Page 002 of 746

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of the Freedom of Information and Privacy Act
Withheld pursuant to exemption (R)(5) of the Freedom of Information and Privacy Act
Page 010 of 746

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of the Freedom of Information and Privacy Act
These are cleared to move

---

**From:** (b)(6) on behalf of Plcy Exec Sec  
**Sent:** Wednesday, November 08, 2017 12:24:40 PM  
**To:** Petyo, Briana  
**Cc:** Plcy Exec Sec  
**Subject:** RE: Due 5pm 11/8 [USCIS Decision Memo] Haiti’s Designation for TPS [WF-1153120]  

(b)(5)

Thank you.

Office of Strategy, Policy, and Plans | ExecSec  

---

**From:** Petyo, Briana  
**Sent:** Monday, November 06, 2017 3:03:26 PM  
**To:** Plcy Exec Sec  
**Subject:** RE: Due 9am 11/7 [USCIS Decision Memo] Haiti’s Designation for TPS [WF-1153120]  

No ask for an extension. Especially now we got guidance from AS1 she isn’t making this decision at this time

---

**From:** (b)(6) on behalf of Plcy Exec Sec  
**Sent:** Monday, November 06, 2017 3:03:26 PM
To: Petyo, Briana
Subject: RE: Due 9am 11/7 [USCIS Decision Memo] Haiti's Designation for TPS [WF-1153120]

Do you mean Tuesday afternoon?
ESEC's due date for us is tomorrow at 9am.
Just want to clarify/confirm.

From: Petyo, Briana
Sent: Monday, November 6, 2017 3:00 PM
To: Plcy Exec Sec
Subject: RE: Due 9am 11/7 [USCIS Decision Memo] Haiti's Designation for TPS [WF-1153120]

Can you remind me about this one on Wed afternoon? But based on guidance we got from AS1 today, we don’t need to push this up until much closer to the deadline.

From: on behalf of Plcy Exec Sec
Sent: Monday, November 06, 2017 2:54:32 PM
To: Petyo, Briana
Cc: Plcy Exec Sec
Subject: Due 9am 11/7 [USCIS Decision Memo] Haiti’s Designation for TPS [WF-1153120]

Good afternoon Briana,

PLCY review is due by 9am 11/7.
Do you clear for PLCY?

From: Cloe, David
Sent: Monday, November 6, 2017 1:49 PM
To: Johnson, Eric; Plcy Exec Sec; Immigration Policy
Cc: Americas
Subject: RE: Due 8am 11/7 [USCIS Decision Memo] Haiti’s Designation for TPS [WF-1153120]

No – Nothing further from Americas...
David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Johnson, Eric
Sent: Monday, November 6, 2017 1:29 PM
To: Plcy Exec Sec Immigration Policy
Cc: Americas

Subject: RE: Due 8am 11/7 [USCIS Decision Memo] Haiti's Designation for TPS [WF-1153120]

PLCY ES,

IMM has reviewed and clears with minor edits to the attachment. We defer to Americas for any additional edits or comments.

Many thanks,
Eric

Eric B. Johnson
DHS Office of Policy

From: On Behalf Of Plcy Exec Sec
Sent: Monday, November 6, 2017 9:07 AM
To: Immigration Policy
Cc: Americas; Plcy Exec Sec

Subject: Due 8am 11/7 [USCIS Decision Memo] Haiti’s Designation for TPS [WF-1153120]

Good morning IMM PLCY and Americas,

Please review the attached ESEC-tasked Decision Memo and associated incoming and attachments re TPS recommendations and provide comment/clearance by 8am 11/7.

Thank you.

Office of Strategy, Policy, and Plans | ExecSec
Hey! Know you guys have had meetings all day, but wanted to see if you’ve been able to make any edits to the attached? we updated this with the below background from CIS. Do we have any info on HQ-level engagement? Thank you!

Hey! Attached is our latest Haiti TPS PAG. Could someone on your team please send us any edits?

As an FYI, we are still waiting for CIS to send us their edits.

Thank you!

Christyn Lansing
Office of Public Affairs
U.S. Department of Homeland Security
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<tr>
<th>&quot;Claffey, Lauren&quot;</th>
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**Delivered Date:** 2017/11/15 16:35:09
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Page 021 of 746

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Page 026 of 746

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Cleared with edits

From: Forrer, Juan On Behalf Of Plcy Exec Sec
Sent: Tuesday, November 14, 2017 12:11 PM
To: Peto, Briana
Cc: Plcy Exec Sec
Subject: [Due ASAP] AS1BB - 11.16.17 - Meeting with Senator Nelson, FL- (Due: 11.14.17, 1100)

Briana,

IMM (Johnson) and Americas (St. John) have reviewed the attached OLA-drafted BM for an AS1 meeting with Senator Nelson re: Haiti TPS. I have made minor edits.

Do you clear for PLCY? Your clearance is requested ASAP, as OLAs submission deadline has passed.

Best,

Juan

From: Smith, Ian
Sent: Tuesday, November 14, 2017 11:51 AM
To: Plcy Exec Sec
Cc: Immigration Policy

No worries at all Juan.

Please see our edits/comments attached.

Best,

--Ian

Ian M. Smith
Office of Policy
Department of Homeland Security
From: Forrer, Juan On Behalf Of Plcy Exec Sec  
Sent: Tuesday, November 14, 2017 10:02 AM  
To: Smith, Ian  
Cc: Plcy Exec Sec  

Ian,

Apologies for the oversight. Materials are attached.

-Juan

From: Smith, Ian  
Sent: Tuesday, November 14, 2017 9:57 AM  
To: Plcy Exec Sec  
Cc: Plcy Exec Sec  

Thanks Juan. Please attach the referenced materials when you can.

Best,

--Ian

Ian M. Smith  
Office of Policy  
Department of Homeland Security

From: Forrer, Juan On Behalf Of Plcy Exec Sec  
Sent: Tuesday, November 14, 2017 9:53 AM  
To: Americas  
Cc: Plcy Exec Sec  

+ IMM for their input as well.

From: Forrer, Juan On Behalf Of Plcy Exec Sec  
Sent: Tuesday, November 14, 2017 9:49 AM  
To: Americas  
Cc: Plcy Exec Sec  
Subject: [Tight deadline] AS1BB - 11.16.17 - Meeting with Senator Nelson, FL- (Due: 11.14.17, 1100)

Americas,
Please review the attached OLA-drafted briefing materials for AS1 re: Haiti TPS. OLA has been asked to submit by 11 am today, so providing clearance as soon as possible would be much appreciated.

Thank you.

Best,

Juan Forrer
Correspondence Analyst
Office of Policy, Executive Secretariat
U.S. Department of Homeland Security

From:

Sent: Tuesday, November 14, 2017 9:40 AM
To: Plcy Sec  I&A
Exec Sec
CC: Balunis, Timm
Joh, Joseph
Phillips, James M

Subject: FW: AS1BB - 11.16.17 - Meeting with Senator Nelson, FL- (Due: 11.14.17, 1100)

Please review and edit for clearance at the soonest.

Thanks,

Best Regards,

Office of Legislative Affairs
U.S. Department of Homeland Security
Executive Assistant to the Assistant Secretary of OLA

From: Balunis, Timm
Sent: Tuesday, November 14, 2017 9:10 AM
To:
CC: Phillips, James M
Joh, Joseph

Subject: FW: AS1BB - 11.16.17 - Meeting with Senator Nelson, FL- (Due: 11.14.17, 1100)
Good morning. Re-sending Senator Nelson briefing memorandum, to include original ExecSec tasking below. Request you forward to OGC and PLCY ExecSec for clearance. As Jamie notes, this is due to the Front Office this morning at 11:00. Thanks.

Best Regards,

Timm

Timothy Balunis, Jr.
Coast Guard Fellow
Office of Legislative Affairs
Department of Homeland Security

From: Phillips, James M
Sent: Tuesday, November 14, 2017 9:07 AM
To: Balunis, Timm
Subject: FW: AS1BB - 11.16.17 - Meeting with Senator Nelson, FL- (Due: 11.14.17, 1100)

Timm:

Here’s the tasking info for the Nelson memo.

James M. Phillips
Director | Office of Legislative Affairs
U.S. Department of Homeland Security

From: Balunis, Timm
Sent: Tuesday, November 14, 2017 9:06 AM
To: Phillips, James M; Joh, Joseph
Cc: Phillips, James M
Subject: FW: AS1 BM for Meeting with Senator Nelson re Haiti TPS

Good morning. Attached, please find briefing memorandum and background documents/enclosures for
AS1’s meeting with Senator Nelson. Request you forward to OGC and PLCY ExecSec for clearance. As Jamie notes, this is due to the Front Office this morning.

Thanks.

Best Regards,

Timm

Timothy Balunis, Jr.
Coast Guard Fellow
Office of Legislative Affairs
Department of Homeland Security

From: Phillips, James M
Sent: Tuesday, November 14, 2017 8:46 AM
To: Balunis, Timm; Joh, Joseph
Subject: AS1 BM for Meeting with Senator Nelson re Haiti TPS

Timm/Joseph:

Attached is the package for AS1’s meeting with Senator Nelson re: TPS for Haiti, which is scheduled for Thursday. Can you both review it, package it, and ask Gina to send it to OGC and Policy Exec Sec’s for clearance? It’s due this morning to the FO.

Thanks.

Jamie

James M. Phillips
Director | Office of Legislative Affairs
U.S. Department of Homeland Security

From: Culwell, Kelbi
Sent: Monday, November 13, 2017 10:42 AM
To: Corbin, Susan; Dinh, Uyen; Harper, Jerald; Shaw, Kathleen (CTR); Wonnenberg, David
Cc: ESEC-BBIC; MGMTExecSec; Almont, Yohanna; I&A Exec Sec; OGC Exec Sec; Plcy Exec Sec

DHS-001-659-002330
Subject: AS1BB - 11.16.17 - Meeting with Senator Nelson, FL (Due: 11.14.17, 1100)

All materials must be formatted to comply with the attached templates

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<td>Required Coordination</td>
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<tr>
<td>Product</td>
<td>Briefing Memo</td>
</tr>
<tr>
<td>Notes</td>
<td>Details</td>
</tr>
</tbody>
</table>

Attendees:
Acting Secretary
Chad Wolf
Ben Cassidy

Location: TBD- Capitol Hill

Meeting Classification: Please include bullet in background section of briefing memorandum if the meeting or any of the briefing materials are classified. (i.e., “This meeting [or any of the briefing materials] are classified”).

Please note that all materials being shown to the Secretary must be passed through Exec Sec first. Please do not bring anything to the meeting ES has not seen (classified or unclassified) without prior approval. If a presentation is to be made, Lead Component is responsible for providing an appropriate number of handouts at the meeting. (15 if the meeting takes place in Rm. 5110D; 25 if in Rm. 5107.)

Due: Tuesday, 11.14.17 (1100)

*DHS Briefing Book and Interagency Coordination Standards and Procedures* (including links to templates) are located on the DHS intranet at: http://dhsconnect.dhs.gov/ORG/COMP/ESEC/Pages/default.aspx

Sender: Petyo, Brian
Recipient: Plcy Exec Sec
Sent Date: 2017/11/14 12:22:56
Delivered Date: 2017/11/14 12:22:57
Page 035 of 746

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Awesome thanks!

**From:** Petyo, Briana  
**Sent:** Wednesday, November 15, 2017 5:13 PM  
**To:** Lansing, Christyn  
**Cc:** Claffey, Lauren  
**Subject:** RE: Haiti PAG

Sorry edits attached

**From:** Lansing, Christyn  
**Sent:** Wednesday, November 15, 2017 4:35 PM  
**To:** Petyo, Briana  
**Cc:** Claffey, Lauren  
**Subject:** RE: Haiti PAG

Hey! Know you guys have had meetings all day, but wanted to see if you’ve been able to make any edits to the attached? we updated this with the below background from CIS. Do we have any info on HQ-level engagement? Thank you!

---

**From:** Lansing, Christyn  
**Sent:** Wednesday, November 15, 2017 9:16 AM  
**To:** Petyo, Briana  
**Cc:** Claffey, Lauren  
**Subject:** Haiti PAG
Hey! Attached is our latest Haiti TPS PAG. Could someone on your team please send us any edits?

As an FYI, we are still waiting for CIS to send us their edits.

Thank you!

Christyn Lansing  
Office of Public Affairs  
U.S. Department of Homeland Security  

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```
Edits attached.

Eric B. Johnson
DHS Office of Policy

From: Johnson, Eric
Sent: Wednesday, November 15, 2017 4:53 PM
To: Petyo, Briana
Subject: RE: Haiti PAG

Reviewing now. Will have edits.

Eric B. Johnson
DHS Office of Policy

From: Petyo, Briana
Sent: Wednesday, November 15, 2017 4:36 PM
To: Johnson, Eric
Subject: FW: Haiti PAG
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of the Freedom of Information and Privacy Act
Page 045 of 746

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of the Freedom of Information and Privacy Act
From: Nealon, James  
Sent: Wednesday, November 15, 2017 5:14 PM  
To: Petyo, Briana  
Subject: FW: Catholic Health Association letter on TPS for Haiti

Another one for ESEC:

From: Jeanne Atkinson  
Sent: Wednesday, November 15, 2017 4:16 PM  
To:  
Cc: Nealon, James; Dougherty, Michael  
Subject: Catholic Health Association letter on TPS for Haiti

Acting Secretary Duke

Attached please find a letter from the Catholic Health Association, the leadership organization of more than 2000 Catholic health care systems, requesting an 18-month extension of Temporary Protected Status for Haiti.

In addition, I would like to acknowledge Ambassador Nealon and your team for meeting with Bishop DiMarzio of Brooklyn, myself and Jill Bussey from CLINIC, and our colleagues from the Center for Migration Studies, the Sisters of Mercy, and Migration and Refugee Services of USCCB. We appreciated the opportunity to share our experience and expertise concerning TPS for Haitians and engage in an open discussion with your staff.

Thank you for reviewing this letter from the Catholic Health Association.

Regards,

Jeanne
Jeanne M. Atkinson, Esq.
Executive Director
Catholic Legal Immigration Network, Inc. (CLINIC)

| Sender:       | Petyo, Briana |
|              |              |
| Recipient:    | "Picy Exec Sec" |
|              |              |
| Sent Date:    | 2017/11/15 17:14:11 |
Nov. 15, 2017

The Honorable Elaine C. Duke
Acting Secretary of Homeland Security
3801 Nebraska Avenue NW
Washington, D.C. 20016

Dear Acting Secretary Duke:

I am writing to you today on behalf of the Catholic Health Association of the United States (CHA), the national leadership organization of more than 2,000 Catholic health care systems, hospitals, long-term care facilities, sponsors, and related organizations to express our concern about the community of Haitians living in the U.S. and to urge you to approve an 18-month extension of Temporary Protected Status (TPS) for this vulnerable population.

As an organization guided by the social teachings of the Catholic Church, CHA affirms that each person is created in the image of God, and that each human life is sacred and possesses inalienable worth. In their 2003 pastoral letter on immigration Strangers No Longer, the bishops of the United States remind us that immigrants, like all persons, possess inherent human dignity which should be respected. There are currently some 50,000 Haitian TPS holders currently living and working in the U.S., many of them in health care settings where they help meet the needs of those seeking care and comfort. TPS status has been extremely important for them, particularly following the devastating earthquake in 2010. Our Catholic health ministry was made immediately aware of the effects of the earthquake on the infrastructure and social safety net of Haiti, and many of our health care organizations helped contribute to efforts led by Catholic Relief Services and the Archdiocese of Port-au-Prince to rebuild St. Francis de Sales Hospital in the capital. Still, the effects of the earthquake, followed by Hurricane Matthew in 2016 and two additional storms just two months ago, continue to make living conditions there quite desperate. Despite the efforts and progress made by the Haitian people and the international community, the unprecedented events of the past seven years have left the nation unstable and unable to accommodate a flood of new arrivals.

Along with our partners in the Catholic community, CHA believes that the just and compassionate solution is to provide an 18-month extension for Haitian TPS holders. This would allow them to continue contributing to our nation and its workforce in safety, while also giving Haiti more time to rebuild and strengthen its infrastructure. Haitian TPS holders contribute millions of dollars every year to the U.S. economy, and sent over $1 billion of their earnings back to family members in Haiti in 2015 alone as the nation continues to rebuild. Extending their TPS status is not just the moral and compassionate thing to do, it is also a good economic decision that benefits the interests of the U.S. and Haiti as well.
TPS status was instituted to provide protection in our great nation for those whose homeland has become unsafe, precisely the condition that continues in Haiti today. I urge you again to provide the 18-month extension for Haitians and allow them to continue their hard work in raising their families, caring for our citizens and helping to rebuild a nation that will be able to welcome them back safely.

Sincerely,

Sr Carol Keehan, DC
President and CEO

cc: L. Francis Cissna
    Director, U.S. Citizenship & Immigration Services
Thank you!

From: Prelogar, Brandon B
Sent: Monday, November 20, 2017 1:52 PM
To: Lansing, Christyn; Deshommes, Samantha L; Alfonso, Angelica M; Petyo, Briana; Christensen, Gillian M; Neufeld, Donald W
Cc: Claffey, Lauren; Houlton, Tyler; Anderson, Kathryn E
Subject: RE: 18 month

When we extend, redesignate, or terminate with a delayed effective date of X many months, we calculate in months not days. An 18-month delayed effective date for termination would be **July 22, 2019**. Amended below.

From: Lansing, Christyn
Sent: Monday, November 20, 2017 1:46 PM
To: Deshommes, Samantha L; Alfonso, Angelica M; Petyo, Briana; Christensen, Gillian M; Neufeld, Donald W; Prelogar, Brandon B
Cc: Claffey, Lauren; Houlton, Tyler
Subject: RE: 18 month
Thank you. Please let us know which date to add to the press release.

From: Deshommes, Samantha L  
Sent: Monday, November 20, 2017 1:45 PM  
To: Lansing, Christyn; Alfonso, Angelica M; Peto, Briana; Christensen, Gillian M; Neufeld, Donald W; Prelogar, Brandon B  
Subject: RE: 18 month

Hi – adding the TPS portfolio manager (Brandon P.) to the thread too. 18 months is generally around 547-548 days, so my calculations have it at July 23, 2019 or July 24, 2019, respectively.

Samantha Deshommes  
Chief, Regulatory Coordination Division  
USCIS, Office of Policy &Strategy

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From: Lansing, Christyn  
Sent: Monday, November 20, 2017 1:42 PM  
To: Alfonso, Angelica M; Peto, Briana; Christensen, Gillian M; Neufeld, Donald W; Deshommes, Samantha L  
Subject: RE: 18 month

Understand, thank you!

From: Alfonso, Angelica M  
Sent: Monday, November 20, 2017 1:41 PM  
To: Lansing, Christyn; Peto, Briana; Christensen, Gillian M; Neufeld, Donald W; Deshommes, Samantha L  
Subject: RE: 18 month

Its around July 2019….we need a few minutes to nail down a precise date  
+ Sam
From: Lansing, Christyn  
Sent: Monday, November 20, 2017 1:33 PM  
To: Petyo, Briana; Christensen, Gillian M; Alfonso, Angelica M; Neufeld, Donald W  
Subject: 18 month  

If it is an 18 month delay, are these dates correct? Thanks!

**Key Milestones:**

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<th>60-day decision deadline</th>
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<td>Nov 23, 2017</td>
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Christyn Lansing  
Office of Public Affairs  
U.S. Department of Homeland Security

Sender:  
Lansing, Christyn  

Recipient:  
"Petrov, Brandon"  
"Deshommes, Samantha L"  
"Alfonso, Angelica M"  
"Petyo, Briana"  
"Christensen, Gillian M"  
"Neufeld, Donald W"  
"Coffey, Lauren"  
"Houlton, Tyler"  
"Anderson, Kathryn F"

Sent Date: 2017/11/20 13:52:31  
Delivered Date: 2017/11/20 13:52:32
The Ambo looked and here are his thoughts

The next addendum is a bit long. We can decide on a way of handling it. 

Looking good to me. Added a couple things.

Briana – do you mind taking a look?

Thanks!

A few additions in blue.
Page 659 of 746

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**Sent Date:** 2017/11/20 15:08:12
Page 063 of 746

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Thanks! will share that with Jonathan
Gracias!

From: Petyo, Briana
Sent: Monday, November 13, 2017 5:07 PM
To: Claffey, Lauren
Cc: Mandy, Cora; Lansing, Christyn
Subject: RE: Hatti TPS

Haven't seen any paper. We had a meeting on tps Haiti today to review what the Haitians have done to date and prep her for her meeting with the Haitian FM but no new memos yet.

From: Claffey, Lauren
Sent: Monday, November 13, 2017 4:42:38 PM
To: Petyo, Briana
Cc: Mandy, Cora; Lansing, Christyn
Subject: Hatti TPS

Hello! Heard that there may be updated documents for Haiti TPS? Do you have anything you can share as we are updating the PAG?
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Page 066 of 746
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(Exemption (b)(5))
of the Freedom of Information and Privacy Act
November 1, 2017

The Honorable John Kelly  
Chief of Staff  
The White House  
1600 Pennsylvania Avenue, NW  
Washington, D.C.

The Honorable Elaine C. Duke  
Acting Secretary  
U.S. Department of Homeland Security  
650 Massachusetts Avenue, NW  
Washington, D.C. 20001

Dear Chief of Staff Kelly and Acting Secretary Duke,

We write to strongly urge you to renew the temporary protected status (TPS) designation for Honduras, Nicaragua, Haiti, El Salvador, and Syria.

As you near the statutory 60-day decision date prior to a country’s TPS expiration, we ask you to review each of these designations closely, taking into consideration the current conditions of each country, the contributions these TPS recipients have made to our country, and the economic impact a negative determination would have across the United States.

The people of Central America and Haiti have faced a series of disasters, including catastrophic earthquakes and hurricanes, that have left their countries devastated. In Syria, ongoing armed conflict has caused death and destruction and has left more than 6 million internally displaced.

In Honduras and Nicaragua, Hurricane Mitch caused extensive damage that destroyed roads, bridges, and agricultural plantations vital to the economy. It claimed the lives of over 10,000 people, and displaced 1.5 million people. Basic social infrastructure systems such as the health, water, and sanitation services were severely damaged and have yet to recover. In addition, violence and climate fluctuations between droughts and floods have rendered these countries unable to adequately handle a safe return of TPS recipients.

In El Salvador, a series of major quakes destroyed a quarter of the country’s housing stock with economic losses amounting to 12 percent of El Salvador’s GDP. Since 2001, Administrations from both parties have extended TPS for El Salvador, with the latest extension ending on March 9, 2018. Infrastructure problems related to these disasters, including lack of potable water, housing shortage, widespread hunger, and unemployment continue to permeate the region. In addition, violence continues to ravage El Salvador, hindering rebuilding efforts. For years, El Salvador has long struggled with staggering homicide rates and transnational gang activity.

In Haiti, a 7.0 magnitude earthquake displaced 1.5 million people and irreparably damaged the island’s infrastructure. The outbreak of infectious diseases and continued hurricane activity have further hindered the country’s ability to recover. The conditions prompting Haiti’s most recent TPS extension continue to persist, including housing shortages; disease; limited access to medical care, food, and water. This year’s hurricanes have inflicted damage on Haiti’s infrastructure, further complicating and delaying the recovery process.
In Syria, atrocities committed by the Assad regime and the Islamic State have created the worst humanitarian crisis of our time. The sustained conflict has displaced five million Syrians from their homeland in search of safety. Forcing these individuals to return to this war zone will effectively amount to a death sentence.

