	Doug Fears
WHCO	Eisenberg/Mizelle
DPC	Andrew Bremberg
OLA	Dan Greenwood
OEI	Ivanka Trump
WH Comms	Mercy Schlapp
WH Press	Sarah Sanders
Staff Sec	Derek Lyons
Policy	Stephen Miller
OMB	Russ Vought
OPL	Johnny DeStefano
OVP	

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, June 22, 2018 10:52 AM  
**To:** Miller, Stephen EOP/WHO  
**Cc:** Bremberg, Andrew P. EOP/WHO  
**Subject:** Re: Statement

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jun 22, 2018, at 10:48 AM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

(b) (5)

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Friday, June 22, 2018 10:37 AM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>; Bremberg, Andrew P. EOP/WHO <(b) (6)>  
**Subject:** Fwd: Statement

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** "Bolitho, Zachary (ODAG)" <[zbolitho@jmd.usdoj.gov](mailto:zbolitho@jmd.usdoj.gov)>  
**Date:** June 22, 2018 at 10:35:27 AM EDT  
**To:** "Hamilton, Gene (OAG)" <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** Statement

(b) (5)

(b) (5)

**Hahn, Julia A. EOP/WHO**

---

**From:** Hahn, Julia A. EOP/WHO  
**Sent:** Saturday, June 23, 2018 4:16 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Miller, Stephen EOP/WHO  
**Subject:** RE: RE:

(b) (6) (it's easier than the last one!)

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

From: Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
Sent: Saturday, June 23, 2018 4:15 PM  
To: Hahn, Julia A. EOP/WHO (b) (6)  
Cc: Miller, Stephen EOP/WHO (b) (6)  
Subject: Re: RE:

And I will need your new number, BTW

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

> On Jun 23, 2018, at 4:10 PM, Hahn, Julia A. EOP/WHO (b) (6) > wrote:  
>  
> Spoke to Gene. He said he'd be happy to brief the Senator. Do you know who would set that up? I don't have Lankford's contact info. Gene is free at around 8:30pm.

> -----Original Message-----

> From: Hahn, Julia A. EOP/WHO  
> Sent: Saturday, June 23, 2018 3:47 PM  
> To: Miller, Stephen EOP/WHO (b) (6); Gene.Hamilton@usdoj.gov  
> Subject: RE:

> A compelling arguments Gene just made is that (b) (5)

[Redacted]

>  
(b) (5)

> -----Original Message-----  
> From: Miller, Stephen EOP/WHO  
> Sent: Saturday, June 23, 2018 3:34 PM  
> To: Hahn, Julia A. EOP/WHO (b) (6); Gene.Hamilton@usdoj.gov

> Subject:

>

> Julia — (b) (5)

[Redacted]

>

> Sent from my iPhone

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, June 23, 2018 4:21 PM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** Re: RE:

That is too late. Can you do earlier Gene?

Sent from my iPhone

> On Jun 23, 2018, at 4:10 PM, Hahn, Julia A. EOP/WHO (b) (6) > wrote:

>

Duplicative records

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, June 23, 2018 4:22 PM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** Re: RE:

(b) (5)

Sent from my iPhone

> On Jun 23, 2018, at 4:10 PM, Hahn, Julia A. EOP/WHO (b) (6) > wrote:  
>

Duplicative records

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, June 23, 2018 4:30 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** Re: RE:

We will get you phone number

Sent from my iPhone

> On Jun 23, 2018, at 4:28 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>  
> If someone can connect me with him, I can do it now.

>  
> Gene P. Hamilton  
> Counselor to the Attorney General  
> U.S. Department of Justice

>  
>> On Jun 23, 2018, at 4:23 PM, Miller, Stephen EOP/WHO (b) (6) > wrote:

>>  
>> I'm sure you could call him right now.

>>  
>> Sent from my iPhone

>>  
>>> On Jun 23, 2018, at 4:22 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>>>  
>>> I just need to know when he is available.

>>>  
>>> Gene P. Hamilton  
>>> Counselor to the Attorney General  
>>> U.S. Department of Justice

>>>  
>>>> On Jun 23, 2018, at 4:21 PM, Miller, Stephen EOP/WHO (b) (6) > wrote:

>>>>  
>>>> (b) (5)

>>>>  
>>>> Sent from my iPhone

>>>>  
>>>>> On Jun 23, 2018, at 3:46 PM, Hahn, Julia A. EOP/WHO (b) (6) wrote:

>>>>>

**Duplicative records**

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, June 23, 2018 4:32 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** Re: RE:

Julia will call you

Sent from my iPhone

> On Jun 23, 2018, at 4:31 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:  
>  
> Either now, or after 7  
>  
> Gene P. Hamilton  
> Counselor to the Attorney General  
> U.S. Department of Justice  
>  
>> On Jun 23, 2018, at 4:28 PM, Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov> wrote:  
>>

Duplicative records

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, June 23, 2018 11:18 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE: Numbers

Thank you for working on this.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Saturday, June 23, 2018 11:01 PM  
**To:** Miller, Stephen EOP/WHO (b) (6) >  
**Subject:** FW: Numbers

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Lankford, James (Lankford) (b) (6) >  
**Sent:** Saturday, June 23, 2018 10:48 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** Re: Numbers

Thank you. Very helpful.

James Lankford

On Jun 23, 2018, at 9:37 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Good evening, Senator Lankford,

I hope that the data below is helpful to you. Please do not attribute it to me or to the Department of Justice—I've put these together based upon a variety of sources, and some of this data is not publicly available—but I am certain that it will help to provide some context for you:

**Points and Data re: Crisis at the Southwest Border**

[NOTE: DATA SOURCES ARE PROVIDED WHERE AVAILABLE. SOME DATA SOURCES ARE INTERNAL TO THE UNITED STATES GOVERNMENT]

- **Our immigration system has no integrity if those who are ordered removed are not ultimately removed from the United States.**
  - The appropriate metric for success is not how many aliens appear for their hearings in immigration court.
  - Instead, the ultimate measure of success is our ability to remove those aliens who have been ordered to leave the United States.
  - Because of limitations on our ability to detain family units and

unaccompanied alien children, we are removing a statistically insignificant number of family units and unaccompanied alien children.

- **Illegal aliens and criminal organizations are exploiting loopholes in our immigration system, which is clearly demonstrated by the increasing number of apprehensions at the southwestern border:**
  - Family Unit Apprehensions at the SWB (between Ports of Entry) by Fiscal Year (source) (this does not include Family Units encountered at Ports of Entry, which is a large number):
    - FY 2013: 14,855
    - FY 2014: 68,445
    - FY 2015: 39,838
      - Note: Judge Gee's order limiting ICE's ability to detain children who came with their parents was issued in Calendar Year 2015.
    - FY 2016: 77,674
    - FY 2017: 75,622
    - FY 2018 YTD (source): 59,113 through May. Average apprehensions between POEs per month = 7,389. Forecasted rate = 88,868 by the end of FY 2018 (and this does not include the total encountered at POEs = 34,650 YTD).
    - **Total FY2013-FY2018YTD: 335,547 members of Family Units apprehended between POEs.**
  - Unaccompanied Alien Children (UAC) Apprehended at the SWB (between Ports of Entry) by Fiscal Year (source) (this does not include UAC encountered at Ports of Entry, which is a large number):
    - FY 2010: 18,411
    - FY 2011: 15,949
    - FY 2012: 24,403
    - FY 2013: 38,759
    - FY 2014: 68,541
    - FY 2015: 39,970
    - FY 2016: 59,692
    - FY 2017: 41,135
    - FY 2018 TYD (source): 32,372 through May. Average apprehensions between POEs per month = 4,046. Forecasted rate = 48,552 by the end of FY 2018 (and this does not include the total encountered at POEs = 6,319 YTD).
    - **Total FY2010-FY2018YTD: 339,232 UAC apprehended between POEs.**
- **We are removing a statistically insignificant number of family units and UAC every year because of our limited ability to detain them and effectuate their ultimate removal from the United States:**
  - Family Unit Removals by Fiscal Year (this counts only family units removed from family residential centers, which functionally equates to nearly all removals of family units) (source is internal ICE data):
    - FY 2014 (after 7/6/2014): 472
    - FY 2015: 1,186
    - FY 2016: 1,902
    - FY 2017: 2,605
    - FY 2018 (through 5/19/2018): 1,915
    - Although not an apples-to-apples comparison (cases can take time to complete), the total number of family unit apprehensions from FY2015-FY2018YTD=173,169. **The total number of family unit removals from FY2015-FY2018 YTD=7,608. Over roughly the same period, there were 252,247 Family Unit apprehensions.**

- There may be a small number of family units who self-deport, and who are Mexican nationals or are otherwise expeditiously removed immediately after apprehension that are not counted in the removal figure. But it is clear that there is a statistically insignificant number of family units removed each fiscal year.
  - Cases can take months or years to complete, but using rough numbers, measuring the total number of removals against the total number of apprehensions, *the total number of Family Units removed from FY2015-FY2018YTD=roughly 2% of total apprehensions over the same period.*
- Unaccompanied Alien Children Removals by Fiscal Year (source is internal ICE data)
- FY 2013: 1,868
  - FY 2014: 1,901
  - FY 2015: 2,065
  - FY 2016: 2,545
  - FY 2017: 3,598
  - FY 2018YTD: 1,151
  - The total number of UAC removals from FY2013-FY2018=13,128. Over roughly the same period, there were 280,649 UAC apprehensions.
    - Cases can take months or years to complete, but using rough numbers, measuring the total number of removals against the total number of apprehensions, *the total number of UACs removed=roughly 4.6% of total apprehensions over the same period.*
- **A growing number of aliens fail to appear for their removal hearings and are removed *in absentia* (these numbers include *all* aliens who failed to appear for their removal hearings—border apprehensions and interior apprehensions—and were ordered removed) (source)**
    - FY 2013: 18,345
    - FY 2014: 22,952
    - FY 2015: 34,686
    - FY 2016: 32,149
    - FY 2017: 40,579
    - FY 2018: 32,278 (through June 15)
    - *The total number of in absentia removal orders from FY 2013-FY 2018=180,989 total in absentia removal orders.*
      - *This number includes aliens from the border and the interior.*
  - **Over 90% of the removals that ICE effectuates each year are from a detained setting (source is internal ICE data). Ankle monitors and other programs may have varying degrees of success at ensuring aliens appear for immigration court proceedings, but they do not ensure the removal of an alien the way that detention does:**
    - *Some have asserted that the “Family Case Management Program” administered during the Obama Administration was a model for success because it helped to ensure that aliens appeared for immigration court hearings, and should be adopted going forward.*
      - **It was an abject failure:**
        - U.S. Immigration and Customs Enforcement began the Family Case Management Program (FCMP) pilot in September 2015 to increase the rates of compliance with immigration court proceedings by family units encountered at the Southwest Border. The program involved the connection of family units with what amounted to social

workers, with the goal of ensuring that families appeared in immigration court.

- After reviewing the FCMP last year, ICE decided to discontinue the program. The rates of compliance for FCMP were consistent with other monitoring options ICE exercises under Alternatives to Detention (ATD), which proved to be far less expensive. Since the inception of FCMP, **there were only 15 removals** from this program, as opposed to **more than 2,200 from ATD** (which is an equally absurdly low number).
- By discontinuing FCMP, ICE will save more than \$12 million a year - money which can be used to further expand equally effective utilized for other programs which more effectively allow ICE to discharge its enforcement and removal responsibilities.
  - Similarly, the ATD program does not result in the actual removal of aliens from the United States—as evidenced by the total number of actual removals of Family Units and UACs outlined above.
- **Most aliens who are apprehended and pass the initial “credible fear” screening ultimately do not actually file applications for asylum in immigration court proceedings ([source](#)). See the column on the right of the chart below:**
  - Arguably, aliens who have legitimate asylum applications would promptly file asylum applications and seek relief as quickly as possible to ensure their own protection.  
<image003.jpg>
- ICE currently has approximately 3,300 family detention beds. [It is looking to expand that number](#) based on the President’s recent executive order.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, June 24, 2018 6:23 PM  
**To:** Hamilton, Gene (OAG)

I have another idea. Call me later if you can.

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, June 25, 2018 9:30 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re:

(b) (5)

Sent from my iPhone

> On Jun 25, 2018, at 9:29 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>

> (b) (5) The decision was issued two weeks ago

>

> Gene P. Hamilton

> Counselor to the Attorney General

> U.S. Department of Justice

>

>> On Jun 25, 2018, at 6:20 PM, Miller, Stephen EOP/WHO (b) (6) > wrote:

>>

>> (b) (5) Is that correct?

>>

>> Sent from my iPhone

>>

>>> On Jun 25, 2018, at 9:18 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>>>

>>> (b) (5)

>>>

>>> Gene P. Hamilton

>>> Counselor to the Attorney General

>>> U.S. Department of Justice

>>>

>>>> On Jun 25, 2018, at 6:13 PM, Miller, Stephen EOP/WHO (b) (6) wrote:

>>>>

>>>> Have you worked out (b) (5) ?

>>>>

>>>> Sent from my iPhone

>>>>

**Mizelle, Chad R. EOP/WHO**

---

**From:** Mizelle, Chad R. EOP/WHO  
**Sent:** Wednesday, June 27, 2018 7:34 AM  
**To:** Miller, Stephen EOP/WHO; Hamilton, Gene (OAG); Gavoor, Aram A. EOP/WHO; Zadrozny, John A. EOP/WHO  
**Subject:** RE:  
**Attachments:** (b) (5)

Here is my initial take.

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

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, June 27, 2018 12:23 AM  
**To:** Mizelle, Chad R. EOP/WHO (b) (6); Gene.Hamilton@usdoj.gov; Gavoor, Aram A. EOP/WHO (b) (6); Zadrozny, John A. EOP/WHO (b) (6)  
**Subject:**

I have a 9am meeting with the chief — (b) (5) —

(b) (5)

Sent from my iPhone

**Cutrona, Danielle (OAG)**

---

**From:** Cutrona, Danielle (OAG)  
**Sent:** Wednesday, June 27, 2018 11:05 AM  
**To:** Whitaker, Matthew (OAG)  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** FYI

(b) (5)



**Ted Hesson**

@tedhesson

Follow



.@elianayjohnson explains how Stephen Miller's back-channel immigration meetings with fellow former Sessions staffers Gene Hamilton and Danielle Cutrona tied into family separations at the border

[politico.com/story/2018/06/](https://politico.com/story/2018/06/) ...

The back-channel immigration meetings include several alumni from the office of former Sen. Jeff Sessions, who was for years the leading immigration hawk on Capitol Hill before becoming attorney general. Miller is the most prominent, but others include Gene Hamilton and Danielle Cutrona, now senior advisers to Sessions at the Department of Justice, and John Walk, a lawyer in the White House counsel's office and Sessions' son-in-law. Julia Hahn, a junior White House communications aide who previously worked for Bannon at Breitbart, also attends.

8:00 PM - 26 Jun 2018



1



14



9



Tweet your reply

**Miller, Stephen EOP/WHO**

---

**Subject:** Accepted: DPC/DOJ Weekly Immigration Policy Meeting

**Location:** EEOB 180A

**Start:** Friday, June 29, 2018 2:30 PM

**End:** Friday, June 29, 2018 3:30 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Sunday, July 1, 2018 6:07 PM  
**To:** Hamilton, Gene (OAG)

Please call — (b) (6) .

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, July 9, 2018 10:23 PM  
**To:** Hamilton, Gene (OAG)

Call me when you can.

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, July 10, 2018 3:16 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: Flores -- motion to amend denied

(b) (5)

Sent from my iPhone

On Jul 10, 2018, at 9:07 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

This is an outline of what we were going to say to the Ms. L. court today.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

<MS L TPs on Flores Order.CLEAN 100 pm.docx>

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, July 11, 2018 7:40 AM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Mizelle, Chad R. EOP/WHO  
**Subject:** Re:

Call me at (b) (6)

Sent from my iPhone

> On Jul 11, 2018, at 1:30 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>

> Call me when convenient

>

> Gene P. Hamilton

> Counselor to the Attorney General

> U.S. Department of Justice

>

>> On Jul 11, 2018, at 7:13 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

>>

>> We still don't have clarity (b) (6)

>>

>> Sent from my iPhone

ghamilton@jmd.usdoj.gov

---

**From:** ghamilton@jmd.usdoj.gov  
**Sent:** Saturday, July 14, 2018 10:51 AM  
**To:** Davis, May M. EOP/WHO  
**Cc:** Wetmore, David H. (ODAG)  
**Subject:** Re: RE:

Tell Stephen to call me

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jul 14, 2018, at 10:37 AM, Davis, May M. EOP/WHO (b) (6) <> wrote:

I have no idea. Answers for both would be good?

Sent from my iPhone

On Jul 14, 2018, at 10:30 AM, Wetmore, David H. (ODAG) <[David.H.Wetmore@usdoj.gov](mailto:David.H.Wetmore@usdoj.gov)> wrote:

Hi May,

Are you asking regarding a specific case or in general?

Dave

**David H. Wetmore**  
**Senior Counsel**  
**Office of the Deputy Attorney General**  
**U.S. Department of Justice**  
**Office:** (202) 514-9340  
**Mobile:** (b) (6)

On Jul 14, 2018, at 9:24 AM, Davis, May M. EOP/WHO <(b) (6)> wrote:

Dave --

What's the answer here?

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

**From:** Miller, Stephen EOP/WHO  
**Sent:** Saturday, July 14, 2018 8:23 AM  
**To:** Davis, May M. EOP/WHO (b) (6)

Subject:

(b) (5) [REDACTED]

Sent from my iPhone

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Saturday, July 14, 2018 10:55 AM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** Re:

Call me when you can on another question you sent to May. I know you are six hours ahead

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

> On Jul 14, 2018, at 10:53 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

>

> Apologies — not sure why it was on homepage.

>

> Sent from my iPhone

>

>> On Jul 14, 2018, at 3:50 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>>

>> That statement is from January

>>

>> Gene P. Hamilton

>> Counselor to the Attorney General

>> U.S. Department of Justice

>>

>>> On Jul 14, 2018, at 8:38 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

>>>

>>> (b) (5)

>>> [REDACTED]

>>>

>>>> <https://m.washingtontimes.com/news/2018/jan/23/fairfax-county-stop-honoring-feds-immigration-requ/><

>>>

>>>

>>> Sent from my iPhone

>>

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, July 23, 2018 3:10 PM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** RE:

(b) (5)

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Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Miller, Stephen EOP/WHO (b) (6)  
**Sent:** Monday, July 23, 2018 2:21 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:**

(b) (5) <http://www.dailycaller.com/2018/07/23/cuomo-pardons-illegal-deportation/>

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, July 24, 2018 3:32 PM  
**To:** Wold, Theo J. EOP/WHO  
**Cc:** Hamilton, Gene (OAG); Zadrozny, John A. EOP/WHO  
**Subject:** Re: (OLA WF 117426) EOIR QFRs from a 4/18/18 hearing before SJ Subcommittee on Border Security and Immigration re "Strengthening and Reforming America's Immigration Court System"

Thanks

Sent from my iPhone

On Jul 24, 2018, at 2:28 PM, Wold, Theo J. EOP/WHO <(b) (6)> wrote:

I'm on it.

