



**Homeland
Security**

June 6, 2011

Katherine Lewis Parker
ACLU of North Carolina
P.O. Box 28004
Raleigh, North Carolina 27611

Re: Complaint No. 10-07-ICE-0132

Dear Ms. Parker:

The Office for Civil Rights and Civil Liberties (CRCL) received information from you on April 9, 2010, alleging civil rights violations related to the operation of the 287(g) program in Wake County, North Carolina.

Under 6 U.S.C. § 345 and 42 U.S.C. § 2000ee-1, CRCL reviews and assesses information concerning abuses of civil rights and civil liberties, and profiling on the basis of race, ethnicity or religion, by Department of Homeland Security employees and officials, or through Department programs and activities. We apologize for the delay in responding to your complaint; we have spent considerable time doing preliminary review in this matter. At this point, we are opening an investigation into the concerns that you have raised, specifically:

Whether individuals processed pursuant to the 287(g) program in Wake County, North Carolina, are:

- Not provided appropriate language services
- Not provided appropriate access to counsel and foreign consulates
- Pressured to forego proceedings before an immigration judge
- Not provided appropriate access to telephones
- Detained beyond the legally proscribed 48-hour detainer period
- Arrested based upon increased enforcement aimed at individuals who are or who appear to be Hispanic

The issues you raise are very important to us. The purpose of our review is to assess if the complaints implicate issues that should be addressed by Department of Homeland Security management. Please be advised that our complaint process does not provide individuals with legal or procedural rights or remedies. Accordingly, CRCL is not able to obtain any legal remedies or damages on behalf of the person who files a complaint or person on whose behalf the complaint is filed. Instead, we use complaints to find and address problems in Department policy and its implementation. If you believe rights have been violated, we recommend

consultation with an attorney because there may be time limitations that govern how quickly you need to act to protect legal interests.

Please note that Federal law forbids retaliation or reprisal by any Federal employee against a person who makes a complaint or discloses information to CRCL. 42 U.S.C. § 2000ee-1(e). If you believe that you or someone else is a victim of such a reprisal, please contact us immediately.

As we begin our review of these complaints, a CRCL representative may contact you for additional information. If you have any questions, please contact us by email at crcl@dhs.gov, by telephone at 866-644-8360 or 866-644-8361 (TTY), by facsimile at 202-401-4708, or by mail at the following address:

Department of Homeland Security
Office for Civil Rights and Civil Liberties
Compliance Branch
245 Murray Lane, SW
Building 410, Mail Stop 0190
Washington, DC 20528

When you communicate with us, please include the complaint number. In addition, it is very important to notify us of any changes in your address or telephone number.

We thank you for forwarding the complaints; inquiries like yours help the Department of Homeland Security meet its obligation to protect civil rights and civil liberties. We will contact you during the investigation, and you will also receive a letter from us informing you when we have concluded this matter.

Sincerely,



Margo Schlanger
Officer for Civil Rights and Civil Liberties
U.S. Department of Homeland Security

Copies to:

Ms. Joanne Lin
ACLU
Washington Legislative Office
915 15th Street, NW
Washington, D.C. 20005



P.O. Box 28004 • Raleigh, North Carolina 27611-8004

Phone (919) 834-3466 • Fax (866) 511-1344

April 9, 2010

VIA ELECTRONIC MAIL

Department of Homeland Security
Office for Civil Rights and Civil Liberties
Review and Compliance
245 Murray Lane, SW
Building 410, Mail Stop #0800
Washington, D.C. 20528
civil.liberties@dhs.gov

Department of Homeland Security
Immigration and Customs Enforcement
Office of Professional Responsibility
P.O. Box 14475
Pennsylvania Avenue NW
Washington, D.C. 20044
Joint.Intake@dhs.gov

Re: Compilation of Detainee Complaints about the 287(g) Program in Wake County, North Carolina Jail

To Whom It May Concern:

The undersigned are working together as part of a coalition of state and national organizations in an effort to track and compile complaints about the 287(g) program currently in place in certain North Carolina county jails. One of our coalition volunteers has been gathering complaints about the 287(g) program in the Wake County Jail. We are enclosing the first batch of those complaints, which includes fifty-seven (57) complaints with date ranges from November 30, 2009 through February 10, 2010. You will notice that the complaints include allegations of the following:

- Detainees not provided an interpreter;
- Detainees not informed of right to an attorney or to remain silent;

- Verbal abuse on the part of Wake County Jail officials and the arresting officers, such as two Wake County jail deputies joking about sodomizing a detainee (complaint date – 12/21/09; date of incident – 1/4/10);
- Threats of deportation on the part of Wake County Jail officials and the arresting officers;
- Excessive force on the part of Wake County Jail officials and the arresting officers;
- Detainees not informed of right to contact consulate;
- Detainees forced to sign their names to documents, including “voluntary” removal documentation;
- Racial profiling on the part of the arresting agency (which may or may not be Wake County Sheriff’s Office), such as racial slurs made by officers toward arrestees (complaint date – 12/14/09; date of incident - 12/10/09 – “You fucking Mexican”), and questions as to immigration status (complaint date – 12/20/09; date of incident - 12/17/09 – “I think you’re not legal over here. Maybe you’ll go back to your country”; complaint date – 12/21/09; date of incident - 12/19/09 – “Are you legal here in the United States?”), as well as stopping vehicles after running license plates (complaint date – 12/14/09; date of incident – 12/6/09), and providing no reason for stops (complaint date – 12/14/09; date of incident – 12/12/09); and
- Arrests occurring at checkpoints (which may or may not have been conducted by Wake County Sheriff’s Office).

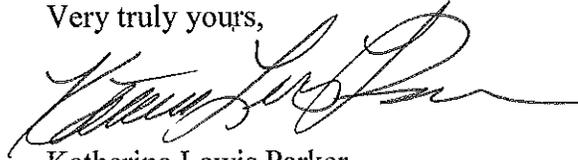
Based on anecdotal evidence from criminal defense and immigration attorneys throughout the state, we have no doubt that we would hear similar complaints from 287(g) detainees in other North Carolina jails, including Alamance County Jail. However, our volunteer has only tried to access detainees at the Wake County Jail, and ACLU-NCLF interns have been prevented in the past from accessing 287(g) detainees at Alamance County Jail.

Please note that these copies are redacted in an attempt to prevent identification of individual detainees and/or their families. We feel compelled to submit these complaints in redacted form because DHS has not provided assurances of confidentiality or protection from retaliation. As you know, last month the DHS Office of Inspector General issued a report on “The Performance of 287(g) Agreements.” Of the thirty-three (33) recommendations set forth in that report, we believe that it is significant that the only recommendation that ICE rejected pertains to “collection and reporting standards that provide objective data to increase monitoring of methods participating jurisdictions use in carrying out 287(g) functions, and their effect on civil liberties.” Recommendation # 18, OIG March 2010 287(g) Report at p.53. That refusal indicates that ICE is not serious about preventing civil rights abuses (let alone providing assurance of confidentiality and protection from retaliation). For that reason, we cannot in good conscience release these complaints to DHS with identifying information attached.

Please let us know what other information we can provide. As part of our investigation, we have also received documentation from Wake County in response to

several public records requests regarding the 287(g) program in Wake and the breakdown of crimes for which individuals are processed under 287(g). We are gathering that documentation, as well as recent news reports about the Wake County 287(g) program, and we will send you that information as soon as possible under separate cover. In the meantime, we enclose a recent article that appeared in the *Raleigh News & Observer* about the 287(g) program in North Carolina. Please note the quote from Wake Sheriff Donnie Harrison.

Very truly yours,



Katherine Lewis Parker
Legal Director
ACLU of North Carolina Legal Foundation



Cecillia Wang
Managing Attorney
Andre Segura
Staff Attorney
ACLU Immigrants' Rights Project



Sarahi Uribe
Regional Organizer
National Day Laborer Organizing Network



Joan Friedland
Managing Attorney
Nora A. Preciado
Staff Attorney
National Immigration Law Center



Rebecca Headen
National Fellow
Jumana Musa
Policy Director
Rights Working Group

Enclosures

Immigration/Police/287(g) Complaint Form

Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 11/30/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: " " _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 11/30/09 ICE, [REDACTED]
2. Agency or individual officers against whom complaint is filed: ICE Wake
[REDACTED]
3. Time of the incident: _____
4. Location of the incident: Wake jail
5. Contact information for any witnesses: Unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

The ICE agent ~~did~~ quickly read the paragraphs (w/ interpreter) but it was very confusing. There were parts that I understood + parts that I didn't. I wanted to ask questions, but the ICE agent told me that I'd have to ask the judge. Then I heard another detainee say that it was faster to take VR. So I asked the ICE agent if I could have that, + she said ok. ~~It~~ It appeared that we were finished ~~before~~ before that + I don't think she was going to mention VR to me.