Despite the substantial efforts made by the United States and the international community to improve conditions, the damage of these cataclysmic events compounded by the residual effects of disease, violence, and poverty have resulted in a stagnant recovery. Conditions simply have not sufficiently improved since the most recent extension for these countries to safely and productively reintegrate TPS recipients in their home communities.

Apart from positioning the U.S. as a humanitarian leader, extending TPS also serves our national interest by boosting our economy. According to the Immigrant Legal Resource Center, TPS recipients have high-labor participation rates, ranging from 81-88 percent, 11 percent of which is self-employed. TPS recipients from these countries contribute more than $4.5 billion dollars in pre-tax wages and $6.1 billion in Social Security and Medicare. Terminating TPS for these countries would result in a loss of more than $45.2 billion dollars in GDP, over the next decade.

The deportation of TPS recipients would cost taxpayers $3.1 billion dollars, $10,070 per person. Consequently, employers would have to incur turnover cost of approximately 21.4% of an employee’s yearly salary. Industries with a high concentration of TPS workers, such as, construction, landscaping, child care, and food services would experience massive layoffs. The lay-off of the entire employed TPS population from these countries would result in a more than $967 million turnover cost for businesses.

TPS recipients are hardworking contributors to the American economy and do not represent a risk to public safety. As you know, all TPS recipients are fully vetted and are required to undergo an array of rigorous biometrics checks to ensure that they are not a risk to national security. To be eligible to apply for TPS, applicants must: (1) satisfy continuous presence and continuous resettlement requirements; (2) register for TPS during a set period (3) pay a fee and (4) meet other requirements.

Extending TPS for Honduras, Nicaragua, Haiti, El Salvador, and Syria is a compassionate and pragmatic choice. Giving these countries more time to rebuild and recover from the extraordinary events will protect the lives of vulnerable people and mitigate potential strains on the U.S. economy and immigration system. Moreover, the United States benefits immensely when immigrants work.

We urge you to consider these factors as you make a decision in extending the expiration date of TPS for these countries and await your response.

Sincerely,

[Signatures]

Jimmy Gomez  
Member of Congress

Norma J. Torres  
Member of Congress

James P. McGovern  
Member of Congress
Colleen Hanabusa  
Member of Congress

J. Luis Correa  
Member of Congress

André Carson  
Member of Congress

Beto O'Rourke  
Member of Congress

Nydia Velázquez  
Member of Congress

Darren Soto  
Member of Congress

Ruben Kihuen  
Member of Congress

Katherine Clark  
Member of Congress

José E. Serrano  
Member of Congress

Joaquin Castro  
Member of Congress

Donald S. Beyer Jr.  
Member of Congress

Eliot L. Engel  
Member of Congress
Seth Moulton
Member of Congress

J. Luis Correa
Member of Congress

Mark Takano
Member of Congress

Val Butler Demings
Member of Congress

Sheila Jackson Lee
Member of Congress

Louise McIntosh Slaughter
Member of Congress

Gregory W. Meeks
Member of Congress

Mike Quigley
Member of Congress

Adam Smith
Member of Congress

Luis V. Gutiérrez
Member of Congress

Frederica S. Wilson
Member of Congress

Steve Cohen
Member of Congress
Salud O. Carbajal
Member of Congress

Mark DeSaulnier
Member of Congress

Jimmy Panetta
Member of Congress

Alan S. Lowenthal
Member of Congress

Nanette Diaz Barragán
Member of Congress

John Lewis
Member of Congress

Gene Green
Member of Congress

Hakeem S. Jeffries
Member of Congress

Tony Cárdenas
Member of Congress

Jerrold Nadler
Member of Congress

Julia Brownley
Member of Congress

Robert C. "Bobby" Scott
Member of Congress
Grace Meng
Member of Congress

Judy Chu
Member of Congress

John Yarmuth
Member of Congress

Albio Sires
Member of Congress

Alma S. Adams
Member of Congress
Page 070 of 746
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Page 081 of 746

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Page 066 of 746
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Page 002 of 746

Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 101 of 746

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of the Freedom of Information and Privacy Act
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of the Freedom of Information and Privacy Act
Page 100 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 111 of 746

Withheld pursuant to exemption

(R)(5)

of the Freedom of Information and Privacy Act
Page 112 of 746
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November 17, 2017

The Honorable Elaine C. Duke
Acting Secretary of Homeland Security
U.S. Department of Homeland Security
Washington, D.C. 20528

RE: Criteria for Extension of Temporary Protected Status Designations

Dear Secretary Duke:

I write to express my view, as an immigration law scholar, regarding the criteria that should guide the decisions of the U.S. Department of Homeland Security (DHS) regarding extensions of Temporary Protected Status (TPS) designations. I write this letter in my individual capacity, and not on behalf of American University. As explained below, my reading of the Immigration and Nationality Act, along with interpretations rendered by DHS over the years, strongly suggest that the Department can and should evaluate a broad range of country conditions factors when determining whether to extend TPS for a designated country.

As you are well aware, INA § 244(b)(1) permits the DHS Secretary to designate a country for TPS when one of three circumstances exist in that country: an armed conflict, environmental disaster, or other “extraordinary and temporary conditions.” For purpose of this letter, I will focus on the latter two bases for designation.

For countries designated for TPS on the basis of INA § 244(b)(1)(B) (environmental disasters), the central consideration is whether, in the aftermath of the natural disaster(s), the country can “handle adequately the return to the state” of its nationals who are in the United States. INA § 244(b)(1)(B)(ii). This criterion squarely applies to the initial designation, but also to extension decisions, which must assess whether “the conditions” for the designation “continue to be met.” Id. § 244(b)(3)(A). The INA provides no guidance regarding how to measure a state’s ability to handle the return of its nationals, or regarding the precise “conditions” that DHS should examine in extension decisions. Nevertheless, Federal Register notices regarding TPS extensions help complete our understanding of how the law has been interpreted by the Clinton, Bush, and Obama administrations.

I have carefully examined the criteria examined by DHS in TPS extension decisions for countries designated under INA § 244(b)(1)(B). This analysis reveals that the U.S. government has consistently looked to factors beyond the initial natural disaster, and has examined other dimensions of country conditions that affect the state’s ability to absorb the return of its nationals. These factors include subsequent environmental events, infrastructure concerns (including the availability of housing), economic factors (including unemployment and
underemployment), public health considerations, safety and security, as well as general governance concerns. These factors— even if they occurred well after the initial natural disaster— logically affect recovery efforts and the country’s general ability to handle the return of its nationals. Consideration of these factors is compelled not only by an analysis of prior Federal Register notices, but also by a plain reading of the INA.

A similar analysis applies for countries designated for TPS on the basis of INA § 244(b)(1)(C) (“extraordinary or temporary conditions”). Here, too, the statutory language provides guidance for both designation and extension decisions. For a country to be designated under this provision, the conditions must impede “nationals of the state from returning to the state in safety[,]” INA § 244(b)(1)(C) (emphasis added). Similar to the environmental disaster provision—which focuses on the state’s ability to “handle adequately” the return of nationals—the central consideration for this designation is whether or not nationals can safely return to the country of origin. It follows that while an initial designation decision under INA § 244(b)(1)(C) may have centered on a specific set of conditions, any extension decision must necessarily evaluate other factors that would prevent the safe return of nationals. Such a reading is also consistent with how the provision has been interpreted by the U.S. government in its Federal Register notices. For example, Haiti was designated for TPS under this provision due to a confluence of environmental and related humanitarian challenges. Designation of Haiti for Temporary Protected Status, 75 Fed. Reg. 3476 (Jan. 21, 2010). Subsequent extensions— including the most recent extension decision— have cited independent factors that affect the safe return of nationals, including more recent natural disasters, public health concerns, and endemic infrastructural challenges. In concluding that TPS for Haiti should be extended, former DHS Secretary John Kelly noted the following:

Extreme poverty, corruption, and low levels of education in Haiti challenge its resilience and have contributed to the government’s longstanding inability to adequately provide for the security, health, and safety of its citizenry.

Extension of the Designation of Haiti for Temporary Protected Status for Haiti, 82 Fed. Reg. 23832 (May 24, 2017). These factors clearly extend beyond the core factors that precipitated the initial TPS designation. This type of analysis, however, is permitted (indeed, compelled) by the statute, and is consistent across TPS extension decisions.

In conclusion, I emphasize that the statutory language and prior interpretations strongly suggest that DHS should consider a broad range of country conditions factors when making TPS extension decisions. I appreciate your careful consideration of my viewpoints, and the time and attention you are investing in this important decision.

Very truly yours,

/s/
Jayesh Rathod
Professor of Law, Washington College of Law
Interim Director, Center for Latin American and Latino Studies
American University
January 11, 2018

The Honorable Kirstjen Nielsen  
Secretary  
U.S. Department of Homeland Security  
Washington, D.C.  20528

Dear Secretary Nielsen:

We write to express our deep concern regarding the unprecedented decision to end Temporary Protected Status (TPS) designation for El Salvador, and to request that you reverse this decision.

As you know, nearly 200,000 Salvadorans currently work and live in the United States under TPS protections—more than from any other country. These immigrants have high levels of workforce participation, and their valuable role in our labor force is vital to our economy. According to a recent analysis by the Center for American Progress, if Salvadoran workers with TPS are removed from the labor force, we will lose an estimated $109 billion in GDP over the next decade, as well as billions of dollars in Social Security and Medicare contributions.1 The renewal of El Salvador’s TPS designation has received strong support from leaders in both business and labor, including the U.S. Chamber of Commerce,2 the AFL-CIO,3 and the SEIU.4 Ending TPS protections for El Salvador will needlessly push nearly 200,000 hardworking immigrants into the shadows, hurting employers in industries across our economy.

El Salvador’s government requested last year that the Trump Administration continue its existing TPS designation, after assessing that its country lacks the capacity to absorb tens of thousands of TPS returnees.5 Additionally, remittances transmitted by TPS recipients, who are authorized to work in the U.S., provide a critical boost to El Salvador’s fragile economic security. More than 50 percent of TPS recipients in these countries have resided in the U.S. for 20 years or more, and TPS beneficiaries are parents to an estimated 273,000 U.S. citizen children.6 The decision to end TPS will uproot thousands of well-established lives and, in many cases, will devastate families and communities.

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We believe that conditions in El Salvador remain unstable, and that continued TPS designation is warranted for the country. In June 2017, the Trump administration held a conference to promote prosperity, governance, and rule of law in the Northern Triangle countries of Central America—including El Salvador, Honduras, and Guatemala. While progress has been made under the Alliance for Prosperity in reducing gang violence, improving rule of law, and addressing root causes of migration, considerably more work needs to be done as conditions remain dangerous and the economic situation tenuous. The decision to end TPS for 200,000 Salvadorans and needlessly subject these immigrants to deportation stands to threaten, not further, this progress.

Given these concerns, we ask that you provide the following information no later than January 25, 2018:

1. A complete copy of documents prepared by the State Department and transmitted to the Department of Homeland Security regarding the country condition in El Salvador, including the recommendation regarding extension or termination of the TPS designation for El Salvador;
2. A complete copy of documents prepared by the U.S. Embassy in El Salvador and transmitted to the State Department regarding the Embassy’s assessment of country conditions and formal recommendation related to the extension or termination of the TPS designation for El Salvador;
3. A description of how this information was considered in reaching your decision to terminate the TPS designation for El Salvador;
4. A description of how, if at all, the State Department’s February 14, 2017, travel warning stating that El Salvador has one of the highest homicide levels in the world, and citing high rates of MS-13 and Eighteenth Street gang violence, was considered in reaching your decision to terminate the TPS designation for El Salvador; and
5. A description of any involvement by White House officials in the decision-making process related to the TPS designation for El Salvador, including detailing any policy preference or perspective communicated by the White House to you or other Department of Homeland Security officials.

We urge you to reconsider the decision to end TPS protections for Salvadorans, and commit to working with Congress to pass legislation providing permanent protections for current TPS beneficiaries. Thank you for your attention to this matter.

With best personal regards, we are

Sincerely yours,

Ben Cardin
Benjamin L. Cardin
United States Senator

Patty Murray
United States Senator

Thomas R. Carper
United States Senator

Edward J. Markey
United States Senator

DHS-001-659-002415
Cory A. Booker  
United States Senator

Catherine Cortez Masto  
United States Senator

Tammy Duckworth  
United States Senator

Chris Van Hollen  
United States Senator

Kamala Harris  
United States Senator

Elizabeth Warren  
United States Senator

Kirsten Gillibrand  
United States Senator

Tina Smith  
United States Senator

Amy Klobuchar  
United States Senator

Ron Wyden  
United States Senator

Maria Cantwell  
United States Senator

Robert Menendez  
United States Senator

Mazie K. Hirono  
United States Senator
CC: The Honorable Rex Tillerson, Secretary
     U.S. Department of State
October 17, 2017

The Honorable Elaine Duke
Secretary of Homeland Security
Washington, DC 20528

Dear Secretary Duke:

On behalf of the 500,000 men and women of the Laborers’ International Union of North America (LIUNA), a union built by and for immigrants, I write to ask you to maintain and extend the Deferred Action for Childhood Arrivals (DACA) program, as well as the Temporary Protected Status (TPS) program. LIUNA supports comprehensive immigration reform but, until Congress acts, we ask that your Administration address DACA and TPS.

DACA recipients, known as Dreamers, work and pay taxes, supporting their families as well as the U.S. economy. These young Americans should not have to live and work in fear of deportation, especially when they have followed the rules. They came to our great country when they were children and need to know that they can continue to stay and work in the U.S. This is often the only home they have known. Dreamers are as American as those born here, except for an immigration status beyond their control. It is about time that they are able to live their lives unburdened by the fear of deportation. They need stability to continue to contribute more fully to our economy, our communities, and our union. Therefore, LIUNA supports continuation of the DACA program to protect this vital young workforce. LIUNA is working closely with Congress to pass the Dream Act, and we call on your Administration to maintain and extend DACA in the event that Congress does not do its job to pass this needed legislation.

Additionally, deadlines are approaching for the removal of workers under TPS for several nations, including Haiti, El Salvador, and Honduras. The end of the TPS program for residents of these distressed nations would have a significantly negative effect on the construction industry. Over twenty percent (20%) of TPS recipients work in the construction industry, most from these three nations. In addition to the devastating impact on these workers and their families, termination of the TPS program would lead to an estimated $45 billion reduction in the GDP, an immediate $6.9 billion reduction in tax contributions, and nearly $1 billion in employer costs. LIUNA supports an additional extension of the TPS program.
The construction industry needs to retain workers covered by the DACA and TPS programs to continue to build America. It is the right thing to do for these valued immigrants, our union, and our nation’s economy. I urge you to exercise your authority to maintain and extend both of these important programs.

With kind regards, I am

Sincerely yours,

TERRY O’SULLIVAN
General President

rj
opeiu2liuna
Page 126 of 746
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of the Freedom of Information and Privacy Act
More execsec for haiti.

From: Jill Marie Bussey [mailto:]  
Sent: Friday, November 17, 2017 6:13 PM  
To: Nealon, James; Dougherty, Michael  
Cc: Jeanne Atkinson; Hayden, Matt  
Subject: CLINIC Follow-Up | Haitian TPS  

Ambassador Nealon and Mr. Dougherty,

Thank you again for meeting to discuss Temporary Protected Status for Haiti earlier this week. I’m writing to follow up on our conversation and to provide the attached materials to Acting Secretary Duke as she completes her deliberations. We appreciate the time and careful consideration you and Acting Secretary Duke have put into this decision-making process, which affects tens of thousands of highly vulnerable people and their families.

One of the attachments is a letter from two brothers, Haitian TPS holders from Boston, who requested the opportunity to share their story with you and Acting Secretary Duke. In their letter, these young men detail the horrors of the 2010 earthquake, homelessness, and loss. They also talk about the lives they have worked so hard to rebuild in the U.S. and the fear of being returned to Haiti:

“We do still love the country where we were born, but we also love the new country that gave us welcome and a safe life. We are not sure what would happen to us if we had to go back. We don’t have money to buy a new home to replace the one that was eaten by the earthquake. Our mom cries a lot these past few months and now we know why, she has been afraid that we will have to leave our home in the U.S.”

We want to reiterate that Haiti meets the requirements for an 18-month extension of TPS under the law because extraordinary and temporary conditions continue to persist, making it unsafe for TPS holders to return. Haiti is on a slow and fragile path to recovery. Compounding disasters since the earthquake have hampered progress. Persisting extraordinary and temporary conditions include:

- **Lack of Housing/Homelessness:** Current estimates indicate there are nearly 38,000 internally displaced persons who remain homeless and live in camps. The Sept. 2017 hurricanes Irma and Maria displaced an additional 7,000 people. Lack of shelter is compounded by nearly 230,000 people being deported from the Dominican Republic over the past several years.
• **Cholera:** The cholera epidemic has killed nearly 10,000 people to date and sickened more than 800,000. At least 40 percent of the population lacks access to basic health care, as reported in the May 2017 Federal Register Notice. There have been nearly 11,000 new cases of cholera in 2017.

• **Food Insecurity:** Hurricanes Irma and Maria recently worsened the Haitian food crisis, brought about by the El Nino drought, Hurricane Matthew and other factors. There are 1.32 million people in Haiti suffering from severe food insecurity and 143,000 children suffering from malnutrition.

These and other factors subsequent to the earthquake have been evaluated and considered in every Federal Register Notice since the original designation (as these events have occurred). Reviewing such factors has been the past practice of the government, which is consistent with the spirit of the law. Just six months ago, then-Secretary John Kelly granted the six-month extension of TPS for Haiti, citing numerous country conditions immediately associated with the 2010 earthquake and subsequent events as set forth in the May Federal Register Notice at 23832. Since that time, Hurricanes Irma and Maria struck, exacerbating already dire conditions.

As an additional resource, we have attached a letter from Professor Jayesh Rathod of the American University, Washington College of Law that discusses the criteria for extension of Temporary Protected Status designations. His legal analysis supports reviewing all of the existing conditions that prevent the safe return of nationals. Professor Rathod’s letter provides legal analysis on the criteria for determining extensions for countries designated due to environmental disasters as well as extraordinary and temporary conditions, the latter applying to this current decision for Haiti. Specifically, Professor Rathod notes:

> “It follows that while an initial designation decision under INA § 244(b)(1)(C) may have centered on a specific set of conditions, any extension decision must necessarily evaluate other factors that would prevent the safe return of nationals... This type of analysis, however, is permitted (indeed, compelled) by the statute, and is consistent across TPS extension decisions.”

We appreciate your consideration of these additional resources and are at your and Secretary Duke’s disposal to discuss any of the information above, as well as CLINIC’s attached report, *Protecting families, stabilizing the region: Why temporary protected status is needed for Haiti*, which includes up-to-date country conditions as well as information about why TPS for Haiti is not against U.S. national interests and is necessary to stabilize the region.

I can be reached by email or on my cell phone at 240-353-5208. Again, thank you.

Sincerely,

Jill

Jill Marie Bussey  
Director of Advocacy  
Catholic Legal Immigration Network, Inc. (CLINIC)
Interested in CLINIC’s advocacy efforts?
Sign-up for our quarterly Advocacy Newsletter!

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August 16, 2017

The Honorable Elaine Duke
Department of Homeland Security
3801 Nebraska Avenue, NW
Washington, DC 20016

Dear Secretary Duke:

On behalf of the undersigned organizations, a coalition of labor unions representing working men and women in the construction and maintenance industry, we ask that you maintain and extend Temporary Protected Status (TPS) and Deferred Action for Childhood Arrivals (DACA), two programs that deeply affect our collective membership.

Our members work every day helping build the best infrastructure, private and public, for our nation. They have spent years building the skills at each of their crafts to bring the highest level of professionalism, the highest quality of work and the best performance in the industry. We represent both TPS and DACA beneficiaries, who are upstanding members of our unions and their communities. All of our members, TPS and DACA beneficiaries included, have gone through our apprenticeship programs and are valued employees of our signatory contractors.

We know that twenty-three percent of TPS recipients have found employment in the construction industry. While not all of them are working for an unionized employer, many of them are. Those beneficiaries are earning good wages for the work that they are doing, they pay taxes, and are able to send money home, helping to build the economies of their home countries, just as the TPS program was established to do. Furthermore, ending TPS for Haiti, El Salvador and Honduras alone would have expensive ramifications for our country. It would lead to a $45 billion reduction in GDP, an immediate $6.9 billion reduction in tax contributions and nearly a $1 billion in employer costs.
In addition, thousands of DACA youth have entered our apprenticeship programs and our unions. Ninety-five percent of DACA recipients are currently employed or in school. Sixty-three percent of them got better-paying jobs and working conditions. In the tax context, ending DACA would reduce Social Security and Medicare tax contributions by $24.6 billion over a decade, half of which would have been paid by employers.

The displacement of DACA and TPS recipients who are already working in the United States lawfully, and who are union members, will have extremely negative effects in the construction industry:

1. Undocumented workers are far more likely to be exploited by their employers, being forced to work in deplorable working conditions, and driving these workers underground. These conditions create both an economic and political environment that enables unscrupulous employers, who skirt the system often failing to pay taxes and thriving by exploiting an immigrant workforce. Eliminating these programs will only increase the prevalence of unscrupulous employers, who are skirting Federal and state laws.

2. These two programs, TPS and DACA, allow their recipients to stand up and demand better working conditions in a collective action. This action is the freedom that is granted to them by the United States. This freedom creates safer job sites, better quality work, and stronger communities for all workers. Eliminating these programs will have a chilling effect for both U.S. born workers and immigrant workers seeking to better their own working conditions.

3. As the administration and Congress debate and discuss the creation of a massive infrastructure bill, and as the economy continues to get better there is greater demand for skilled construction workers. Eliminating these programs will pull people off job sites, potentially create work stoppages; and reduce the number of apprentices learning vital skills to create a career in the construction industry. We cannot continue to grow as a country if we are reducing the number of good construction workers.

Maintaining DACA and TPS will allow workers to continue to lawfully work, contribute to our communities in an authorized capacity, and live with dignity. We know that many of our members currently working as DACA and TPS recipients are upstanding workers and community members.
We take pride in our members, and their families’ heritage and believe that they are playing a role in rebuilding families and workers livelihood.

The current uncertainty of whether or not these two programs will continue to exist is creating immense amounts of uncertainty among our members who are in fear that they will lose their status and their jobs. This fear extends to our contractors, many of whom are experiencing a booming construction industry, where the consistency of a skilled workforce is one of their top concerns.

We urge you to exercise your authority under section 8 U.S. Code § 1254 to continue to extend Temporary Protected Status (TPS) for those nearly 150,000 families who are working in the United States from countries currently designated for TPS and to continue to enforce Deferred Action for Childhood Arrivals (DACA).

Thank you for your consideration.

Respectfully,

Kenneth E. Rigmaiden, General President
International Union of Painters and Allied Trades

Eric Dean, General President
International Association of Bridge, Structural, Ornamental and Reinforcing Iron Workers

James Boland, General President
International Union of Bricklayers and Allied Craftworkers
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Page 133 of 746
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Page 137 of 746

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MEETING WITH PETER MAURER, PRESIDENT, THE INTERNATIONAL COMMITTEE OF THE RED CROSS
January 25, 2018

Objective:
- Develop a relationship with the International Committee of the Red Cross (ICRC) leadership, highlighting DHS immigration positions and discuss resilience.

Key Message
Speak to DHS’ recent immigration actions and priorities as well as the partnership with ICRC as catastrophic events arise.