Theodore Wold  
Special Assistant to the President  
Domestic Policy Council  
(b) (6) (c) | (b) (6) w)

On Jul 24, 2018, at 2:38 PM, Miller, Stephen EOP/WHO <(b) (6)> wrote:

(b) (5) John no longer workers here but let's Theo (b) (5)

(b) (5)

Sent from my iPhone

On Jul 24, 2018, at 1:34 PM, Hamilton, Gene (OAG)  
<[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

(b) (5)

Thank you,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

<RD259 PASSBACK on EOIR QFRs SJC Subcmte\_ re Immig Cts DHS  
OMB Comments(2....docx>

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, July 24, 2018 6:45 PM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** RE: (OLA WF 117426) EOIR QFRs from a 4/18/18 hearing before SJ Subcommittee on Border Security and Immigration re "Strengthening and Reforming America's Immigration Court System"

I was wondering when that was going to happen. Thanks.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Miller, Stephen EOP/WHO (b) (6)  
**Sent:** Tuesday, July 24, 2018 2:39 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** Re: (OLA WF 117426) EOIR QFRs from a 4/18/18 hearing before SJ Subcommittee on Border Security and Immigration re "Strengthening and Reforming America's Immigration Court System"

John is at state

Sent from my iPhone

On Jul 24, 2018, at 1:34 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

(b) (5)

Thank you,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

<RD259 PASSBACK on EOIR QFRs SJC Subcmte\_ re Immig Cts DHS OMB Comments  
(2....docx)>

**Miller, Stephen EOP/WHO**

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, July 25, 2018 11:01 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** FW: [EXTERNAL] Judges have NO authorization to review TPS - but do it anyway

---

**From:** Daniel Horowitz (b) (6) >  
**Sent:** Wednesday, July 25, 2018 11:00 AM  
**To:** Daniel Horowitz (b) (6) >  
**Subject:** [EXTERNAL] Judges have NO authorization to review TPS - but do it anyway

This is outrageous.

## Judges have NO authorization to review TPS — but do it anyway

[Daniel Horowitz](#) · July 25, 2018

><https://www.conservativereview.com/news/judges-have-no-authorization-to-review-tps-but-do-it-anyway/><

The president is racist and is therefore not allowed to follow immigration laws passed by Congress. And a group of largely illegal immigrants have the right to sue the president for not making an elective and temporary relief program passed by Congress mandatory and permanent.

That is the gist of Judge Denise Casper's opinion allowing a group of aliens to go forward with a lawsuit against Trump for ending temporary protected status (TPS) for people from some countries at the designated time it expired.

"This Court finds that the combination of a disparate impact on particular racial groups, statements of animus by people plausibly alleged to be involved in the decision-making process, and an allegedly unreasoned shift in policy sufficient to allege plausibly that a discriminatory purpose was a motivating factor in a decision," wrote Casper in a 42-page ruling. She also cited Trump's pardoning of Joe Arpaio as reason to prohibit him from enforcing immigration law!

Yup, this is another example of how a judge is saying the president must follow the lawless executive actions of past administration and not duly passed statutes because, supposedly, he's a racist.

### **Bogus TPS is just like bogus asylum**

TPS was designed as a temporary relief from deportation. It was never designed as an amnesty program for illegal aliens or as a mass migration scheme for those from impoverished or even dangerous Third World countries. It was a very limited program intended for a tiny population of people who happen to be here legally on vacation, work, or as a student while a natural disaster or armed conflict occurs in their home countries, making it difficult for them to return. Only in those limited cases can the secretary of Homeland Security grant temporary legal status to remain in the country. And of course, this status is discretionary, not mandated by law.

Since 1990, when Congress initiated this limited program, past administrations have offered over 430,000 people status. More than half of them were from El Salvador alone. No, we didn't have tens of thousands of impoverished people who happened to be vacationing in Disney World when a natural disaster hit. Whether

it was the earthquakes in El Salvador and Haiti or hurricanes in Guatemala and Honduras, a number of people who came here illegally or overstayed their visas used these natural disasters as an opportunity to claim TPS. They were erroneously granted such status. Furthermore, whereas the statute only grants the status for 6-18 months, past administrations extended the policy indefinitely.

According to law (INA §244 (b)(1)), TPS may not be designated if the DHS secretary finds that allowing migrants to temporarily stay in the United States is against the national interest or for individuals with criminal convictions. Yet past administrations categorically extended this program without any regard for the effects on Americans and the fact that many of these people should never have been eligible in the first place.

In comes the Trump administration and initially extends most of the TPS designations and then finally ends some of them, while continuing others. Now, Judge Casper, an Obama-appointed federal judge in Boston, has granted standing to TPS recipients from Honduras, Haiti, and El Salvador to sue Trump for following the actual TPS law. Much like those foreign nationals who were granted standing to challenge the "travel ban," these seekers of permanent protected status charge that Trump cannot follow the law because, in their view, he has shown a "dislike and disregard for Latino and black immigrants" and has called their countries "\$#!#holes." Amazingly, yet not surprisingly, this liberal judge ruled that plaintiffs "allege plausibly that a discriminatory purpose was a motivating factor in a decision."

#### **A judge and a ruling without a shred of legitimacy**

Although this ruling is not on the merits, the fact that she is allowing such a lawsuit to proceed is astounding on many levels:

- The Supreme Court's [ruling in \*Trump v. Hawaii\*](#), once again, has been proven impotent in reining in lower courts. Writing for the majority, Chief Justice John Roberts categorically rejected the notion that the president's power to enforce immigration laws can be abridged because of subjective allegations about how nice or mean his political views are to immigrants. This case demonstrates that moving the Supreme Court to the right will do nothing to deter these lower court judges from coming back for more bites at the apple, [as Justice Thomas warned](#).
- These individuals are predominantly illegal aliens and should never get standing to sue. El Salvador was given TPS in 2001 due to an earthquake and Honduras was given TPS due to Hurricane Mitch in 1998. TPS for Haiti was granted because of an earthquake in 2010. There is no way anyone can say with a straight face that the natural disasters are still preventing people from these countries from returning. And no, the fact that these are otherwise miserable countries does not qualify these people for TPS. Either way, these people are mainly illegal aliens who were never stranded here because of natural disasters, and the entire policy is discretionary.
- By far, El Salvador is the home country of most of these bogus TPS claims. It is also the home to MS-13. As [Jessica Vaughn of the Center for Immigration Studies](#) has warned, by liberal judges conferring official status on these people, they have ensured that MS-13 gangsters here illegally are not deported. This is a classic example of how, much as with asylum and unaccompanied alien children, the liberal judges and past administrations have interpreted a statute in the exact opposite manner of its intended purpose. TPS, precisely because it's not an immigration or amnesty program but rather a temporary dwelling, doesn't require the applicants to show "good moral character." Yet the Left has turned it into a permanent amnesty program but still, of course, does not require a showing of good character, which makes it much harder to get rid of the bad guys.

As Vaughn warned, such tragedy already played out in the state of Massachusetts as a result of a judge. "A judge in Massachusetts blocked ICE efforts to remove a Salvadoran MS-13 member who had been convicted of relatively minor crimes, noting that because of his nationality and date of illegal arrival, the offender was eligible for TPS, even though he had not applied for it. ICE did get a second chance, as the gangster later participated in one of the most horrifying crimes in the Boston area at the time, the gang rape of two deaf girls in a public park, one of whom had cerebral palsy and was in a wheelchair."

Finally, there is one important factor we must not overlook. Normally, I'd use this case as another opportunity to call on Congress to kick the courts out of immigration. But on TPS, Congress *already did so*: 8 U.S.C. § 1254a(b)(5)(A) states unambiguously, "There is no judicial review of any determination of the [secretary of Homeland Security] with respect to the designation, or termination or extension of a

designation, of a foreign state under this subsection.”

As the Supreme Court said this past term ([Patchake v. Zinke](#)), “When Congress strips federal courts of jurisdiction, it exercises a valid legislative power no less than when it lays taxes, coins money, declares war, or invokes any other power that the Constitution grants it.”

The president should order the DOJ not to even show up in court and waste resources. This judge has no authorization, and in fact, explicit non-authorization to grant such a frivolous claim.

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, July 26, 2018 9:35 AM  
**To:** Hahn, Julia A. EOP/WHO  
**Cc:** Miller, Stephen EOP/WHO  
**Subject:** Re:

K. 10:00 presser

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

> On Jul 26, 2018, at 8:38 AM, Hahn, Julia A. EOP/WHO (b) (6) > wrote:

>

> Thanks, pls send when out.

>

> Sent from my iPhone

>

>> On Jul 26, 2018, at 8:30 AM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:

>>

>> You are going to want to highlight our announcement in Boston this morning

>>

>> Gene P. Hamilton

>> Counselor to the Attorney General

>> U.S. Department of Justice

>

**Cytryn, Jen B. EOP/WHO**

---

**From:** Cytryn, Jen B. EOP/WHO  
**Sent:** Thursday, July 26, 2018 11:09 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE: Meeting 7/27 re: Global Info-Share Requirements

I'm sure 30-45 minutes.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Thursday, July 26, 2018 11:01 AM  
**To:** Cytryn, Jen B. EOP/WHO (b) (6)  
**Subject:** Re: Meeting 7/27 re: Global Info-Share Requirements

Sure. How long?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jul 26, 2018, at 10:56 AM, Cytryn, Jen B. EOP/WHO <(b) (6)> wrote:

Stephen agrees. Apologies for all the changes, but the new proposed time is 2:00pm. Does that work for you?

Sent from my iPhone

On Jul 26, 2018, at 9:05 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Yes. (b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jul 26, 2018, at 8:58 AM, Cytryn, Jen B. EOP/WHO  
(b) (6) wrote:

11:30am tomorrow\*

---

**From:** Cytryn, Jen B. EOP/WHO  
**Sent:** Thursday, July 26, 2018 8:57 AM  
**To:** 'Hamilton, Gene (OAG)' <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Subject:** RE: Meeting 7/27 re: Global Info-Share Requirements

Hi Gene, would you be able to make 11:30am work?

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Wednesday, July 25, 2018 9:53 AM  
**To:** Cytryn, Jen B. EOP/WHO (b) (6)

**Subject:** RE: Meeting 7/27 re: Global Info-Share Requirements

And also, it would be helpful to get a little more information in advance of the meeting. What exactly is the topic?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Wednesday, July 25, 2018 9:48 AM  
**To:** 'Cytryn, Jen B. EOP/WHO' (b) (6)  
**Subject:** RE: Meeting 7/27 re: Global Info-Share Requirements

Hi Jen,

I have a meeting with DHS down the street from 3:15-4:15. Can we do earlier in the day?

Thanks,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Cytryn, Jen B. EOP/WHO (b) (6)  
**Sent:** Wednesday, July 25, 2018 9:40 AM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** Meeting 7/27 re: Global Info-Share Requirements

We're looking to convene a meeting re: Global Info-Share Requirements this **Friday (7/27) at 4:00pm.**

**Attendees:**

Stephen Miller  
Miles Taylor  
Gene Hamilton + 1 rep from Office of the Solicitor General  
John Zadrozny  
Carl Risch  
Dimple Shah

*\*\*No surrogates and forwards unless approved\*\**

Please let me know if there are any scheduling concerns today.

--

Best,

Jen Cytryn  
White House | Office of the Senior Advisor for Policy  
(b) (6) (c) (b) (6) (p)

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, July 26, 2018 2:43 PM  
**To:** Wold, Theo J. EOP/WHO  
**Cc:** Miller, Stephen EOP/WHO  
**Subject:** RE: Ready to Clear RE: REVISED: JUSTICE Questions for the Record on Strengthening the Immigration Court System LRM [RD-115-259]

I think this works. Tried to ping James but haven't gotten a response. Thanks!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Wold, Theo J. EOP/WHO (b) (6)  
**Sent:** Thursday, July 26, 2018 1:04 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Cc:** Miller, Stephen EOP/WHO (b) (6)  
**Subject:** FW: Ready to Clear RE: REVISED: JUSTICE Questions for the Record on Strengthening the Immigration Court System LRM [RD-115-259]

Gene,

(b) (5)

Before I give final clearance (which is requested prior to 3:00 PM), please let me know if (b) (5)

1. Director McHenry, has the Attorney General or Department taken a position on whether Congress should create an Article I immigration court. If yes, can you provide us with the AG's or Department's views on the question?

**DOJ RESPONSE:** (b) (5)

(b) (5)

(b) (5)

(b) (5)

Thanks,  
Theo

Theodore Wold  
Special Assistant to the President  
Domestic Policy Council

(b) (6) (c) | (b) (6) (w)

**Miller, Stephen EOP/WHO**

---

**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting

**Location:** EEOB 210/212

**Start:** Friday, July 27, 2018 3:00 PM

**End:** Friday, July 27, 2018 4:00 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

---

**Subject:** Tentative: DPC/DOJ Weekly Immigration Policy Meeting  
**Location:** \*NEW location\* Roosevelt Room

**Start:** Friday, July 27, 2018 3:00 PM  
**End:** Friday, July 27, 2018 4:00 PM

**Recurrence:** (none)

**Meeting Status:** No response required

**Organizer:** Miller, Stephen EOP/WHO

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Monday, July 30, 2018 1:16 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

thanks

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Monday, July 30, 2018 1:14 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** RE:

4:15

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Monday, July 30, 2018 1:12 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** RE:

Let's try something earlier.

---

**From:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Monday, July 30, 2018 1:12 PM  
**To:** Miller, Stephen EOP/WHO <(b) (6)>  
**Subject:** RE:

6:30?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Monday, July 30, 2018 1:09 PM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:**

Time to chat today?

**Kelly, John F. EOP/WHO**

---

**From:** Kelly, John F. EOP/WHO  
**Sent:** Saturday, August 04, 2018 11:45 AM  
**To:** Miller, Stephen EOP/WHO  
**Cc:** Fuentes, Zach D. EOP/WHO; Matt Whitaker; Shine, Bill J. EOP/WHO  
**Subject:** Re: Judge again says DACA must be restored

Stephen

(b) (5)

Kelly

Sent from my iPad

On Aug 4, 2018, at 12:09 AM, Miller, Stephen EOP/WHO (b) (6) wrote:

Separately, this was the witness HHS sent to the hearing —

“A Trump administration official said Tuesday he warned for months about the potential for harm to migrant children if they were separated from their parents before the administration launched its “zero tolerance” border policy earlier this year.

“There is no question that separation of children from parents entails significant potential for traumatic psychological injury to the child,” Commander Jonathan White, a Health and Human Services official who led the agency’s family reunification efforts, told the Senate Judiciary Committee.”

Sent from my iPhone

On Aug 3, 2018, at 5:05 PM, Miller, Stephen EOP/WHO (b) (6) >  
wrote:

(b) (5)

(b) (5)

**Judge again says DACA must be restored**

CNN

By Dan Berman and Tal Kopan

Fri August 3, 2018 – 4:48 PM ET

<https://www.cnn.com/2018/08/03/politics/daca-ruling/index.html>

(CNN)A federal judge on Friday again said the Deferred Action for Childhood Arrivals program should be fully restored.

Judge John Bates said the Trump administration still has failed to justify its proposal to end DACA, the Obama-era program that has protected nearly 800,000 young undocumented immigrants brought to the US as children from deportation.

Bates agreed to delay his ruling for 20 days to give the administration time to respond and appeal, if it chooses.

*This story is breaking and will be updated.*

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, August 7, 2018 5:06 PM  
**To:** (b)(6) Stephen Miller White House Email

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, August 7, 2018 6:28 PM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** RE:

tried

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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

**From:** Miller, Stephen EOP/WHO <(b) (6)>  
**Sent:** Tuesday, August 7, 2018 5:54 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:**

Call me — (b) (6)

Sent from my iPhone

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Wednesday, August 8, 2018 9:38 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: RE:

Understood

Sent from my iPhone

On Aug 8, 2018, at 9:37 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Okay: (b) (5)

(b) (5)

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Miller, Stephen EOP/WHO (b) (6)  
**Sent:** Wednesday, August 8, 2018 9:31 AM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** Re:

There will likely be another call today

Sent from my iPhone

On Aug 8, 2018, at 9:26 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Did the WH make a decision on (b) (5)

?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Bennett, Catherine T (OAG)**

---

**From:** Bennett, Catherine T (OAG)  
**Sent:** Wednesday, August 08, 2018 4:34 PM  
**To:** Allen, Alexis (OAG); Whitaker, Matthew (OAG); Cutrona, Danielle (OAG); Barnett, Gary E. (OAG); Tucker, Rachael (OAG); Morrissey, Brian (OAG); Hamilton, Gene (OAG); Bumatay, Patrick (OAG); Bryant, Errical (OAG); Schreiber, Jayne (OAG)  
**Subject:** FW: Notification of Records Search to be Conducted in Response to the FOIA, Palma, OIP No. DOJ-2018-006662 (AG)  
**Attachments:** 01. Initial Request (7.12.18).pdf

All,

You will be receiving FOIA request emails, such as this one, for your information only, and as a courtesy, from analysts in the Office of Information Policy (OIP). If you have classified information pertaining to any subject matter, please inform me and I will contact the OIP analyst. An explanation for these searches can be found in the email below. If you have any questions whatsoever, please direct them to Doug Hibbard, Senior Advisor, Initial Request Staff, at 6-5461. Thank you.

-  
**Alexis:** Please note you and AG are listed below. **You will need to search AG's files if you feel he has classified material(s) to submit.**

---

**From:** Baker, Brittnie (OIP)  
**Sent:** Wednesday, August 8, 2018 3:51 PM  
**To:** Bennett, Catherine T (OAG) <cbennett@jmd.usdoj.gov>  
**Cc:** Villanueva, Valeree A (OIP) <vvillanueva@jmd.usdoj.gov>  
**Subject:** Notification of Records Search to be Conducted in Response to the FOIA, Palma, OIP No. DOJ-2018-006662 (AG)

Good Afternoon,

The purpose of this email is to notify you that the records of the below-listed officials will be searched in response to the attached Freedom of Information Act (FOIA) request.

The requester, Bethania Palma of Snopes.com, is seeking records pertaining to:

- The zero tolerance immigration policy, specifically records sent by as well as mentioning AG Sessions or Stephen Miller

The officials that will be searched are:

- Attorney General Jeff Sessions
- Matthew Whitaker
- Danielle Cutrona
- Gary Barnett
- Rachael Tucker
- Brian Morrissey
- Gene Hamilton

- Patrick Bumatay
- Alexis Allen
- Errical Bryant
- Jayne Schreiber
- Please advise our office if any of the above custodians should be removed, or additional custodians should be included in this search.

The FOIA requires agencies to conduct a reasonable search in response to FOIA requests. For your information, this search will encompass the email and computer files (e.g. C or H drive) maintained by the officials listed above. We have also initiated a search in the Departmental Executive Secretariat.

**To the extent officials within your office maintain other types of records, such as paper records or material maintained within a classified system that would be responsive to this request, but would not be located as a result of OIP's unclassified electronic search, please indicate so in response to this email as soon as possible.** OIP staff will make arrangements to conduct those searches as necessary. Similarly, if your office would not maintain any records responsive to this request and/or you can readily identify the officials, be they either current or former employees, who would maintain records responsive to this request, you may indicate so in response to this email.

Please note that the Federal Records Act, as amended in 2014, and [DOJ Policy Statement 0801.04](#) provide that government employees should not use a non-official account including, but not limited to, email, text, or instant message, for official business. However, should this occur, the communication must be fully captured in a DOJ recordkeeping system – either by copying any such messages to one's official account or forwarding them to one's official account within twenty days. Should any records custodians have official records responsive to this FOIA request, which are maintained only in a non-official account, and not copied into an official account, then those records should be provided to OIP.

If you have any questions concerning this matter, please feel free to call me at 202-514-0833 or by replying to this email.

Thank you!