I asked for an attorney right at the beginning. ~~The~~ The ICE agent during that initial interview (when they took my prints) said that it didn't matter if I had a lawyer, I was going to Mexico regardless. I told him I had a son here, + he said that my son belonged to the US. I repeatedly asked for a lawyer, but they kept asking me questions regardless. They told me that since it was nighttime, I'd have to wait until Monday.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize [Redacted] NC ACLU [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to Ms. Ash & Emily Parker (contact name(s) at NC ACLU (organization).

Date: 11/30/09

Printed Name: [Redacted]

Signature: [Redacted]

8, 14, 15

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/2/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: [REDACTED]
LAST NAME: [REDACTED]
A-NUMBER IF APPLICABLE: [REDACTED]
ADDRESS: [REDACTED]
DAYTIME PHONE: [REDACTED]
EVENING PHONE: [REDACTED]
CITY: [REDACTED]
STATE: [REDACTED] ZIP: [REDACTED]
E-MAIL ADDRESS: _____

CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 11/30/09
2. Agency or individual officers against whom complaint is filed: Wate jail personnel
3. Time of the incident: [REDACTED]
4. Location of the incident: Wate county jail
5. Contact information for any witnesses: unknown



6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

8. They were telling me everything very fast and told me to sign. I told them I didn't understand, the interpreter told me that she was just talking about immigration and she couldn't answer any other question. I was asking her why I was arrested, because I still had no idea. She said that I had to sign. I told her that I didn't understand it, and she said something I didn't understand. There were some check boxes and she just said that I needed to mark one of them, but I didn't know what they said.

14. It wasn't until after I signed that they said, "OK, there's the phone." Then I was able to talk to my wife.

15. No one ever informed me of my right to remain silent or to speak to an attorney.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize _____ [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to _____ (contact name(s) at _____ (organization).

Date: 12/2/09

Printed Name: _____

Signature: _____

1, 7, 10, 15,

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/3/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: [REDACTED]
LAST NAME: [REDACTED]
A-NUMBER IF APPLICABLE: [REDACTED]
ADDRESS: [REDACTED]
DAYTIME PHONE: [REDACTED]
EVENING PHONE: [REDACTED]
CITY: [REDACTED]
STATE: [REDACTED] ZIP: [REDACTED]
E-MAIL ADDRESS: [REDACTED]

CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/3/09
2. Agency or individual officers against whom complaint is filed: [REDACTED]
3. Time of the incident: [REDACTED] wake jail personnel
4. Location of the incident: [REDACTED]
5. Contact information for any witnesses: [REDACTED]

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

1. I called my sister & asked her if I could bring her food. She said yes, so I went to [redacted] where she works & brought her breakfast (she works the night shift). [redacted] They cuffed me & brought me to jail. I had brought her food before during the day & it hadn't been a problem. They did the same officer did once tell me that I had to leave, but that time I was alone in my car at 10pm (not with my sister), so I thought that it was of this time since I was with my sister.

7. I was never provided an interpreter. They only spoke to me in English. I told them that I didn't understand, but they just continued speaking English.

10. The officer put the cuffs on very tight and it hurt. I asked them repeatedly to loosen them, but they wouldn't. It hurt more when I sat. One officer pushed me back into the chair. When they were taking prints, I asked if they could re-cuff me in front, but they said no, & again put the cuffs very tight. My upper-arms & shoulders were hurting from being cuffed. (I never had any pain in these areas before.) They still hurt a little, over 12 hours later.

15. No officer ever told me that I have the right to remain silent or to talk to an attorney.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize _____ [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to _____ (contact name(s) at _____ (organization)).