Issues Likely to be Raised

TPS
- Regarding DHS decisions surrounding TPS, the ICRC has been involved in the discussion of, and will likely address, the logistical challenges surrounding repatriation.
- Your decision to terminate the TPS designation for El Salvador and the Acting Secretary’s decisions to terminate TPS status for Haiti and Nicaragua were made after consultation with appropriate agencies and review of the conditions on the ground in each country.
- The delayed termination dates for those countries were designed to allow for an orderly transition of those countries’ nationals back to their respective countries.
  - DHS is committed to an orderly transition that will allow time for El Salvador, Haiti, and Nicaragua to prepare for the return and reintegration of their citizens. DHS will work with the State Department and those governments to help inform relevant stakeholders in-country and in the United States to ensure an orderly return and reintegration of Salvadorans, Haitians, and Nicaraguans.
  - DHS will continue to coordinate with NGOs and other stakeholders in any additional TPS determinations upcoming.
- Per the statute, TPS was not intended to provide a long-term solution or permanent legal status for foreign nationals in the United States.
- Only Congress can legislate a permanent solution addressing the lack of an enduring lawful immigration status for those currently protected by TPS who have lived and worked in the United States for many years.

Chain Migration
- In collaboration with the Red Cross Societies in Mexico, Guatemala, Honduras and El Salvador, the ICRC provides numerous resources for migrants, including free phone services throughout Central America and the United States, to facilitate family reunification.
  - ICRC may raise concerns about the Administration’s emphasis on ending chain migration.
Refugees
• The United States remains a world leader in the refugee humanitarian crisis. Although the administration lowered this year’s ceiling to 45,000 refugee admissions, the U.S. will continue to accept more refugee referrals from the UN High Commissioner for Refugees than any other refugee resettlement country.
• It is important to remember that while the U.S. characterizes refugee and asylee statuses different as a result of the nuance of being in the U.S. or seeking admission at a port of entry for asylees, both are granted to people who have been persecuted or fear they will be persecuted.
• Therefore, it is important, when considering our nation’s humanitarian response to consider not only refugee resettlement but also the work being done and the challenges confronted in providing asylum to tens of thousands of refugees who are already in the United States, many of whom have first made those claims upon arrival at the border or soon after crossing into the United States.

Resilience
• We’ve learned a lot from these disasters, especially when it comes to readiness for catastrophic disasters.
• We need the American public to understand that FEMA is not a first responder.
• FEMA’s internal focus will be on ensuring that the agency is ready for catastrophic disasters.
  ➢ Thus for the 75% of presidentially declared disasters that are under $41 million each year, FEMA is looking for state and local governments to play a more significant role.
  ➢ FEMA will continue to fund recovery for these smaller disasters, but will increasingly rely on the state and local governments to manage their own recovery programs.
• FEMA aims to have these smaller disasters be federally supported, state-managed, and locally executed.
• DHS will continue to look to partner with ICRC on these catastrophic events.

Logistics:
• The meeting will be held at the Congress Centre Public Figures Lounge.
• Advance Lead for the site is Claude Voillat, ICRC Economic Adviser, (b)(6)

Attachment:
A. Biography of Peter Maurer

Staff Responsible for Briefing Memo: Katherine Telford, OPE/PSO (b)(6)
Reviewed and approved by: Matt Hayden, (A) Deputy Assistant Secretary, Private Sector Office (b)(6)
Page 142 of 746

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of the Freedom of Information and Privacy Act.
Good afternoon Briana,

BIT/Americas (Jillian St. John) clears the attached USCIS-drafted response without comment; PLCY Exec Sec provides minor edits for consideration. Do you clear for PLCY?

PLCY’s clearance is due to USCIS by 1:30 p.m. today (12/13).

Best regards,

Grant Blanton
Social Science Analyst
Office of Strategy, Policy, and Plans | Executive Secretariat
U.S. Department of Homeland Security
Clear for LATAM-C, thank you

From: Pley Exec Sec  
Sent: Wednesday, December 13, 2017 12:48 PM  
To: OIA-LATAM-C <(b)(6)>; Americas <(b)(6)>  
Cc: Immigration Policy <(b)(6)>; PLCY-BIT Tasking <(b)(6)>; Pley Exec Sec <(b)(6)>  
Subject: RE: [Due 12/13 at 11:30 a.m.] [USCIS Comment/Clearance] WF #1152700 - Neil L. Bradley writes requesting extension for TPS for El Salvador, Honduras, and Haiti.  

Good afternoon BIT/Americas,

Do you plan to provide feedback on the attached draft response? Much of it mirrors the Gillibrand response with the exception of a few country-specific sections.

Please let us know soonest.

Best regards,

Grant Blanton  
Social Science Analyst  
Office of Strategy, Policy, and Plans | Executive Secretariat  
U.S. Department of Homeland Security

---

From: Pley Exec Sec  
Sent: Monday, December 11, 2017 12:45 PM  
To: OIA-LATAM-C <(b)(6)>; Americas <(b)(6)>  
Cc: Pley Exec Sec <(b)(6)>; Immigration Policy <(b)(6)>; PLCY-BIT Tasking <(b)(6)>  
Subject: [Due 12/13 at 11:30 a.m.] [USCIS Comment/Clearance] WF #1152700 - Neil L. Bradley writes requesting extension for TPS for El Salvador, Honduras, and Haiti.  

Good afternoon BIT/Americas (LATAM-C),
Please review the attached USCIS-drafted response and, working with BIT/IMM for equities, provide PLCY-consolidated comments/edits (in Track Changes) or clearance to PLCY Exec Sec by 11:30 a.m. on Wednesday (12/13).

Best regards,

**Grant Blanton**
Social Science Analyst
Office of Strategy, Policy, and Plans | Executive Secretariat
U.S. Department of Homeland Security

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<tr>
<th>Sender:</th>
<th>Picy Exec Sec</th>
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</table>

| Sent Date: | 2017/12/13 13:00:46 |
The Honorable Elaine Duke  
Acting Secretary of Homeland Security  
Department of Homeland Security  
Washington, DC 20528

Dear Acting Secretary Duke:

The U.S. Chamber of Commerce urges the Department of Homeland Security to extend the Temporary Protected Status (TPS) designations for El Salvador, Honduras, and Haiti. These designations have been in place since 2001, 1999, and 2010 respectively and, according to the Center for Migration Studies, apply to a significant number of individuals – 195,000 Salvadorans, 57,000 Hondurans, and 50,000 Haitians.

While the Chamber appreciates that the TPS program is intended to be temporary, the reality is these individuals have now lived and worked in communities across this nation for in some cases nearly two decades now. We urge you to extend the current TPS designations and to work with Congress on a more permanent resolution to the status of these TPS beneficiaries.

The labor force participation for each of these nation’s respective TPS populations is over 80%. Terminating these designations would end the work authorization of many key employees for our member companies. Further, the loss of employment authorization for these populations would adversely impact several key industries where TPS recipients make up a significant amount of the workforce. These industries include construction, food processing, hospitality, and home healthcare services.

With regard to the construction industry, ending the TPS designation for these three countries will exacerbate existing labor shortages in the industry at a time when such workers are essential to hurricane recovery efforts in states like Texas and Florida. There are an estimated 50,000 construction workers from these three countries who have TPS, many of them residing in these two states. Terminating these individuals’ work authorization would run counter to the administration’s goal of ensuring a timely and full recovery for these disaster areas.

We urge you to extend the TPS designations for El Salvador, Haiti, and Honduras for a
Page 146 of 746
Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
<table>
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<tr>
<th>From:</th>
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Cleared

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From: Pcly Exec Sec

Sent: Wednesday, December 13, 2017 1:00:46 PM

To: Petyo, Briana

Cc: Pcly Exec Sec

Subject: [for your clearance] [USCIS Comment/Clearance] WF #1152700 - Neil L. Bradley writes requesting extension for TPS for El Salvador, Honduras, and Haiti.

Good afternoon Briana,
BIT/Americas (Jillian St. John) clears the attached USCIS-drafted response without comment; PLCY Exec Sec provides minor edits for consideration. Do you clear for PLCY?

PLCY’s clearance is due to USCIS by 1:30 p.m. today (12/13).

Best regards,

Grant Blanton
Social Science Analyst
Office of Strategy, Policy, and Plans | Executive Secretariat
U.S. Department of Homeland Security

From: St. John, Jillian
Sent: Wednesday, December 13, 2017 12:57 PM
To: Pley Exec Sec <b>(6)</b>; OIA-LATAM-C <b>(6)</b>; Americas <b>(6)
Cc: Immigration Policy <b>(6)>

Subject: RE: [Due 12/13 at 11:30 a.m.] [USCIS Comment/Clearance] WF #1152700 - Neil L. Bradley writes requesting extension for TPS for El Salvador, Honduras, and Haiti.

Clear for LATAM-C, thank you

---

From: Plcy Exec Sec

Sent: Wednesday, December 13, 2017 12:48 PM

To: OIA-LATAM-C <b>(6)>

Cc: Immigration Policy <b>(6)>

Subject: RE: [Due 12/13 at 11:30 a.m.] [USCIS Comment/Clearance] WF #1152700 - Neil L. Bradley writes requesting extension for TPS for El Salvador, Honduras, and Haiti.

---

Good afternoon BIT/Americas,

Do you plan to provide feedback on the attached draft response? Much of it mirrors the Gillibrand response with the exception of a few country-specific sections.

Please let us know soonest.
Best regards,

Grant Blanton
Social Science Analyst
Office of Strategy, Policy, and Plans | Executive Secretariat
U.S. Department of Homeland Security

From: Plcy Exec Sec

Sent: Monday, December 11, 2017 12:45 PM

To: OIA-LATAM-C <(b)(6)>; Americas

Cc: Plcy Exec Sec <(b)(6)>; Immigration Policy

PLCY-BIT Tasking <(b)(6)>
Subject: [Due 12/13 at 11:30 a.m.] [USCIS Comment/Clearance] WF #1152700 - Neil L. Bradley writes requesting extension for TPS for El Salvador, Honduras, and Haiti.

Good afternoon BIT/Americas (LATAM-C),

Please review the attached USCIS-drafted response and, working with BIT/IMM for equities, provide PLCY-consolidated comments/edits (in Track Changes) or clearance to PLCY Exec Sec by 11:30 a.m. on Wednesday (12/13).

Best regards,

Grant Blanton

Social Science Analyst

Office of Strategy, Policy, and Plans | Executive Secretariat

U.S. Department of Homeland Security

Sender: Petyo, Briana
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**Sent Date:** 2017/12/13 16:10:29
Good afternoon BIT/IMM,

Please review the attached USCIS-drafted response and provide comments/edits (in Track Changes) or clearance to PLCY Exec Sec by **10:30 a.m. on Wednesday, January 31**.

BIT/Americas and TPSP/SCO are cc’d for awareness.

Best regards,

**Grant Blanton**  
Social Science Analyst  
Office of Strategy, Policy, and Plans | Executive Secretariat  
U.S. Department of Homeland Security

---

**From:**  
DHS-001-659-002452

**To:**  
“Immigration Policy <b>(6)"  
“Pcy Exec Sec <b>(6)"  
“PLCY-SCO Tasking <b>(6)  
“Petyo, Briana <b>(6)"  

**CC:**  
DHS-001-659-002452

**Subject:**  

**Date:**  
2018/01/29 12:31:02

**Priority:**  
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**Type:**  
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of the Freedom of Information and Privacy Act
Page 160 of 746

Withheld pursuant to exemption

(R)(5)

of the Freedom of Information and Privacy Act
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<td>Meeting with Senator Tester, MT</td>
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<td>3</td>
<td>Phone Call to Senator Grassley</td>
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<td>Meeting with Senator Nelson</td>
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<td>Meeting with Senator Heitkamp</td>
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<td>Prep: PSG- Global Migration Compact</td>
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<td>7</td>
<td>Justice and Home Affairs Ministerial Reception</td>
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MEETING WITH SENATOR BILL NELSON
November 16, 2017

Objective:
- You will meet with Senator Bill Nelson (D-FL) to discuss your imminent decision whether to extend Temporary Protected Status (TPS) for Haiti. Senator Nelson will urge you to extend TPS for 18 months from the current extension that expires on January 22, 2018. Senator Nelson wrote you on August 24, 2017 with the same request.

Key Messages: You are currently evaluating the conditions in Haiti including the impact of Hurricane Matthew, and based on that evaluation will make a decision on whether to extend or terminate TPS for Haiti.

Key Issues:
Background on TPS Designation for Haiti
- Following the devastating magnitude 7.0 earthquake that struck Haiti on January 12, 2010, former Secretary Napolitano designated Haiti for TPS on January 21, 2010, due to extraordinary and temporary conditions resulting from the earthquake.
- Haiti’s designation has been extended four times since the 2011 re-designation.
- Canada had a similar program for Haiti following the earthquake that they terminated on December 1, 2014.
- Most recently, Secretary Kelly extended TPS for a limited six months on May 24, 2017.

Secretary’s TPS Designation Authority
- Under federal law, in order for the Secretary to designate a country for TPS, the Secretary must find that one or more of the following three statutory bases are met:
  - There is an ongoing armed conflict within the country that would pose a serious threat to the personal safety of the country’s nationals if they were returned;
  - There has been an environmental disaster resulting in a substantial, but temporary, disruption of the living conditions in the area affected, the country is temporarily unable to handle adequately the return of its nationals, and the country has officially requested TPS designation; or
  - There exist extraordinary and temporary conditions in the country that prevent nationals from returning in safety, and the Secretary does not find that permitting the country’s nationals to remain temporarily in the United States would be contrary to the national interest of the United States.
- If the Secretary finds that the conditions for designation continue to be met, the TPS designation must be extended for 6, 12, or 18 months. If the Secretary determines that the country no longer meets the statutory conditions for designation, however, she shall terminate the designation.
- At least 60 days before the expiration of a TPS designation, the Secretary, after consultation with appropriate U.S. Government agencies, must review and determine whether the conditions supporting the designation continue to be met. The 60-day decision deadline for Haiti’s TPS designation is Thursday, November 23, 2017.
Decision on TPS

Logistics:
- The meeting will take place on November 16, 2017 in Senator Nelson’s office in room 716 of the Hart Senate Office Building at 2:30 pm.
- Closed to press.

Attachments:
A. Senator Nelson’s Letter dated August 24, 2017
B. USCIS Response dated September 25, 2017
C. Participant List
D. Biography

Staff Responsible for Briefing Memo: James M. Phillips, Director, Office of Legislative Affairs.
August 24, 2017

The Honorable Elaine Duke
Acting Secretary of Homeland Security
3801 Nebraska Avenue NW
Washington, DC 20528

Dear Acting Secretary Duke:

I write regarding Temporary Protected Status (TPS) for Haitian nationals. Given Haiti’s continued recovery from the 2010 earthquake and last fall’s Category 4 hurricane, I strongly urge you to grant a full, 18-month extension of Temporary Protected Status for the roughly 60,000 Haitian nationals living here in the U.S.

The 2010 earthquake killed more than 200,000 people, displaced another one million, and ultimately led to a cholera epidemic that devastated the island. Last October, Hurricane Matthew’s destruction compounded these problems and created new ones, killing more than 1,000 people, devastating Haiti’s infrastructure and agricultural system, and leaving many Haitians without a secure supply of food or shelter. As Secretary Kelly himself noted earlier this year, “significant losses of crops and livestock in the regions damaged by Hurricane Matthew impacted the entire country.”

Hurricane Matthew has significantly set back Haiti’s ongoing recovery efforts, and I strongly urge you to fully consider these conditions in extending TPS for another 18 months.

Then-Secretary Kelly and I have worked together closely on this issue, and I look forward to doing the same with you. As you consider this request to extend TPS beyond its current expiration date of January 22, I encourage you to visit Haiti to assess the conditions on the ground there for yourself. I also encourage you to meet with Haitian leaders in Florida to discuss the importance of extending protections for those already living here and the impact it has on the community.

The new Government of Haiti is in the process of implementing an economic growth plan so Haiti can better serve its people at home and those living abroad. I know that you share hopes for a stable and prosperous Haiti, and I look forward to working with you to achieve these goals.

Thank you for your attention to this matter.

Sincerely,

Bill Nelson
The Honorable Bill Nelson  
United States Senator  
Washington, DC 20510

Dear Senator Nelson:

Thank you for your August 24, 2017 letter. Acting Secretary Duke asked that I respond on her behalf.

In your letter you request that Acting Secretary Duke grant a full 18-month extension of Temporary Protected Status (TPS) for Haiti. On May 22, 2017, former Secretary Kelly announced his decision to extend the TPS designation for Haiti for an additional 6 months, from July 23, 2017, through January 22, 2018.

Prior to January 22, 2018, the Acting Secretary will re-evaluate the designation for Haiti and will determine whether another extension, a re-designation, or a termination is warranted, in full compliance with the Immigration and Nationality Act.

Thank you for your interest in this important matter. Should you wish require any additional assistance, please have your staff contact the U.S. Citizenship and Immigration Services Office of Legislative Affairs at (b)(5).

Respectfully,

(b)(5)

James W. McCament  
Acting Director
Good afternoon Briana,

Lat-Am cleared (Cloe)—with the below highlighted comment--the attached USCIS-drafted response to Sen. Feinstein re the FRNs associated with TPS Determinations for Honduras, Nicaragua, and Haiti. IMM cleared (Smith)—without comment.

PLCY review **was due at 3pm today, 1/17.**
Do you clear for PLCY?

Office of Strategy, Policy, and Plans | ExecSec

**From:** Cloe, David  
**Sent:** Wednesday, January 17, 2018 5:55 PM  
**To:** Pley Exec Sec; OIA-LATAM-C  
**Cc:** Americas

**Subject:** RE: Due 2pm 1/17 [USCIS Draft] Response to Sen. Feinstein re TPS Determinations for Honduras, Nicaragua, and Haiti [WF-1155099]

Sorry Hilario – No issues/edits from us, and good to see they have the blank spaces ready for the update on Haiti. They might also consider adding a blurb on El Salvador, even though the senator’s office didn’t ask; but that’s only because the decision came out after she wrote the letter.

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy
From: Ponce, Hilario On Behalf Of Plcy Exec Sec  
Sent: Wednesday, January 17, 2018 5:19 PM  
To: OIA-LATAM-C; Plcy Exec Sec  
Cc: Americas; Plcy Exec Sec  
Subject: FW: Due 2pm 1/17 [USCIS Draft] Response to Sen. Feinstein re TPS Determinations for Honduras, Nicaragua, and Haiti [WF-1155099]

Good afternoon Lat-Am,  
Checking on the status of your review.  
Thank you.

From: On Behalf Of Plcy Exec Sec  
Sent: Friday, January 12, 2018 2:38 PM  
To: Immigration Policy; OIA-LATAM-C  
Cc: PLCY-BIT Tasking; Americas; Plcy Exec Sec  
Subject: Due 2pm 1/17 [USCIS Draft] Response to Sen. Feinstein re TPS Determinations for Honduras, Nicaragua, and Haiti [WF-1155099]

Good afternoon IMM PLCY and Latin America,

Please review the attached USCIS-drafted response to Sen. Feinstein re the FRNs associated with TPS Determinations for Honduras, Nicaragua, and Haiti and provide comment/clearance by 2pm 1/17.

Thank you.
December 13, 2017

The Honorable Kirstjen Nielsen
Secretary of Homeland Security
3801 Nebraska Avenue, NW
Washington, DC 20528

Dear Secretary Nielsen:

As you know, the Immigration and Nationality Act (INA) requires the Secretary of the Department of Homeland Security (DHS) to provide publication in the Federal Register when a determination is made to extend or terminate Temporary Protected Status (TPS). I write to express my concern regarding the delayed publication of Federal Register notices associated with the TPS determinations for Honduras, Nicaragua, and Haiti. These notices are many weeks overdue.

To date, no Federal Register notice has been published related to the termination of the TPS designation for Nicaragua or the extension of the TPS designation for Honduras, both announced in a U.S. Citizenship and Immigration Services (USCIS) press release on November 6, 2017. The release noted that TPS holders from these countries will be required to reapply for Employment Authorization Documents (EAD) in order to legally work in the United States and that “Further details about this renewal for TPS will appear in a Federal Register notice.” However, five weeks later, neither notice has been published.

Likewise, no Federal Register notice has been published related to the termination of the TPS designation for Haiti. That decision was also announced in a press release on November 20, 2017 with the same language about a forthcoming Federal Register notice which has not been published. These lapses follow a pattern that started with the delayed decision to terminate the TPS designation for Sudan. DHS did not publish a Federal Register notice setting forth the expiration of TPS for that country until October 11, 2017 — five weeks after the decision was due on September 3, 2017.
These types of delays cause additional anxiety for TPS holders, create an opportunity for unscrupulous actors, and cause confusion for employers seeking to verify lawful permission to work. I urge DHS to issue these outstanding Federal Register notices immediately, as they are long overdue. I request your commitment to the timely publication of all TPS Federal Register notices going forward, to avoid unnecessary and harmful delays. I would be happy to discuss this if you wish. Thank you very much.

Sincerely,

Dianne Feinstein
United States Senator

DF:jnp:om
I cleared it should be at a minimum at Tracy’s level if not at your level.

From: Neumann, Elizabeth
Sent: Friday, November 17, 2017 4:40 PM
To: Petyo, Briana
Subject: FW: Haiti TPS Folder

Do you have any visibility?

From: Wolf, Chad
Sent: Friday, November 17, 2017 4:09:36 PM
To: Indyk, Lawrence; Stoddard, Kaitlin; Neumann, Elizabeth; Gauvin, Connor
Cc: ESEC-Internal Liaison; Krause, Scott
Subject: RE: Haiti TPS Folder

Where are we in the clearance process?

From: Indyk, Lawrence
Sent: Friday, November 17, 2017 3:49 PM
To: Stoddard, Kaitlin; Wolf, Chad; Neumann, Elizabeth; Gauvin, Connor
Cc: ESEC-Internal Liaison; Krause, Scott
Subject: RE: Haiti TPS Folder

Please see attached soft copies.

Respectfully,
Indy

Lawrence Indyk
Office of the Executive Secretary
Office of the Secretary
U.S. Department of Homeland Security
ESEC: Excellent Service, Endless Commitment

1153120
17-7101

From: Stoddard, Kaitlin
Sent: Friday, November 17, 2017 3:31 PM
To: Krause, Scott <b>; Wolf, Chad <b>; Neumann, Elizabeth <b>; Gauvin, Connor <b>
Cc: ESEC-Internal Liaison <b>
Subject: RE: Haiti TPS Folder

Would appreciate a copy for AS2 as well. Don’t recall seeing it, but I could be mistaken. thank you.

From: Krause, Scott
Sent: Friday, November 17, 2017 3:26 PM
To: Wolf, Chad <b>; Neumann, Elizabeth <b>; Stoddard, Kaitlin <b>; Gauvin, Connor <b>
Cc: ESEC-Internal Liaison <b>
Subject: RE: Haiti TPS Folder

Chad, checking…

Scott Krause
Executive Secretary
U.S. Department of Homeland Security

“ESEC: Excellent Service Endless Commitment”

From: Wolf, Chad
Sent: Friday, November 17, 2017 3:25 PM
To: Krause, Scott <b>; Neumann, Elizabeth <b>; Stoddard, Kaitlin <b>
Subject: Haiti TPS Folder

I would like to send the Haiti TPS Folder home with AS1 over the weekend. Has it cleared routing and can you send an electronic copy to me (I’m down at the RRB)?
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<td><strong>Delivered Date:</strong></td>
<td>2017/11/17 16:50:45</td>
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From: Jacobstein, Eric
Sent: Friday, January 12, 2018 4:14:20 PM
To: Jacobstein, Eric
Subject: FW: READOUT: ENGEL Call with Haiti's Ambassador

FYI – and tweet here: https://twitter.com/HFACDemocrats/status/951910249656737793

From: Press, HFAC Dems
Sent: Friday, January 12, 2018 3:12 PM
Subject: READOUT: ENGEL Call with Haiti's Ambassador
For Immediate Release
January 12, 2018

READOUT OF ENGEL CALL WITH HAITI’S AMBASSADOR TO THE UNITED STATES

WASHINGTON—Representative Eliot L. Engel, Ranking Member of the House Committee on Foreign Affairs, today spoke with His Excellency Paul Altidor, Ambassador of Haiti to the United States. Representative Engel expressed his dismay at President Trump’s racist and hateful comments about Haiti and its people, and underscored the friendship and shared respect.
that have been the foundation of the United States-Haiti relationship. Representative Engel conveyed his support and admiration for the people of Haiti and the Haitian-American diaspora community as they mark the eighth anniversary of the devastating earthquake, and assured the Ambassador that the President’s views do not reflect the character of our country. Finally, Representative Engel expressed his concerns about President Trump’s termination of Temporary Protected Status (TPS) for Haitians living in the United States, which would rip families apart, and reiterated his desire to continue working toward a legislative solution to override the President’s TPS decision.