Brittanie R. Baker  
Attorney-Advisor  
Office of Information Policy  
U.S. Department of Justice  
(202) 514-0833

**Hamilton, Gene (OAG)**

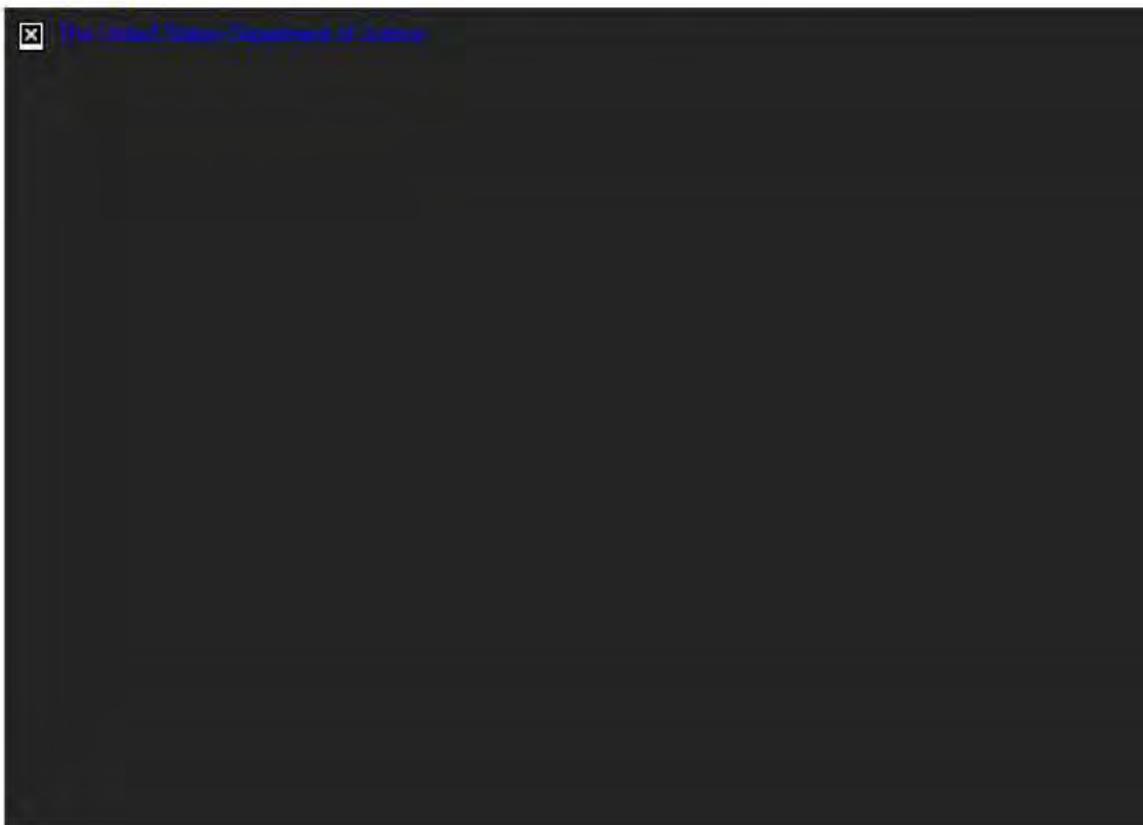
---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, August 9, 2018 3:47 PM  
**To:** (b)(6) Stephen Miller White House Email Julia Hahn  
**Subject:** Fwd: CAMBRIDGE MAN ARRESTED FOR THREATENING ICE AGENTS USING TWITTER

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** August 9, 2018 at 3:12:10 PM EDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** CAMBRIDGE MAN ARRESTED FOR THREATENING ICE AGENTS USING TWITTER  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>



Andrew E. Lelling  
United States Attorney  
District of Massachusetts

FOR IMMEDIATE RELEASE  
THURSDAY, AUGUST 9, 2018  
[WWW.JUSTICE.GOV/USAO/MA](http://WWW.JUSTICE.GOV/USAO/MA)  
CONTACT: CHRISTINA DIORIO-STERLING  
PHONE: (617) 748-3356

## **CAMBRIDGE MAN ARRESTED FOR THREATENING ICE AGENTS USING TWITTER**

BOSTON, MA – A Cambridge man was arrested and charged today in connection with tweeting a murder-for-hire solicitation to kill ICE agents for \$500.

Brandon J. Ziobrowski, 33, of Cambridge, was charged in an indictment unsealed today with one count of use of interstate and foreign commerce to transmit a threat to injure another person. Ziobrowski was arrested this morning in New York and will appear in Boston at a later date.

According to court documents, in 2009 Ziobrowski created a Twitter account registered under the username @Vine\_II. Over time, Ziobrowski's tweets became more violent and threatening. For instance, it is alleged that he repeatedly tweeted his desire to "slit" Senator John McCain's throat. Then, beginning around February 2018, Ziobrowski allegedly began posting tweets that promoted violence against law enforcement. For example, a Feb. 24, 2018, tweet read: "Guns should only be legal for shooting the police like the second amendment intended."

In March 2018 Ziobrowski allegedly started tweeting threatening messages against federal law enforcement agents that work for U.S. Immigration and Customs Enforcement (ICE).

On March 1, 2018, in response to a tweet from the ICE Field Office stating that ICE officers put their "lives on the line to arrest criminal aliens," Ziobrowski posted a message that read: "Thank you ICE for putting your lives on the line and hopefully dying I guess so there's less of you?"

On July 2, 2018, Ziobrowski allegedly tweeted: "I am broke but will scrounge and literally give \$500 to anyone who kills an ice agent. @me seriously who else can

pledge get in on this let's make this work." It is alleged that Ziobrowski's tweet was designed as a threat to encourage violence and the murder of federal law enforcement agents. At the time of the tweet, Ziobrowski had 448 Twitter followers.

The charge of use of interstate and foreign commerce to transmit a threat to injure another person provides for a sentence of no greater than five years in prison, three years of supervised release and a fine of \$250,000. Sentences are imposed by a federal district court judge based upon the U.S. Sentencing Guidelines and other statutory factors.

United States Attorney Andrew E. Lelling; Harold H. Shaw, Special Agent in Charge of the Federal Bureau of Investigation, Boston Field Division; and Peter C. Fitzhugh, Special Agent in Charge of Homeland Security Investigations in Boston made the announcement today. The FBI's Joint Terrorism Task Force in Boston and New York assisted with the investigation. The U.S. Attorney's Office would like to acknowledge the assistance of the Texas Department of Public Safety. Assistant U.S. Attorneys B. Stephanie Siegmann and Brian Perez-Daple of Lelling's National Security Unit are prosecuting the case.

The details contained in the indictment are allegations. The defendant is presumed innocent unless and until proven guilty beyond a reasonable doubt in a court of law.

# # #

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**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, August 9, 2018 5:30 PM  
**To:** Miller, Stephen EOP/WHO  
**Subject:** Re:

Just tried

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Aug 9, 2018, at 4:08 PM, Miller, Stephen EOP/WHO (b) (6) > wrote:

Give me a quick ring when you can. Thanks.

Miller, Stephen EOP/WHO

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, August 10, 2018 5:36 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: Tucson Refugees Arrested For Immigration Fraud | USAO-AZ | Department of Justice

Thank you

Sent from my iPhone

On Aug 10, 2018, at 5:20 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

><https://www.justice.gov/usao-az/pr/tucson-refugees-arrested-immigration-fraud><

## Tucson Refugees Arrested For Immigration Fraud

TUCSON, Ariz. - On August 8, 2018, a federal grand jury in Tucson returned an eleven-count indictment against Mohamed Abdirahman Osman, 28, and Zeinab Abdirahman Mohamed, 25, both living in Tucson, Ariz., for violations of false swearing in an immigration matter and false statements to a government agency.

The indictment alleges that Osman and Mohamed, while living in China, applied for and were granted refugee status in 2014. The husband and wife entered the United States and have been living in Tucson since the time of their entry. In June 2015, Osman and Mohamed submitted applications for Legal Permanent Residence Status to U.S. Citizenship and Immigration Services. The indictment further alleges that material submitted in support of their refugee applications and their applications for Legal Permanent Residence Status contained false, fictitious, and fraudulent statements. The alleged fraudulent statements included Osman's true name and nationality and denial of his association with members of a designated terrorist organization. Both defendants were arrested on Aug. 10, 2018.

Organization. Both defendants were arrested on Aug. 10, 2016.

An indictment is simply a method by which a person is charged with criminal activity and raises no inference of guilt. An individual is presumed innocent until competent evidence is presented to a jury that establishes guilt beyond a reasonable doubt.

The investigation in this case was conducted jointly by the Federal Bureau of Investigation and the Department of Homeland Security through the Joint Terrorism Task Force.

The prosecution is being handled by Beverly K. Anderson, Assistant U.S. Attorney, District of Arizona, Tucson.

CASE NUMBER: CR 17-01145-TUC-RCC (DTF)

RELEASE NUMBER: 2018-102\_Osman\_Mohamed

###

For more information on the U.S. Attorney's Office, District of Arizona, visit <http://www.justice.gov/usao/az/>

*Follow the U.S. Attorney's Office, District of Arizona, on Twitter [@USAO AZ](https://twitter.com/USAO_AZ) for the latest news.*

**Press Release Number:**

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, August 14, 2018 5:26 PM  
**To:** (b)(6) Stephen Miller White House Email

Call you back soon

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, August 14, 2018 8:42 PM  
**To:** Hamilton, Gene (OAG)

We also have to emphasize (b) (5)

[REDACTED]

Sent from my iPhone

**Morgen, Hunter M. EOP/WHO**

---

**From:** Morgen, Hunter M. EOP/WHO  
**Sent:** Friday, August 17, 2018 9:56 AM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Miller, Stephen EOP/WHO; Mizelle, Chad R. EOP/WHO; Wold, Theo J. EOP/WHO; Walk, John EOP/WHO; Tomasulo, Gary L. EOP/NSC; McManus, Keith A. EOP/WHO  
**Subject:** Re: (b) (5) Update

Got it thx

Sent from my iPhone

On Aug 17, 2018, at 9:16 AM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Sure. Please don't widely disseminate, but adding other interested WH folks, too.

<attachment 1.pdf>

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Aug 17, 2018, at 7:11 AM, Morgen, Hunter M. EOP/WHO

(b) (6) > wrote:

Gene would you mind sending us the memo just so we know what was said to them?

Sent from my iPhone

On Aug 17, 2018, at 7:59 AM, Hamilton, Gene (OAG)

<[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

No problem. They should have everything they need at this point.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Aug 17, 2018, at 6:58 AM, McManus, Keith A. EOP/WHO

(b) (6) > wrote:

Good copy,

Thanks for the quick response.

v/r,

Keith

---

**From:** Hamilton, Gene (OAG)  
<[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Sent:** Friday, August 17, 2018 7:55 AM  
**To:** McManus, Keith A. EOP/WHO  
(b) (6)  
**Cc:** Morgen, Hunter M. EOP/WHO  
(b) (6)  
**Subject:** Re: (b) (5) Update

Hi Keith,

(b) (5)  
(b) (5). In short, (b) (5)  
(b) (5)  
(b) (5)

Thanks,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Aug 17, 2018, at 6:51 AM, McManus, Keith A.  
EOP/WHO <(b) (6)> wrote:

Good morning Gene,

I'm currently working the (b) (5)  
(b) (5)  
(b) (5)  
(b) (5)  
(b) (5)?

Thanks,

Keith A. McManus  
Border Security Advisor  
Office of the Senior Advisor for Policy  
Executive Office of the President  
(b) (6)

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, August 17, 2018 10:36 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** RE:

We should discuss.

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

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Friday, August 17, 2018 10:35 AM  
**To:** Miller, Stephen EOP/WHO (b) (6); Mizelle, Chad R. EOP/WHO  
(b) (6); Walk, John EOP/WHO (b) (6)  
**Subject:**

We got an order from Judge Sabraw allowing binary choice

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

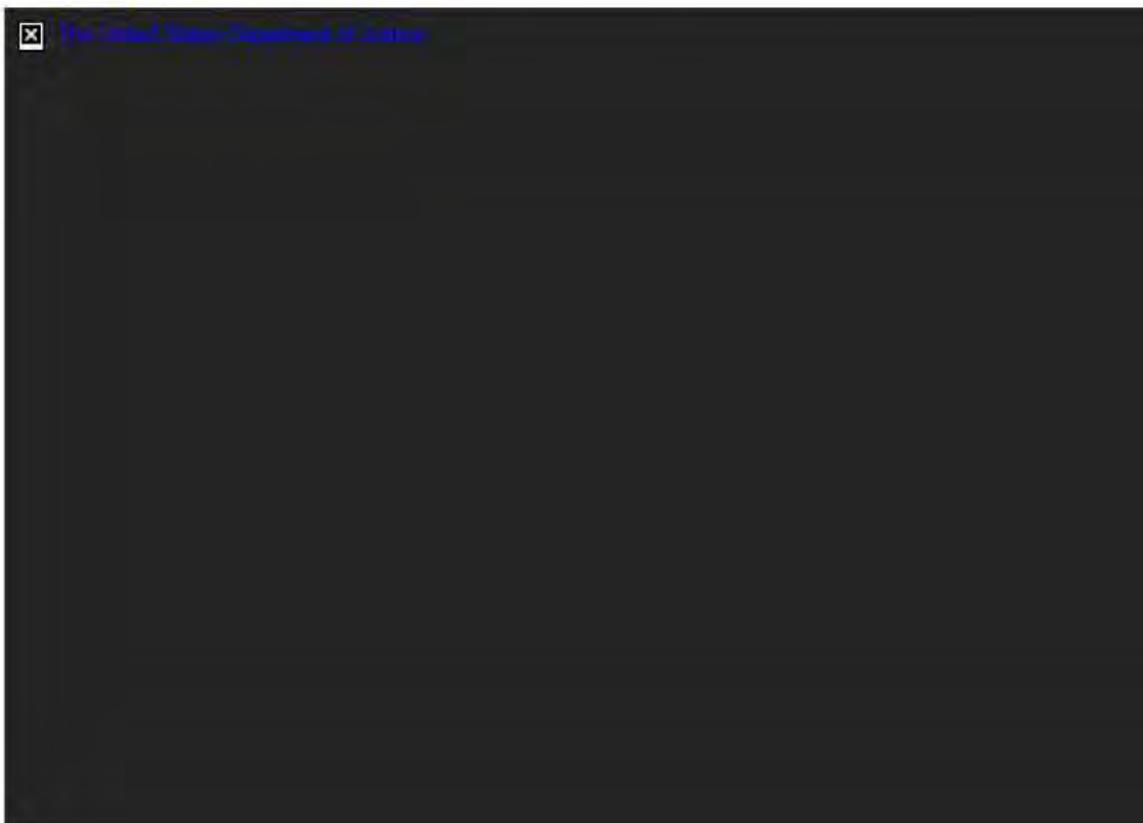
---

**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, August 17, 2018 11:55 AM  
**To:** Julia Hahn; **(b)(6) Stephen Miller White House Email**  
**Subject:** Fwd: ETHIOPIAN HUMAN RIGHTS ABUSER ARRESTED FOR FRAUDULENTLY OBTAINING U.S. CITIZENSHIP

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** August 17, 2018 at 10:50:27 AM CDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** ETHIOPIAN HUMAN RIGHTS ABUSER ARRESTED FOR FRAUDULENTLY OBTAINING U.S. CITIZENSHIP  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>



FOR IMMEDIATE RELEASE  
FRIDAY, AUGUST 17, 2018

## **ETHIOPIAN HUMAN RIGHTS ABUSER ARRESTED FOR FRAUDULENTLY OBTAINING U.S. CITIZENSHIP**

***Indictment alleges series of lies in naturalization process, including failure to disclose participation in persecution during the Red Terror period in Ethiopia***

WASHINGTON — A naturalized U.S. citizen residing in Alexandria, Virginia, was arrested today by special agents of U.S. Immigration and Customs Enforcement's Homeland Security Investigations (HSI) after being indicted on a felony charge of having fraudulently obtained U.S. citizenship.

Assistant Attorney General Brian A. Benczkowski of the Justice Department's Criminal Division, U.S. Attorney G. Zachary Terwilliger of the Eastern District of Virginia, and Special Agent in Charge Patrick J. Lechleitner of HSI Washington, D.C made the announcement.

Mergia Negussie Habteyes, 58, is charged in an indictment, which was returned by a grand jury for the Eastern District of Virginia on Aug. 14, alleging that Negussie told a series of lies to U.S. immigration authorities in the course of obtaining authority to enter the United States as a refugee, subsequently obtaining lawful permanent-resident status, and ultimately obtaining U.S. citizenship. Specifically, the indictment asserts that, when he applied for naturalization in the United States, Negussie falsely stated that he never persecuted persons because of their political opinion, and he failed to disclose that he had committed a crime or offense for which he was not arrested. In fact, according to the indictment, Negussie served as a civilian interrogator in the Higher 3 prison in Ethiopia in the late 1970s, during a period known as the Red Terror. In that role, Negussie is alleged to have participated in the persecution, through brutality, of individuals imprisoned because of their political opinion. Additionally, Negussie falsely stated that he never gave false or misleading information to any U.S. government official while applying for any immigration benefit and that he never lied to U.S. immigration authorities to gain entry or admission into the United States and to obtain immigration benefits.

Negussie's initial court appearance is at 2:00 p.m. before U.S. Magistrate Judge Michael S. Nachmanoff of the Eastern District of Virginia.

"Negussie allegedly concealed his role in persecuting Ethiopian prisoners for their political opinions during that country's so-called Red Terror period when he

persecution during that country's so-called "red terror" period that he applied for, and ultimately obtained, U.S. citizenship," said Assistant Attorney General Benczkowski. "As this case demonstrates, the Justice Department will not allow the United States to become a safe haven for human rights violators, and we will continue to aggressively prosecute those who seek to exploit our immigration system through fraud and deceit."

"Negussie sought to outrun his past by allegedly employing deception to fraudulently obtain United States citizenship," said U.S. Attorney G. Zachary Terwilliger. "This indictment reflects the government's dedication to investigating and prosecuting criminal immigration cases, including those involving alleged human rights violators."

"The persecution of individuals for their political opinion and expression violates one of our most basic and foundational tenets as a nation," said HSI Special Agent in Charge Lechleitner. "We will not allow human rights violators to use lies, fraud and deceit to exploit our laws."

If convicted, Negussie faces up to 10 years in federal prison. Conviction would also result in automatic revocation of Negussie's U.S. citizenship as well as likely removal to Ethiopia.

The charges in the indictment are merely accusations, and the defendant is presumed innocent until proven guilty beyond a reasonable doubt in a court of law.

The case is being investigated by HSI with the support of the Human Rights Violators and War Crimes Center (HRVWCC). Established in 2009, the HRVWCC furthers the government's efforts to identify, locate and prosecute human rights abusers in the United States, including those who are known or suspected to have participated in persecution, war crimes, genocide, torture, extrajudicial killings, female genital mutilation and the use or recruitment of child soldiers. The HRVWCC leverages the expertise of a select group of agents, lawyers, intelligence and research specialists, historians and analysts who direct the government's broader enforcement efforts against these offenders. The HRVWCC is comprised of ICE HSI's Human Rights Violators and War Crimes Unit, ICE's Human Rights Law Section, FBI's International Human Rights Unit and DOJ's Human Rights and Special Prosecutions Section (HRSP).

The case is being jointly prosecuted by Trial Attorney Jamie Perry of the Criminal Division's Human Rights and Special Prosecutions Section (HRSP) and Assistant U.S. Attorney Alexander Blanchard of the Eastern District of Virginia.

Members of the public who have information about former human rights violators in the United States are urged to contact U.S. law enforcement through the Human Rights and Special Prosecutions Section at [hrsptips@usdoj.gov](mailto:hrsptips@usdoj.gov) or toll-free at 1-800-813-5863, or through the HSI tip line at 1-866-DHS-2-ICE or its online tip form at [www.ice.gov/exec/forms/hsi-tips/tips.asp](http://www.ice.gov/exec/forms/hsi-tips/tips.asp).

# # #

CRM

18-1065

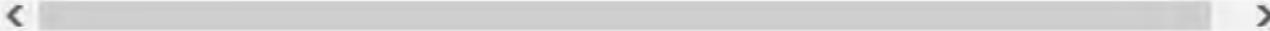
Do not reply to this message. If you have questions, please use the contacts in the message or call the Office of Public Affairs at 202-514-2007.