Date: _____
Printed Name: _____
Signature: _____



7, 8, 9, 10, 15

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/3/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: last FFP 11/27/09
2. Agency or individual officers against whom complaint is filed: Wake County ICE
3. Time of the incident: _____
4. Location of the incident: Wake County jail
5. Contact information for any witnesses: Unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

7. I asked the ICE agent if he could explain everything to me in Spanish. He asked me if I understood English, & I said that I do understand some, but not a lot. And he said ok, we're going to continue.

8. The ICE agent told me I have to sign, & I said no, not if I don't speak to my attorney first. And then he said whether or not you talk to one, you still have to sign. There won't be any problem. I didn't know if there would be a problem or not, so I didn't sign one of the papers.

9. No one mentioned that I could contact my consulate.

10. When I told the ICE agent that I didn't want to sign, he started ~~say~~ talking to his co-workers about me, saying that they were going to deport me anyway.

12. I said that I didn't want to sign w/o talking to an attorney, but I wasn't given access to one.

13. They continued telling me that I had to sign after I said I wanted to talk to an attorney.

15. They did tell me that what I say can be used against me, but they didn't tell me that I had a right to an attorney.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize _____ [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to _____ (contact name(s) at _____ (organization).

Date: 12/3/09

Printed Name: _____

Signature: _____



7,8,10,15

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing
immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/7/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: [REDACTED]
LAST NAME: [REDACTED]
A-NUMBER IF APPLICABLE: _____
ADDRESS: [REDACTED]
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: [REDACTED]
STATE: [REDACTED] ZIP: [REDACTED]
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/6/09
2. Agency or individual officers against whom complaint is filed: wake jail personnel
3. Time of the incident: [REDACTED]
4. Location of the incident: wake jail
5. Contact information for any witnesses: unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

7. They spoke to me in English, but the paper was in Spanish. I answered the questions I was reading.

8. They had me sign a sheet in English. I read a page in Spanish and they told me that the page in English was the same.

10. They cuffed me pretty tight & it was uncomfortable, but it didn't hurt once they took them off.

19. No one told me that I have the right to remain silent nor to speak to an attorney.

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/7/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/7/09
2. Agency or individual officers against whom complaint is filed: Wake jail personnel
3. Time of the incident: _____
4. Location of the incident: Wake Co. jail
5. Contact information for any witnesses: unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

7. When I was arrested at the checkpoint there was an officer that spoke Spanish, but since I arrived at jail there was one officer who only spoke a little bit, but that's all. There were no interpreters.

8. No one told me I could contact my consulate.

12. ~~I asked to talk to an attorney~~

15. No one told me I had the right to remain silent.

Immigration/Police/287(g) Complaint Form
*Use this form if you believe that police are improperly enforcing
Immigration laws under a 287(g) Agreement.*

TODAY'S DATE: 12/7/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/5/09
2. Agency or individual officers against whom complaint is filed: _____
Knightdale police / Wake jail personnel
3. Time of the incident: _____
4. Location of the incident: Wake jail
5. Contact information for any witnesses: unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

They didn't tell me that I had the right to remain silent.

The ICE agent only spoke to me in English, I said I didn't understand, but he just said "OK" and made me sign regardless. I said I didn't understand the papers. He didn't respond and just had me sign.

No one told me that I could contact my consulate. Well, they told me some things in English that I didn't understand and they gave me a paper in Spanish, but my eyes are bad and I couldn't read it.

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/10/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: between 10/17/09-12/10/09
2. Agency or individual officers against whom complaint is filed: wake ICE
3. Time of the incident: _____
4. Location of the incident: wake ICE
5. Contact information for any witnesses: unknown

Lined area for text entry, consisting of 20 horizontal lines.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize NC ACLU [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to Katy Parker (contact name(s) at NC ACLU (organization).

Date: 12/10/09

Printed Name: 

Signature: 

Immigration/Police/287(g) Complaint Form
*Use this form if you believe that police are improperly enforcing
immigration laws under a 287(g) Agreement.*

TODAY'S DATE: 12/11/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 11/13
2. Agency or individual officers against whom complaint is filed: _____ city PD + Wake ICE
3. Time of the incident: _____
4. Location of the incident: _____
5. Contact Information for any witnesses: _____

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize NC ACLU [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to Emily Parker (contact name(s) at NC ACLU (organization).