# # #
If you can ask, Briana, that we would great. Serious decisions for tens of thousands of people are in play waiting for this document.

From: Nealon, James  
Sent: Friday, January 05, 2018 7:03:29 PM  
To: Petyo, Briana; Cloe, David  
Cc: St. John, Jillian  
Subject: RE: Responses to TPS Questions from Ambassador Altidor  

NGOs raised it with S1 today in El SSL mtg. USCIS and OGC were there.

From: Petyo, Briana  
Sent: Friday, January 05, 2018 7:02:01 PM  
To: Cloe, David; Nealon, James  
Cc: St. John, Jillian  
Subject: RE: Responses to TPS Questions from Ambassador Altidor  

It was signed Tuesday was my understanding. Will ask.

From: Cloe, David  
Sent: Friday, January 05, 2018 7:00:51 PM  
To: Nealon, James; Petyo, Briana  
Cc: St. John, Jillian  
Subject: FW: Responses to TPS Questions from Ambassador Altidor
Sir/Briana- Long story short, if either of you are in touch with the front office over the weekend, feel free to ask about the Haitian TPS FRN.

Thanks - David

---

From: Prelogar, Brandon B  
Sent: Friday, January 05, 2018 5:16:56 PM  
To: Cloe, David; Nuebel Kovarik, Kathy; Anderson, Kathryn E; St. John, Jillian; Nicolas, Margarette B  
Cc: Drake, Marian E; Prophete, Ginette Y; Deshommles, Samantha L; Rigdon, Jerry L  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Last we heard was that it is with the DHS Front Office and S2 is signing.

---

From: Cloe, David  
Sent: Friday, January 05, 2018 4:46:05 PM  
To: Nuebel Kovarik, Kathy; Anderson, Kathryn E; St. John, Jillian; Nicolas, Margarette B  
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

All – Any updates on the FRN? Just took call from Ambassador Altidor who was asking...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

---

From: Nuebel Kovarik, Kathy  
Sent: Wednesday, January 3, 2018 12:27 AM  
To: Cloe, David; Anderson, Kathryn E; St. John, Jillian  
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Okay, and yes, if we’re successful on the data for Haiti, we can likely do for the others.

Kathy Nuebel Kovarik  
Chief, Office of Policy and Strategy  
U.S. Citizenship and Immigration Services
As promised. Of note, I had only one edit with the entire document; I added “unfortunately” to the response for the first question.

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

Sir – The attached document has responses to the questions you raised during your meeting with Assistant Secretary Nealon at DHS HQ on December 13th.

Of note, my colleagues at U.S. Citizenship and Immigration Services (USCIS) are still formulating a response to your question concerning demographic information on Haitian TPS beneficiaries, and hope to have that available to you soon. Additionally, those same colleagues tell me that they’re very close to completing the clearance process for the Federal Register Notice (FRN) and should be able to publish it very soon.

Thanks for your patience, and please let me know if you have any follow-on questions we can clarify.

David

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

Sender:
*Nealon, James (b)(6)*  
*Petro, Briana (b)(6)*  
*St. John, Jillian (b)(6)*

Recipient:
Cloe, David  
DHS-001-659-002477  
DHS-001-659-002477
Kathy,

FYSA, this is being sent through ESEC and likely to come your way.

The original message did make it to James and Julie but the rest of the addresses were not correct.

I have others who have fielded FRN requests CC’d for awareness as well.

Matt
From: Jill Marie Bussey

Sent: Monday, December 04, 2017 8:39:10 PM

To: [b][6]

Cc: Kirchner, Julie; [b][6] Hayden, Matt; McCament, James W

Subject: 130+ Organizations Urge DHS & USCIS to issue TPS Federal Register Notices

Dear Acting Secretary Duke and Director Cissna,

We the undersigned—133 faith-based, legal, non-profit, academic, and other organizations from across the country—respectfully and formally write to request that DHS and USCIS immediately publish the Federal Register Notices in connection with the recent TPS decisions for Nicaragua, Honduras, and Haiti.

These delays are now totaling nearly a month for Nicaragua and Honduras and two weeks for Haiti. As described in the attached letter, we are gravely concerned with this failure to timely publish the Federal Register Notices as it is resulting in mass confusion in the field. These unprecedented delays leave highly vulnerable TPS holders in limbo, cause unnecessary confusion among employers and legal services providers, and create an environment where perpetrators of legal services fraud can thrive.

As always, we appreciate your time and attention and are at your disposal to answer any questions regarding the attached request.

Sincerely,
Jill Marie Bussey  
Director of Advocacy  
Catholic Legal Immigration Network, Inc. (CLINIC)  
8757 Georgia Avenue, Suite 850  
Silver Spring, MD 20910  
Office: 301-565-4844  
Mobile: 240-353-5208  
Twitter: @JillMBussey  
www.cliniclegal.org

| Sender          | Hayden, Matt  
|                | [6]  
|                | [6]  
| Recipient       | "Nuebl Kovarik, Kathy  
|                | [6]  
|                | [6]  
|                | "McCament, James W  
|                | [6]  
|                | [6]  
|                | "Kirchner, Julie  
|                | [6]  
|                | [6]  
|                | "Nealon, James  
|                | [6]  
|                | [6]  
|                | "Dougherty, Michael  
|                | [6]  
|                | [6]  
|                | "Barsa, John  
|                | [6]  
|                | [6]  
| Sent Date       | 2017/12/05 08:34:48 |
December 4, 2017

The Honorable Elaine C. Duke
Acting Secretary
U.S. Department of Homeland Security
3801 Nebraska Avenue, NW
Washington, D.C. 20528

The Honorable L. Francis Cissna
Director of U.S. Citizenship and Immigration Services
111 Massachusetts Avenue, NW
Washington, D.C. 20008

RE: Publication of Temporary Protected Status Determinations

Dear Acting Secretary Duke and Director Cissna,

We the 126 undersigned represent organizations that are comprised of, represent, and advocate on behalf of Temporary Protected Status (TPS) holders. We write to request the immediate publication of the Federal Register Notices associated with the TPS determinations for Honduras, Nicaragua, and Haiti released on Nov. 6 and Nov. 20, respectively.

We are deeply troubled by what appears to be a trend under the current administration involving the release of TPS determinations on or after the 60-day statutory requirement as well as extended delays in the publication of Federal Register Notices. While we appreciate the amount of time and effort that goes into the decision process, we are deeply concerned about the impact of these delays.

The Immigration and Nationality Act requires, “at least 60 days before the expiration of a country’s TPS designation or extension, the Secretary, after consultation with appropriate Government agencies, must review the conditions in a foreign state designated for TPS and determine whether the conditions for the TPS designation continue to be met. The [Secretary] shall provide on a timely basis for the publication of notice of each such determination, and, in the case of an affirmative decision, the period of extension . . .”. 8 U.S.C. § 1254a(b)(3)(A); INA § 244(b)(1) (emphasis added).

This year, the TPS determinations for Sudan and South Sudan were expected on Sept. 4. Two weeks later, USCIS released the TPS determinations for these countries, extending the designation for South Sudan and terminating the designation for Sudan. In that Sept. 18 communication, Acting Homeland Security Secretary Duke indicated the decision to terminate TPS for Sudan would be managed in an orderly fashion. Unfortunately, this announcement was followed by a Federal Register Notice that was posted for pre-publication and withdrawn,
CASA
Casa Mary Johanna
Casa Reina
Catholic Charities Archdiocese of Boston
Catholic Charities Community Services, Archdiocese of New York
Catholic Charities of Pueblo
Catholic Charities of Raleigh
Catholic Charities of the Archdiocese of Washington
Catholic Charities Tompkins/Tioga
Catholic Legal Immigration Network, Inc.
Catholic Migration Services
Catholic Social Services
Central Florida AFL-CIO
Central Florida Jobs with Justice
Centro Comunitario CEUS
Centro Presente
Centro Romero
Chelsea Collaborative, Inc.
Church Council of Greater Seattle
Church World Service
Coalition for Humane Immigrant Rights (CHIRLA)
Community Legal Advocate of New York
Congregation of Our Lady of Charity of the Good Shepherd, U.S. Provinces
Congregation of St. Joseph
Connecticut Institute for Refugees and Immigrants
CRECEN - Houston
Dominican Development Center/ Immigrant Defense Project
Dominican Sisters of Adrian, Michigan
Dominican Sisters of Houston
Ecumenical Ministries of Oregon
El Centro Hispano, Inc.
El Paracaidista
Fair Immigration Reform Movement (FIRM)
Faith in Florida
FANM-Haitian Women of Miami
First Congregational United Church of Christ
FL Immigrant Coalition
Florida Center for Fiscal and Economic Policy
Florida Student Power Network
Franciscan Action Network
Franklin County Legal Services
Friends of Broward Detainees
Friends of Miami-Dade Detainees
Global Justice Clinic, NYU Law *This communication does not purport to represent the institutional views, if any of NYU
Grand Island Latino Network
Greater New York Labor Religion Coalition
Haitian-Americans United for Progress
Haitian Clergy Association
Harvard College Act On a Dream
Hodureños Unidos de Tampa
Hondurans Against AIDS
Hope CommUnity Center
Houston’s America For All
Immigrant Legal Advocacy Project
Immigrant Legal Center of Boulder County
Immigrant Legal Resource Center
Immigrant Rights Clinic at NYU School of Law
Inter-faith Coalition on Immigration, MN
Interfaith Council of Contra Costa County
InterReligious Task Force on Central America and Colombia
Iowa Justice For Our Neighbors
IUC Ministerios Rios de Agua Viva/Joy Like A River UCC
Jefferson County Immigrant Rights Advocates
Jesuit Social Research Institute/Loyola University New Orleans
Justice For Our Neighbors (Houston, TX)
Justice, Peace and Reconciliation Commission, Priests of the Sacred Heart, U.S. Province
Kentucky Equal Justice Center
Kitsap Immigrant Assistance Center
La Casa de Amistad
La Comunidad, Inc.
La Union del Pueblo Entero
Latin America Working Group (LAWG)
Latin American Legal Defense and Education Fund (LALDEF)
Latino Commission on AIDS
Law Office of Steffani Powell
Leadership Conference of Women Religious
Lutheran Church of Our Redeemer
Lutheran Immigration and Refugee Service
Lutheran Social Services of New York
Maryknoll Office for Global Concerns
Mi Casa
Mi Familia Vota
National Advocacy Center of the Sisters of the Good Shepherd
National Justice for Our Neighbors
New Florida Majority
New York Immigration Coalition
New York Law School Asylum Clinic
NHCUCC Immigration Group
Office of Social Justice, Christian Reformed Church in North America
Orange County Classroom Teachers Association
Organize Florida
Our Lady Queen of Peace Catholic Church
Pax Christi USA Ambassador of Peace
PICO National Network
Presbyterian Church (U.S.A.)
Presentation Sisters at Caminando Juntos
Project IRENE
Queer Detainee Empowerment Project
Red Mexicana de Lideres y Organizaciones Migrantes
Reformed Church of Highland Park
Refugee & Immigration Ministries, Christian Church (Disciples of Christ)
Saint Patrick’s Church, Baltimore
Salvadoran American National Network (SANN)
Salvadoran Association of Los Angeles /ASOSAL
School Sisters of Notre Dame - Central Pacific Province
SEIU 32BJ
Service Employees International Union (SEIU)
Sisters of Mercy of the Americas - Institute Justice Team
Sisters of Mercy of the Holy Cross
Sisters of Mercy West Midwest Community Justice Team
Sisters of Saint Joseph of Chestnut Hill, Philadelphia
Sisters of St. Joseph of the Third Order of St. Francis
Sisters of the Living Word
South Florida Interfaith Worker Justice
Students Working for Equal Rights
Tennessee Immigrant and Refugee Rights Coalition
The Episcopal Church of Saint Paul et les Martyrs d’Haiti
The Farmworker Association of Florida, Inc.
The Right to Immigration Institute (TRII)
Unitarian Universalist Mass Action Network
United Families
Wallingford Indivisible
WeCount!
Women Working Together USA
Youth and Young Adult Network of the Farmworker Ministry

cc: Julie Kirchner, Citizenship and Immigration Services Ombudsman at the Department of Homeland Security
Oliver Potts, Director, Office of Federal Register
Should we execsec this as part of the Haiti info? They were among the group I met with earlier this week.

From: Melissa Hastings [mailto:]
Sent: Friday, November 17, 2017 2:41 PM
To: Nealon, James; Dougherty, Michael
Subject: USCCB/MRS Haiti Trip Report

Dear Assistant Secretary Nealon and Assistant Secretary Dougherty,

Thank you for taking the time to meet earlier this week on Temporary Protected Status for Haiti. My colleagues and I appreciated the opportunity to discuss this important issue with you. Attached please find an electronic copy of USCCB's report on our delegation trip to Haiti, as well as the corresponding cover letter from Bishop Vásquez. Below please find the press release we issued in conjunction with the report.

Please let me know if you have any questions regarding the report. We look forward to future engagement.

Best,
Melissa

Melissa Velarde Hastings, Esq.
Policy Advisor
USCCB / Migration and Refugee Services
3211 Fourth Street NE
Washington, DC 20017
Office: 202-541-3207 / Fax: 202-541-3399
mhastings@usccb.org
USCCB Migration and Refugee Services Releases Report Recommending Extension of Temporary Protected Status (TPS) for Haiti

November 9, 2017

WASHINGTON—The U.S. Conference of Catholic Bishops’ Office of Migration and Refugee Services (USCCB/MRS), released its report today, entitled Haiti’s Ongoing Road to Recovery: The Necessity of an Extension of Temporary Protected Status, recommending the U.S. government extend Temporary Protected Status (TPS) for Haiti.

Bishop Joe S. Vásquez of Austin, Texas, Chairman of the USCCB Committee on Migration, in a letter introducing the report, states: “[W]hile conditions in Haiti are improving, the country is not yet in a position where it can adequately and safely accept return of the estimated 50,000 Haitian nationals who have received TPS.”

A delegation from USCCB/MRS traveled to Haiti, from September 4-7, 2017, to examine the progress Haiti had made since its initial designation for TPS in 2010 and the challenges that remain. The delegation also assessed the ability of the country to safely accept and reintegrate returned nationals should TPS for Haiti be terminated. USCCB/MRS Committee Member, Archbishop Thomas Wenski of Miami, Florida, led the delegation and was accompanied by Bishop Launay Saturné of Jacmel, Haiti, as well as staff from MRS and the Catholic Legal Immigration Network, Inc.

Currently, there are an estimated 50,000 Haitians living in the U.S. with TPS. Through its work in Haiti and in the United States, the Catholic Church knows these individuals to be hardworking contributors to American communities, Catholic parishes, and our nation. Unfortunately, Haitian TPS recipients are living in a state of uncertainty and flux as Haiti’s current TPS designation is set to expire on January 22, 2018, with the Administration required to make a decision to extend or terminate the status by November 23, 2017.

Bishop Vásquez states in his introductory letter: “We urge the Administration to provide an 18-month extension of TPS for Haiti to ensure recipients’ continued protection while their country rebuilds. We further urge Congress to work in a bipartisan manner to find a legislative solution for TPS recipients who have been in the United States for many years.”

This report and other resources related to TPS are available on the Justice for Immigrants website at: www.justiceforimmigrants.org. Resources include a backgrounder on TPS, a toolkit for Catholic leaders that offers ideas on how to show their support and solidarity with TPS recipients, and the USCCB/MRS report on TPS for El Salvador and Honduras. The full text of the Haiti report can be found at:

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Keywords:  U.S. Conference of Catholic Bishops, USCCB, Bishop Joe S. Vásquez, Archbishop Thomas Wenski, Temporary Protected Status (TPS), Bishop Launay Saturné of Jacmel, Haiti, U.S. Congress, legislative solution, Justice for Immigrants, El Salvador, Honduras.

###

Media Contact:

**Judy Keane**
202-541-3200

17-213
Sec,DD,DP,DioNews,CathPress,Spanish media,CNS

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Ambassador Nealon,

We have scheduled a coordinating call for 1pm with the interagency – do you have the contact info for the folks below so we can include them?

Also do you have the contact info you can share of the SME from state that will be joining the background media call?

Lauren

Gotcha, thanks.

The call today is an internal coordinating call, we will broaden that group to the NSC, WH and State department once we are ready to begin executing a roll out.

Lauren
From: Nealon, James  
Sent: Monday, November 20, 2017 9:15 AM  
To: Hoffman, Jonathan ; Claffey, Lauren  
Cc: Petyo, Briana  
Subject: State on TPS call?

Jonathan, Lauren: Do you want State on the TPS call today, or not ready for them yet?  
FYI, I’ve got contact info for State, Haitian AMB in Washington, and our Embassy in Haiti.

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| Recipient:  
| "Nealon, James"         |  
| Hoffman, Jonathan       |  
| Petyo, Briana           |  

| Sent Date: 2017/11/20 12:00:29 |
Page 100 of 746

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Page 200 of 746
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Page 202 of 746
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of the Freedom of Information and Privacy Act
Page 203 of 746
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Page 206 of 746
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Page 206 of 746
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of the Freedom of Information and Privacy Act
Page 208 of 746

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of the Freedom of Information and Privacy Act
Page 211 of 746

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Page 213 of 746

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Page 220 of 746
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Page 221 of 746

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Page 222 of 246

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of the Freedom of Information and Privacy Act
Page 225 of 746
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Page 226 of 746

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of the Freedom of Information and Privacy Act
Page 233 of 746

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of the Freedom of Information and Privacy Act
Page 236 of 746
Withheld pursuant to exemption
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Page 236 of 746

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Page 230 of 746
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of the Freedom of Information and Privacy Act
Page 240 of 746

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From: Claffey, Lauren

Sent Via: Petyo, Briana

To: "Nealon, James"

Subject: FW: Haiti TPS Sync - DHS only

Date: 2017/11/20 08:11:08

Start Date: 2017/11/15 10:00:00

End Date: 2017/11/15 10:30:00

Priority: Normal

Type: Schedule.Meeting.Request

Location: [b](6)

-----Original Appointment-----

From: Claffey, Lauren

Sent: Tuesday, November 14, 2017 5:03 PM

To: Claffey, Lauren; Hoffman, Jonathan; Lansing, Christyn; Houlton, Tyler; Talbot, Joanne; Cassidy, Ben; Dinh, Uyen; Wonenberg, David; Petyo, Briana; Nealon, James; Barsa, John; Hayden, Matt; Clark, Alaina; Short, Tracy; Shah, Dimple; Wolf, Chad; Neumann, Elizabeth; Alfonso, Angelica M; Christensen, Gillian M

Cc: Phillips, James M; Balunis, Timm; Joh, Joseph

Subject: Haiti TPS Sync - DHS only

When: Occurs every day effective 11/15/2017 until 11/23/2017 from 10:00 AM to 10:30 AM (UTC-05:00) Eastern Time (US &Canada).

Where: [b](6)
All – please forward to the appropriate members on your team I may have left off. We will be holding a DHS sync call for the Haiti TPS upcoming decision announcement.

Agenda:

- Welcome (Jonathan)

- Status of PAG (USCIS)

- Remaining Meetings (PLCY)

- Remaining Outreach (OPE/OLA)

- Decision Documents Needed (OGC)

- Media Inquiries (OPA - Tyler/Joanne)

- Summary of Action Items (Jonathan)
Sender: Claffey, Lauren
Recipient: Nealon, James
Sent Date: 2017/11/20 08:11:07
Delivered Date: 2017/11/20 08:11:08
Unfortunately, we have nothing to add.

I would note that the while the travel document printer bullet is accurate, the printer is located in PaP and there is some question from Post about whether it is was specifically purchased to support an uptick in document requests from potential TPS returnees or for regular Haitian travel document requests. Either way, State does not assess that Haiti would be unable to manage a surge of request for travel documents for Haitians in the US.

Can you guys take a quick look and see if you have anything to add?

Looks like they will merge this with the document we already provided regarding our outreach with Haitians.

Hi, Ambassador Nealon. This is waiting for Francis to review. I’m not sure it’s as comprehensive as he’d like. Let me know if you have suggestions before COB and I’ll get my team on digging up more, if needed.

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
From: Wolf, Chad  
Sent: Wednesday, November 15, 2017 7:48 AM  
To: Nuebel Kovarik, Kathy  
Cc: Cisna, Francis; Nealon, James; Neumann, Elizabeth  
Subject: Haiti TPS Action Steps

Kathy,
I believe you’re pulling together a comprehensive list of action steps Haiti has taken since the last 6 month extension. I’d like to merge that with the full set of outreach efforts Jim’s office has conducted with the Haitians as well. Please coordinate and provide back up to the FO by COB today. We are aiming to have AS1 make her decision by the end of the week, with a possible rollout by the first of next week.

Thanks.

______________________________
(Acting) Chief of Staff  
Department of Homeland Security

Confidential Assistant
Connor Gavin
Page 256 of 746

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of the Freedom of Information and Privacy Act
Page 267 of 746

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of the Freedom of Information and Privacy Act
Page 264 of 746

Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 266 of 746

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of the Freedom of Information and Privacy Act
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Page 271 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 276 of 746

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of the Freedom of Information and Privacy Act
Page 260 of 746
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of the Freedom of Information and Privacy Act
Page 261 of 746

Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 262 of 746
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of the Freedom of Information and Privacy Act
Page 263 of 746

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of the Freedom of Information and Privacy Act
Page 200 of 746

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of the Freedom of Information and Privacy Act
Page 291 of 746

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Page 302 of 746
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of the Freedom of Information and Privacy Act
Page 305 of 746
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Page 310 of 746

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Page 312 of 746
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of the Freedom of Information and Privacy Act
Page 313 of 746

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of the Freedom of Information and Privacy Act
Page 315 of 746

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Page 319 of 746

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of the Freedom of Information and Privacy Act
Page 321 of 746

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of the Freedom of Information and Privacy Act
Page 323 of 746

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of the Freedom of Information and Privacy Act
Page 326 of 746

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of the Freedom of Information and Privacy Act
Page 327 of 746

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of the Freedom of Information and Privacy Act
Page 326 of 746

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of the Freedom of Information and Privacy Act
Page 320 of 746

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Page 332 of 746

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Page 334 of 746

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Page 335 of 746

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Page 340 of 746

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of the Freedom of Information and Privacy Act
Page 345 of 746

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of the Freedom of Information and Privacy Act
Page 345 of 746

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of the Freedom of Information and Privacy Act
Page 346 of 746
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of the Freedom of Information and Privacy Act
Page 362 of 746

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Page 353 of 746

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Page 354 of 746

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Page 355 of 746

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Page 357 of 746

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Thanks Eric.

From: Johnson, Eric
Sent: Thursday, January 18, 2018 3:09 PM
To: Peto, Briana; Nealon, James; Dougherty, Michael
Cc: Immigration Policy
Subject: H-2 List - Summary of Events/Considerations

Per request, see below and attached. This does not account for every step of the process (like internal PLCY clearances), but provides a general overview for better understanding. Exec Sec can reference RAMS to get info on dates/levels of component clearance.