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**Hamilton, Gene (OAG)**

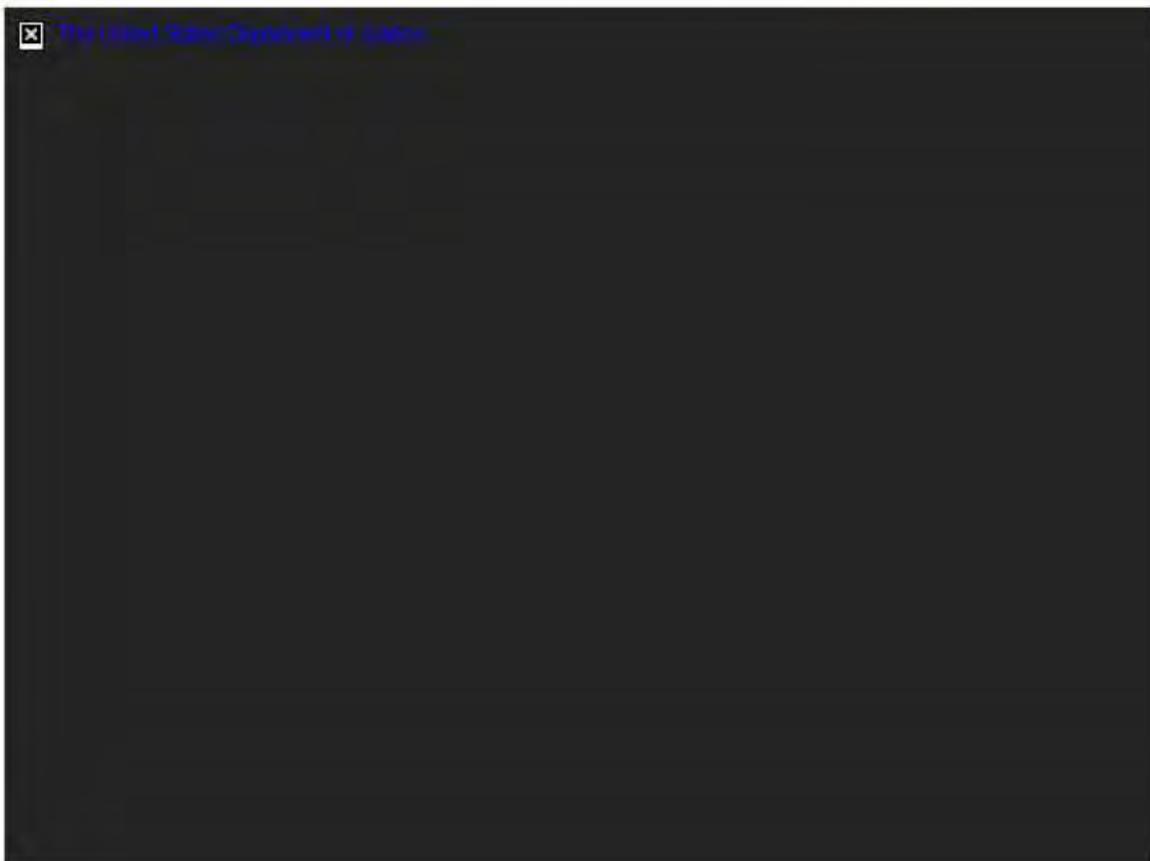
---

**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, August 17, 2018 4:29 PM  
**To:** Julia Hahn (b)(6) Stephen Miller White House Email  
**Subject:** Fwd: MS-13 Press Releases for the Week of August 11, 2018 to August 17, 2018

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** August 17, 2018 at 3:19:43 PM CDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** MS-13 Press Releases for the Week of August 11, 2018 to August 17, 2018  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>



FRIDAY, AUGUST 17, 2018

**MS-13 Press Releases for the Week of  
August 11, 2018 to August 17, 2018**

**12 Alleged Members Of MS-13 In California Charged Federally With  
Racketeering Conspiracy, Murder, Arson, Extortion, And Other  
Crimes**

SAN JOSE, CA - A federal grand jury indicted twelve South Bay residents for a broad range of racketeering crimes including murder, arson, extortion by force, and drug trafficking, announced United States Attorney Alex G. Tse and Homeland Security Investigations (HSI) Special Agent in Charge Ryan L. Spradlin. The Second Superseding Indictment handed down today amends the charges previously brought against the defendant in April of this year. The defendant all are alleged to be MS-13 gang members and the new charges now specifically include allegations that certain defendants conspired to commit, attempted to commit, and ultimately succeeded in committing murder.

“MS-13 has presented a violent threat in the Santa Cruz area for years,” said U.S. Attorney Tse. “The gang targeted many, including other immigrants from El Salvador, and they instilled fear in everyone who experienced or witnessed their brutality.”

The indictment alleges the following defendants conspired to engage in racketeering activities:

Velarmino Escobar-Ayala (aka Meduza)  
Tomas Rivera (aka Profugo, aka Caballo)  
Ismael Alvarenga-Rivera (aka Casper)  
Willfredo Ayala-Garcia (aka Chino)  
Jose David Abrego-Galdamez (aka Largo)  
Melvin Lopez (aka Sharky)  
Alexander Martinez-Flores (aka Pocar)  
Gerber Morales (aka Choco, aka Chuki)  
Emilio Escobar-Albarnga (aka Diablo)  
Josue Alcedis Escobar-Cerritos (aka Penguino, aka Chui)  
Erick Escalante-Torres (aka Deceptico, aka Problematico)  
Jose Noe Ramirez-Avelar (aka Chepito, aka Sparky)

According to the indictment, the defendants all engaged in racketeering for the purpose of preserving the power, territory, reputation, and profits of the MS-13 gang. The indictment describes how members of MS-13 met regularly to discuss issues such as disciplining members and planning crimes. The indictment provides a list of dates on which the defendants allegedly met and conspired to commit a broad array of crimes, including murder, to further the purposes of the gang.

According to the indictment, differing members of the enterprise met at times to discuss targeting rival gang members for murder and deciding which gang members had an interest in murdering the targets. For example, the indictment alleges Escobar-Ayala, Rivera, Lopez, Martinez-Flores, Escalante-Torres, and Ramirez-Avelar conspired to commit a murder, and that all these defendants, except Lopez, actually committed the murder. Similarly, the indictment alleges Escalante-Torres attempted to commit the murder of a separate victim. In addition, the indictment describes how some members met to create plans to commit murder while other members actually attempted or succeeded in committing murder, and how still others attempted to destroy proof of the gang's crimes by burning evidence.

The indictment also describes how certain defendants conspired to extort property from drug dealers in Santa Cruz by threatening violence against the dealers and other persons close to them. According to the indictment, from February 2013 through at least February of 2017, Escobar-Ayala, Rivera, Alvarenga-Rivera, Ayala-Garcia, Abrego-Galdamez, Lopez, and Martinez-Flores engaged in the extortion and threatened force, violence, and fear to obtain money that was demanded.

Also, the indictment alleges all the defendants were engaged in a conspiracy engage in drug trafficking. According to the indictment, from April 2012 until the present, the defendants conspired to possess with intent to distribute 50 grams of more of a mixture of substance containing methamphetamine.

According to additional court papers filed by the government, the current charges in this case stem from a multi-year investigation into the activities of a violent Santa Cruz street gang known as Santa Cruz Salvatrucha Locos 13 (SCSL13). The government's papers state that "SCSL13 is a subset of the larger Mara Salvatrucha 13 (MS-13) gang organization." According to the government, the defendants all are alleged to be either active members or recruits performing criminal tasks on behalf of SCSL13.

In sum, the charges pending against each defendant can be found at: [www.usdoj.gov/usao/can](http://www.usdoj.gov/usao/can)

An indictment merely alleges that crimes have been committed, and the defendants are presumed innocent until proven guilty beyond a reasonable doubt.

In addition, any sentence following conviction would be imposed by the court only after consideration of the U.S. Sentencing Guidelines and the federal statute governing the imposition of a sentence, 18 U.S.C. § 3553.

Assistant U.S. Attorney Joseph Alioto is prosecuting the case. The prosecution is the result of an investigation by the HSI.

Further Information:

Case No.: 17-68 (EJD)

A copy of this press release will be placed on the U.S. Attorney's Office's website at [www.usdoj.gov/usao/can](http://www.usdoj.gov/usao/can).

Electronic court filings and further procedural and docket information are available at <https://ecf.cand.uscourts.gov/cgi-bin/login.pl>.

Judges' calendars with schedules for upcoming court hearings can be viewed on the court's website at [www.cand.uscourts.gov](http://www.cand.uscourts.gov).

All press inquiries to the U.S. Attorney's Office should be directed to Abraham Simmons at (415) 436-7264 or by e-mail at [Abraham.Simmons@usdoj.gov](mailto:Abraham.Simmons@usdoj.gov).

**Maryland MS-13 Member Ordered To Serve Two Consecutive Life Sentences For Federal Racketeering Conspiracy, Murder, And Other Violent Crimes**

*Also Pleaded Guilty to Illegal Reentry After Deportation and Sentenced to Six Months in Prison*

WASHINGTON – Raul Ernesto Landaverde-Giron, aka “Humilde,” and “Decente,” 28, of Silver Spring, Maryland, was sentenced today by U.S. District Judge Peter J. Messitte to two consecutive sentences of life in prison for conspiracy to participate in a racketeering enterprise in connection with his gang activity as a member of La Mara Salvatrucha, or MS-13, and other violent crimes, namely murder in aid of racketeering; conspiracy to commit murder in aid of racketeering; using, carrying and discharging a firearm during a crime of violence; and murder resulting from the use, carrying and discharging of a firearm during a crime of violence. A federal jury convicted Landaverde-Giron of those charges on

March 14, after a three-week trial.

The conviction was announced by Attorney General Jeff Sessions; Assistant Attorney General Brian A. Benczkowski of the Justice Department's Criminal Division; U.S. Attorney Robert K. Hur for the District of Maryland; Acting Special Agent in Charge Cardell T. Morant of U.S. Immigration and Customs Enforcement's (ICE) Homeland Security Investigations (HSI); Chief Henry P. Stawinski III of the Prince George's County, Maryland Police Department; Prince George's County State's Attorney Angela D. Alsobrooks; Captain Amal Awad, Interim Chief of the Hyattsville City Police Department; Chief Edward Hargis of the Frederick Police Department; Frederick County State's Attorney J. Charles Smith; Chief J. Thomas Manger of the Montgomery County Police Department; and Montgomery County State's Attorney John McCarthy.

MS-13 is a national and transnational gang composed primarily of immigrants or descendants from El Salvador. Evidence presented at trial showed that branches or "cliques" of MS-13, one of the largest street gangs in the United States, operate throughout Prince George's County, Montgomery County, and Frederick County, Maryland. Landaverde-Giron was a member of the MS-13 Normandie Locos Salvatrucha Clique.

According to evidence presented at the trial, from at least 2012 through at least 2016, MS-13 members planned and committed numerous crimes, including murders and attempted murders in Prince George's County and Frederick County. Gang members also extorted owners of illegal businesses, among other crimes. Witnesses testified that MS-13 members are required to commit acts of violence to maintain membership and discipline within the gang. One of the principal rules of MS-13 is that its members must attack and kill rivals, known as "chavalas," whenever possible. Serious violations of MS-13 rules, such as cooperating with law enforcement, could result in the issuance of a "greenlight," or order to be killed. Participation in violent acts directed at rival gangs, or as directed by gang leadership, increased the respect accorded to that member.

Trial evidence showed that on Nov. 30, 2013, Landaverde-Giron, along with two other Normandie Clique members, murdered an individual in Frederick, Maryland, who had fled El Salvador to escape a greenlight imposed by MS-13 members in El Salvador. After a co-conspirator recognized the victim in Frederick, Normandie Clique members called an MS-13 leader in prison in El Salvador to confirm the greenlight was still in effect. A co-conspirator then lured the victim to a wooded area in Frederick, where he shot the victim in the head and Landaverde-Giron and another co-conspirator stabbed the victim in the face and neck. Landaverde-Giron was promoted within the Normandie Clique for his participation in this murder.

Landaverde-Giron pleaded guilty today to illegally reentering the United States after having been deported, and was sentenced to six months in prison. Landaverde-Giron has been detained since his arrest.

This case is part of Project Safe Neighborhoods (PSN), a program bringing together all levels of law enforcement and the communities they serve to reduce violent crime and make our neighborhoods safer for everyone. Attorney General Jeff Sessions reinvigorated PSN in 2017 as part of the Department's renewed focus on targeting violent criminals, directing all U.S. Attorney's Offices to work in partnership with federal, state, local, and tribal law enforcement and the local community to develop effective, locally-based strategies to reduce violent crime.

The investigation was conducted by HSI Baltimore, Frederick Police Department, Prince George's County Police Department, Hyattsville City Police Department, and Montgomery County Police Department, and the Prince George's County State's Attorney's Office. The case was prosecuted by Trial Attorney Francesca Liquori of the Criminal Division's Organized Crime and Gang Section and Assistant U.S. Attorneys William D. Moomau and Lindsay Eyler Kaplan of the District of Maryland.

### **Long Island MS-13 Gang Members Face Additional Racketeering Charges, Including Murder And Attempted Murder**

*Sixth Superseding Indictment Charges an Additional Defendant in a 2016 Murder in Freeport, and Adds a 2015 Murder in Babylon, a 2009 Attempted Murder in Brentwood and Drug Trafficking Charges*

BROOKLYN, NY – Five members of La Mara Salvatrucha (also known as MS-13), Ruendy Jhonatan Hernandez-Vasquez, Jhonny Contreras, Reynaldo Lopez-Alvarado, Jeffrey Amador and Ronald Catalan, are scheduled to be arraigned this morning before United States District Judge Joseph F. Bianco, at the federal courthouse in Central Islip, New York. The 75-count sixth superseding indictment was unsealed on August 8, 2018 and charges more than two dozen members of MS-13, a transnational criminal organization, with racketeering and related offenses.

Richard P. Donoghue, United States Attorney for the Eastern District of New York, William F. Sweeney, Jr., Assistant Director-in-Charge, Federal Bureau of Investigation, New York Field Office (FBI), Geraldine Hart, Commissioner, Suffolk County Police Department (SCPD), and Patrick J. Ryder, Commissioner, Nassau County Police Department (NCPD), announced the charges.

The superseding indictment adds one new defendant. Hernandez-Vasquez. in

connection with the October 10, 2016 murder of Javier Castillo in Freeport, and a conspiracy to distribute cocaine and marijuana. The indictment also adds racketeering offenses and related charges of murder and conspiracy to commit murder in aid of racketeering against previously charged defendants Contreras, Lopez-Alvarado and Amador in connection with the November 19, 2015 murder of Cesar Rivera-Vasquez in Babylon, and racketeering offenses against Catalan for a June 23, 2009 shooting in Brentwood. In total, 16 murders committed by MS-13 members have been charged in this superseding indictment and underlying indictments in this case.

In addition, INTERPOL issued a Red Notice for Hernandez-Vasquez relating to an arrest warrant for a murder he allegedly committed in El Salvador before he illegally entered the United States.

“The MS-13’s mission to commit senseless and vicious acts of violence, terrorizing our communities in the process, is evident from the charges announced today,” stated United States Attorney Donoghue. “This Office and our law enforcement partners will continue our unyielding pursuit to ensure that all members of this brutal gang are held accountable for every crime they have committed and that neighborhoods on Long Island are kept safe and free from gang violence.” Mr. Donoghue expressed his sincere thanks to all the members of the FBI’s Long Island Gang Task Force for their work on the investigation.

“MS-13 members feed on brutal, ruthless attacks threatening the safety of our communities,” stated FBI Assistant Director-in-Charge Sweeney. “With such a violent gang tormenting the neighborhoods of Long Island, it is essential that we work closely with our fellow law enforcement agencies to continue to round up the individuals committing these violent crimes. The persistence of the FBI’s Long Island Gang Task Force will never weaken—our investigations into MS-13 will not cease until this gang is eradicated.”

“The Suffolk County Police Department continues to work with all our partners and serves on the Long Island FBI Gang Task Force to eradicate MS-13,” stated SCPD Commissioner Hart. “This indictment sends another strong message to MS-13 members that their actions will not be tolerated and justice will be served. We applaud the Eastern District of New York for their ongoing and relentless commitment to prosecute violent gang members and will continue to work together to ensure that our communities are safe.”

“Today’s indictment of MS-13 member Ruendy Jhonatan Hernandez-Vasquez on charges of murder, conspiracy to commit murder and distribution of cocaine and marijuana clearly shows how the work of our law enforcement agencies is a constant in our relentless efforts to remove gang members from our streets,”

stated NCPD Commissioner Ryder. "Our determined and dedicated approach keeps our communities safe and I would like to thank all involved in the FBI Long Island Task Force for bringing these gang members to justice."

#### 2009 Attempted Murder of John Doe #1 in Brentwood

As set forth in court filings, including a detention memorandum filed earlier today, on June 23, 2009, Catalan and two other MS-13 members, all of whom were new members of the Brentwood Locos Salvatruchas clique, armed themselves with handguns and drove through Brentwood, hunting for rival gang members to attack and kill in order to increase their standing and solidify their membership in the MS-13 gang. They observed a group of males on Barleau Street, whom they believed to be members of the Bloods street gang. The MS-13 members got out of their car, approached the group and started firing. John Doe #1 was struck in the armpit and back as he tried to run. Catalan and the others ran back to the car and fled the scene. John Doe #1 underwent surgery and ultimately survived the attack.

#### 2015 Murder of Cesar Rivera-Vasquez in Babylon

Contreras, Lopez-Alvarado and Amador are charged in this indictment with the November 19, 2015 murder of Cesar Rivera-Vasquez, who was killed because the MS-13 members suspected that he was a member of a rival Mexican gang, Raza Loca. The MS-13 members convinced the victim to go with them to a secluded area adjacent to the Long Island Railroad station in Babylon to smoke marijuana. Once there, Contreras, Lopez-Alvarado, Amador and two other MS-13 members attacked Rivera-Vasquez with knives and a baseball bat before Lopez-Alvarado took a knife and cut the victim's throat. The MS-13 members buried his body near a large mound of dirt, and the body was not discovered until April 2018.

#### 2016 Murder of Javier Castillo in Freeport

Hernandez-Vasquez has been added to previously charged offenses in this case in connection with the October 10, 2016 murder of Javier Castillo. The MS-13 members suspected Castillo of being a member of the rival 18th Street gang and convinced him to go with them to Cow Meadow Park in Freeport. Once there, they attacked and killed him with a machete and buried his body in a shallow grave near a saltwater marsh. Castillo's body was not recovered until October 2017. The sixth superseding indictment also adds marijuana and cocaine conspiracy charges against Hernandez-Vasquez.

In addition to the Rivera-Vasquez and Castillo murders, 14 other murders previously were charged in this case, including, the May 26, 2013 murder of Derrick Mayes, the May 28, 2013 murder of Keenan Russell, the July 14, 2014

murder of Jose Lainez-Murcia, the June 30, 2015 murder of Jonathan Cardona-Hernandez, the April 29, 2016 murder of Oscar Acosta, the June 3, 2016 murder of Jose Pena, the September 13, 2016 murders of Kayla Cuevas and Nisa Mickens, the October 13, 2016 murder of Dewann Stacks, the January 30, 2017 murder of Esteban Alvarado-Bonilla, and the April 11, 2017 murders of Justin Llivicura, Michael Lopez, Jorge Tigre and Jefferson Villalobos, as well as numerous attempted murders and assaults.

The charges in the indictment are allegations, and the defendants are presumed innocent unless and until proven guilty.

Today's superseding indictment is the latest in a series of federal prosecutions by the United States Attorney's Office for the Eastern District of New York targeting members of the MS-13. The MS-13's leadership is based in El Salvador and Honduras, but the gang has thousands of members across the United States, comprised primarily of immigrants from Central America. With numerous branches, or "cliques," the MS-13 is the largest and most violent street gang on Long Island. Since 2003, hundreds of MS-13 members, including dozens of clique leaders, have been convicted on federal felony charges in the Eastern District of New York. A majority of those MS-13 members have been convicted on federal racketeering charges for participating in murders, attempted murders and assaults. Since 2010, this Office has obtained indictments charging MS-13 members with carrying out more than 45 murders in the Eastern District of New York, and has convicted dozens of MS-13 leaders and members in connection with those murders. These prosecutions are the product of investigations led by the FBI's Long Island Gang Task Force, comprising agents and officers of the FBI, SCPD, NCPD, Nassau County Sheriff's Department, Suffolk County Probation, Suffolk County Sheriff's Office, Rockville Centre Police Department, New York State Police and Bureau of Alcohol, Tobacco, Firearms and Explosives.

The government's case is being handled by the Office's Long Island Criminal Division. Assistant United States Attorneys John J. Durham, Paul G. Scotti, Michael T. Keilty and Raymond A. Tierney are in charge of the prosecution.