Date: 12/11/09

Printed Name: 

Signature: 

Immigration/Police/287(g) Complaint Form
*Use this form if you believe that police are improperly enforcing
immigration laws under a 287(g) Agreement.*

TODAY'S DATE: 12/11/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: _____
2. Agency or individual officers against whom complaint is filed: ICE Wake
3. Time of the incident: _____
4. Location of the incident: Wake Co jail
5. Contact Information for any witnesses: _____

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

7. I was never provided an interpreter. They just spoke to me in English, even though I didn't understand. I said I didn't understand, but they just told me to sign.

15. No one told me I had the right to remain silent. The only time I was told that I had the right to an attorney was in court.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize _____ [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to _____ (contact name(s) at _____ (organization).

Date: 12/11/09
Printed Name: [Redacted]
Signature: [Redacted]

Immigration/Police/287(g) Complaint Form

Use this form if you believe that police are improperly enforcing immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/14/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: [REDACTED]

LAST NAME: [REDACTED]

A-NUMBER IF APPLICABLE: [REDACTED]

ADDRESS: [REDACTED]

DAYTIME PHONE: [REDACTED]

EVENING PHONE: _____

CITY: [REDACTED]

STATE: [REDACTED] ZIP: [REDACTED]

E-MAIL ADDRESS: _____

CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL

CONTACT NAME: _____

ORGANIZATION: _____

E-MAIL: _____

PHONE NUMBER: _____

ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/6/09

2. Agency or individual officers against whom complaint is filed: Raleigh
[REDACTED] Wake ICE personnel

3. Time of the incident: [REDACTED]

4. Location of the incident: [REDACTED]
Raleigh

5. Contact information for any witnesses: _____

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize NC ACLU [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to Katy Parker (contact name(s) at NC ACLU (organization).

Date: 12/14/09
Printed Name: [Redacted]
Signature: [Redacted]

Immigration/Police/287(g) Complaint Form

Use this form if you believe that police are improperly enforcing Immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/14/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: [REDACTED]
LAST NAME: [REDACTED]
A-NUMBER IF APPLICABLE: [REDACTED]
ADDRESS: [REDACTED]
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: [REDACTED]
STATE: [REDACTED] ZIP: [REDACTED]
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/12/09 w/ police, [REDACTED] City PD
2. Agency or individual officers against whom complaint is filed: either
Dec 12, 13, or 14 w/ Wake ICE
3. Time of the incident: 12/12/09 [REDACTED]
4. Location of the incident: Raleigh [REDACTED]
5. Contact information for any witnesses: Unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

1. I believe the officer stopped me for being latino. He was driving behind me and I think he could see me & could tell. When he stopped me, he didn't say why he pulled me over.

2. ICE didn't give me an interpreter because there wasn't one. They gave me a paper, but at that time I didn't understand well what it said. I told them that I didn't understand it. I just saw the 3 options & I asked which is best. The ICE officer told me to pick VR because I would leave quickly. (I don't know the ICE officer's name, but it was a black guy in his 30s who didn't speak Spanish.)

3. No one told me I could contact my consulate.

4. No one told me I had the right to remain silent.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize NC ACLU [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to Katy Parker (contact name(s) at NC ACLU (organization).

Date: 12/14/09

Printed Name: 

Signature: 

Immigration/Police/287(g) Complaint Form
*Use this form if you believe that police are improperly enforcing
immigration laws under a 287(g) Agreement.*

TODAY'S DATE: 12/14/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/8/09 w/ RPD,
2. Agency or Individual officers against whom complaint is filed: either Dec 8, 9, 10, 11, 12, 13, or 14 w/ Wake Court + Wake ICE
3. Time of the incident: _____
4. Location of the incident: wake jail, wake court
5. Contact Information for any witnesses: unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

1. The officers asked if they could ask me questions and I voluntarily said yes and went with them, since I have nothing to hide.