10/6/17 – DHS receives State’s H-2 recommendations (see attached)

10/10/17 – first DHS internal call re: 2018 H-2 list
1. Review of State’s formal recommendations
2. DHS support for/opposition to each country recommendation
   a. Incl. whether we want H-2A and H-2B lists to match exactly, or if it is in the Department’s interest to remove a country from one but not the other (ex: Brazil is removed from H-2B list, but remains on H-2A list)
3. Discuss other countries, as needed
4. Overstay rates as “such other factors as may serve the US interest”
5. Next steps in process

10/17/17 – PLCY requested from USCIS/ICE:
For USCIS:
The number of FDNS known fraud cases for each country currently on the 2017 H-2 list, as well as Mongolia
The number of H-2 visas issued between FY 12 and FY 17 for each country currently on the 2017 H-2 list
For ICE:
Once available, removal and recalcitrant/ARON status for each country on the 2017 H-2 list, as well as Mongolia
Any HSI trafficking information that would inform a DHS decision on the H-2 list (we will also survey State

10/20/17 – IMM/SCO conversation about possible high side HSI report re: H-2 (report ended up being about something else)

10/24/17 – second DHS internal call re: 2018 H-2 list
1. 1. Summary of previous call
2. 2. ICE data update
3. 3. USCIS data update
4. 4. PLCY data update
5. 5. Timeline and next steps

10/25/17 – PLCY email to ICE/USCIS re: changes to H-2 list considerations (see attached)

10/26/17 – DHS/State H-2 discussion
1. To discuss State’s H-2 recommendations, DHS views, and timelines moving forward.

10/27/17 – PLCY email to ICE/USCIS re: new data points for possible consideration (see attached)

10/31/17 – PLCY email to ICE/USCIS containing initial DHS sent to State (see attached)

11/3/17 – DHS/State H-2 discussion
1. To discuss proposed H-2 lists/DHS sends list to State after internal clearance

11/6/17 – PLCY uploads initial DHS list into RAMS for OGC clearance

11/7/17 – DHS updates H-2 removal list to account for Nicaragua’s TPS termination

11/9/17 – PLCY notified by State consular officer that new ICE/ERO recalcitrant list removes Serbia (thereby justifying inclusion on the H-2 list). ICE has not shared with PLCY.

11/14/17 – USCIS provide internal H-2 analysis demonstrating additional factors for consideration cannot be linked to H-2 visas (see attached)

11/15/17 – USCIS provide Embassy Port-au-Prince cable re: H-2 fraud, abuse, and overstay concerns (see attached). PLCY requests more recent info.

11/16/17 – DHS Internal call w/ CBP
1. To discuss operational concerns about removing Brazil from H-2 list (cooperation w/ SIAs, etc.)

11/20/17 – Haiti TPS termination. H-2 listed updated to keep Haiti on 2018 list.

11/28/17 – PLCY requests another update from ICE re: year-end recalcitrant list. If not available, H-2 list must be informed by mid-year list. If available, H-2 list must be informed by year-end list.
11/28/17 – USCIS provides email indicating Acting-DCM in Haiti and State/Consular Affairs concur with decision to remove Haiti from CY 2018 H-2 list (see attached).

The Haiti Desk at the working level and Acting-DCM Robert Hannan (Embassy Port-au-Prince) have informed VO/F that they concur with a recommendation to remove Haiti from the H-2 program for CY 2018. Embassy Port-au-Prince transmitted a cable in November 2014 that highlighted a significant H-2A overstayer rate and recommended that the Department recommend removing Haiti from the H-2 eligible country list. From January 2014 to the present, the H-2 visa refusal rate for Haitian nationals at Embassy Port au Prince was 82.3 percent, higher than post’s B1/B2 refusal rate during the same period (75 percent). Post also reports that 72 percent (or 38 individuals) of the 53 applicants issued H-2 visas in FY 2014 did not return to Haiti. In FY 2014 an NGO (“Power to the People”) sponsored workers with IOM and ensured that applicants were employed by credible petitioners in the United States. Those 30 or 40 applicants were compliant with their visas and traveled a few times over the last three years. Funds for this program have since been exhausted, which led to a decrease in H-2 volume.

11/29/17 – USCIS Director shares 2014 Haiti cable (see attached)

12/1/17 – PLCY informed by ICE they won’t be able to clear year-end recalcitrant list prior to H-2 list review/publication.

12/4/17 – ICE publishes year-end recalcitrant list. H-2 list must be revised to account for new Uncooperative/ARON statuses (see attached).

12/6/17 – Internal DHS review/clearance of revised list.

12/6/17 – State objects to removing Thailand and Ethiopia (ARON).

12/7/17 – State objects to removing Barbados (newly added to ARON list)


12/21/17 – OGC sends draft H-2 FRN to DHS Front Office for S1 review and signature.

1/2/17 – DHS Front Office refers decision/signature to S2 and tells OGC to repackage for S2.

1/3/17 – OGC repackages and sends to S2. (Note: this all happened in conjunction with the TPS Haiti FRN).

1/10/17 – S2 signs out draft FRN and OGC transmits to OMB for interagency review.

1/12/17 – OMB concludes review (includes State concurrence) and returns draft FRN to OGC. Confirms public inspection on 1/17 and publication on 1/18.

1/18/17 – Deadline by which 2018 H-2 list must be published in Federal Register.
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<td><strong>Delivered Date:</strong></td>
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Correction: The January dates are obviously 2018, not 2017.

Eric B. Johnson  
DHS Office of Policy
PLCY ES – Please transmit this to Main ES to be included in S1’s briefing book for Toronto. State Department wrote this for her visit. Thank you, Deborah

UNCLASSIFIED
SBU

STATE SEAL

Action Office: POL, CONS_AM, DAO
Info Office: EXEC, PAS, CONS, RSO, ECON

MRN: 18 OTTAWA 98
Date/DTG: Jan 14, 2018 / 140553Z JAN 18
From: AMEMBASSY OTTAWA
Action: WASHDC, SECSTATE ROUTINE
E.O.: 13526
TAGS: PGOV, PREL, ECON, ETRD, PINS, PTER, MARR, SMIG, OVIP, (NIELSEN, KIRSTJEN), 4R, 4L, KP, NG, HT, UA, RU, CA
Captions: SENSITIVE
Pass Line: PASS TO DEPARTMENT OF HOMELAND SECURITY

Subject: Canada: Scenester for Secretary Nielsen’s Visit to Toronto, January 18, 2018

1. (SBU) Secretary Nielsen, my staff and I look forward to your visit to Canada. Canadians will appreciate your visiting so early in your tenure as Secretary. Our shared border spans more than 5,500 miles and Canada hosts more than 500 DHS personnel, the largest DHS employee footprint outside the United States. Your visit reaffirms the importance the United States
places on our partnership with Canada. Three Cabinet ministers -- Transport Minister Marc Garneau, Public Safety Minister Ralph Goodale, and Immigration, Refugees, and Citizenship Minister Ahmed Hussen -- will travel to Toronto to meet with you and to underscore the high premium Canada places on its relationship with you and the United States more broadly. You will have the opportunity to urge the ministers to take steps that advance our common interest in maintaining a “thin” border that facilitates legitimate trade and travel and contributes to our shared prosperity. The United States and Canada enjoy the world’s most comprehensive bilateral trade and investment relationship, with merchandise trade of $544 billion in 2016, services trade of more than $80 billion, and two-way investment stocks of more than $800 billion. Canadian government officials, private analysts, and business leaders are currently gripped with NAFTA and the trade agenda, as some 20% of Canadian GDP is tied to goods exports to the United States -- the destination of about 75% of Canadian exports.

2. (SBU) Canadian foreign policy is closely aligned with, and sensitive to, political dynamics and priorities in the United States. The Trudeau government remains a close and collaborative ally even as it has sought to highlight its international image as a progressive international actor that places great emphasis on a multilateral foreign policy, including a high-priority campaign for a United Nations Security Council (UNSC) seat in 2021-2022, and issues that do not always align with our priorities. A day prior to your arrival, Secretary Tillerson and Foreign Minister Freeland will co-host a major ministerial in Vancouver to demonstrate international solidarity against North Korea’s dangerous and illegal nuclear and ballistic missile programs while strengthening diplomatic efforts toward a secure, prosperous, and denuclearized Korean peninsula. Beyond the DPRK, Canada is playing a constructive role on Eastern Europe, Central America and the Caribbean, the Middle East, North Africa, and East Asia. You should expect your interlocutors to be welcoming, collaborative, and enthusiastic about security, but expect them to cite privacy concerns for their reluctance to share as much information as we would like on known and suspected terrorists as well as entry/exit data for Canadian and American citizens traveling across our shared border. All are likely to raise NAFTA or press you on it, even if the issue is not directly part of their responsibilities.

**Law Enforcement and Perimeter Security**

3. (SBU) With 80% of the Canada’s 36.6 million population living within 100 miles of the United States and 75% of Canadian exports destined for the U.S. market, Ottawa views any perceived border “thickening” with concern. The 2011 Beyond the Border (BtB) initiative helped advance our shared approach to strengthening the North American security perimeter as we focused on threats away from our borders while facilitating legitimate trade and travel. We have made substantial efforts in addressing gaps in information sharing with the implementation of the June 2016 Tipoff U.S.-Canada (TUSCAN) program, but Ottawa has not yet fully implemented the agreement.

4. (SBU) Canada shares its No-Fly List with us, but we need to encourage the Canadians to find solutions to privacy concerns that have stymied their ability to establish a database to track known and suspected terrorists who do not meet the criteria to be included on the No-Fly List,
particularly because Canada has identified at least 180 individuals who have traveled abroad for terrorist purposes. During his December 19, 2017 visit, Secretary Tillerson encouraged senior Canadian officials to fully implement TUSCAN and pushed for Parliament to pass bill C-21 to implement the Entry/Exit Initiative. Adding your voice to the same concerns will underscore the importance of these initiatives to the United States government. You should also take this opportunity to acknowledge the passage of bill C-23 to implement the Agreement on Land, Rail, Marine, and Air Preclearance, and you should urge its swift implementation.

5. (SBU) Canada has identified preclearance expansion as a top priority and is pushing for new sites at Billy Bishop airport in Toronto, the Quebec City airport, as well as rail sites at Vancouver and Montreal. When Canadian officials hear the term “preclearance,” they tend to think of cargo, a goal that found its way into the February 13, 2017, Joint Statement of President Trump and Prime Minister Trudeau, while the United States has tended to view preclearance as applying to travel. The USG position remains that a separate bilateral agreement is needed to establish the relevant authorities.

6. (SBU) Law enforcement cooperation between the FBI and Royal Canadian Mounted Police (RCMP) is exemplary and mutually beneficial, with both agencies fully committed to supporting one another. Cooperation between the two agencies following a September 2017 terrorist attack in Edmonton, Alberta, was supported by DHS components, particularly since the suspected attacker had been detained in the United States by DHS law enforcement entities before he established a presence in Canada. Our ability to quickly share accurate and relevant information with our Canadian partners on ongoing investigations continues to strengthen the already robust relationship and underscores why it is important for you to encourage your interlocutors to continually improve the timeliness and quality of the information Canadian law enforcement agencies share with us on known and suspected terrorists.

7. (SBU) Your interlocutors will be eager to learn whether the United States is prepared to renegotiate the Safe Third Country Agreement (STCA). In 2017, so-called “irregular migrants” made headlines in Canada by entering from the United States illegally between official Ports of Entry. The winter trickle of irregular migrants became a summer surge at the Roxham Road, Champlain, New York/Lacolle, Quebec area, which nearly doubled to 43,000 the number of individuals seeking asylum in Canada. Of those, 18,000 entered illegally between ports of entry, whereas only 2,500 individuals had entered Canada in that fashion in 2016. By entering Canada illegally, the asylum seekers circumvented the STCA between Canada and the United States, which allows either country to return an asylum claim presented at any official point of entry. Many of the applicants were Haitian nationals who press speculated were reacting to predictions that Temporary Protected Status (TPS) for Haiti would be rescinded. U.S. analysis concluded that although most of the individuals had valid B1/B2 visas, media and other speculation that they had TPS was inaccurate.

8. (SBU) The surge of asylum seekers was complicated by the many U.S. citizen minor children who accompanied the Haitian adult applicants. Since autumn, Nigerian nationals have become
the top population of “irregular migrants.” While the daily totals have fallen to 50-60 such border crossers rather than the several hundred over the summer, but historical norms were 10-15 daily and the Canadian government remains seized with the issue and fearful that other TPS populations may make the same illegal trek. The Canadian government has established a high-level working group and is conducting outreach campaigns in Haitian Creole and Spanish to discourage such crossings. Canada has also proposed to modernize the STCA to include the area between official ports of entry and to tighten exceptions to the Agreement.

9. (SBU) U.S. officials have offered assistance to Canada, but Canadian agencies remain reluctant to provide biographic and biometric information on the asylum seekers, hindering the ability of U.S. law enforcement to investigate the methods by which individuals are traveling through the United States to get into Canada. This lack of information also hinders our ability to detect visa fraud.

Foreign Policy

10. (SBU) Canada sees itself as a “middle power” which “punches above its weight” while playing an active role in global affairs. Canada abstained from the December 21 UNGA vote on the U.S. decision to move our Embassy to Jerusalem. On the DPRK, Canada has, under UN auspices as well as its own protocols, enacted an arms embargo, frozen assets of key DPRK leaders, severely restricted exports and imports related to North Korea, and refused requests for technical assistance to North Korea. Canadian financial institutions are forbidden from accepting money from the DPRK or offering financial services.

11. (SBU) Canada’s efforts to reset its difficult relationships with China and Iran have slowed. After the PM returned from a December 3-7, 2017 visit to China without launching Free Trade Agreement negotiations, government officials have set aside short-term goals in favor of a narrative that Ottawa is “playing the long game.” Canadian pundits openly criticize Chinese behavior – e.g., rule of law, human rights, cyber and other espionage, and purchases of Canadian assets by state-owned enterprises, not to mention foreign policy and defense build-up – and the government is unlikely to take bold steps. After visits to Tehran in May and October 2017, senior Canadian officials expect normalization of relations with Iran to take some time, not only because a Canadian law labels Iran as a state sponsor of terrorism. Canada’s relations with Russia have worsened as a result of Canada’s (and FM Freeland’s) very strong support for Ukrainian sovereignty, independence, and territorial integrity and the entry into law in October of sanctions legislation modeled on the U.S. Global Magnitsky Act. FM Freeland visited Ukraine December 21-22, 2017 and the Governor General will visit January 18-19. Canada announced in mid-December 2017 that Canadian firms are permitted to apply for licenses to export certain lethal, defensive weapons to Ukraine, but thus far none have been granted. FM Freeland remains interested in playing a significant role in Venezuela (which expelled the Canadian Chargé d’Affaires on December 24, 2017 over criticism of its human rights record) and has become engaged in the Rohingya crisis, appointing former Ontario Premier Bob Rae as Special Envoy to Burma, which he recently visited.
Canada-U.S. Defense Cooperation

12. (SBU) Canada announced plans in June 2017 to boost defense spending (currently at 1% of GDP) over the next decade to reach 1.4% of GDP, after which the spending level declines back to 1% by the early 2030s. This plan falls far short of the 2% Canada pledged at the Wales Summit. Canada was scheduled to procure F/A-18 Super Hornets from Boeing but has backed off from that plan in retaliation for the firm’s trade complaint against Bombardier for illegal subsidies. Canada has since publicly announced it will buy used aircraft from Australia instead. The North American Aerospace Defense Command (NORAD) is the centerpiece of our defense cooperation, and we have been discussing upgrading NORAD capabilities, but more in the context of modernization and not in terms of Ballistic Missile Defense. Ottawa is a staunch partner in global nonproliferation and arms control at the IAEA and with regard to international efforts to curb North Korea’s nuclear weapons program, and we frequently collaborate on an array of other emerging threats.

International Security Contributions

13. (SBU) Canada remains one of our most trusted allies and a valued partner in defense and security cooperation. Ottawa has been particularly visible in reassurance and deterrence measures following Russian aggression against Ukraine – via Canadian leadership of the NATO Battle Group in Latvia (operational since August) and Canada’s commitment of almost 200 trainers to build Ukrainian military capacity. Canada has also made significant contributions to the D-ISIS Coalition, sending Special Forces (CANSOF) to train Kurdish and Iraqi forces, as well as humanitarian and stabilization assistance in Jordan, Lebanon, and Turkey. Ottawa recently suspended weapons shipments to the Peshmerga, and CANSOF is in something of an “operational pause” as it analyzes the fluid relationship between Iraqi Kurdistan and the central government. Defense Minister Sajjan hosted the UN Peacekeeping Defense Ministerial on November 14-15, 2017 in Vancouver, with 46 countries making new pledges to address force generation capability gaps. Canadian pledges included helicopters to move troops and transport planes to move supplies, a quick reaction force of 200 personnel, training assistance to existing PKO troops, and $20 million for Peace and Stability Operations (PSO) – pledges that fell short of PM Trudeau’s summer 2016 commitment to provide up to 600 troops and 150 police officers for UN peacekeeping operations. As G7 President in 2018, Canada plans to host two meetings of the Peacekeeping and Peacebuilding Working Group -- in April and November. Despite long-running speculation about CANSOF deployment to Africa, all indications are that the deployment will not go forward.

NAFTA and Other High-Profile Trade Issues

14. (SBU) The entire Canadian Cabinet is gripped with NAFTA and the trade agenda. The sixth NAFTA round will be held in Montréal January 23-28. Canada’s negotiators have engaged on NAFTA modernization but until now have resisted U.S. “rebalancing” proposals (e.g., rules of origin, dispute resolution, a five-year sunset provision, and ending Canada’s agricultural “supply management” system for dairy and poultry) in the hope that a combination of
Congressional, U.S. business, and state-level pressure will turn the Administration from its positions. Although domestic voices occasionally question whether Canada’s hard line is worth the risk of sinking the agreement, the government has enjoyed remarkable political and commercial maneuvering room to press its case, with PM Trudeau recently stating that “no deal [on NAFTA modernization] is better than a bad deal.” A confluence of discrete high-profile trade issues has further complicated the negotiating environment. Ongoing trade remedy processes related to softwood lumber and Bombardier aircraft keep up critical coverage that agitates critics of U.S. trade policy. We regularly remind our interlocutors that these issues predate this Administration; softwood disputes are as old as the Canadian Confederation, and the United States has been expressing concern about possible Bombardier subsidies for at least eight years. In the case of Bombardier, however, the political imperative of mounting an aggressive defense of one of Québec’s politically sensitive (and job-generating) crown jewels has trumped a more dispassionate calculation of Canada’s security needs. The government drove the point home with its December 12, 2017 announcement that it will procure 88 fighters, but “bidders responsible for harm to Canada’s economic interest will be at a distinct disadvantage” – a direct threat to Boeing’s ability to compete for GOC contracts.

Significance of Visit

15. (U) Your visit will reinforce that safeguarding North America requires close cooperation and information sharing between Canada and the United States. I look forward to seeing you in Toronto on January 18. Kelly

Signature: DWYER

Drafted By: OTTAWA: Pierre-Louis, Jean L; Lawson, Leslie M
PD: Mayfield, Kay
DHS/TSA: Gordon, Jennifer D
DHS/ICE: Ruiz, Melissa K
EXEC/A/DCM: Boyse, Matthew G
DHS/OIA: Lawson, Leslie M
DOJ/FBI: Vorrndran, Kevin
DHS/CBP: May, Ronald

Approved By: EXEC: Craft, Kelly

Released By: OTTAWA: Pierre-Louis, Jean L

Info: DEPT OF HOMELAND SECURITY WASHINGTON DC ROUTINE; CIA
WASHINGTON DC ROUTINE; NATIONAL SECURITY COUNCIL
WASHINGTON DC ROUTINE; ALL CANADIAN POSTS
COLLECTIVE ROUTINE

Action Post: NONE
Dissemination Rule: POL_Action, EXEC_Info, PAS_Info, CONS_Info, CONS_AM, RSO_Info,
ECON_Info, DAO_Action_From_USDAO
**UNCLASSIFIED**

**SBU**

**Official - SBU**

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**Sent Date:** 2018/01/15 10:05:00

**Delivered Date:** 2018/01/15 10:05:02
Please dial-in as the leader at 6:45PM for a call pre-brief. When the operator answers, ask to be put in the pre-conference.
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| Sent Date: | 2017/11/20 17:30:40 |
| Delivered Date: | 2017/11/20 17:30:41 |
All,

Wanted to alert you to an upcoming decision point regarding the 2018 list of H-2 eligible countries. As you probably know, DHS – with concurrence from State – must publish the 2018 list of H-2 eligible countries shortly. In 2016, there were 84 countries eligible for H-2A visas and 85 countries eligible for H-2B visas. Attached is the State Department’s 2018 recommendation to DHS (add one, remove one, TBD on three, all others from 2017 remain eligible).
Many thanks,
Eric

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**Eric B. Johnson**  
DHS Office of Policy

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| **Sender:** | Johnson, Eric <b>(6) |  
| **Recipient:** | Dougherty, Michael <b>(6) |
|             | Nuebel Kovarik, Kathy <b>(6) |
|             | Symons, Craig M. <b>(6) |
|             | Sequin, Debbie <b>(6) |
|             | Pineiro, Marlen <b>(6) |
|             | Immigration Policy <b>(6) |
| **Sent Date:** | 2017/10/25 17:18:50 |
| **Delivered Date:** | 2017/10/25 17:18:52 |
| **From:** | Johnson, Eric <b>(6) |
| **To:** | Nuebel Kovarik, Kathy <b>(6) |
|           | Symons, Craig M. <b>(6) |
|           | Sequin, Debbie <b>(6) |
|           | Pineiro, Marlen <b>(6) |
| **CC:** | Dougherty, Michael <b>(6) |
|         | Immigration Policy <b>(6) |
| **Subject:** | RE: Update on 2018 H-2 Eligible Countries |
| **Date:** | 2017/10/27 14:05:28 |
| **Priority:** | Normal |
| **Type:** | Note |
All,

Following up on the email below, attached is the DHS Proposed List of Countries No Longer Eligible for Preferential H-2 Visa Processing, as well as the spreadsheet we used to compare countries. Please let us know as soon as you can if you or your leadership have major objections to either (i) a specific country and/or (ii) a specific set of factors that were considered.

We are operating under a tight (and fixed) timeline for FRN publication and need to gain concurrence from State next week. We expect some pushback, so our internal position needs to be solidified before then – ideally, by Monday or Tuesday.

Some additional background:

(b)(5)

Please let us know if you have any questions or concerns – or if we need to set up a call to discuss further.

Many thanks,

Eric

Eric B. Johnson
DHS Office of Policy
From: Johnson, Eric
Sent: Wednesday, October 25, 2017 5:19 PM
To: Dougherty, Michael; Nuebel Kovarik, Kathy; Symons, Craig M; Seguin, Debbie; Pineiro, Marlen
Cc: Immigration Policy
Subject: Update on 2018 H-2 Eligible Countries

All,

Wanted to alert you to an upcoming decision point regarding the 2018 list of H-2 eligible countries. As you probably know, DHS – with concurrence from State – must publish the 2018 list of H-2 eligible countries shortly. In 2016, there were 84 countries eligible for H-2A visas and 85 countries eligible for H-2B visas. Attached is the State Department’s 2018 recommendation to DHS (add one, remove one, TBD on three, all others from 2017 remain eligible).

Please let us know if you have any questions or concerns.

Many thanks,
Eric

Eric B. Johnson
DHS Office of Policy
My contact at State (A/S Risch) provided me with the following. Will this suffice for you?