New Defendant:

RUENDY JHONATAN HERNANDEZ-VASQUEZ ("Solido")

Age: 22

Roosevelt and Freeport, New York

Previously Indicted Defendants Facing Additional Charges:

JHONNY CONTRERAS ("Muerte" and "Reaper")

Age: 25

Brentwood, New York

REYNALDO LOPEZ-ALVARADO (“Mente”)

Age: 26

Brentwood, New York

JEFFREY AMADOR (“Cruel”)

Age: 22

Brentwood, New York

RONALD CATALAN (“Stranger” and “Extrano”)

Age: 27

Brentwood, New York

E.D.N.Y. Docket No. 16-403 (S-6)(JFB)

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, August 17, 2018 4:29 PM  
**To:** Hamilton, Gene (OAG); Hahn, Julia A. EOP/WHO  
**Subject:** RE: MS-13 Press Releases for the Week of August 11, 2018 to August 17, 2018

Social media.

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**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Friday, August 17, 2018 4:29 PM  
**To:** Hahn, Julia A. EOP/WHO (b) (6) >; Miller, Stephen EOP/WHO (b) (6) >  
**Subject:** Fwd: MS-13 Press Releases for the Week of August 11, 2018 to August 17, 2018

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** August 17, 2018 at 3:19:43 PM CDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** MS-13 Press Releases for the Week of August 11, 2018 to August 17, 2018  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>

FRIDAY, AUGUST 17, 2018

**MS-13 Press Releases for the Week of  
August 11, 2018 to August 17, 2018**

**12 Alleged Members Of MS-13 In California Charged Federally With  
Racketeering Conspiracy, Murder, Arson, Extortion, And Other  
Crimes**

SAN JOSE, CA - A federal grand jury indicted twelve South Bay residents for a

SANTA CRUZ, CA - A federal grand jury indicted twelve Santa Cruz residents for a broad range of racketeering crimes including murder, arson, extortion by force, and drug trafficking, announced United States Attorney Alex G. Tse and Homeland Security Investigations (HSI) Special Agent in Charge Ryan L. Spradlin. The Second Superseding Indictment handed down today amends the charges previously brought against the defendant in April of this year. The defendant all are alleged to be MS-13 gang members and the new charges now specifically include allegations that certain defendants conspired to commit, attempted to commit, and ultimately succeeded in committing murder.

“MS-13 has presented a violent threat in the Santa Cruz area for years,” said U.S. Attorney Tse. “The gang targeted many, including other immigrants from El Salvador, and they instilled fear in everyone who experienced or witnessed their brutality.”

The indictment alleges the following defendants conspired to engage in racketeering activities:

Velarmino Escobar-Ayala (aka Meduza)  
Tomas Rivera (aka Profugo, aka Caballo)  
Ismael Alvarenga-Rivera (aka Casper)  
Willfredo Ayala-Garcia (aka Chino)  
Jose David Abrego-Galdamez (aka Largo)  
Melvin Lopez (aka Sharky)  
Alexander Martinez-Flores (aka Pocar)  
Gerber Morales (aka Choco, aka Chuki)  
Emilio Escobar-Albarnga (aka Diablo)  
Josue Alcedis Escobar-Cerritos (aka Penguino, aka Chui)  
Erick Escalante-Torres (aka Deceptico, aka Problematico)  
Jose Noe Ramirez-Avelar (aka Chepito, aka Sparky)

According to the indictment, the defendants all engaged in racketeering for the purpose of preserving the power, territory, reputation, and profits of the MS-13 gang. The indictment describes how members of MS-13 met regularly to discuss issues such as disciplining members and planning crimes. The indictment provides a list of dates on which the defendants allegedly met and conspired to commit a broad array of crimes, including murder, to further the purposes of the gang.

According to the indictment, differing members of the enterprise met at times to discuss targeting rival gang members for murder and deciding which gang members had an interest in murdering the targets. For example, the indictment alleges Escobar-Ayala, Rivera, Lopez, Martinez-Flores, Escalante-Torres, and Ramirez-Avelar conspired to commit a murder, and that all these defendants, except Lopez, actually committed the murder. Similarly, the indictment alleges Escalante-Torres attempted to commit the murder of a separate victim. In addition, the indictment describes how some members met to create plans to commit murder while other members actually attempted or succeeded in committing murder, and how still others attempted to destroy proof of the gang's crimes by burning evidence.

The indictment also describes how certain defendants conspired to extort property from drug dealers in Santa Cruz by threatening violence against the dealers and other persons close to them. According to the indictment, from February 2013 through at least February of 2017, Escobar-Ayala, Rivera,

Alvarenga-Rivera, Ayala-Garcia, Abrego-Galdamez, Lopez, and Martinez-Flores engaged in the extortion and threatened force, violence, and fear to obtain money that was demanded.

Also, the indictment alleges all the defendants were engaged in a conspiracy engage in drug trafficking. According to the indictment, from April 2012 until the present, the defendants conspired to possess with intent to distribute 50 grams of more of a mixture of substance containing methamphetamine.

According to additional court papers filed by the government, the current charges in this case stem from a multi-year investigation into the activities of a violent Santa Cruz street gang known as Santa Cruz Salvatrucha Locos 13 (SCSL13). The government's papers state that "SCSL13 is a subset of the larger Mara Salvatrucha 13 (MS-13) gang organization." According to the government, the defendants all are alleged to be either active members or recruits performing criminal tasks on behalf of SCSL13.

In sum, the charges pending against each defendant can be found at:  
>[www.usdoj.gov/usao/can](http://www.usdoj.gov/usao/can)<

An indictment merely alleges that crimes have been committed, and the defendants are presumed innocent until proven guilty beyond a reasonable doubt.

In addition, any sentence following conviction would be imposed by the court only after consideration of the U.S. Sentencing Guidelines and the federal statute governing the imposition of a sentence, 18 U.S.C. § 3553.

Assistant U.S. Attorney Joseph Alioto is prosecuting the case. The prosecution is the result of an investigation by the HSI.

Further Information:

Case No.: 17-68 (EJD)

A copy of this press release will be placed on the U.S. Attorney's Office's website at >[www.usdoj.gov/usao/can](http://www.usdoj.gov/usao/can)<.

Electronic court filings and further procedural and docket information are available at ><https://ecf.cand.uscourts.gov/cgi-bin/login.pl><.

Judges' calendars with schedules for upcoming court hearings can be viewed on the court's website at >[www.cand.uscourts.gov](http://www.cand.uscourts.gov)<.

All press inquiries to the U.S. Attorney's Office should be directed to Abraham Simmons at (415) 436-7264 or by e-mail at [Abraham.Simmons@usdoj.gov](mailto:Abraham.Simmons@usdoj.gov).

### **Maryland MS-13 Member Ordered To Serve Two Consecutive Life Sentences For Federal Racketeering Conspiracy, Murder, And Other Violent Crimes**

*Also Pleaded Guilty to Illegal Reentry After Deportation and Sentenced to Six*

*Also Found Guilty to Illegal Reentry After Deportation and Sentenced to Six Months in Prison*

WASHINGTON – Raul Ernesto Landaverde-Giron, aka “Humilde,” and “Decente,” 28, of Silver Spring, Maryland, was sentenced today by U.S. District Judge Peter J. Messitte to two consecutive sentences of life in prison for conspiracy to participate in a racketeering enterprise in connection with his gang activity as a member of La Mara Salvatrucha, or MS-13, and other violent crimes, namely murder in aid of racketeering; conspiracy to commit murder in aid of racketeering; using, carrying and discharging a firearm during a crime of violence; and murder resulting from the use, carrying and discharging of a firearm during a crime of violence. A federal jury convicted Landaverde-Giron of those charges on March 14, after a three-week trial.

The conviction was announced by Attorney General Jeff Sessions; Assistant Attorney General Brian A. Benczkowski of the Justice Department’s Criminal Division; U.S. Attorney Robert K. Hur for the District of Maryland; Acting Special Agent in Charge Cardell T. Morant of U.S. Immigration and Customs Enforcement’s (ICE) Homeland Security Investigations (HSI); Chief Henry P. Stawinski III of the Prince George’s County, Maryland Police Department; Prince George’s County State’s Attorney Angela D. Alsobrooks; Captain Amal Awad, Interim Chief of the Hyattsville City Police Department; Chief Edward Hargis of the Frederick Police Department; Frederick County State’s Attorney J. Charles Smith; Chief J. Thomas Manger of the Montgomery County Police Department; and Montgomery County State’s Attorney John McCarthy.

MS-13 is a national and transnational gang composed primarily of immigrants or descendants from El Salvador. Evidence presented at trial showed that branches or “cliques” of MS-13, one of the largest street gangs in the United States, operate throughout Prince George’s County, Montgomery County, and Frederick County, Maryland. Landaverde-Giron was a member of the MS-13 Normandie Locos Salvatrucha Clique.

According to evidence presented at the trial, from at least 2012 through at least 2016, MS-13 members planned and committed numerous crimes, including murders and attempted murders in Prince George’s County and Frederick County. Gang members also extorted owners of illegal businesses, among other crimes. Witnesses testified that MS-13 members are required to commit acts of violence to maintain membership and discipline within the gang. One of the principal rules of MS-13 is that its members must attack and kill rivals, known as “chavalas,” whenever possible. Serious violations of MS-13 rules, such as cooperating with law enforcement, could result in the issuance of a “greenlight,” or order to be killed. Participation in violent acts directed at rival gangs, or as directed by gang leadership, increased the respect accorded to that member.

Trial evidence showed that on Nov. 30, 2013, Landaverde-Giron, along with two other Normandie Clique members, murdered an individual in Frederick, Maryland, who had fled El Salvador to escape a greenlight imposed by MS-13 members in El Salvador. After a co-conspirator recognized the victim in Frederick, Normandie Clique members called an MS-13 leader in prison in El Salvador to confirm the greenlight was still in effect. A co-conspirator then lured the victim to a wooded area in Frederick, where he shot the victim in the head and Landaverde-Giron and another co-conspirator stabbed the victim in the face

and neck. Landaverde-Giron was promoted within the Normandie Clique for his participation in this murder.

Landaverde-Giron pleaded guilty today to illegally reentering the United States after having been deported, and was sentenced to six months in prison. Landaverde-Giron has been detained since his arrest.

This case is part of Project Safe Neighborhoods (PSN), a program bringing together all levels of law enforcement and the communities they serve to reduce violent crime and make our neighborhoods safer for everyone. Attorney General Jeff Sessions reinvigorated PSN in 2017 as part of the Department's renewed focus on targeting violent criminals, directing all U.S. Attorney's Offices to work in partnership with federal, state, local, and tribal law enforcement and the local community to develop effective, locally-based strategies to reduce violent crime.

The investigation was conducted by HSI Baltimore, Frederick Police Department, Prince George's County Police Department, Hyattsville City Police Department, and Montgomery County Police Department, and the Prince George's County State's Attorney's Office. The case was prosecuted by Trial Attorney Francesca Liquori of the Criminal Division's Organized Crime and Gang Section and Assistant U.S. Attorneys William D. Moomau and Lindsay Eyler Kaplan of the District of Maryland.

### **Long Island MS-13 Gang Members Face Additional Racketeering Charges, Including Murder And Attempted Murder**

*Sixth Superseding Indictment Charges an Additional Defendant in a 2016 Murder in Freeport, and Adds a 2015 Murder in Babylon, a 2009 Attempted Murder in Brentwood and Drug Trafficking Charges*

BROOKLYN, NY – Five members of La Mara Salvatrucha (also known as MS-13), Ruendy Jhonatan Hernandez-Vasquez, Jhonny Contreras, Reynaldo Lopez-Alvarado, Jeffrey Amador and Ronald Catalan, are scheduled to be arraigned this morning before United States District Judge Joseph F. Bianco, at the federal courthouse in Central Islip, New York. The 75-count sixth superseding indictment was unsealed on August 8, 2018 and charges more than two dozen members of MS-13, a transnational criminal organization, with racketeering and related offenses.

Richard P. Donoghue, United States Attorney for the Eastern District of New York, William F. Sweeney, Jr., Assistant Director-in-Charge, Federal Bureau of Investigation, New York Field Office (FBI), Geraldine Hart, Commissioner, Suffolk County Police Department (SCPD), and Patrick J. Ryder, Commissioner, Nassau County Police Department (NCPD), announced the charges.

The superseding indictment adds one new defendant, Hernandez-Vasquez, in connection with the October 10, 2016 murder of Javier Castillo in Freeport, and a conspiracy to distribute cocaine and marijuana. The indictment also adds racketeering offenses and related charges of murder and conspiracy to commit murder in aid of racketeering against previously charged defendants Contreras, Lopez-Alvarado and Amador in connection with the November 19, 2015 murder of Cesar Rivera-Vasquez in Babylon, and racketeering offenses against Catalan for a June 22, 2009 shooting in Brentwood. In total, 16 murders committed by MS-

a June 23, 2009 shooting in Brentwood. In total, 10 murders committed by MS-13 members have been charged in this superseding indictment and underlying indictments in this case.

In addition, INTERPOL issued a Red Notice for Hernandez-Vasquez relating to an arrest warrant for a murder he allegedly committed in El Salvador before he illegally entered the United States.

“The MS-13’s mission to commit senseless and vicious acts of violence, terrorizing our communities in the process, is evident from the charges announced today,” stated United States Attorney Donoghue. “This Office and our law enforcement partners will continue our unyielding pursuit to ensure that all members of this brutal gang are held accountable for every crime they have committed and that neighborhoods on Long Island are kept safe and free from gang violence.” Mr. Donoghue expressed his sincere thanks to all the members of the FBI’s Long Island Gang Task Force for their work on the investigation.

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“Today’s indictment of MS-13 member Ruendy Jhonatan Hernandez-Vasquez on charges of murder, conspiracy to commit murder and distribution of cocaine and marijuana clearly shows how the work of our law enforcement agencies is a constant in our relentless efforts to remove gang members from our streets,” stated NCPD Commissioner Ryder. “Our determined and dedicated approach keeps our communities safe and I would like to thank all involved in the FBI Long Island Task Force for bringing these gang members to justice.”

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SCPD, NCPD, Nassau County Sheriff's Department, Suffolk County Probation, Suffolk County Sheriff's Office, Rockville Centre Police Department, New York State Police and Bureau of Alcohol, Tobacco, Firearms and Explosives.

The government's case is being handled by the Office's Long Island Criminal Division. Assistant United States Attorneys John J. Durham, Paul G. Scotti, Michael T. Keilty and Raymond A. Tierney are in charge of the prosecution.

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RUENDY JHONATAN HERNANDEZ-VASQUEZ ("Solido")  
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Roosevelt and Freeport, New York

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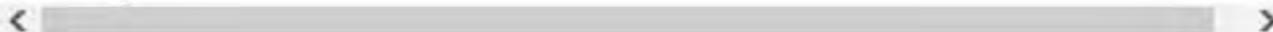
E.D.N.Y. Docket No. 16-403 (S-6)(JFB)

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**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Monday, August 20, 2018 5:11 PM  
**To:** Miller, Stephen EOP/WHO; Hahn, Julia A. EOP/WHO  
**Subject:** FW: TWO INDIVIDUALS CHARGED FOR ACTING AS ILLEGAL AGENTS

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** USDOJ-Office of Public Affairs <USDOJ-OfficeofPublicAffairs@public.govdelivery.com>  
**Sent:** Monday, August 20, 2018 5:01 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** TWO INDIVIDUALS CHARGED FOR ACTING AS ILLEGAL AGENTS

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**FOR IMMEDIATE RELEASE  
MONDAY, AUGUST 20, 2018**

**NOTE:** The relevant court documents can be found here: [Ghorbani Signed Criminal Complaint & Affidavit](#), [Doostdar Signed Criminal Complaint & Affidavit](#)

## **TWO INDIVIDUALS CHARGED FOR ACTING AS ILLEGAL AGENTS**

WASHINGTON – An indictment was returned today charging Ahmadreza Mohammadi-Doostdar, 38, a dual U.S.-Iranian citizen, and Majid Ghorbani, 59, an Iranian citizen and resident of California, with allegedly acting on behalf of the government of the Islamic Republic of Iran by conducting covert surveillance of Israeli and Jewish facilities in the United States, and collecting identifying information about American citizens and U.S. nationals who are members of the group Mujahedin-e Khalq (MEK).

The charges were announced by Assistant Attorney General for National Security John Demers, U.S. Attorney Jessie K. Liu for the District of Columbia, and Acting Executive Assistant Director Michael McGarrity of the FBI's National Security Branch.

“The National Security Division is committed to protecting the United States from

individuals within our country who unlawfully act on behalf of hostile foreign nations,” said Assistant Attorney General Demers. “Doostdar and Ghorbani are alleged to have acted on behalf of Iran, including by conducting surveillance of political opponents and engaging in other activities that could put Americans at risk. With their arrest and these charges, we are seeking to hold the defendants accountable.”

“This indictment demonstrates the commitment of the Department of Justice to hold accountable agents of foreign governments who act illegally within the United States, especially where those agents are conducting surveillance of individuals and Constitutionally-protected activities in this country,” said Jessie K. Liu, United States Attorney for the District of Columbia.

“This alleged activity demonstrates a continued interest in targeting the United States, as well as potential opposition groups located in the United States,” said Acting Executive Assistant Director McGarrity. “The FBI will continue to identify and disrupt those individuals who seek to engage in unlawful activity, on behalf of Iran, on US soil.”

The indictment charged Doostdar and Ghorbani with knowingly acting as agents of the government of Iran without prior notification to the Attorney General, providing services to Iran in violation of U.S. sanctions, and conspiracy. Both defendants were arrested on Aug. 9, pursuant to criminal complaints issued by the U.S. District Court for the District of Columbia. Those complaints were unsealed today.

According to the indictment, in or about July 2017, Doostdar traveled to the United States from Iran in order to collect intelligence information about entities and individuals considered by the government of Iran to be enemies of that regime, including Israeli and Jewish interests, and individuals associated with the MEK, a group that advocates the overthrow of the current Iranian government.

On or about July 21, 2017, Doostdar is alleged to have conducted surveillance of the Rohr Chabad House, a Jewish institution located in Chicago, including photographing the security features surrounding the facility.

On or about Sept. 20, 2017, Ghorbani is alleged to have attended a MEK rally in New York City, during which he photographed individuals participating in the protest against the current Iranian regime. In or about December 2017, Doostdar returned to the United States from Iran and made contact with Ghorbani in the Los Angeles area. During the meeting, Doostdar paid Ghorbani approximately \$2,000 in cash and Ghorbani delivered to him 28 photographs taken at the September 2017 MEK rally, many of which contained hand-written annotations identifying the individuals who appeared in the photos. These photographs, along with a hand-written receipt for \$2000, were found concealed in Doostdar’s luggage as he transited a U.S. airport on his return to Iran in December 2017.

The indictment also alleges that Ghorbani traveled to Iran in or about March 2018, after informing Doostdar that he would be going to Iran to conduct an “in-person briefing.” Thereafter, on or about May 4, Ghorbani attended the MEK-affiliated 2018 Iran Freedom Convention for Human Rights in Washington, D.C. During the course of the conference, Ghorbani appeared to photograph certain speakers and attendees, which included delegations from across the United States. On May 14, Doostdar called Ghorbani to discuss clandestine methods Ghorbani should use in order to provide this information to Iran.

Ghorbani is scheduled to appear for a detention hearing in the U.S. District Court

for the District of Columbia at 9:30 a.m. on Tuesday, Aug. 21, before the Honorable G. Michael Harvey.

The charges in an indictment are merely allegations, and every defendant is presumed innocent unless and until proven guilty beyond a reasonable doubt. The maximum penalty for conspiracy is five years; the maximum penalty for acting as an agent of a foreign power is ten years; and the maximum penalty for a violation of the International Emergency Economic Powers Act is 20 years. The maximum statutory sentence is prescribed by Congress and is provided here for informational purposes. If convicted of any offense, a defendant's sentence will be determined by the court based on the advisory Sentencing Guidelines and other statutory factors.