[REDACTED]

7. When I was with ICE, the officer spoke a little Spanish. But since I arrived, in the court and in jail, no one wanted to give me an interpreter.

Other: I didn't ask for an attorney because the ICE officer said that he was going to try to remove my criminal charge so that I could go asap.

15. No one told me I have the right to remain silent or to speak to an attorney.

Lined area for text entry.

SIGNATURE OF COMPLAINANT AND CONSENT TO SHARE INFORMATION

I hereby authorize NC ACLU [name of organization] to act on my behalf in this complaint and direct the Department of Homeland Security to release any and all records and information related to my complaint to Kathy Parker (contact name(s) at NC ACLU (organization).

Date: 12/14/09

Printed Name: [Redacted]

Signature: [Redacted]

Immigration/Police/287(g) Complaint Form
*Use this form if you believe that police are improperly enforcing
immigration laws under a 287(g) Agreement.*

TODAY'S DATE: 12/14/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/13/09 + 12/14/09
2. Agency or individual officers against whom complaint is filed: _____
Cary PD
3. Time of the incident: _____ 12/13/09 _____, some time 12/13 or
12/14 w/ ICE
4. Location of the incident: _____

5. Contact information for any witnesses: unknown

Immigration/Police/287(g) Complaint Form
*Use this form if you believe that police are improperly enforcing
Immigration laws under a 287(g) Agreement.*

TODAY'S DATE: 12/14/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: _____
LAST NAME: _____
A-NUMBER IF APPLICABLE: _____
ADDRESS: _____
DAYTIME PHONE: _____
EVENING PHONE: _____
CITY: _____
STATE: _____ ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: One day between Dec 9-14, 2009
2. Agency or individual officers against whom complaint is filed: Wake ICE
3. Time of the incident: _____
4. Location of the incident: Wake jail
5. Contact Information for any witnesses: Unknown

Immigration/Police/287(g) Complaint Form
Use this form if you believe that police are improperly enforcing
immigration laws under a 287(g) Agreement.

TODAY'S DATE: 12/14/09

CONTACT INFORMATION FOR COMPLAINANT:

FIRST NAME: [REDACTED]
LAST NAME: [REDACTED]
A-NUMBER IF APPLICABLE: [REDACTED]
ADDRESS: [REDACTED]
DAYTIME PHONE: [REDACTED]
EVENING PHONE: _____
CITY: [REDACTED]
STATE: [REDACTED] ZIP: _____
E-MAIL ADDRESS: _____

**CONTACT INFORMATION FOR ORGANIZATION OR REPRESENTATIVE
SUBMITTING COMPLAINT ON BEHALF OF INDIVIDUAL**

CONTACT NAME: _____
ORGANIZATION: _____
E-MAIL: _____
PHONE NUMBER: _____
ADDRESS: _____

DETAILS OF COMPLAINT:

1. Date of the incident giving rise to the complaint: 12/14/09
2. Agency or Individual officers against whom complaint is filed: RPD [REDACTED] + Wake ICE
3. Time of the incident: [REDACTED] 12/14, ICE interview later that day
4. Location of the incident: [REDACTED] and Wake jail / Raleigh
5. Contact Information for any witnesses: unknown

6. Describe what happened in detail using the space below and attach any additional pages you use to fully describe the incident.

9. No one told me I could contact my consulate.

12 & 13. I asked to speak to a lawyer, but they just told me to sign & I could talk to a lawyer another day. This was with the cop who arrested me. Then I also asked for a lawyer while I was with the ICE agent (30-some black guy who spoke a little Spanish) but he responded "Don't lie, I know." "No digas mentiras. No seas mentiroso. Yo sé que entrastes ilegalmente." (Don't lie. Don't be a liar. I know you entered illegally.) (He said he knew where I entered, but I said I didn't recognize the spot. After I asked for a lawyer, he asked me about my wife & kids & my parents, and he wanted me to sign 3 papers. I said I wouldn't sign them until I talked to an attorney. I didn't sign.)

14. They offered that I could make a call, but all the numbers are in my cell phone. I asked if I could get the numbers, but they said no. So I wasn't able to call anyone.

15. When I was arrested, they didn't tell me I had the right to speak to an attorney. The ICE officers didn't tell me either.