Kathy Nuebel Kovarik  
Chief, Office of Policy and Strategy
Hi Kathy,

Thanks for the feedback. We’re checking with State on where the embassy in Port-au-Prince stands on Haiti’s H-2 inclusion/exclusion. Unfortunately, it doesn’t sound like we’ll be able to rely on a single cable from 2013 to inform the 2018 list. Any chance there’s something more recent we can use and pass forward? Maybe from 2016 or 2017? Without that, and given USCIS’ concern about factoring in TPS designations, Haiti will likely be included on the 2018 list.

Thanks,
Eric

Eric B. Johnson
DHS Office of Policy

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From: Nuebel Kovarik, Kathy
Sent: Wednesday, November 15, 2017 7:39 AM
To: Dougherty, Michael; Culver, Jared; Smith, Ian; Johnson, Eric; Cummings, Kevin; Hamilton, Cristina A
Cc: Johnson, Eric


Here are USCIS comments on the H2 notice. The Director wanted to make sure you also had this cable from 2013.

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
U.S. Citizenship and Immigration Services

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From: Nuebel Kovarik, Kathy
Sent: Wednesday, November 15, 2017 7:02 AM
To: Dougherty, Michael; Culver, Jared; Smith, Ian; Johnson, Eric; Cummings, Kevin; Hamilton, Cristina A

DHS PLCY: Shortly, I’ll be providing comments on the H2 notice. The Director weighed in, and I’ll send that document in a bit. But, I wanted to share the attached OP&S memo for your benefit.

My team put this memo together about the fraud/absconder data on H2s in hopes that it helps when making these decisions in the future. There are a few outstanding questions I have for them, but this memo is a great backgrounder on absconder/fraud rates in the programs.

Hope you find it helpful.

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
U.S. Citizenship and Immigration Services

From: Bernstein, Lauren J
Sent: Tuesday, November 14, 2017 7:17 PM
To: Nuebel Kovarik, Kathy; Shoaseged, Michael; Law, Robert T
Cc: Hamilton, Cristina A; Mayer, Bosong K; Parascandola, Ciro A; Cummings, Kevin J

Hi Kathy –

Sorry for the delay. BFWD and NSBI also drafted the attached document with some recommendations on our review of H-2 data and eligible countries.

Thanks,
Lauren

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The Removal Division (RD) completed its year-end assessment of foreign governments’ cooperation with removal efforts. This current run of the Removal Cooperation Initiative tool tells the story of the continued hard work and tremendous effort that each and every member of our teams have put into the repatriation issue.
RD led the way and with the great work of all our partners, in the 6 months since the May run, the list of Uncooperative countries has decreased to 9. This is great news! We managed to remove 3 countries without any new countries being added to the uncooperative list a true testament to the continued hard work. Of course much work remains to be done on the few remaining uncooperative ones. The ARON list experienced nearly a 25% decrease, down to 36 countries. While we had 15 countries migrate off of the
ARON to either Cooperative or no data we did have four new countries be designated as ARON: Barbados, Israel, Namibia and the Republic of Congo. We will begin going through the steps of the DHS/DOS for these four countries as well as continuing to progress for those who have remained Uncooperative or ARON.

The RD is proud of this accomplishment and recognizes that we couldn’t have done it without the whole team’s efforts! Attached is the new list. Since the creation of a formal and still fairly new RCI tool we continue to set the bar higher and higher and with all of your support, we look forward to continuing this momentum of removing folks that in past years ICE/ERO would forced to release into our communities.

Regards
MP

Ms. Marlen Píñeiro
Assistant Director – Removal
Enforcement and Removal Operations
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(www.blackberry.com)
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**Delivered Date:** 2017/12/04 16:06:38
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Page 385 of 746
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of the Freedom of Information and Privacy Act.
Page 306 of 746

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of the Freedom of Information and Privacy Act
Please see the final reviewed and cleared documents. Timm Balunis is on standby to answer any questions.

Thanks!

Gina

Best Regards,

Gina R. Thomas  
Office of Legislative Affairs  
U.S. Department of Homeland Security  
Executive Assistant to the Assistant Secretary of OLA  
7/D Desk phone

DHS-001-659-002690
From: Balunis, Timm
Sent: Tuesday, November 14, 2017 12:53 PM
To: Thomas, Gina (CTR)
Cc: Phillips, James M
Subject: RE: AS1BB - 11.16.17 - Meeting with Senator Nelson, FL- (Due: 11.14.17, 1100)

Gina:

Final briefing memorandum, reflecting MGMT/OGC/PLCY input, is attached. I’ve also re-attached all the attachments.

Standing by to answer any questions. Thanks.

Best Regards,

Timm

Timothy Balunis, Jr.
Coast Guard Fellow
Office of Legislative Affairs
Department of Homeland Security

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<td>U.S. Coast Guard Briefing</td>
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<td>CODEL Briefing Materials</td>
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<td>4</td>
<td>FEMA Brief: U.S. Virgin Islands Hurricane Recovery Overview</td>
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Trip to U.S. Virgin Islands, Puerto Rico, and Florida

October 26, 2017

October 28, 2017
Page 306 of 746

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of the Freedom of Information and Privacy Act
Page 307 of 716

Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 400 of 746

Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 405 of 746
Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 406 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 412 of 746

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of the Freedom of Information and Privacy Act
Page 414 of 746
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Page 427 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 426 of 746

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of the Freedom of Information and Privacy Act
Page 433 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 434 of 746

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of the Freedom of Information and Privacy Act
Page 438 of 746

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of the Freedom of Information and Privacy Act
Page 440 of 746
Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Page 443 of 746
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of the Freedom of Information and Privacy Act
Page 447 of 746

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of the Freedom of Information and Privacy Act
Page 451 of 746

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of the Freedom of Information and Privacy Act
Page 452 of 746

Withheld pursuant to exemption (R)(5)

of the Freedom of Information and Privacy Act
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Page 456 of 746

Withheld pursuant to exemption (R)(5) of the Freedom of Information and Privacy Act.
Page 462 of 746

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of the Freedom of Information and Privacy Act
Page 464 of 746

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of the Freedom of Information and Privacy Act
Page 465 of 746

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Page 471 of 746
Withheld pursuant to exemption (R)(5)
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Page 474 of 746
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of the Freedom of Information and Privacy Act
Page 476 of 746

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of the Freedom of Information and Privacy Act
Page 477 of 746

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of the Freedom of Information and Privacy Act
Page 470 of 746

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of the Freedom of Information and Privacy Act
Page 482 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 483 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
Page 480 of 746

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Page 491 of 746
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of the Freedom of Information and Privacy Act
Page 492 of 746

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of the Freedom of Information and Privacy Act
Page 404 of 746

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Page 600 of 746

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of the Freedom of Information and Privacy Act
Page 500 of 746

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Page 512 of 746

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Page 514 of 746

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Page 526 of 746

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of the Freedom of Information and Privacy Act
Page 526 of 746

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of the Freedom of Information and Privacy Act
Page 529 of 746

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DHS-001-659-002827

Page 530 of 746

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of the Freedom of Information and Privacy Act
Page 531 of 746

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of the Freedom of Information and Privacy Act
Page 535 of 746

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Consider whether the statutory requirements continue to be met and whether an extension, redesignation, or termination is warranted.

### Upcoming Decisions

- Currently, ten countries are designated for TPS: El Salvador, Haiti, Honduras, Nepal, Nicaragua, Somalia, South Sudan, Sudan, Syria, and Yemen.
- The following chart provides the timeline for the Secretary’s review and decision making on all of the current TPS designations, as well as the current number of beneficiaries under each designation who will be affected by the Secretary’s decision.

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### Background

Under INA section 244(h)(1), the Secretary of Homeland Security, after consultation with appropriate U.S. Government agencies, may designate a foreign country (or any part of such foreign country) for TPS if the conditions in the foreign country fall into one or more of three statutory categories: (1) ongoing armed conflict, (2) environmental disaster, or (3) extraordinary and temporary conditions.

\(^1\) On September 18, 2017, DHS announced the termination of Sudan’s TPS designation, effective 11/02/2018.
Countries can initially be designated for TPS for a period of 6 to 18 months. At least 60 days prior to the expiration of a country’s TPS designation, the Secretary must review the conditions in the country to determine whether it still meets the requirements for a designation. Based on that review, the Secretary will extend, redesignate, or terminate the country’s TPS designation. If the Secretary determines that the conditions for designation no longer continue to be met, she shall terminate the designation. If the Secretary finds, however, that the conditions for designation continue to be met (or makes no determination at all), the TPS designation must be extended a minimum of six months, but may be extended, in the Secretary’s discretion, for 12 or 18 months.

When a country is designated for TPS, nationals of that country who are residing in the United States may apply for TPS with U.S. Citizenship and Immigration Services (USCIS). In order to be eligible for TPS, applicants must meet required continuous residence and physical presence dates, which generally prevent individuals who first arrive in the United States after a country’s designation for TPS from receiving the status. Thorough security and background checks are performed on all TPS applicants.

TPS beneficiaries are authorized to remain in the United States and receive work authorization for the duration of their status.

TPS does not provide an independent pathway for individuals to receive lawful permanent residence in the United States. TPS also does not provide a mechanism for family members to derive status or be brought to the United States.

As of October 2017, approximately 437,000 individuals were receiving protection through the TPS program.
1). The Department has recently announced it will terminate temporary protected status, or TPS, for approximately 300,000 Salvadorans and Haitians living in the United States. In March, the Department will decide whether to terminate TPS for approximately 90,000 Hondurans. It appears the Department may be phasing out the program. Is this true? If yes, why is the Department phasing out TPS? From my perspective, I think there’s some value to the program.

2). This administration’s rhetoric about Dreamers has been marked by fear mongering. Attorney General Sessions said that the program was an example our “failure to enforce the laws,” which has “put our nation at risk of...even terrorism.” Yet DOJ has been unable to provide me with a single example of a DACA recipient involved in terrorist activity. Recently, in dismissing the bipartisan DACA deal carefully crafted by several Senators on this Committee, the President tweeted that he wants to “stop the massive inflow of drugs.”

Can you provide any examples of DACA recipients involved in terrorist activity?

Can you provide any statistical support for the claim that DACA recipients commit crimes at higher rates than American citizens?

Estimates indicate that Dreamers pay as much as $2 billion a year in taxes, and that deporting them could reduce our GDP by over $400 billion in the next 10 years. In your view, are Dreamers a net benefit or cost to our society?

3). The Department of Homeland Security and the Department of Justice recently issued a joint report purporting to show that since September 11, 2001, three out of four individuals convicted of international terrorism-related charges – 402 in total – were foreign-born. This conclusion was based on “an analysis conducted by DHS,” according to the report. However, reports have since emerged indicating the DHS never in fact conducted any such analysis, and that DHS does not even track international terrorism data by citizenship or country of origin. These stories also suggest that Attorney General Sessions’ office assembled the statistics and sought only the rubber stamp of DHS before publicly releasing them in the report.

Was there actually an “analysis conducted by DHS” leading to the conclusions in the joint report? Can you provide a copy of this underlying analysis, if it exists?

If DHS did not conduct the underlying analysis supporting the report’s central conclusion, who did? If DOJ conducted this analysis, were subject matter experts and analysts from DHS consulted for substantive input?

4). What role did you personally play in the development of the joint report?
Was anyone outside of DHS and DOJ involved with conducting the underlying analysis or crafting the joint report? If so, who? Were any officials at the White House involved?

5). From my review of the report, it fails to justify the President’s travel ban (E.O. 13780). When I asked you to answer how many of the 402 foreign-born individuals convicted of terrorism charges are from countries subject to the President’s travel ban, you did not know the answer.

How many of the 402 foreign-born individuals convicted of international terrorism-related charges are citizens or nationals of countries subject to the President’s travel ban? Can you provide a breakdown of the nationalities of all 402 individuals?

It’s also critical for us to know whether these individuals were self-radicalized after living in the U.S. for a long period or rather convicted of these charges shortly after they arrived here. Can you also provide information about the amount of time each of the 402 foreign-born individuals was present in the United States before they were convicted of international terrorism-related charges?

6). Earlier this month, the acting director of Immigration and Customs Enforcement told Fox News that state and local officials who pass so-called “sanctuary city” laws should be charged with a crime under 8 U.S.C. § 1324. When asked about these comments during your hearing, you said the Department of Homeland Security has requested the Department of Justice to review what avenues are available so that criminal charges can be brought against state and local officials who pass so-called “sanctuary city” laws.

Some state and local officials, including prominent police chiefs, believe that mandating cooperation between local law enforcement officers and federal immigration authorities actually harms public safety because they may promote mistrust in immigrant communities and make it less likely that victims and witnesses will come forward and cooperate with police investigations and prosecutions.

Yes or no, is it your Department’s position that a local police chief who believes that mandating cooperation between his officers and federal immigration authorities actually harm public safety, and has a policy based on that belief, should be investigated for a potential federal crime?

Was your Department’s request to the Department of Justice reviewed by your Office of General Counsel?

Are you aware of any cabinet official in any prior administration who requested that the Justice Department—our nation’s chief prosecutorial arm—determine whether state and local officials can be criminally charged not for being in violation of a federal court order, but for pursuing in good faith state and local policies in accordance with their respective state and local laws?

7). Earlier this month, after President Trump disbanded his sham election fraud commission, he
transferred its mission to DHS. Vermont’s Secretary of State is concerned that the work will now be done “behind closed doors and without the sunshine offered from open public scrutiny.”

Do you personally believe President Trump’s claim that millions of people illegally voted in the 2016 election? Are you aware of any facts at all that would substantiate this claim?

8). My fear is that this exercise, while it may please the president, will distract from DHS’s critical work protecting voting infrastructure against cyber-attacks. What steps is DHS taking on behalf of the election fraud committee?

9) Has the Department of Homeland Security (DHS) – or, to your knowledge, any other component of the Trump administration – done any geographic mapping for a proposed new border wall?

How many acres of land does DHS project will be on the far side of the new proposed border wall?

10). What are DHS’s plans regarding the use of eminent domain with respect to land needed for the construction of a proposed new border wall?

11). You agreed during your testimony that the NIST Cybersecurity Framework needs to be updated to address the threats of today. What guidance, if any, has the Department of Homeland Security given—or what guidance does it intend to give—NIST with respect to necessary updates? Is there any legislation that you believe is required, or would be helpful, to support or to supplement the NIST framework?

12). When the President disbanded the Presidential Advisory Commission on Election Integrity (“the Commission”), the White House announced that the Commission’s “preliminary findings” would be sent to DHS to “determine the next courses of action.” Has DHS received those preliminary findings, and if so, what are they? What are DHS’s plans to “determine the next courses of action”?

What was DHS’s role in coordinating data collection and/or analysis with the Commission during its existence, and what will DHS’s role be in the future on issues of voter fraud or election integrity?

13). On October 17, 2017, and again on November 13, 2017, my colleagues and I sent letters to DHS about apparent violations of their sensitive locations policy. Those letters remain unanswered. When can we expect responses to those inquiries?

14). Last year, Customs and Border Protection (CBP) announced that it would reduce the hours of operation at the Ports of Lancaster and Roseau in Minnesota, causing concerns in my state. Following that announcement, I urged CBP to initiate a pilot program using virtual interview technology to minimize the impact on people who rely on these ports being open. CBP has since
announced that it is conducting a study to examine solutions to keep small ports open for more hours.

Will you commit to working with me to address concerns regarding the limited hours of operation at these ports in Minnesota? And will you keep me informed about CBP’s study, as well as any action that Congress can take to be helpful with this issue?

15). In April 2016, the U.S. International Trade Commission held a public hearing on the economic challenges facing the U.S. steel industry as a result of global steel overcapacity, particularly in China. Following that hearing, U.S. Customs and Border Protection (CBP) announced that it would implement enhanced steel enforcement measures on high-risk steel imports.

What enhanced enforcement measures for high-risk steel imports has CBP put in place since April 2016, and how have these measures assisted CBP in collecting antidumping and countervailing duties debts?

16). Minnesota is home to one of the largest Liberian populations in the country, with more than 30,000 Liberians in my state—many of whom are now here under the Deferred Enforcement Departure (DED) designation that took effect after the TPS designation was ended in 2007. Several of these people have now been in the United States for decades. For years I have supported the Liberian Refugee Immigration Fairness Act, which would allow these people to stay in our country permanently.

Do you have any information as to whether DED will be extended for our Liberian population before it expires at the end of March?

Will you commit to supporting an extension of the DED designation?

17). Individuals who have spent time in Puerto Rico assisting with the recovery effort have told me that one of the biggest problems they faced is that FEMA frequently has its hands tied by policies and procedures that limit its ability to respond efficiently and effectively.

Do you agree with this assessment?

What can Congress do to help ensure FEMA has the flexibility needed to be a nimble and responsive agency?

18). In an interview, FEMA Administrator Long said, “People cannot depend solely on the Federal Emergency Management Agency to be responsible for a majority [of the recovery effort].” Administrator Long has also stated that he is “ready to change the face of emergency management.”

Recognizing that there is a role for both the federal government and state and local governments in disaster response, what can we be doing at the federal level to help communities prepare for the inevitable next storm?
How is FEMA proposing to change the way the agency works with impacted communities going forward?

19). One of the Department of Homeland Security’s most important roles is to protect our critical infrastructure, such as communications, transportation, and the electrical grid. NOAA released a report just last week stating that 2017 was the most expensive year on record for natural disasters, with over $300 billion in losses. We have seen disastrously prolonged recovery in Puerto Rico due to damages to their grid and water systems, and I am very concerned about future physical threats to our infrastructure from natural disasters and the devastating potential impact on Americans of long recovery times.

How does infrastructure resiliency fit into the administration’s infrastructure plan?

Has DHS provided feedback or analyses to ensure that the administration’s infrastructure plan will advance the fortification and security of critical infrastructure?

20). One of our critical infrastructure sectors is our nation’s chemical facilities. I understand chemical safety is an area where you work closely with EPA, and I am worried about our ability to maintain our facilities as EPA proposes to cut funding for chemical safety and eliminate the Chemical Safety Board. How is DHS working with EPA and other agency partners to ensure a comprehensive approach to chemical safety?

21). Cybersecurity is an important issue for the Department of Homeland Security, especially as our new technologies become increasingly connected and “smart.” One issue many of us in Congress are interested in is autonomous vehicles. The public has understandable safety and privacy concerns about the potential “hackability” of control systems and connected services in all vehicles, but especially autonomous vehicles. What is DHS doing, either alone or with the Department of Transportation, to ensure that autonomous vehicles are not vulnerable to a cyberattack?

22). Present funding levels of the United States Coast Guard (USCG) on the Delaware River appear to limit USCG’s ability to respond to Aids to Navigation (ATON) discrepancies during challenging times, such as the winter ice situations. There are several ATONs that are now discrepant, off-station, or missing due to ice in the river, and restoring them to their charted positions will take some time and require additional resources. Will DHS allocate enough extra resources to the USCG on the Delaware River in order to ensure the river is marked appropriately for ships that rely on these ATONs?

23). As the Army Corps of Engineers prepares to complete a deepening project this year that will increase the depth of the ship channel on the Delaware River from 40 feet to 45 feet, I want to make sure that the United States Coast Guard is going to have the resources, funding, and personnel to appropriately mark the new location of the channel.

Given the advance warning that this might be an issue, will you ensure that this major infrastructure project, which serves ports in Delaware, Pennsylvania, and New Jersey, will
be marked in a timely fashion for ships to safely use the new 45-foot channel?

Will your agency have the necessary resources for this task?

If you will not have the funding to accomplish this task when the deepening channel project is complete, will you notify me and the other Senate delegation members from Delaware, Pennsylvania, and New Jersey as soon as possible?

24). Aerostats have been deployed for nearly two years along the southern border as part of a test program that has provided excellent interdiction information to U.S. Customs and Border Protection to address border crossings. Additionally, Tethered Aerostat Radar Systems have been successfully providing border security information to CBP Border Patrol and the Department of Defense for nearly four decades.

Given the efficacy and affordability of aerostats along the southern border, as well as their proven track record, what role should they play in future strategies to enhance border security?

What would you need in order to consider using additional aerostats to affordably increase border security along the U.S.-Mexico border and in the Gulf of Mexico?

25). After the violent, white supremacist demonstrations that took place in Charlottesville, Virginia, Congress passed a bipartisan resolution condemning the demonstrations and urging the Department of Justice to do three specific things: (1) use all resources available to address the growing prevalence of hate groups in the U.S.; (2) improve the reporting of hate crimes; and (3) emphasize the importance of collecting and reporting hate crime data to the F.B.I. by state and local agencies.

Since the Department of Homeland Security plays a critical role in combating domestic hate groups, has DHS taken any steps toward meeting any of these objectives?

If so, what specific steps has DHS taken to meet each of these objectives?

You testified that after Charlottesville, DHS needed to do more to address white supremacist violence. What additional actions is DHS taking right now?

Since the presidential election, we have seen a series of hate crimes committed by individuals invoking the name of President Trump. Will you commit to providing President Trump with a specific briefing on the threats posed by white-supremacist extremist groups with suggestions for ways to address this threat?

26). On January 16, 2018, DHS and the Department of Justice released a report revealing that three out of every four individuals convicted of international terrorism-related charges in U.S. federal courts between September 11, 2001 and December 31, 2016 were foreign-born. In fact, the DHS press release that accompanied the report read, “An analysis conducted by DHS determined that approximately 73 percent (402 of these 549 individuals) were foreign-born.” However, subsequent media reports have noted that DHS
does not track or correlate international terrorism data by citizenship or country of origin.

What specific information did DHS contribute towards the production, analysis, and conclusions contained in the January 16, 2018 DHS/DOJ report stating that three out of four individuals convicted of international terrorism and terrorism-related offenses were foreign-born?

Has DHS ever tracked or correlated international terrorism data by citizenship or country of origin?

Does DHS currently track or correlate international terrorism data by citizenship or country of origin?

How many of the 402 individuals identified in the report are nationals of the countries identified in the September 24, 2017 Presidential Proclamation regarding enhancing vetting capabilities and processes for detecting attempted entry into the United States?

For the countries identified in the September 24, 2017 Presidential Proclamation, what percentage of nationals have been convicted of international terrorism-related charges, and how does that compare with the global percentage?

27). Is it accurate that the Department of Homeland Security found insufficient evidence that citizens of the seven Muslim-majority countries included in President Trump’s initial travel ban posed a terror threat to the United States?

Did the Department of Homeland Security conclude that mere citizenship for one of these seven countries included in President Trump’s initial travel ban constituted an “unlikely indicator” of terrorism threats to the United States?

28). On January 18, 2018, the Office of Inspector General from DHS issued a report entitled “DHS Implementation of Executive Order #13769 ‘Protecting the Nation From Foreign Terrorist Entry Into the United States.”’ One particular finding is very troubling to me. Specifically, the IG’s report states that “CBP was aggressive in preventing affected travelers from boarding aircraft bound for the United States” and concludes “[w]e believe those actions violated two separate court orders that enjoined CBP from this activity.”

Why did Customs and Border Protection continue to issue no-board instructions to airlines operating at Boston’s Logan Airport after the temporary restraining order in Louhghalam v. Trump was issued?

Please explain the legal basis that Customs and Border Protection relied upon when it limited its compliance with the Mohammed v. United States temporary restraining order to only apply to the named plaintiffs, when the clear language of the order did not contain this limitation and stated that:

Defendants and their officers, agents, employees, attorneys, and all other persons acting in concert or participating with them, are ENJOINED AND RESTRAINED from
enforcing Defendant President Donald J. Trump’s January 27, 2017 Executive Order by removing, detaining, or blocking the entry of Plaintiffs, or any other person from Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen with a valid immigrant visa.