The investigation into this matter was conducted by the FBI's Washington Field Office and Los Angeles Field Office. The case is being prosecuted by the National Security Section of the U.S. Attorney's Office for the District of Columbia and the Counterintelligence and Export Control Section of the National Security Division of the Department of Justice.

# # #

NSD

18-1076

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Hamilton, Gene (OAG)

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**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, August 21, 2018 5:22 PM  
**To:** (b)(6) Stephen Miller White House Email  
**Subject:** Christian Rivera: Suspect in Mollie Tibbetts death charged with first-degree murder - The Washington Post

[https://www.washingtonpost.com/news/true-crime/wp/2018/08/21/mollie-tibbetts-has-been-found-dead-a-month-after-she-vanished-authorities-say/?noredirect=on&utm\\_term=.baa293fd389e](https://www.washingtonpost.com/news/true-crime/wp/2018/08/21/mollie-tibbetts-has-been-found-dead-a-month-after-she-vanished-authorities-say/?noredirect=on&utm_term=.baa293fd389e)

## Man charged with killing Mollie Tibbetts is an undocumented immigrant, authorities say

[Cleve R. Wootson Jr.](#)

### LIVE

Missing college student Mollie Tibbetts found dead

Authorities give an update on the investigation into the death of Iowa college student Mollie Tibbetts (Reuters)

Authorities have announced a first-degree murder charge against Christian Rivera, 24, in the death of Iowa college student Mollie Tibbetts.

Rivera is an undocumented immigrant and led detectives to her body in rural Poweshiek County, according to Iowa investigators.

The charge was filed more than month after Tibbetts went out for a jog and disappeared — and days after investigators searching for the missing Iowa college student said they were focusing their efforts on five locations.

For 34 days, federal, state and local authorities had scoured Poweshiek County for Tibbetts, and sifted through electronic data from her Fitbit, cellphone and social media accounts for any clue about what happened to the woman who was last seen

alive while going for an evening run. They'd also interviewed nearly 1,500 people.

Authorities, who had narrowed their search to a carwash, Tibbetts's boyfriend's home, a truck stop and two farms.

*[\[A woman disappeared after a Tinder date. Then her body was found.\]](#)*

The University of Iowa student's last known communication was a July 18 Snapchat message she sent to her boyfriend, Dalton Jack, for whom she was house sitting, [according to the Register](#). Jack, who was out of town, looked at it but didn't immediately reply.

His "good morning" text the next day received no answer, and Tibbetts didn't pick up her phone when someone at the day-care center where she worked called to ask why she didn't show up. Every call went straight to voice mail.

Assistant Director of DCI Field Operations Mitchell Mortvedt [told NBC affiliate WHO-DT](#) that Tibbetts's family members and her boyfriend have been cleared of suspicion.

Her family and dozens of volunteers in the small town of Brooklyn, population nearly 1,500, have been combing ditches, cornfields and empty buildings for any sign of Tibbetts. [CBS News affiliate KCCI reported](#) that authorities have also searched pig farms in the area, and last week authorities announced they were narrowing the search.

"It's frustrating. It's powerless. We're racking our brains, thinking what can we think of to tell the investigators," Kim Calderwood, Tibbetts's aunt, [told the Des Moines Register](#). "It's the worst thing — to want to fix something you can't fix."



(Poweshiek County Emergency Management Agency)

Mollie's brother, Jake Tibbetts, [told the newspaper](#) the family went "through stages of scared and sad. And now we're anxious and confused."

"Mollie has the biggest heart of anyone we ever knew," he said. "She was never

shy. . . . She had room in her heart for everyone.”

Our thoughts continue to be with Mollie Tibbetts’ family and friends. Mollie went missing from her hometown of Brooklyn, Iowa last week. Please contact authorities if you have any information: <http://spr.ly/6015DSlec>

— University of Iowa (@uiowa) [12:00 PM - Jul 25, 2018](#)

Tibbetts was born in San Francisco and moved to Brooklyn with her mother when she was in second grade. She won state speech competitions, was involved in theater and ran cross-country. She was studying psychology, as her mother did.

[\*\[Viral photos showing Chicago police sleeping in squad car prompt outrage after violent weekend\]\*](#)

As people searched, those closest to Tibbetts asked everyone to hold on to hope — and keep sharing information about her.

“We remain in awe and indebted to the help, creativity, outreach and love that you have shown Mollie and all of us,” Sandi Tibbetts Murphy, a cousin, wrote on the wall of the Finding Mollie Tibbetts Facebook page. “Please keep sharing Mollie’s information so we can bring our girl safely home.”

Greg Willey, of Crime Stoppers of Central Iowa, told the AP that \$400,000 raised for information leading to Tibbetts’ safe return will instead go to the person who helps police catch anyone responsible for her death.

“Once they catch their breath, this will turn into a weapon going the other direction to catch the person who did it,” he said.

**Read more:**

[A family has searched for a missing woman for months. They keep finding other people’s bodies](#)

people's stories.

A family suspected a caregiver was abusing an Alzheimer's patient. So they installed a camera.

A 14-year-old student extorted \$28,000 from the teacher he was having sex with, police say

A deputy befriended a 79-year-old woman — then stole her dog and tried to kill her, police say

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

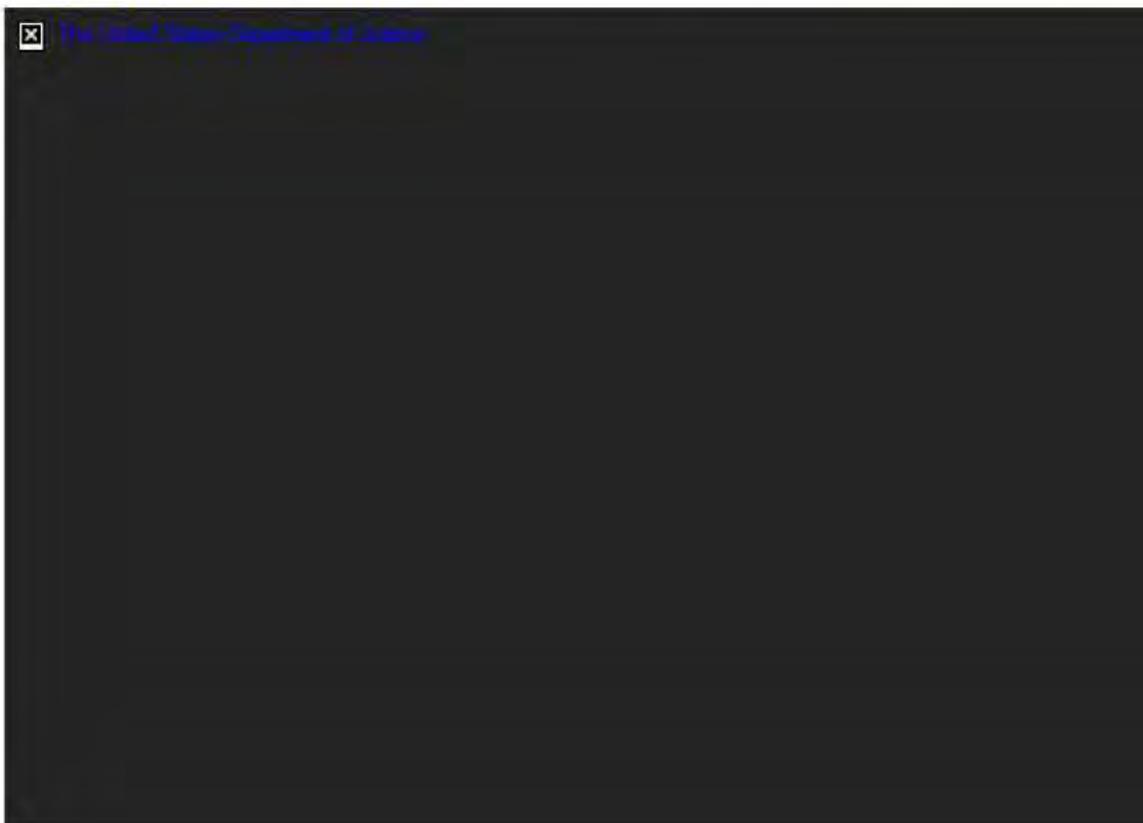
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**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, August 24, 2018 2:40 PM  
**To:** (b)(6) Stephen Miller White House Email; Julia Hahn; (b)(6) Mercedes Schlapp White House Email;  
(b)(6) Hogan Gidley White House Email  
**Subject:** Fwd: NINETEEN FOREIGN NATIONALS CHARGED FOR VOTING IN 2016 ELECTION

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Begin forwarded message:

**From:** USDOJ-Office of Public Affairs <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>  
**Date:** August 24, 2018 at 2:36:41 PM EDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** NINETEEN FOREIGN NATIONALS CHARGED FOR VOTING IN 2016 ELECTION  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>



Robert J. Higdon, Jr.  
United States Attorney  
Eastern District of North Carolina

FOR IMMEDIATE RELEASE  
FRIDAY, AUGUST 24, 2018  
[WWW.JUSTICE.GOV/USAO-EDNC](http://WWW.JUSTICE.GOV/USAO-EDNC)  
CONTACT: DON CONNELLY  
PHONE: (919) 856-4172

**Note:** To view the Charging Documents click [here](#).

## **NINETEEN FOREIGN NATIONALS CHARGED FOR VOTING IN 2016 ELECTION**

### ***Multiple Defendants Voted In More Than One Election***

WILMINGTON, NC – Robert J. Higdon, Jr., United States Attorney for the Eastern District of North Carolina today announced that nineteen foreign nationals were charged with, among other crimes, voting by alien for their actions prior to and on November 8, 2016. A twentieth defendant was charged with aiding and abetting a fellow defendant in falsely claiming United States citizenship in order to register to vote.

A federal grand jury in Wilmington, North Carolina returned Indictments charging the following foreign nationals with false claim of United States citizenship in order to register to vote, and voting by an alien:

- Jose Cruz Solano-Rodriguez, age 41, of Mexico;
- Guadalupe Espinosa-Pena, age 63, of Mexico;
- Sarah Emilia Silverio-Polanco, age 35, of the Dominican Republic;
- Elizabeth Nene Amachaghi, age 44, of Nigeria;
- Maria Rufina Castillo-Boswell, age 31, of Philippines;
- Dora Maybe Damatta-Rodriguez, age 64, of Panama;
- Elvis David Fullerton, age 54, of Grenada;
- Olive Agatha Martin, age 71, of Guyana; and
- Kaoru Sauls, age 54, of Japan.

Separately, criminal charges of voting by an alien were filed against the following

foreign nationals:

- Jose Jaime Ramiro-Torres, age 52, of El Salvador;
- Juan Francisco Landeros-Mireles, age 64, of Mexico;
- Alessandro Cannizzaro, age 46, of Italy;
- Dieudonne Soifils, age 71, of Haiti;
- Hyo Suk George, age 69, of Korea;
- Merius Jean, age 54, of Haiti;
- Rosemarie Angelika Harris, age 60, of Germany; and
- Daniel Tadeusz Romanowski, age 39, of Poland.

Additionally, a federal grand jury in Wilmington has returned an Indictment charging an eighteenth defendant, Diana Patricia Franco-Rodriguez, age 26, of Mexico, with fraud and misuse of visas, permits, and other documents, and voting by an alien.

Also, a federal grand jury in Wilmington has returned an Indictment charging Denslo Allen Paige, age 66, with aiding and abetting Espinosa-Pena in falsely claiming United States citizenship in order to register to vote.

Separately, on August 14, 2018, Ramon Esteban Paez-Jerez, age 58, of the Dominican Republic, was charged and pleaded guilty to a two-count Criminal Information charging him with passport fraud and voting by an alien.

According to the Criminal Information, Paez-Jerez in 1988 was ordered deported from the United States and failed to appear for his scheduled removal. According to court records, Paez-Jerez assumed a fraudulent identity and applied for amnesty. Paez-Jerez in 1989 was granted lawful permanent status under the false identity and in 1999 was naturalized contrary to law as a United States citizen. On July 7, 2007, Paez-Jerez registered to vote in North Carolina under his fraudulent identity.

On September 16, 2009, Paez-Jerez made a false statement in an application for a United States passport when he applied under the fraudulent identity and failed to disclose his real name.

On November 8, 2016, Paez-Jerez illegally voted in the General Election of 2016 in Wake County, North Carolina, knowing he had illegally obtained United States citizenship.

Paez-Jerez faces maximum penalties of eleven years' imprisonment, a \$350,000

fine, and a term of supervised release following any term of imprisonment. Sentencing is scheduled for the term of court commencing on December 11, 2018, in New Bern, North Carolina.

If convicted of false claim of United States citizenship in order to register to vote, and voting by an alien, Amachaghi, Castillo-Boswell, Damatta-Rodriguez, Espinosa-Pena, Fullerton, Martin, Sauls, Silverio-Polanco, and Solano-Rodriguez, would face maximum penalties of six years' imprisonment, a \$350,000 fine, and a term of supervised release following any term of imprisonment.

If convicted of voting by an alien, Cannizzaro, George, Harris, Jean, Landeros-Mireles, Ramiro-Torres, Romanowski, and Soifils would face maximum penalties of twelve months imprisonment, a \$100,000 fine, and a term of supervised release following any term of imprisonment.

If convicted of fraud and misuse of visas, permits, and other documents, and voting by an alien, Franco-Rodriguez would face maximum penalties of twenty-six years imprisonment, a \$350,000 fine, and a term of supervised release following any term of imprisonment.

If convicted of aiding and abetting in falsely claiming United States citizenship in order to register to vote, Denslo Allen Paige would face a maximum imprisonment term of five years, a \$250,000 fine, and a term of supervised release following any term of imprisonment.

The charges and allegations contained in the Indictments and Criminal Informations are merely accusations. An Indictment is a formal written accusation originating with the United States Attorney and issued by a Grand Jury against a party charged with a crime. A Criminal Information is a formal written accusation filed directly by the United States Attorney. All defendants are presumed innocent until proven guilty beyond a reasonable doubt in a court of law.

The cases are being investigated under the newly created framework of the Document and Benefit Fraud Task Force (DBFTF) in the Eastern District of North Carolina lead by Immigration and Customs Enforcement - Homeland Security Investigations, and assisted by Enforcement Removal Operations, and the Department of State - Diplomatic Security Service. The investigation as to voting fraud is ongoing.

# # #

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**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, August 28, 2018 5:43 PM  
**To:** Miller, Stephen EOP/WHO

DAG wants to maybe see you around 2:00 tomorrow over at the WH

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Wednesday, August 29, 2018 9:27 PM  
**To:** Julia Hahn (b)(6) Stephen Miller White House Email  
**Subject:** CEO of Two Bellevue Information Technology Companies Arrested on Visa Fraud Charge | USAO-WDWA | Department of Justice

<https://www.justice.gov/usao-wdwa/pr/ceo-two-bellevue-information-technology-companies-arrested-visa-fraud-charge>

## **CEO of Two Bellevue Information Technology Companies Arrested on Visa Fraud Charge**

**Criminal Complaint Alleges that CEO Led Multi-Year Scheme Involving Forged and Fraudulent Documents to Get Visas for Specialty-Occupation Employment**

**Department of Justice**

U.S. Attorney's Office

Western District of Washington

The CEO of two Bellevue, Washington information-technology firms was arrested yesterday afternoon at Sea-Tac Airport on a charge relating to a multi-year visa-fraud scheme, announced U.S. Attorney Annette L. Hayes. PRADYUMNA KUMAR SAMAL, 49, a citizen of India, was taken into custody as he arrived from an international flight. The criminal complaint describing the visa-fraud scheme was filed under seal in April 2018, soon after SAMAL fled the United States while the investigation was ongoing. SAMAL remained out of the country until yesterday when he was arrested by law enforcement. SAMAL will make his initial appearance on the charges in U.S. District Court in Seattle at 2:00 PM today.

The criminal complaint describes how two companies incorporated by SAMAL in 2010 and 2011, engaged in a scheme sometimes referred to as a “bench-and-switch” scheme, to exploit foreign-national workers, compete unlawfully in the market, and defraud the U.S. government. According to the investigation that began in 2015, SAMAL served as the Chief Executive Officer of ‘Divensi’ and ‘Azimetry.’ Both companies were in the business of providing information-technology workers, such as Software Development Engineers, to major corporate clients. The complaint alleges that SAMAL submitted, and directed his employees to submit, forged and false application materials to the United States government, making it appear as if two corporate clients already had agreed to use several foreign-national employees named in the applications. In fact, neither client had agreed to do so. The forged documents included forged letters and fraudulent statements of work, which appeared as if they had been signed by senior executives at the two clients. After USCIS relied on the false representations and approved the applications, SAMAL’s companies “benched” the foreign nationals – i.e., the companies left those foreign nationals unpaid – until and unless they were able to place those employees at actual end clients.

Nearly 200 workers may have been brought in under the phony applications. The employees were forced to pay SAMAL’s companies a partially-refundable “security deposit” of as much as \$5,000 for the visa filings, regardless of whether they were assigned to any projects that provided them with income.

Visa Fraud is punishable by up to ten years in prison and a \$250,000 fine.

The charges contained in the complaint are only allegations. A person is presumed innocent unless and until he or she is proven guilty beyond a reasonable doubt in a court of law.

The case is being investigated by the U.S. State Department’s Diplomatic Security Service (DSS). The case is being prosecuted by Assistant United States Attorney Siddharth Velamoor.

Gene P. Hamilton

Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, August 31, 2018 9:27 AM  
**To:** Hahn, Julia A. EOP/WHO; Miller, Stephen EOP/WHO

<https://www.justice.gov/usao-sdtx/pr/waste-management-forfeit-55-million-hiring-illegal-aliens>

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, August 31, 2018 9:28 AM  
**To:** Hahn, Julia A. EOP/WHO; Miller, Stephen EOP/WHO

<https://www.justice.gov/usao-co/pr/united-states-attorney-s-office-announces-11-year-sentence-defendant-who-provided>

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

Miller, Stephen EOP/WHO

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Friday, August 31, 2018 2:50 PM  
**To:** Hamilton, Gene (OAG)  
**Cc:** Hahn, Julia A. EOP/WHO  
**Subject:** Re: OVER 20 MS-13 GANG MEMBERS ARRESTED IN CALIFORNIA FOR ASSAULT AND DRUG TRAFFICKING

Thank you

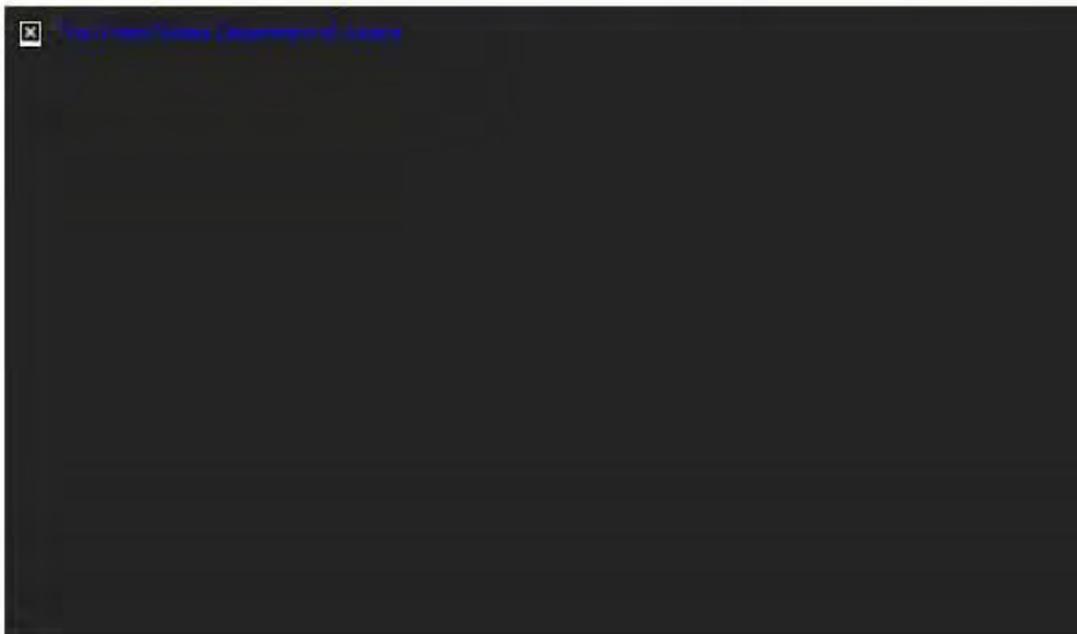
Sent from my iPhone

On Aug 31, 2018, at 2:42 PM, Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**Date:** August 31, 2018 at 2:39:58 PM EDT  
**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** OVER 20 MS-13 GANG MEMBERS ARRESTED IN CALIFORNIA FOR ASSAULT AND DRUG TRAFFICKING  
**Reply-To:** <[USDOJ-OfficeofPublicAffairs@public.govdelivery.com](mailto:USDOJ-OfficeofPublicAffairs@public.govdelivery.com)>



FOR IMMEDIATE RELEASE  
FRIDAY, AUGUST 31, 2018

**OVER 20 MS-13 GANG MEMBERS ARRESTED IN CALIFORNIA FOR ASSAULT AND DRUG TRAFFICKING**

**Murder, Kidnapping, and Assault Indictments against MS-13 Members also Unsealed; Seven Firearms, More Than 60 Machetes and Knives, and 270 Rounds of Ammo Seized**

WASHINGTON — As part of a multi-agency operation, more than 20 individuals associated with Mara Salvatrucha (MS-13) were arrested in Mendota and Los Angeles, California on federal and state charges in connection with their gang activities, including assault with a dangerous weapon in aid of racketeering and conspiracy to distribute and possess with intent to distribute controlled substances. Additionally, two federal indictments were unsealed today: one charging two MS-13 members with kidnapping and murder in aid of racketeering and another charging three MS-13 gang members with conspiracy and assault with a dangerous weapon in aid of racketeering.