Do you stand by CBP’s interpretation of the identified court orders?

Please provide copies of any DHS legal memoranda interpreting the identified court orders.

In the wake of this report, what new and affirmative steps has the Department of Homeland Security taken to ensure that the DHS will fully comply with all court orders moving forward?

29). Please provide copies of all guidance that DHS has issued to comply with the U.S. District Court for the Northern District of California’s orders in Regents of University of California v. U.S. Department of Homeland Security.

30). You testified that the Department of Homeland Security needed to do more to address Russian interference with the 2016 presidential election.

What more are you doing?

Now that you have had an opportunity to review the Senate Foreign Relations Committee’s minority report on Vladimir Putin’s assault on democracy around the world and its implications for U.S. National Security, will DHS endorse the report’s recommendation that the President establish an inter-agency fusion cell to coordinate the U.S. response to Russia’s influence operations?

The report notes that Russian intelligence circulated a fake U.S. Department of Homeland Security assessment that the 2016 U.S. election was not a victim of cyberattacks. What is the President’s strategy for countering the Kremlin’s disinformation operations?

What has the Department of Homeland Security done to assist states in improving election infrastructure to guard against cyberattacks in the 2018 election?

31). On September 26, 2017, the ACLU filed a complaint asking DHS to investigate the cases of 10 pregnant women who were held for weeks at facilities, despite a memo signed by Acting Director Homan last year barring the practice “absent extraordinary circumstances or the requirement of mandatory detention.”

How many pregnant women are currently in Immigration and Customs Enforcement detention facilities?

Has DHS changed its practices or policies for providing for the treatment of pregnant women in detention since this complaint was filed?
Page 555 of 746

Withheld pursuant to exemption

(R)(5)

of the Freedom of Information and Privacy Act
Good afternoon All,

Political is seeking DHS input to assist with a Senatorial Delegation’s request for information regarding the number of TPS recipients that have adjusted in the U.S. Please review the request below and advise.

Thank you,

**Ginette Prophete**
*Acting Field Office Director*
*Department of Homeland Security*
*U.S. Citizenship and Immigration Services*
*American Embassy Port-au-Prince, Haiti*
We received this request for information from WHA/HA. Would you be able to provide a bullet point response by OOB Tuesday, January 30? I will then compile the response to send to FO, of course cc you on the response. Thanks again.

Linnisa

Official - SBU
UNCLASSIFIED

From: Williams, Stacy D  
Sent: Thursday, January 25, 2018 3:55 PM  
To: Crowley, Melinda L (Port-au-Prince) <b>(6)Krause, Allen L (Port-au-Prince) 
b(6)Wahid, Linnisa J (Port-au-Prince) <b(6)}>; Merten, Kenneth H  
Cc: Hannan, Robert F (Port-au-Prince) <b(6)Greenberg, Allen S 
b(6)>; Dorelien, Astrid <b(6)>Beneviratne, Anusha E  
b(6)Bowers, Allyson M <b(6)>; Foltz, Jennifer M  
Subject: Readout: WHA/HA - Ninth Senatorial Delegation meeting
This email is UNCLASSIFIED.

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Ginette,

I’ll see if OP&S already has this info, and if not, will ask the Office of Performance and Quality to see if they can run a report for this data. Generally, however, these reports take a while to obtain given the broad demand for stats, so it’s unlikely we’d have them by OOB on Jan 30. But let’s see what we come up with.

Thanks,

Maura

From: Prophete, Ginette Y
Sent: Friday, January 26, 2018 2:18:41 PM
To: Cloe, David; Nicholson, Maura J; St. John, Jillian
Cc: Lassen, Brett H (Brett); Wright, Charles E; Nicolas, Margarette B
Subject: FW: Request for Info: WHA/HA - Ninth Senatorial Delegation meeting

Good afternoon All,

Political is seeking DHS input to assist with a Senatorial Delegation’s request for information regarding the number of TPS recipients that have adjusted in the U.S. Please review the request below and advise.

Thank you,

Ginette Prophete
Acting Field Office Director
Department of Homeland Security
U.S. Citizenship and Immigration Services
American Embassy Port-au-Prince, Haiti

(b)(6)

Duplicate
Will do – she’s not super responsive but will give it a shot

From: Cloe, David  
Sent: Thursday, January 25, 2018 3:19 PM  
To: St. John, Jillian  
Subject: RE: USCIS Invitation: Temporary Protected Status for Haiti, 1/30/2018

Yeah – Why don’t you send it to his assistant – work that relationship...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: St. John, Jillian  
Sent: Thursday, January 25, 2018 3:18 PM  
To: Cloe, David  
Subject: FW: USCIS Invitation: Temporary Protected Status for Haiti, 1/30/2018

Should we also share this with the Amb?

From: U.S. Citizenship and Immigration Services  
Sent: Thursday, January 25, 2018 3:14 PM  
To: St. John, Jillian  
Subject: USCIS Invitation: Temporary Protected Status for Haiti, 1/30/2018

Dear Stakeholder,

U.S. Citizenship and Immigration Services (USCIS) invites you to participate in a stakeholder teleconference on Jan. 30, from 1 to 1:45 p.m. (Eastern) about Haiti’s Temporary Protected Status (TPS) designation ending on July 22, 2019.

During this teleconference, USCIS officials will provide an overview of the information provided in the Federal Register notice, including re-registration and EAD application procedures. USCIS officials will also respond to your questions.
Please note that we will not be able to address any policy-related or case-specific questions during this call.

To Join the Teleconference:

On Jan. 30, please use the information below to join the teleconference. We recommend calling in 10 to 15 minutes early.

Toll-Free (inside the U.S.): [b(5)]
Toll (outside the U.S.): [b(6)]
Passcode: [b(6)]

Background

On Nov. 20, 2017, the Department of Homeland Security (DHS) announced the termination of Haiti’s TPS designation, with an effective date delayed by 18 months to allow for an orderly transition. DHS made this determination after DHS’s announcement in May 2017 that Haiti had made considerable progress since the 2010 earthquake that prompted its initial designation and that Haiti’s designation would likely not warrant further extension.

Additional information about TPS is available at uscis.gov/tps.

Note to Media: This engagement is not for press purposes. Please contact the USCIS Press Office at 202-272-1200 for any media inquiries.

We look forward to engaging with you!
Please do not reply to this message. Contact us at Public.Engagement@uscis.dhs.gov with any questions.

To view a list of upcoming local and national engagements, please visit uscis.gov/outreach.

To update your RSVP, modify your email address, or to unsubscribe from our mailing list, please visit your Subscriber Preferences Page.

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Yeah – Government hasn’t quite caught up on emojis.

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: Drake, Marian E  
Sent: Thursday, January 25, 2018 9:56 AM  
To: Cloe, David  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

I would have chosen

![Related image]

That was a joke by the way...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: Cloe, David  
Sent: Thursday, January 25, 2018 9:49 AM  
To: Drake, Marian E; St. John, Jillian; Prelogar, Brandon B; Anderson, Kathryn E; Nuebel Kovarik, Kathy; Nicolas, Margarette B  
Cc: Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  
Subject: RE: Responses to TPS Questions from Ambassador Altidor
Subject: RE: Responses to TPS Questions from Ambassador Altitord

That’s kind of boring.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Drake, Marian E
Sent: Thursday, January 25, 2018 9:48 AM
To: Cloe, David; St. John, Jillian; Prelogar, Brandon B; Anderson, Kathryn E; Nuebel Kovarik, Kathy; Nicolas, Margarette B
Cc: Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L
Subject: RE: Responses to TPS Questions from Ambassador Altitord

Hi David,

“D” is the placeholder value for any data points less than 10 used by the USCIS Office of Performance and Quality (OPQ), which pulled the demographic data for Haitian TPS beneficiaries.

-Marian

From: Cloe, David
Sent: Thursday, January 25, 2018 9:43 AM
To: St. John, Jillian; Drake, Marian E; Prelogar, Brandon B; Anderson, Kathryn E; Nuebel Kovarik, Kathy; Nicolas, Margarette B
Cc: Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L
Subject: RE: Responses to TPS Questions from Ambassador Altitord

Marian – Thank you from me as well. One quick question – what does “D” stand for? I’m sure I’ll get the question...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: St. John, Jillian
Sent: Wednesday, January 24, 2018 4:33 PM
To: Drake, Marian E; Prelogar, Brandon B; Anderson, Kathryn E; Prophete, Ginette Y; Nuebel Kovarik, Kathy; Nicolas, Margarette B
Cc: Deshommes, Samantha L

Subject: RE: Responses to TPS Questions from Ambassador Altidor

Received – thanks so much!

From: Drake, Marian E  
Sent: Wednesday, January 24, 2018 4:32 PM  
To: Prelogar, Brandon B; St. John, Jillian  
Cc: Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  

Jill,

Here is the Haiti TPS data. We grouped the data on the age of recipients by decade to avoid any privacy issues. Similarly, states with a population of fewer than 10 TPS residents are marked as “D”. Please let us know if you have any questions on this.

Regards,

Marian

Marian Drake
Policy Analyst, International and Humanitarian Affairs Division  
Office of Policy and Strategy, U.S. Citizenship and Immigration Services  
Department of Homeland Security

From: Prelogar, Brandon B  
Sent: Tuesday, January 23, 2018 9:28 AM  
To: St. John, Jillian; Anderson, Kathryn E; Cloe, David; Nuebel Kovarik, Kathy; Nicolas, Margarete B  
Cc: Drake, Marian E; Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  

Subject: RE: Responses to TPS Questions from Ambassador Altidor

Jill,

Thanks for the tickler on this. We did get the data, but it needs a little work. Some of the numbers will need to be redacted because they’re too granular for public consumption and implicate privacy issues. Also, a couple of the numbers don’t make sense to us at first glance, so we’re trying to dig into those before presenting something that’s wrong. We are working it, but will need just a bit more time. We’ll focus on running this to ground today.

Best,

b-
From: St. John, Jillian  
Sent: Tuesday, January 23, 2018 8:53 AM  
To: Prelogar, Brandon B; Anderson, Kathryn E; Cloe, David; Nuebel Kovarik, Kathy; Nicolas, Margarete B  
Cc: Drake, Marian E; Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Hi Brandon –

Just circling back. Let us know if you have any updates!

Best,
Jill

---

From: Prelogar, Brandon B  
Sent: Thursday, January 11, 2018 8:52 AM  
To: Anderson, Kathryn E; St. John, Jillian; Cloe, David; Nuebel Kovarik, Kathy; Nicolas, Margarete B  
Cc: Drake, Marian E; Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Our data folks report that the pull is currently in progress. They estimate getting it to us next week. Let’s touch base Wednesday or Thursday if we’ve not secured something and sent it your way by then. Thanks for your patience.

---

From: Anderson, Kathryn E  
Sent: Wednesday, January 10, 2018 6:59:58 PM  
To: St. John, Jillian; Cloe, David; Nuebel Kovarik, Kathy; Nicolas, Margarete B  
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Hi, Jill. Our Office of Performance and Quality (OPQ) is still working on pulling the demographic data for Haitian TPS beneficiaries, but we’ll check in with them to see if we can get an estimated completion date. As for the FRN, adding Sam and Jerry from our regulatory division for an update on the likely publication date.

---

From: St. John, Jillian  
Sent: Wednesday, January 10, 2018 4:55 PM  
To: Cloe, David; Nuebel Kovarik, Kathy; Anderson, Kathryn E; Nicolas, Margarete B  
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y  
Subject: RE: Responses to TPS Questions from Ambassador Altidor
USCIS colleagues – We heard from State today that Ambassador Altidor mentioned he hadn’t received the full data he requested and asked us to follow up. Do you have a sense of if/when we may be in a position to provide it?

Also, I know the FRN with OMB now, but are you hearing anything about potential publication dates?

Many thanks!
Jill

From: Nuebel Kovarik, Kathy
Sent: Wednesday, January 3, 2018 12:27 AM
To: Cloe, David; Anderson, Kathryn E; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Okay, and yes, if we’re successful on the data for Haiti, we can likely do for the others.

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
U.S. Citizenship and Immigration Services

From: Cloe, David
Sent: Tuesday, January 02, 2018 9:30 AM
To: Nuebel Kovarik, Kathy; Anderson, Kathryn E; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y
Subject: FW: Responses to TPS Questions from Ambassador Altidor

As promised. Of note, I had only one edit with the entire document; I added “unfortunately” to the response for the first question.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Cloe, David
Sent: Tuesday, January 2, 2018 9:22 AM
To: ‘Paul Altidor’
Cc: Naomie Pierre-Louis; St. John, Jillian
Subject: Responses to TPS Questions from Ambassador Altidor
Sir – The attached document has responses to the questions you raised during your meeting with Assistant Secretary Nealon at DHS HQ on December 13th.

Of note, my colleagues at U.S. Citizenship and Immigration Services (USCIS) are still formulating a response to your question concerning demographic information on Haitian TPS beneficiaries, and hope to have that available to you soon. Additionally, those same colleagues tell me that they’re very close to completing the clearance process for the Federal Register Notice (FRN) and should be able to publish it very soon.

Thanks for your patience, and please let me know if you have any follow-on questions we can clarify.

David

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

Sender: Cloe, David
Recipient: Drake, Marian E
Sent Date: 2018/01/25 09:56:51
Good afternoon Lat-Am,
Checking on the status of your review.
Thank you.

Office of Strategy, Policy, and Plans | ExecSec

**From:** Ponce, Hilario On Behalf Of Pley Exec Sec  
**Sent:** Friday, January 12, 2018 2:38 PM  
**To:** Immigration Policy <ImmigrationPolicy@HQ.DHS.GOV>; OIA-LATAM-C <OIA-LATAM-C@HQ.DHS.GOV>  
**Cc:** PLCY-BIT Tasking <PLCY-BITTasking@hq.dhs.gov>; Americas <Americas@hq.dhs.gov>; Pley Exec Sec <PleyExecSec@hq.dhs.gov>  
**Subject:** Due 2pm 1/17 [USCIS Draft] Response to Sen. Feinstein re TPS Determinations for Honduras, Nicaragua, and Haiti [WF-1155099]

Good afternoon IMM PLCY and Latin America,

Please review the attached USCIS-drafted response to Sen. Feinstein re the FRNs associated with TPS Determinations for Honduras, Nicaragua, and Haiti and provide comment/clearance **by 2pm 1/17.**

Thank you.
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Looks good for the Haiti piece. I can clear if there are no further edits. Pasted below for review on mobiles.

The Honorable Dianne Feinstein  
United States Senate  
Washington, DC 20510  

Dear Senator Feinstein:

Thank you for your December 13, 2017 letter. Secretary Nielsen asked that I respond on her behalf.

I appreciate your interest in Temporary Protected Status (TPS) and the publication of Federal Register Notices (FRNs) associated with TPS determinations. Under federal law, the Secretary of Homeland Security is required to provide on a timely basis the publication of notice of each TPS determination in the Federal Register. See Immigration and Nationality Act § 244(b)(3)(A).

The FRNs announcing the automatic extension of TPS for Honduras from January 6, 2018 through July 5, 2018, and the termination of TPS for Nicaragua, effective January 5, 2019, were published on December 15, 2017, and provide detailed information regarding re-registration for TPS and employment authorization. Both the Honduras and the Nicaragua TPS FRNs automatically extend existing TPS holders’ employment authorization documents, providing additional time for beneficiaries to apply for and obtain a new EAD before their current one expires. Additional information and links to the FRNs for these decisions can be found on the USCIS website.

The Department of Homeland Security [is working to publish] [has published] the FRN for the recent decision on Haiti’s TPS designation [as expeditiously as possible]. The FRN [will provide] [provides] similar details regarding re-registration procedures and employment authorization for the 18-month transition period before Haiti’s TPS termination becomes effective on July 22, 2019.

Thank you again for your letter and interest in this important issue. Should you require any additional assistance, please have your staff contact the USCIS Office of Legislative Affairs at (b)(6)
From: Ponce, Hilario On Behalf Of Plcy Exec Sec
Sent: Wednesday, January 17, 2018 5:19 PM
To: OIA-LATAM-C; Plcy Exec Sec
Cc: Americas; Plcy Exec Sec
Subject: FW: Due 2pm 1/17 [USCIS Draft] Response to Sen. Feinstein re TPS Determinations for Honduras, Nicaragua, and Haiti [WF-1155099]

Good afternoon Lat-Am,
Checking on the status of your review.
Thank you.

Office of Strategy, Policy, and Plans | ExecSec

From: Ponce, Hilario On Behalf Of Plcy Exec Sec
Sent: Friday, January 12, 2018 2:38 PM
To: Immigration Policy; OIA-LATAM-C
Cc: PLCY-BIT Tasking; Americas; Plcy Exec Sec

Subject: Due 2pm 1/17 [USCIS Draft] Response to Sen. Feinstein re TPS Determinations for Honduras, Nicaragua, and Haiti [WF-1155099]

Good afternoon IMM PLCY and Latin America,

Please review the attached USCIS-drafted response to Sen. Feinstein re the FRNs associated with TPS Determinations for Honduras, Nicaragua, and Haiti and provide comment/clearance by 2pm 1/17.

Thank you.

Office of Strategy, Policy, and Plans | ExecSec

Sender: St. John, Jillian
Recipient: 
Sent Date: 2018/01/17 17:37:10
Page 576 of 746

Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act
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Yeah – I just reviewed – that’s fine. Would just recommend waiting (and they appear to have the appropriate language on hold) for the Haiti FRN announcement. And maybe adding a note on El Salvador, even though Sen. Feinstein didn’t ask...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

Duplicate
When you get a chance, please swing by. But no rush...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
Sorry – meant to do that first thing this morning...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy
I am currently out of the office with limited access to my email. Please contact Acting FOD Ginette Prophete at (b)(6) You can also send an email to (b)(6).

Thank you.
Sorry Hilario – No issues/edits from us, and good to see they have the blank spaces ready for the update on Haiti. They might also consider adding a blurb on El Salvador, even though the senator’s office didn’t ask; but that’s only because the decision came out after she wrote the letter.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

Good afternoon Lat-Am,
Checking on the status of your review.
Thank you.

J. Hilario Ponce
Office of Strategy, Policy, and Plans | ExecSec
Confirmed. I’d check with Briana/Amb. Nealon about telling the ambassador. May want to wait until it hits just in case there’s an administrative error or something happens that’s beyond our control.

**Eric B. Johnson**

*From: Cloe, David*
*Sent: Wednesday, January 17, 2018 3:10 PM*
*To: Johnson, Eric*
*Cc: St. John, Jillian*
*Subject: RE: 2018 H-2 List*

Lovely. Is that confirmed? Can I tell the ambassador?

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy  

*From: Johnson, Eric*  
*Sent: Wednesday, January 17, 2018 3:09 PM*  
*To: Cloe, David*  
*Cc: St. John, Jillian*
*Subject: RE: 2018 H-2 List*

Publishes tomorrow AM, minutes before the El Sal FRN.

**Eric B. Johnson**  
DHS Office of Policy
From: Cloe, David
Sent: Wednesday, January 17, 2018 3:07 PM
To: St. John, Jillian; Johnson, Eric
Subject: RE: 2018 H-2 List

Eric – Thanks for this as well. You hearing anything on the Haitian TPS FRN? Altidor just called me, again...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: St. John, Jillian
Sent: Wednesday, January 17, 2018 2:59 PM
To: Johnson, Cloe, David; Whitehead, Malcolm; Chalkley, Marie; Giska, Sara; Batla, Traci
Subject: RE: 2018 H-2 List

Thank, Eric!

From: Johnson, Eric
Sent: Wednesday, January 17, 2018 2:58 PM
To: Cloe, David; Whitehead, Malcolm; Chalkley, Marie; St. John, Jillian; Giska, Sara
Subject: 2018 H-2 List

Posted for public inspection this morning, officially publishes tomorrow. See here:


Short version: Belize, Haiti, and Samoa are being removed. Mongolia is being added. Everything else remains the same as last year.

Eric B. Johnson
DHS Office of Policy

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Withheld pursuant to exemption
(R)/(5)
of the Freedom of Information and Privacy Act
Got it…

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Johnson, Eric
Sent: Wednesday, January 17, 2018 3:12 PM
To: Cloe, David
Cc: St. John, Jillian
Subject: RE: 2018 H-2 List

Confirmed. I’d check with Briana/Amb. Nealon about telling the ambassador. May want to wait until it hits just in case there’s an administrative error or something happens that’s beyond our control.

Eric B. Johnson
DHS Office of Policy
Page 693 of 746

Withheld pursuant to exemption

(R)(5)

of the Freedom of Information and Privacy Act
thanks

From: Cloe, David
Sent: Thursday, January 11, 2018 2:29 PM
To: OIA-CAN (b)(6)
Subject: FW: WHA Early Alert for Thursday 01/11/2017

In case you missed the highlighted section below...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Justus, William
Sent: Thursday, January 11, 2018 1:44 PM
Subject: WHA Early Alert for Thursday 01/11/2017

WHA Early Alert

WHA Early Alert for Thursday 01/11/2017

State Department Travel Advisories: Argentina’s Infobae reports, “The Department of State released travel warnings 1 to 4, according to the risks of each country.” The article details, “Six nations of the region obtained a ‘3,’ which suggests ‘reconsidering the trip.’ Those include Cuba, Haiti, Venezuela, El Salvador, Guatemala, Honduras. Other countries in the region, such as Mexico, Brazil and Colombia, belong to category 2, meaning ‘exercise increased caution: be aware of the high risk of insecurity’ … Category 1 includes Argentina, Chile, Peru, Uruguay, Paraguay and Ecuador. For all these countries, the US recommends ‘exercising normal precautions’.”

- Mexico’s El Economista highlights, “In regards to Mexico, the country is under the 2 category; however, the city of San Blas and Tepic, in Nayarit, as well as the entire state of Colima that were classified with level 4, the highest and compared to the violence of Syria or Iraq.
• Colombia’s *El Espectador* reports, “In the case of Colombia and despite being in category two, the State Department recommends not traveling to four departments: Arauca, Cauca, Chocó, and Norte de Santander.” *Portafolio* expands, “The new document also suggests to reconsider visits to the north of Antioquia department, as well as to the departments of Caquetá, Casanare, Cesar, Guainia, Guaviare, Meta, Nariño, Putumayo, Valle del Cauca, Vaupés and Vichada.”

**US Immigration Policy: ICE Raids** Venezuela’s *The Latin American Herald Tribune* reports, “US Immigration and Customs Enforcement detained 21 undocumented immigrants on Wednesday during raids on 7-Eleven convenience stores in 17 states.” Argentina’s *Infobae* highlights, “‘Today’s actions send a strong message to US businesses that hire and employ an illegal workforce: ICE will enforce the law, and if you are found to be breaking the law, you will be held accountable,’ ICE’s acting director, Thomas Homan, said in a statement.” Outlets indicate raids were conducted in California, Colorado, Florida, New York, Texas and the District of Columbia.

**Puerto Rico:** Statehood Campaign Ecuador’s *El Telegrafo* reports, “Puerto Rico’s legislative delegation launched on Wednesday a campaign in Congress to demand statehood for the island.” Venezuela’s *The Latin American Herald Tribune* expands, “The bipartisan delegation appointed by Governor Ricardo Rossello, accompanied by the governor himself and three former governors, said at a press conference in the US Capital that Puerto Ricans have already voted twice in favor of joining the US as its 51st state and it is ‘necessary’ for them to have the same opportunities and rights as other Americans.”