The charges were announced by Assistant Attorney General Brian A. Benczkowski of the Justice Department's Criminal Division, U.S. Attorney McGregor W. Scott for the Eastern District of California, California Attorney General Xavier Becerra, Special Agent in Charge Sean Ragan of the FBI's Sacramento Field Office, Fresno County District Attorney Lisa Smittcamp, Fresno County Sheriff Margaret Mims, and Special Agent in Charge Ryan L. Spradlin of U.S. Immigration and Customs Enforcement's Homeland Security Investigations (HSI) for northern California and northern Nevada.

The investigation leading to yesterday's arrests began following reports that MS-13 had established a presence in Fresno County, California. The investigation centered in and around the City of Mendota, a Central Valley town 35 miles west of Fresno. Investigators found evidence of broad criminal activity, including murder, assault, firearms possession and drug trafficking activity.

"MS-13 is a brutal transnational criminal organization that has wreaked havoc in communities across the United States," said Assistant Attorney General Benczkowski. "The gang engages in indiscriminate and senseless acts of violence, as demonstrated by the charges announced today, which allege murder, attempted murder, and drug trafficking in the State of California. Dismantling MS-13 and other violent gangs that terrorize our streets will remain a top priority of the Department of Justice. Today's announcement is the result of

comprehensive and coordinated federal, state, and local law enforcement action, and I commend the Eastern District of California and all of our partners for their hard work on this case. It is precisely this kind of coordinated effort that allows us to most effectively protect our communities and hold MS-13 members accountable for their heinous crimes.”

“The operation leading to today’s arrests reflects the incredible teamwork between our federal, state, and local law enforcement partners, and our shared commitment to keeping our communities safe from violent criminal gangs like MS-13, said U.S. Attorney Scott. “This investigation had a strong impact not only in Fresno County, but across the state and country as we were able to provide information and leads to law enforcement in Los Angeles, Nevada, Texas, New York, and elsewhere to help prevent and solve serious crimes, including murder. Criminal enterprises like MS-13 will not be tolerated in any of our towns, no matter how small.”

“Global criminal organizations like the MS-13 strike fear into our local communities here in the United States by committing violent and often brutal crimes in our backyards; but by all levels of law enforcement working together, their vicious and dangerous acts will not go unpunished,” said HSI Special Agent in Charge Spradlin. “While transnational gangs may have tentacles that reach globally, Homeland Security Investigations does as well and is well-equipped to intercept these threats to our national security.”

“The FBI is committed to aggressively investigating and disrupting gang activity,” said FBI Special Agent in Charge Ragan. “Through the Safe Streets Task Force and the Transnational Anti-Gang Initiative, the FBI leverages resources to target MS-13--the first and only street gang to be designated by the U.S. government as a transnational criminal organization--by focusing on the gang’s structure and leadership. To ensure success, the FBI is committed to working in close cooperation with federal, state, local and foreign law enforcements partners to coordinate operations and share information.”

The first federal charges filed as a result of the investigation were filed in January but were not unsealed until today. That indictment alleges that on Dec. 18, 2017, two MS-13 gang members operating out of Mendota – Israel Rivas Gomez and John Doe, aka, “Marcos Castro,” “Seco,” “Calakas,” and “Flaco,” – kidnapped and murdered a man in Fresno County in furtherance of MS-13’s criminal gang enterprise. Another indictment filed in April and unsealed today alleges that on May 5, 2017, Luis Reynaldo Reyes Castillo, aka “Molesto,” Jose Audon Reyes Barrera, aka “Calacas,” and Nilson Israel Reyes Mendoza, committed an assault with dangerous weapons for the purpose of maintaining MS-13’s presence in the community and to gain status within MS-13.

Several other MS-13 gang members were arrested yesterday based on a complaint filed this week and unsealed today. The complaint charges 16 individuals affiliated with MS-13 in Fresno County with various crimes, including two separate, gang-related assaults and drug trafficking activity to support the gang’s activity. Those documents allege that on Aug. 12, Lorenzo Amador, aka

Catracho, along with two others, stabbed a rival gang member in the back at an intersection in Mendota. The victim was transported to the hospital, underwent surgery, and survived. Court documents also allege that on May 14, Denis Barrera-Palma, aka Gunner, Ever Membreno, aka Canecho, and Edgar Torres-Amador, participated in a gang-related assault of a man walking near an elementary school, which ended after school employees arrived on the scene while one gang member beat the victim with a metal pipe.

Additionally, the complaint alleges that between May 2017 and August 2018, 16 members of the MS-13 enterprise participated in a drug trafficking conspiracy in both Fresno County and Los Angeles. These defendants allegedly obtained, sold, and profited from street level drug dealing, and used the proceeds to further MS-13's criminal objectives.

As part of this operation, 19 federal and four state search warrants were served in Mendota, Kerman, and Los Angeles. Additionally, California Department of Corrections and Rehabilitation conducted searches of 37 cells in 11 state prisons in California on individuals related to this investigation. Among the items seized were cellphones, drugs and weapons.

Amongst the 21 charged federally include:

- Henry Castro aka "Marcos," 20, of Mendota, is charged with kidnapping and murder;
- Israel Rivas Gomez, aka "Pirra," 23, of Mendota, is charged with kidnapping and murder;
- Ever Membreno, aka, "Canecho," 18, of Mendota, is charged with assault with a dangerous weapon – a pipe and drug conspiracy;
- Edgar Torres-Amador, 21, of Mendota, is charged with assault with a dangerous weapon – a pipe;
- Lorenzo Amador, aka, "Catracho," 20, of Mendota, is charged with assault with a dangerous weapon – a stabbing instrument and drug conspiracy;
- Denis Barrera-Palma, aka "Gunner," 24, of Mendota, is charged with assault with a dangerous weapon – a pipe and drug conspiracy;
- Luis Reyes, aka Molesto, 24, of Mendota, is charged with conspiracy to commit and commission of assault with a dangerous weapon;
- Jose Audon Reyes-Barrera, 21, of Mendota, is charged with conspiracy to commit and commission of assault with a dangerous weapon;
- Nelson Hernandez, 20, of Mendota, is charged with conspiracy to commit and commission of assault with a dangerous weapon;
- Mario Garcia-Villanueva, aka "Ton," 31, of Mendota, is charged with drug conspiracy;
- Francisco Lizano, aka, "Javi," and "Activo," 24, of Mendota, is charged with drug conspiracy;
- Jefferson Cuervo, aka "Chino," 19, of Los Angeles, is charged with drug

- Jefferson Guevara, aka "Chino," 19, of Los Angeles, is charged with drug conspiracy;
- Jose Wilson Navarette-Mendez, aka "Wilson," 21, of Mendota, is charged with drug conspiracy;
- Denis Alfaro-Torres, aka Payin, 22, of Mendota, is charged with drug conspiracy;
- Santos Bonilla, aka Cuervo, 26, of Mendota, is charged with drug conspiracy;
- Henry Bonilla, aka "Repollo" and "Repollin," 18, of Mendota, is charged with drug conspiracy;
- Marvin Villegas-Segovia, aka, "Chaparro," 21, of Mendota, is charged with drug conspiracy;
- Christian Hidalgo, aka "Guero," "Hero," "Werito," and "White Boy," 21, of Mendota, is charged with drug conspiracy;
- Brenda Yajaira Morales, aka "Yari," 25, of Mendota, is charged with drug conspiracy;
- Claudia Lizaola, aka "Maniaka," 39, of San Bernardino, is charged with drug conspiracy; and
- Oscar Reyes, aka "Tamagas," 29, of Mendota, is charged with drug conspiracy.

Six additional MS-13 members were charged with state crimes.

The investigation was conducted by the California Department of Justice and California Highway Patrol Special Operations Unit, the Multi-Agency Gang Enforcement Consortium (MAGEC), the FBI, HSI, the Fresno County District Attorney's Office, the Fresno County Sheriff's Office, and the California Department of Corrections and Rehabilitation Special Services Unit (SSU). The CHP Special Operations Unit is a collaborative investigative effort between the California Department of Justice and California Highway Patrol that provides statewide enforcement to combat violent career criminals, gangs, and organized crime groups, along with intrastate drug traffickers.

Assisting in the arrests were the U.S. Marshals Service; the U.S. Drug Enforcement Administration; the Bureau of Alcohol, Tobacco, Firearms and Explosives; and the Clovis Police Department.

Trial Attorney Marianne Shelvey of the Criminal Division's Organized Crime and Gang Section of the Justice Department, Assistant U.S. Attorneys Kimberly A. Sanchez, Kathleen A. Servatius, Ross Pearson and Angela Scott of the Eastern District of California and Senior Deputy District Attorney Dennis Lewis are handling the prosecutions.

The charges are only allegations; the defendants are presumed innocent until proven guilty beyond a reasonable doubt in a court of law.

# # #

CRM

18-1136

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Miller, Stephen EOP/WHO

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**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, September 4, 2018 12:05 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: IMMIGRATION FRAUD CASES AUGUST 2018

Thank you

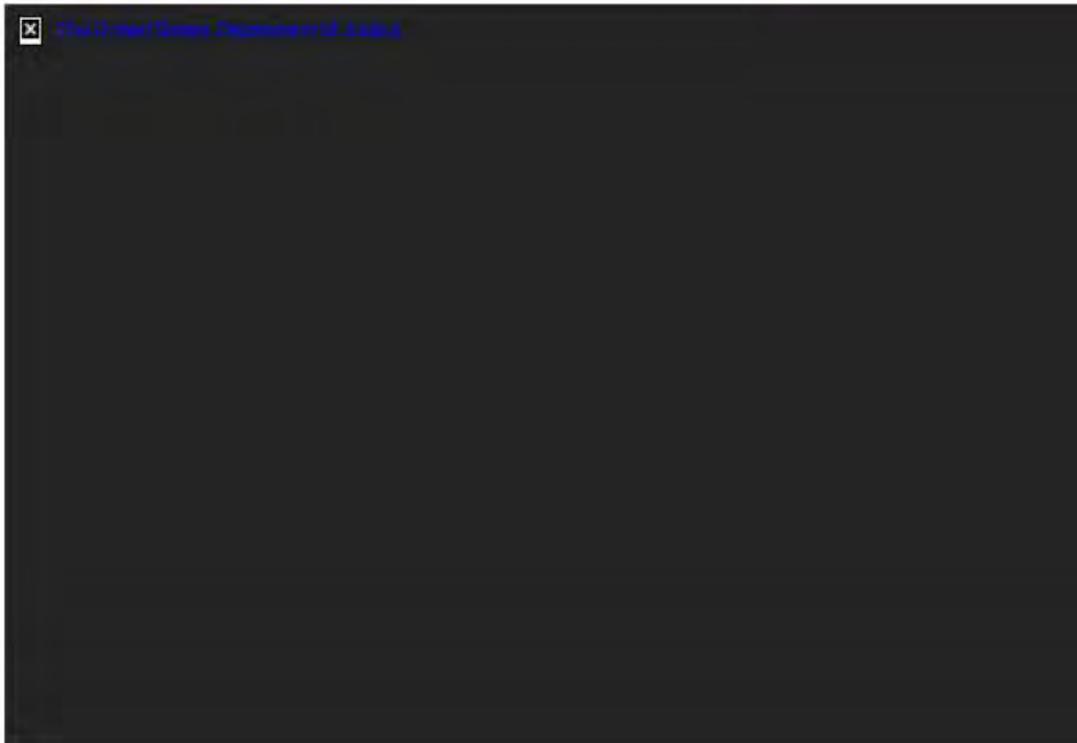
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**Subject:** IMMIGRATION FRAUD CASES AUGUST 2018  
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TUESDAY, SEPTEMBER 4, 2018

## IMMIGRATION FRAUD CASES

AUGUST 2018

**August 8, 2018 - [North Carolina Man Sentenced for Immigration Fraud and Tax Charges](#)**

U.S. Attorney's Office for the Eastern District of North Carolina

**August 8, 2018 - [Tucson Refugees Arrested For Immigration Fraud](#)**

U.S. Attorney's Office for the District of Arizona

**August 13, 2018 - [Justice Department Secures Denaturalization of Guardian Convicted of Sexual Abuse of A Minor](#)**

U.S. Department of Justice

**August 16, 2018 - [Middlesex County Man Arrested and Charged with Attempting to Obtain United States Citizenship by Fraud](#)**

U.S. Attorney's Office for the District of New Jersey

**August 17, 2018 - [Alleged Human Rights Abuser Arrested for Naturalization Fraud](#)**

U.S. Attorney's Office for the Eastern District of Virginia

**August 17, 2018 - [Ethiopian Human Rights Abuser Arrested for Fraudulently Obtaining U.S. Citizenship](#)**

U.S. Attorney's Office for the Eastern District of Virginia

**August 21, 2018 - [Former Nazi Labor Camp Guard Jakiw Palij Removed to Germany](#)**

U.S. Department of Justice

**August 22, 2018 - [Justice Department Secures Denaturalization of Convicted War Criminal Who Fraudulently Obtained Refugee Status and U.S. Citizenship](#)**

U.S. Department of Justice

**August 24, 2018 - [Nineteen Foreign Nationals Charged for Voting in 2016 Election](#)**

U.S. Attorney's Office for the Eastern District of North Carolina

**August 29, 2018 - CEO of Two Bellevue Information Technology Companies Arrested on Visa Fraud Charge**

**August 30, 2018 - McKees Rocks Man Pleads Guilty in Marriage Fraud Scheme**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, September 14, 2018 7:29 PM  
**To:** (b)(6) Stephen Miller White House Email; Julia Hahn  
**Subject:** Evelyn Rodriguez, mother of girl allegedly killed by MS-13, fatally struck by car, cops say | Newsday

<https://www.newsday.com/long-island/rodriguez-kayla-ms13-struck-1.21012242>

## Evelyn Rodriguez, mother of girl allegedly killed by MS-13, fatally struck by car, cops say

By Stefanie Dazio, Ellen Yan and Sandra Peddie [stefanie.dazio@newsday.com](mailto:stefanie.dazio@newsday.com) [@StefanieDazio](https://twitter.com/StefanieDazio)

Updated September 14, 2018 7:10 PM

&lt;img

src="https://cdn.newsday.com/polopoly fs/1.15427624.1513117030!/httpImage/image.jpeg gen/derivatives/landscape 768/image.jpeg" alt="Evelyn Rodriguez, mother of victim Kayla Cuevas, testifies" width="768" height="431" /&gt;

Evelyn Rodriguez and a man confronted a woman in a sport utility vehicle near where her daughter was killed two years ago, allegedly by MS-13 members. A vigil had been scheduled to take place there on Friday. (Credit: News 12 Long Island)

Evelyn Rodriguez, whose 16-year-old daughter was killed in 2016 allegedly by MS-13 gang members was fatally struck by a vehicle Friday before a memorial service for her child, Suffolk County Police Chief of Department Stuart Cameron said.

"Evelyn Rodriguez was struck by a vehicle on Stahley Street in Brentwood at approximately 4:10 p.m. today," police said in a statement. "She was transported to Southside Hospital in Bay Shore where she was pronounced dead."

Rep. Peter King (R-Seaford), who was on his way to the memorial, tweeted on Friday evening that Rodriguez had died. In a separate tweet, he said: "Prayers for Evelyn Rodriguez the mother of MS-13 victim Kayla Cuevas. Evelyn was struck by vehicle this afternoon at her daughter's memorial."

Rodriguez, mother of Kayla Cuevas, became a vocal youth advocate after her daughter's death and met with President Trump. She also attended his State of the Union address earlier this year as a White House guest.

A law enforcement source said Rodriguez and a man got into an argument with a driver on Friday afternoon on Stahley Street. Rodriguez was struck by the vehicle after the dispute and died as a

result of her injuries, the source said. The driver, a woman, stayed at the scene and has not been arrested, but the incident is under investigation by the police department's homicide squad to determine the motorist's intent, the source said.

King said he was on his way to the memorial when he received a call from one of Rodriguez's friends who said she had been struck and had died. King had been talking to Rodriguez all week because she had just filmed a campaign commercial for him, he said.

Authorities have said that Cuevas and her 15-year-old friend Nisa Mickens, both of whom were students at Brentwood High School, were bludgeoned to death with bats and machetes by MS-13 gang members. Their bodies were discovered less than a day apart in Brentwood in September 2016.

Elizabeth Alvarado, mother of Nisa Mickens, arrived at the scene after the crash. She desperately tried to get past the crime scene tape, but family members held her back. A few minutes later, she broke down in tears and had to be led away from the scene.

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Magaly Rivera, who said she had been friends with Rodriguez since Kayla and her son were small, said she was on the way to the memorial when she got a call from Rodriguez's daughter.

"The only thing I know is my friend is dead," she said. "And at the same place where she lost her daughter."

Federal prosecutors said Cuevas was involved in a series of disputes with members and associates of MS-13, including disputes over social media. The more than a half-dozen alleged gang members who have been indicted in the girls' slayings were supposedly hunting for rival gang members to kill when they happened to come across Cuevas and Mickens.

Rodriguez last year filed a \$110 million federal suit against the Brentwood schools, claiming that the district failed to protect her daughter against MS-13 gang members and ignored warnings about repeated threats to the teen.

[https://cdn.newsday.com/polopoly fs/1.14636833.1509044626!/httpImage/image.jpg gen/derivatives/mugshot 88/image.jpg](https://cdn.newsday.com/polopoly_fs/1.14636833.1509044626!/httpImage/image.jpg_gen/derivatives/mugshot_88/image.jpg)

Stefanie Dazio covers crime, criminal justice and breaking news.

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Gene P. Hamilton

Counselor to the Attorney General

U.S. Department of Justice

**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, September 18, 2018 1:52 PM  
**To:** Hamilton, Gene (OAG); Hahn, Julia A. EOP/WHO  
**Subject:** RE: JUSTICE DEPARTMENT ANNOUNCES FOURTH SETTLEMENT PROTECTING U.S. WORKERS FROM DISCRIMINATION

Thank you.

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Tuesday, September 18, 2018 1:51 PM  
**To:** Hahn, Julia A. EOP/WHO <(b) (6)> Miller, Stephen EOP/WHO  
(b) (6)  
**Subject:** Fwd: JUSTICE DEPARTMENT ANNOUNCES FOURTH SETTLEMENT PROTECTING U.S. WORKERS FROM DISCRIMINATION

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** JUSTICE DEPARTMENT ANNOUNCES FOURTH SETTLEMENT PROTECTING U.S. WORKERS FROM DISCRIMINATION  
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FOR IMMEDIATE RELEASE

TUESDAY, SEPTEMBER 18, 2018

**NOTE:** The settlement agreement can be found [here](#).

**JUSTICE DEPARTMENT ANNOUNCES FOURTH SETTLEMENT**

## PROTECTING U.S. WORKERS FROM DISCRIMINATION

WASHINGTON – The Justice Department today reached a settlement agreement with Palmetto Beach Hospitality LLC (Palmetto), a company that provides housekeeping services to hotels in the Myrtle Beach, South Carolina area. The agreement resolves the Department’s investigation into whether Palmetto unlawfully denied employment to qualified and available U.S. workers because it preferred to hire temporary foreign workers with H-2B visas. It is the fourth settlement under the Civil Rights Division’s Protecting U.S. Workers Initiative, which is aimed at targeting, investigating, and taking enforcement actions against companies that discriminate against U.S. workers in favor of temporary visa workers.

The Department’s investigation determined that Palmetto failed to consider applications from qualified U.S. workers for its housekeeper positions, even though employers are required to recruit and hire available and qualified U.S. workers before they receive permission to hire temporary foreign workers under the H-2B visa program. After ignoring applications from U.S. workers, Palmetto represented to the U.S. Department of Labor (DOL) that it could not find qualified U.S. workers and obtained authorization to employ temporary visa workers.

“The Department of Justice will fight to ensure that U.S. workers are not denied jobs because an employer has a discriminatory preference for hiring temporary visa workers,” said Acting Assistant Attorney General John Gore of the Civil Rights Division. “I commend Palmetto for its cooperation with the Department’s investigation, and its agreement to engage in domestic recruitment efforts far surpassing the minimal recruiting requirements to participate in the H-2B visa worker program.”

Failing to consider or hire qualified U.S. workers based on their citizenship status violates the anti-discrimination provision of the Immigration and Nationality Act (INA), regardless of whether an employer has complied with other rules governing the use of temporary employment-based visa programs.

Under the settlement, Palmetto must engage in several types of enhanced recruiting and job advertising efforts to attract qualified U.S. workers, far beyond those required by the H-2B visa rules. Palmetto also must set aside \$35,000 to pay any wages lost by U.S. workers whose applications it improperly rejected or ignored, pay \$42,000 in civil penalties to the United States, and be subject to departmental monitoring.

Under the Protecting U.S. Workers Initiative, the Civil Rights Division has opened dozens of investigations, filed one lawsuit, and reached settlement agreements with four employers. Since the Initiative’s inception, employers have agreed to pay or have distributed over \$320,000 in back pay to affected U.S. workers. The Division has also increased its collaboration with other federal agencies, including a new [formalized partnership](#) with DOL to combat discrimination and abuse by employers using foreign visa workers.

The Division’s Immigrant and Employee Rights Section (IER) is responsible for enforcing the anti-discrimination provision of the INA. Among other things, the statute prohibits [citizenship status and national origin discrimination](#) in hiring, firing, or recruitment or referral for a fee; [unfair documentary practices](#); and [retaliation and intimidation](#).

More information on how employers can avoid unlawful citizenship status

discrimination is available [here](#). For more information about protections against employment discrimination under immigration laws, call IER's worker hotline at 1-800-255-7688 (1-800-237-2515, TTY for hearing impaired); call IER's employer hotline at 1-800-255-8155 (1-800-237-2515, TTY for hearing impaired); sign up for a free [webinar](#); email [IER@usdoj.gov](mailto:IER@usdoj.gov); or visit IER's [English](#) and [Spanish](#) websites. Subscribe to [GovDelivery](#) to receive updates from IER.

Applicants or employees who believe they were subjected to: discrimination based on their citizenship, immigration status, or national origin in hiring, firing, or recruitment or referral for a fee; discrimination in the employment eligibility verification process (Form I-9 and E-Verify) based on their citizenship, immigration status or national origin; or retaliation can [file a charge](#) or contact IER's worker hotline for assistance.

# # #

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**Miller, Stephen EOP/WHO**

---

**From:** Miller, Stephen EOP/WHO  
**Sent:** Tuesday, September 18, 2018 8:56 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re:

Thanks

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> On Sep 18, 2018, at 8:53 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:  
>  
> FYI  
>  
>> <https://www.justice.gov/eoir/page/file/1095056/download><  
>  
>  
> <3938.pdf>  
>  
>  
> Gene P. Hamilton  
> Counselor to the Attorney General  
> U.S. Department of Justice

## Hamilton, Gene (OAG)

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, September 18, 2018 8:59 PM  
**To:** (b)(6) Stephen Miller White House Email  
**Subject:** Fwd: Matter of S-O-G- & F-D-B-, 27 I&N Dec. 462 (A.G. 2018)

And also, this

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Counselor to the Attorney General  
U.S. Department of Justice

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**To:** <[gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov)>  
**Subject:** **Matter of S-O-G- & F-D-B-, 27 I&N Dec. 462 (A.G. 2018)**  
**Reply-To:** <[usdoj@public.govdelivery.com](mailto:usdoj@public.govdelivery.com)>

(1) Consistent with *Matter of Castro-Tum*, 27 I&N Dec. 271 (A.G. 2018), immigration judges have no inherent authority to terminate or dismiss removal proceedings.

(2) Immigration judges may dismiss or terminate removal proceedings only under the circumstances expressly identified in the regulations, see 8 C.F.R. § 1239.2(c), (f), or where the Department of Homeland Security fails to sustain the charges of removability against a respondent, see 8 C.F.R. § 1240.12(c).

(3) An immigration judge's general authority to "take any other action consistent with applicable law and regulations as may be appropriate," 8 C.F.R. § 1240.1(a)(1)(iv), does not provide any additional authority to terminate or dismiss removal proceedings beyond those authorities expressly set out in the relevant regulations.

(4) To avoid confusion, immigration judges and the Board should recognize and maintain the distinction between a dismissal under 8 C.F.R. § 1239.2(c) and a termination under 8 C.F.R. § 1239.2(f).

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**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Wednesday, September 26, 2018 11:37 AM  
**To:** Miller, Stephen EOP/WHO  
**Attachments:** 09.26.2018 Draft Border - Clean.docx

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice



# The Public Advocate for the City of New York

**Letitia James** – Public Advocate

1 CENTRE STREET  
NEW YORK, NY 10007  
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## Via E-Mail and Regular Mail

August 16, 2017

Attorney General Jeff Sessions  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530-0001

Dear Attorney General Sessions:

I write to you concerning the rise of white supremacist movements in the United States. This past weekend in Charlottesville, our nation bore witness to what happens when a hateful ideology morphs into violence. I applaud your announcement that the actions of white supremacists this past weekend constituted “domestic terrorism” under 18 U.S.C. § 2331 and are being investigated as such. I remain concerned, however, that white supremacists find a home in the White House, including at the highest levels of President Trump’s staff.

The President’s Chief Strategist Stephen Bannon has published articles lauding white supremacist groups and White House Deputy Assistant Sebastian Gorka has ties to a Hungarian Nazi group.<sup>1</sup> White House Senior Advisor Stephen Miller has used language linked to white supremacist groups in press briefings.<sup>2</sup> While the Constitutional rights of these individuals must be protected, the increasing violence tied to extremist groups requires swift action. I urge you to investigate Bannon, Gorka, Miller and anyone else in the White House who may have ties to the KKK, Neo-Nazis, and other white supremacist groups across the country.

The Southern Poverty Law Center – an organization that tracks domestic terrorist groups and hate groups – has reported a significant rise in hate groups in the last two years.<sup>3</sup> According to the Center, the largest spike in hate groups is among anti-Muslim groups; relatedly, hate crimes against Muslims have jumped by 67% since 2015.<sup>4</sup> The Anti-Defamation League cautions against determining the prevalence of white nationalist based on group membership, because “[m]ost white supremacists do not belong to

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1

[http://www.slate.com/blogs/the\\_slatest/2017/08/14/donald\\_trump\\_s\\_ties\\_to\\_alt\\_right\\_white\\_supremacists\\_are\\_extensive.html](http://www.slate.com/blogs/the_slatest/2017/08/14/donald_trump_s_ties_to_alt_right_white_supremacists_are_extensive.html)

<sup>2</sup> <https://thinkprogress.org/stephen-millers-strange-insult-of-a-reporter-is-very-familiar-to-white-supremacists-481d17bcc579/>

<sup>3</sup> <https://www.splcenter.org/fighting-hate/intelligence-report/2017/year-hate-and-extremism>

<sup>4</sup> <https://www.splcenter.org/hatewatch/2016/11/14/anti-muslim-hate-crimes-surged-last-year-fueled-hateful-campaign>

007927-001791

organized hate groups, but rather participate in the white supremacist movement as unaffiliated individuals.”<sup>5</sup> Generally speaking, there has been a rise in white supremacist violence since 2009.<sup>6</sup>

White supremacy is more than just a twisted ideology, it is a violent movement:

**September 15–Oct. 4, 2001.** Mark Stroman – a member of the Aryan Brotherhood – shot three South Asian men. Mr. Stroman believed that they were from the Middle East and described his crimes as retaliation for the attacks on 9/11.<sup>7</sup>

**December 8, 2003.** Steven Bixby and his father, Arthur –members of the white supremacist Sovereign Citizens movement - killed two police officers in Abbeville, South Carolina during a dispute over the state's use of a 20-foot strip land adjacent to the Bixbys’ property to widen a highway.<sup>8</sup>

**May 24, 2004.** Wade Lay and his son Christopher Lay killed a bank security guard in Tulsa, Oklahoma, as a part of a botched bank robbery – the goal of which was to obtain money to pay for weapons they could use to kill the Texas officials who played a part in the standoff at Waco, Texas.<sup>9</sup>

**October 13, 2004.** Ivan Duane Braden was arrested after telling counsellors at a mental health facility that he planned to blow up a synagogue and a National Guard Armory. Braden possessed neo-Nazi literature at the time of his arrest.<sup>10</sup>

**June 10, 2005.** Daniel J. Schertz - a former member of the KKK – was arrested after selling pipe bombs to an undercover informant who told him he would use the bombs to kill Mexican and Haitian immigrants.<sup>11</sup>

**April 26, 2007.** Members of the Alabama Militia were arrested after authorities discovered a “cache of 130 homemade hand grenades, an improvised grenade launcher, a Sten Mark submachine gun, a silencer, 2,500 rounds of ammunition and almost 100 marijuana plants.”<sup>12</sup>

**June 8, 2008.** Members of the Pennsylvania Citizens Militia were arrested; authorities found stacks of assault rifles and homemade explosives. The Militia members who were arrested described plots to shoot black people from rooftops and assassinate the governor of Pennsylvania.<sup>13</sup>

**July 27, 2008.** Jim David Adkisson shot and killed two people and wounded seven others during a children’s musical performance at a Unitarian Universalist church in Knoxville, Tennessee. Adkisson told authorities that he targeted liberals because he believed that they were ruining the country and that he hated LGBTQ people and black people.<sup>14</sup>

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<sup>5</sup> <https://www.adl.org/education/resources/reports/state-of-white-supremacy>

<sup>6</sup> *Id.*

<sup>7</sup> <https://www.theguardian.com/world/2011/jul/21/texas-executes-911-revenge-killer>

<sup>8</sup> <https://www.splcenter.org/fighting-hate/intelligence-report/2007/jury-sentences-zealot-death-sc-shootout>

<sup>9</sup> <https://www.splcenter.org/20100126/terror-right>

<sup>10</sup> *Id.*

<sup>11</sup> *Id.*

<sup>12</sup> *Id.*

<sup>13</sup> *Id.*

<sup>14</sup> *Id.*

**January 21, 2009.** Neo-Nazi Keith Luke shot and killed three black immigrants in Massachusetts – killing two of them. He also had plans to attack a synagogue to “kill as many Jews as possible.” Luke carved a swastika into his own forehead using a razor in advance of a court appearance.<sup>15</sup>

**April 4, 2009.** Richard Andrew Poplawski, a frequent poster on white supremacist websites, shot four Pittsburgh police officers – killing three – who responded to a domestic violence incident at his home. Poplawski feared that a nation-wide “gun ban” was imminent.<sup>16</sup>

**April 25, 2009.** Joshua Cartwright shot and killed two sheriff's deputies in Florida who were attempting to arrest him on domestic violence charges. Cartwright's wife told police that he was "extremely disturbed" by Barack Obama's election.<sup>17</sup>

**May 30, 2009.** Shawna Forde, Albert Gaxiola, and Jason Bush posed as border patrol offices and murdered a Latino man and his nine-year-old daughter inside their home in Arivaca, Arizona. Forde had belonged to the Minuteman Civil Defense Corps. They planned the robbery to raise funds for their splinter group, Minutemen American Defense.<sup>18</sup>

**May 31, 2009.** Scott Roeder killed Dr. George Tiller, an abortion provider, in a Wichita, Kansas Lutheran church. Roeder has ties to the white supremacist Sovereign Citizens movement.<sup>19</sup>

**June 10, 2009.** White supremacist James von Brunn shot and killed a security guard at the Holocaust Museum in Washington D.C. A note in his car read: “The Holocaust is a lie. Obama was created by Jews. Obama does what his Jew owners tell him to do. Jews captured America’s money. Jews control the mass media.”<sup>20</sup>

**June 25, 2009.** Dennis and Daniel Mahon, brothers with ties to the neo-Nazi group, White Aryan Resistance, injured three people with a mail bomb sent to a diversity office in Scottsdale, Arizona.<sup>21</sup>

**March 25, 2010.** Brody James Whitaker – a member of the white supremacist Sovereign Citizens movement – shot two Florida state troopers during a routine traffic stop.<sup>22</sup>

**May 10, 2010.** Sandlin Matthew Smith planted a pipe bomb at a mosque in Jacksonville, Florida. Smith reportedly wanted to “show Muslims that they were vulnerable too.”<sup>23</sup>

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<sup>15</sup> *Id.*

<sup>16</sup> *Id.*

<sup>17</sup> *Id.*

<sup>18</sup> <http://www.cnn.com/2011/CRIME/02/14/arizona.double.killing.verdict/index.html>

<sup>19</sup> <https://www.splcenter.org/fighting-hate/intelligence-report/2009/doctors-alleged-killer-had-sovereign-ties>

<sup>20</sup> <http://www.seattletimes.com/nation-world/holocaust-museum-shooter-james-von-brunn-had-history-of-hate/>

<sup>21</sup> <https://www.splcenter.org/20100126/terror-right>

<sup>22</sup> *Id.*

<sup>23</sup> <http://jacksonville.com/news/crime/2011-05-04/story/fbi-agents-fatally-shoot-suspect-jacksonville-mosque-bombing>

**May 20, 2010.** Jerry and Joseph Kane – father and son, both members of the white supremacist Sovereign Citizen movement – shoot and kill two West Memphis, Arkansas police officers with an AK-47.<sup>24</sup>

**January 17, 2011.** Neo-Nazi Kevin William Harpham planted a bomb along the route of the Martin Luther King Day parade in Spokane, Washington. Authorities discovered the bomb and were able to defuse it.<sup>25</sup>

**August 24, 2011.** Cody Seth Crawford firebombed the Salman Alfarisi Islamic Center in Corvallis, Ore.<sup>26</sup>

**September 26–Oct. 3, 2011.** In a multi-state rampage, white supremacists David Joseph Pedersen and Holly Ann Grigsby murdered Pedersen's father and stepmother, a man they believed to be Jewish, and a black man. Grigsby told authorities that they “were on their way to Sacramento to kill more Jews.”<sup>27</sup>

**August 5, 2012.** A white supremacist named Wade Michael Page murdered six people and wounded three others at a Sikh temple in Oak Creek, Wisconsin.<sup>28</sup> Page believed that he was killing Muslims; he was a long-time Neo-Nazi.<sup>29</sup>

**August 16, 2012.** Seven members of the white supremacist Sovereign Citizens movement murdered two Louisiana sheriff's deputies in an ambush.<sup>30</sup>

**September 4, 2012.** Christopher Lacy, who sympathized with the white supremacist Sovereign Citizens Movement, murdered a California Highway Patrol officer.<sup>31</sup>

**April 13, 2014.** Frazier Glenn Miller, an anti-Semitic white supremacist, murdered three people in the area of a Jewish community center and Jewish retirement community in Overland Park, Kansas.<sup>32</sup>

**June 8, 2014.** Jerad and Amanda Miller murdered two police officers at a pizza restaurant in Las Vegas and then murdered a customer at a nearby Walmart. The Millers left a swastika on one of the bodies.<sup>33</sup>

**November 28, 2014.** White supremacist Larry Steve McQuilliams fired more than a hundred rounds into a police station and a Mexican consulate in Austin, Texas. He also attempted to burn down the consulate.<sup>34</sup>

**June 17, 2015.** Dylann Roof murdered nine parishioners at a historic black church in Charleston, South Carolina. Roof cited white supremacist Council of Conservative Citizens as inspiration for his attack.<sup>35</sup>

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<sup>24</sup> <https://www.splcenter.org/20100126/terror-right>

<sup>25</sup> *Id.*

<sup>26</sup> <https://www.splcenter.org/20100126/terror-right>

<sup>27</sup> *Id.*

<sup>28</sup> <http://www.nytimes.com/2012/08/06/us/shooting-reported-at-temple-in-wisconsin.html>

<sup>29</sup> <https://www.splcenter.org/fighting-hate/intelligence-report/2012/sikh-temple-killer-wade-michael-page-radicalized-army>

<sup>30</sup> <https://www.splcenter.org/20100126/terror-right>

<sup>31</sup> *Id.*

<sup>32</sup> *Id.*

<sup>33</sup> *Id.*

<sup>34</sup> *Id.*

**July 24, 2015.** John Russell Houser, a neo-Nazi and white supremacist, murdered two women at a screening of the Amy Schumer comedy *Trainwreck* in Lafayette, Louisiana.<sup>36</sup>

**November 24, 2015.** Four men with ties to white supremacist groups shot and wounded five Black Lives Matter protesters in Minneapolis.<sup>37</sup>

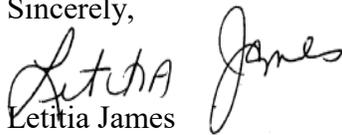
**March 20, 2017.** A 28-year-old white supremacist named James Harris Jackson stabbed a 66-year-old black stranger to death in midtown Manhattan. Jackson described the attack as a “practice run” for more killings and believe that the “white race is being eroded.”<sup>38</sup>

**May 26, 2017.** White supremacist Jeremy Joseph Christian stabbed two men to death who were protecting two Muslim women that Christian attempted to attack.<sup>39</sup>

I fear that this violence will continue unabated unless the Department of Justice takes immediate action against those who seek to use violence in pursuit of their twisted worldview. I therefore urge you to direct the Department of Justice to open an investigation into the rise of white supremacist violence, including: whether any White House staff are coordinating with members of hate groups in any way that may constitute incitement of violence; how deep the influence of white supremacy exists in the White House; and most swift ways to rid our federal government of white supremacists.

As you know, the Department of Justice has historically led efforts to eradicate violence fueled by race hatred and extremist ideologies. In the middle of the 20th Century, many crimes against African-Americans who fought for their civil rights would have gone unpunished, but for prosecution by the federal government. Indeed, the Department continues to prosecute cold cases from the civil rights movement and to prosecute individuals who engage in acts targeted at religious, ethnic, and racial minorities. In the years since 9/11, the DOJ created a “backlash discrimination team,” prosecuted those who targeted members of Muslim, Middle Eastern, or South Asian communities and conducted risk assessments to prioritize issues and communities that needed protection. Now, the DOJ must build on this legacy of protecting Americans’ civil rights. The victims of violent white supremacy deserve action and our nation demands it now.

Sincerely,



Letitia James

Public Advocate for the City of New York

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<sup>35</sup> *Id.*

<sup>36</sup> *Id.*

<sup>37</sup> *Id.*

<sup>38</sup> *Id.*

<sup>39</sup> <http://www.cnn.com/2017/06/07/us/jeremy-joseph-christian-portland-stabbing/index.html>