**Canada:** US Immigration Policy/TPS Venezuela’s *Telesur TV* leads, “Canada sent on Wednesday a Spanish-speaking lawmaker to California to dissuade potential migrants and refugees from crossing the border following Washington’s decision to end the temporary protected status of some 200,000 Salvadorans.” The article underscores, “The trip was planned in anticipation of Monday’s decision by US President Trump and was part of a Canadian government attempt to prevent an influx of border-crossers like the one that occurred last year after the United States said it would end the temporary protected status granted to some 50,000 Haitians following a devastating earthquake in the Caribbean nation in 2010.” Canada’s *CBC* elaborates, “Salvadorans represent the largest population covered by the temporary protected status program and the potential for them and other Central Americans to come to Canada was flagged in briefing notes by Canadian diplomats in the US earlier this year, following a surge of Haitian asylum seekers showing up at the border.” *CBC* quotes a commentator warning that Salvadoran asylum seekers “could test Canada’s immigration system.”

**Ecuador:** Julian Assange Ecuador’s *El Universo* announces, “The Ecuadorian foreign minister, Maria Fernanda Espinosa, confirmed Assange was ‘naturalized’ as an Ecuadorian on December 12th at his request.” The article highlights, “Ms. Espinosa said today they had granted the naturalization while they look for ways to resolve his situation and were seeking a ‘dignified’ solution to his situation with Britain.” Mexico’s *Televísa* emphasizes, “The announcement comes after Britain’s Foreign Office said on Thursday that it had rejected Ecuador’s request to grant diplomatic status to Assange, which would give him immunity from arrest.”
Colombia: Peace Process with ELN Venezuela’s *The Latin American Herald Tribune* reports, “The ELN guerrilla group’s chief negotiator in its peace process with the Colombian government on Wednesday urged President Santos to reconsider his decision to recall his administration’s delegates prior to a scheduled fifth round of talks in Quito, Ecuador.” Colombia’s *El Tiempo* highlights, “Santos, who accused the ELN guerrilla group of resuming terrorist actions following the expiration of a bilateral cease-fire, on Wednesday took the retaliatory step of ordering government peace negotiators to return home from Ecuador.” *RCN* expands, “In his statement, Santos denounced a pair of attacks by the guerrilla group Wednesday morning on oil infrastructure.”

Paraguay: *Hezbollah* Argentina’s *Infobae* reports, “Paraguayan police are looking for two Turkish drug traffickers linked to the terrorist group Hezbollah who have escaped from prison in Paraguay.” The article reminds, “On February 4, 2017, two Turkish citizens, Munir Öztürk and Eray Uç, were arrested in Paraguay for leading international drug trafficking operations… According to Paraguayan and US security sources Öztürk and Uç were part of a cell that included terrorist activities as operatives of the Hezbollah group.”

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Regards,

Steve

United States Southern Command Liaison
Department of Homeland Security

**Sender:** Meyers, Deborah *(b)(6)*

**Recipient:** *(b)(6)*

**Sent Date:** 2018/01/11 14:30:08

**Delivered Date:** 2018/01/11 14:30:09
Oops...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Nicolas, Margarette B
Sent: Friday, January 5, 2018 1:38 PM
To: Cloe, David
Subject: FW: Responses to TPS Questions from Ambassador Altidor

Happy New Year David!

Hope you had a great holiday season! I am back in the office. Please include me in future emails.

Best regards,

-----------------------------
Margarette Nicolas
Field Office Director
DHS Attaché
DHS/USCIS
Embassy Port-au-Prince, Haiti

From: Prophetete, Ginette Y
Sent: Friday, January 05, 2018 1:32 PM
To: Nicolas, Margarette B
Subject: FW: Responses to TPS Questions from Ambassador Altidor

-----------------------------
From: Cloe, David
Sent: Friday, January 05, 2018 1:01:09 PM
To: Prolalog, Brandon B; Anderson, Kathryn E; Nuebel Kovarik, Kathy; St. John, Jillian
Cc: Drake, Marian E; Prophetete, Ginette Y; Batla, Traci
Subject: RE: Responses to TPS Questions from Ambassador Altidor
That sounds great Brandon – thank you. I think with your review we’ll be set, but I’ll double-check here at the HQ.

Thanks again - David

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Prelogar, Brandon B
Sent: Friday, January 5, 2018 12:31 PM
To: Cloe, David; Anderson, Kathryn E; Nuebel Kovarik, Kathy; St. John, Jillian; Drake, Marian E; Prophete, Ginette Y; Batla, Traci
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y; Batla, Traci
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Hey, David. We, as a matter of course, will need to run this past our privacy counsel here and can do that internally. We defer to you on the need to run it past appropriate HQ entities in addition to that, either simultaneously or after we’ve gotten the green light and any advice on restrictions from our crew. We can shoot it their way today and let you know what they come back with. Sound good?

From: Cloe, David
Sent: Friday, January 05, 2018 9:53 AM
To: Anderson, Kathryn E; Nuebel Kovarik, Kathy; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y; Batla, Traci
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Kathryn – Been meaning to follow-up – thank you for sending this. Completely understand the need to clear with Privacy before sharing with foreign governments. Can we help with that process, is it internal to USCIS?

Thanks - David

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Anderson, Kathryn E
Sent: Wednesday, January 3, 2018 8:52 AM
To: Nuebel Kovarik, Kathy; Cloe, David; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y; Batla,
Traci (b)(6)

**Subject:** RE: Responses to TPS Questions from Ambassador Altidor

David,

Thanks for sending the responses to Ambassador Altidor. We have demographic information for Nicaragua, Honduras, and El Salvador from November (attached). However, we should probably clear it with privacy folks before it's shared outside of USG, as I see that at least some of the fields are fewer than 5 people, which if I'm recalling correctly, may be something that we can't share publicly at that level of granularity. But, for now, thought you might be interested to see.

K
Got it – will do...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
Thanks again.
I don’t suppose you have heard any more in the last 48 hours?

From: Cloe, David
Sent: Wednesday, January 03, 2018 1:22 PM
To: KOUMANS, MARK
Subject: FW: TPS Centam Demographics

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Batla, Traci
Sent: Wednesday, January 3, 2018 1:00 PM
To: Nealon, James
Cc: Cloe, David
Subject: TPS Centam Demographics

Sir,

 Ahead of your call this afternoon, the attached USCIS report represents the number of approved Central American TPS individuals (as of 10/31/2017) by country including breakdowns by gender, immigration status, current age, and beneficiary state. This is for our own visibility at this point, but if it comes up on the call, you can speak to generalities regarding age, gender, states, etc. USCIS is going to work with Privacy on a version that can be shared outside of USG.

Best,

Traci

From: Anderson, Kathryn E
Sent: Wednesday, January 3, 2018 8:52 AM
To: Nuebel Kovarik, Kathy; Cloe, David; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Batla, Traci; Prophet, Ginette Y

Subject: RE: Responses to TPS Questions from Ambassador Altidor

David,

Thanks for sending the responses to Ambassador Altidor. We have demographic information for Nicaragua, Honduras, and El Salvador from November (attached). However, we should probably clear it with privacy folks before it's shared outside of USG, as I see that at least some of the fields are fewer than 5 people, which if I'm recalling correctly, may be something that we can't share publicly at that level of granularity. But, for now, thought you might be interested to see.

K

From: Nuebel Kovarik, Kathy
Sent: Wednesday, January 03, 2018 12:27 AM
To: Cloe, David; Anderson, Kathryn E; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Prophet, Ginette Y

Subject: RE: Responses to TPS Questions from Ambassador Altidor

Okay, and yes, if we’re successful on the data for Haiti, we can likely do for the others.

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
U.S. Citizenship and Immigration Services

From: Cloe, David
Sent: Tuesday, January 02, 2018 9:30 AM
To: Nuebel Kovarik, Kathy; Anderson, Kathryn E; St. John, Jillian
Cc: Prelogar, Brandon B; Drake, Marian E; Prophet, Ginette Y

Subject: FW: Responses to TPS Questions from Ambassador Altidor

As promised. Of note, I had only one edit with the entire document; I added “unfortunately” to the response for the first question.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Cloe, David
Sent: Tuesday, January 2, 2018 9:22 AM
To: 'Paul Altidor'
Cc: Naomie Pierre-Louis; St. John, Jillian
Subject: Responses to TPS Questions from Ambassador Altidor

Sir – The attached document has responses to the questions you raised during your meeting with Assistant Secretary Nealon at DHS HQ on December 13th.

Of note, my colleagues at U.S. Citizenship and Immigration Services (USCIS) are still formulating a response to your question concerning demographic information on Haitian TPS beneficiaries, and hope to have that available to you soon. Additionally, those same colleagues tell me that they’re very close to completing the clearance process for the Federal Register Notice (FRN) and should be able to publish it very soon.

Thanks for your patience, and please let me know if you have any follow-on questions we can clarify.

David

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

Sender: KOUHANS MARK (b)(6)
Recipient: Cloe, David (b)(6)
Sent Date: 2018/01/05 13:26:18
Delivered Date: 2018/01/05 13:26:19
Not much – the only thing that seems certain at the moment is that she won’t make the decision (at least publicly) until Monday morning.

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

Thanks again.  
I don’t suppose you have heard any more in the last 48 hours?

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

Sir,

DHS-001-659-002904
Ahead of your call this afternoon, the attached USCIS report represents the number of approved Central American TPS individuals (as of 10/31/2017) by country including breakdowns by gender, immigration status, current age, and beneficiary state. This is for our own visibility at this point, but if it comes up on the call, you can speak to generalities regarding age, gender, states, etc. USCIS is going to work with Privacy on a version that can be shared outside of USG.

Best,

Traci

From: Anderson, Kathryn E
Sent: Wednesday, January 3, 2018 8:52 AM
To: Nuebel Kovarik, Kathy; Cloe, David; St. John, Jillian
Cc: Prelogar, Brandon; Drake, Marian E; Batla, Traci
Subject: RE: Responses to TPS Questions from Ambassador Altidor

David,

Thanks for sending the responses to Ambassador Altidor. We have demographic information for Nicaragua, Honduras, and El Salvador from November (attached). However, we should probably clear it with privacy folks before it’s shared outside of USG, as I see that at least some of the fields are fewer than 5 people, which if I’m recalling correctly, may be something that we can’t share publicly at that level of granularity. But, for now, thought you might be interested to see.

K

From: Nuebel Kovarik, Kathy
Sent: Wednesday, January 03, 2018 12:27 AM
To: Cloe, David; Anderson, Kathryn E; St. John, Jillian
Cc: Prelogar, Brandon; Drake, Marian E; Prophete, Ginette Y
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Okay, and yes, if we’re successful on the data for Haiti, we can likely do for the others.

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
U.S. Citizenship and Immigration Services

From: Cloe, David
Sent: Tuesday, January 02, 2018 9:30 AM
To: Nuebel Kovarik, Kathy; Anderson, Kathryn E; St. John, Jillian
CC: Prelogar, Brandon B; Drake, Marian E; Prophete, Ginette Y
Subject: FW: Responses to TPS Questions from Ambassador Altidor

As promised. Of note, I had only one edit with the entire document; I added “unfortunately” to the response for the first question.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Cloe, David
Sent: Tuesday, January 2, 2018 9:22 AM
To: ‘Paul Altidor’ [b](6)
Cc: Naomie Pierre-Louis [b](6); St. John, Jillian
Subject: Responses to TPS Questions from Ambassador Altidor

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Thanks for your patience, and please let me know if you have any follow-on questions we can clarify.

David

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
Page 613 of 746

Withheld pursuant to exemption
(R)(5)

of the Freedom of Information and Privacy Act
| From: Justus, William |  
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| "IA INTELOPS BSD ALL" |  
| "Mereish, Kay" |  
| "Akxander Mitchell" |  
| "Alejandro Herrera" |  
| "Ana Christina Gonzalez" |  
| "Andrew Sommigalate" |  
| "Anthony Bello" |  
| "Anthony Perez" |  
| "Branden Kerr" |  
| "Brittany Williams" |  
| "Bryan Reyes" |  
| "Carmelo Mendoza" |  
| "Carri Cobb" |  
| "Carrett, Cary" |  
| "Chris Martinez" |  
| "Curtis Bernard" |  
| "Dan Able" |  
| "Daniel Albritton" |  
| "Daniel Carroll" |  
| "Daniel Williams" |  
| "Darryl Forbes" |  
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| "David Pelfrey" |  
| "Dennis Holtrey" |  
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| "Deombre Hemingway" |  
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| "Emily Walter" |  
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| "Jamie Morales" |  
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| "Jaymie Collins" |  
| "Jeff Wissel" |  
| "Jeffery Laubach" |  
| "Jennifer Carrola" |  
| "Jimmy Santiago" |  
| "JOC Intel Watch" |  
| "John Ivers" |  
| "John Maloney" |  
| "Joost Verduyn" |  
| "Jorge Silveira" |  
| "Jose Ponce de Leon" |  
| "Sorell, Jose" |  
| "Joseph Pond" |  
| "Justin Nygren" |  
| "Justin Sipavicius" |  

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<td>Terrence Murrill</td>
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<td>Ty Williams</td>
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**Subject:** WHA Early Alert for Thursday 01/11/2017

**Date:** 2018/01/11 13:43:42

**Priority:** Normal

**Type:** Note

Duplicate

DHS-001-659-002913
From: Prelogar, Brandon B <byp@y.gov>

To: "Anderson, Kathryn E <byk@y.gov>
"St. John, Jillian <byl@y.gov>
"Coe, David <byd@y.gov>
"Nuebel Kvarik, Kathy <byk@y.gov>
"Nicolas, Margarete <byt@y.gov>
"Drake, Marian E <bym@y.gov>
"Prophete, Ginette Y <byi@y.gov>
"Deshommes, Samantha <bya@y.gov>
"Rigdon, Jerry L <byl@y.gov>

Subject: RE: Responses to TPS Questions from Ambassador Altidor

Date: 2018/01/11 08:52:26

Priority: Normal

Type: Note

Our data folks report that the pull is currently in progress. They estimate getting it to us next week. Let’s touch base Wednesday or Thursday if we’ve not secured something and sent it your way by then. Thanks for your patience.

---

From: Anderson, Kathryn E

Sent: Wednesday, January 10, 2018 6:59:58 PM
Thanks so much! And sounds good.

From: Prelogar, Brandon B  
Sent: Thursday, January 11, 2018 8:52 AM  
To: Anderson, Kathryn E; Cloe, David; Nuebel Kovarik, Kathy; Nicolas, Margarette B  
Cc: Drake, Marian E; Prophete, Ginette Y; Deshommes, Samantha L; Rigdon, Jerry L  
Subject: RE: Responses to TPS Questions from Ambassador Altidor

Our data folks report that the pull is currently in progress. They estimate getting it to us next week. Let’s touch base Wednesday or Thursday if we’ve not secured something and sent it your way by then. Thanks for your patience.
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**Subject:** FW: Responses to TPS Questions from Ambassador Altidor  
**Date:** 2018/01/03 08:53:11  
**Priority:** Normal  
**Type:** Note
Good morning BIT/Americas (LATAM-C),

Please review the attached USCIS-drafted response and, working with BIT/IMM for equities, provide PLCY-consolidated comments/edits (in Track Changes) or clearance to PLCY Exec Sec by 4:30 p.m. tomorrow (12/13).

Best regards,

Grant Blanton  
Social Science Analyst  
Office of Strategy, Policy, and Plans | Executive Secretariat  
U.S. Department of Homeland Security
Good morning BIT/Americas (LATAM-C),

Please review the attached USCIS-drafted response and, working with BIT/IMM for equities, provide PLCY-consolidated comments/edits (in Track Changes) or clearance to PLCY Exec Sec **by 5 p.m. tomorrow (12/13)**.

Best regards,

**Grant Blanton**  
Social Science Analyst  
Office of Strategy, Policy, and Plans | Executive Secretariat  
U.S. Department of Homeland Security
MEETING WITH HAITIAN AMBASSADOR TO THE UNITED STATES PAUL ALTIDOR
December 13, 2017

Objective:
- You will meet with Haitian Ambassador Paul Altidor at his request. You last spoke with Altidor on November 20, 2017, when you informed him of Acting Secretary Duke’s decision to terminate Temporary Protected Status (TPS) with a delayed effective date of 18 months to allow for an orderly transition before the designation terminates on July 22, 2019.
- Kathy Nuebel Kovarik, Chief of USCIS’s Office of Strategy and Policy will attend the meeting to help explain next steps.
- This meeting also presents an opportunity to discuss Haiti’s preparations to receive and reintegrate Haitians not authorized to remain in the United States after termination of TPS.

Key Messages

USCIS is here to answer your questions on next steps for TPS. We anticipate the Federal Register Notice will be published in the coming weeks to formally announce the termination of TPS for Haiti.

Once TPS is ended, ICE will not immediately remove all Haitian nationals without lawful status to Haiti; rather, we expect Haitian nationals will return over a period of time, many on their own volition, providing Haiti with longer-term adjustment process.

However, it remains important for Haiti to continue preparations to facilitate the orderly return of Haitians and their reintegration into Haitian society. What steps will the Government of Haiti take to ensure it can accept Haitians removed from the United States?

Key Issues:
DHS Priorities for Meeting
- On November 20, Acting Secretary Duke announced her decision to terminate, with a delayed effective date of 18 months, to allow for an orderly transition before the designation terminates on July 22, 2019.
  ➢ As of November 2017, there were approximately 58,600 Haitian citizens in the United States receiving TPS benefits. Of these 58,600 individuals, over 16,000 have either filed for or been granted lawful permanent resident status since being granted TPS.
- USCIS will publish a Federal Register Notice in the coming weeks outlining the change in policy.
- ICE notes that upon the termination of TPS, Haitian nationals are expected to slowly return over a period of time, many on their own volition, providing Haiti with a longer-term adjustment process.
  ➢ In general, ICE expects that Haitian migrants who are no longer authorized to remain in the United States after TPS is terminated will be detained and removed if and when they
are encountered by ERO, for example, if they are encountered after being arrested for a crime.

- Haiti generally cooperates with DHS on repatriations and does not require passports for most Haitians ordered removed from the United States.
  - From October 1, 2016, to December 1, 2017, ICE removed 5,361 non-criminal and 391 criminal Haitians to Haiti.
  - Haiti typically responds within two weeks for requests for travel documents and they are currently in compliance with ERO’s Recalcitrant Country Initiative (RCI) tool.
  - On September 19, 2017, ICE asked the Government of Haiti to allow combined criminal and non-criminal removal flights, a practice that is permitted in all other countries in the region and a key step to reducing ICE’s detention costs. The Government of Haiti has not yet provided a formal response.

Issues Likely to be Raised

Attachments:
A. Ambassador Altidor’s Biography
B. Haiti’s Steps for Increased Repatriations (written for AS1 to review prior to making her TPS decision on November 20th)
C. OPA Haiti TPS Public Affairs Guidance

Staff Responsible for Briefing Memo: Jillian St. John, Deputy Director for Caribbean and Southern Affairs, Office of Policy

(b)(5)
HAITI TPS – REPATRIATION OF FORMER TPS BENEFICIARIES

Objective:
• To outline what actions have been taken by the Haitian government and USCIS to prepare for the repatriation of Haitian TPS beneficiaries in the event Haiti’s TPS designation is terminated and to suggest future U.S. government actions that could be taken to enhance Haiti’s reabsorption capacity during a period of orderly transition.

Haitian Government Efforts to Date
• Former Secretary Kelly requested that the Government of Haiti take steps to prepare for the eventual end of its TPS designation. Specific steps Haiti has taken to prepare include:
  ➢ Establishing a Working Group: The Government of Haiti established a minister-level working group focused on efforts to mitigate factors which cause Haitians to migrate illegally. A sub-group was created in order to focus specifically on preparations for the possible termination of TPS, understanding the need to ensure employment opportunities exist for TPS beneficiaries when they return to Haiti.
  ➢ Conducting Outreach to Diaspora Leaders: Haiti’s Ambassador in Washington has worked to raise awareness amongst influential diaspora leaders, so they can effectively share information with the Haitian community in the United States on how the termination of TPS will affect them.
  ➢ Providing Legal Assistance: The Haitian Mission in the U.S. established a hotline to provide legal assistance by way of immigration attorneys.
  ➢ New Equipment to Produce Travel Documents: Haiti has recently acquired an additional travel document (passport) printer. Haitian government officials have assured DHS and State that Haitians seeking travel documents have no difficulty getting them, and that wait times to receive a passport have dropped and production rates increased.

USCIS Efforts to Date
• USCIS has also taken actions to remind Haitian TPS beneficiaries of the need to prepare for their departure in the event Haiti’s designation is terminated.
  ➢ Providing instruction (see below) on obtaining nationality documents individually to re-registrants upon their filing;
  ➢ Issuing a Web Alert that included this same instruction;
  ➢ Disseminating the same language through USCIS’ stakeholder list; and
  ➢ Including the instruction about getting documents in order on live Haitian radio shows in certain localities with a large Haitian diaspora.

MESSAGE: “Haiti TPS beneficiaries with no other immigration status are encouraged to prepare for their return to Haiti in the event Haiti’s designation is not extended again. This preparation includes TPS beneficiaries ensuring they have current, valid Haitian nationality documentation issued by the Government of Haiti (such as a passport) that will allow them to return to Haiti. Beneficiaries are encouraged to contact a Haitian consulate to assist in obtaining updated nationality documentation.”
Good morning BIT/Americas,

No further review of the response to Alan Cross is needed. As the response is identical to the Gillibrand response, we will apply all edits to this draft as well. Please let us know if you have questions.

Best regards,

Grant Blanton
Social Science Analyst
Office of Strategy, Policy, and Plans | Executive Secretariat
U.S. Department of Homeland Security
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<th>From:</th>
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<td>CC:</td>
<td>[(b)(6)]</td>
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<td>Subject:</td>
<td>RE: [Due 12/13 at 4:30 p.m.] [USCIS Comment/Clearance] WF #1154395 - Victoria Pulos writes requesting extension of TPS for Haiti.</td>
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<td>Type:</td>
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Clear for LATAM-C
Jill – Let me know if you’re good reviewing all these TPS documents for Haiti. I think we’re up to five now, and I can help review if need be.

Also – If I don’t hear from Kai, should I assume it’s alright for me to attend tomorrow? Should I send my clearance to anyone?

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy
Jason – Sorry I didn’t send you anything this morning – busy day. This is something from the DHS Intelligence Division that should have a lot of good background. Looking for some other stuff as well.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Cloe, David <dxc(6)>b(6)
To: "Vulcan, Jason D LTC USARMY OSD OUSD POLICY (US)" <(b)(6)
CC: "Batia, Traci" <(b)(6)
Subject: FW: (U//LES) IA: Implications for TPS Expiring for Beneficiaries from El Salvador, Honduras, Haiti, and Nicaragua, dated 2 November 2017
Date: 2017/11/14 15:01:40
Priority: Normal
Type: Note

Sender: Cloe, David <dxc(6)>b(6)
Recipient: "Vulcan, Jason D LTC USARMY OSD OUSD POLICY (US)" <(b)(6)
"Batia, Traci" <(b)(6)
Sent Date: 2017/11/14 15:01:38
Delivered Date: 2017/11/14 15:01:40
Page 631 of 746

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of the Freedom of Information and Privacy Act
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of the Freedom of Information and Privacy Act
Page 638 of 746

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of the Freedom of Information and Privacy Act
Page 651 of 746

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of the Freedom of Information and Privacy Act
Page 654 of 746

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of the Freedom of Information and Privacy Act
Page 656 of 746

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Page 657 of 746

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Page 660 of 746

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of the Freedom of Information and Privacy Act
Page 662 of 746

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of the Freedom of Information and Privacy Act
Withheld pursuant to exemption
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of the Freedom of Information and Privacy Act
Hey Quann - I’ve already spoken to Nealon about USCIS wanting to change the person attending the meeting on Wednesday with Ambassador Altidor (Haiti). In any event, I’ll confirm this switch is alright with him, but please add Kathy Nuebel Kovarik to the invite for now.

Thanks - David

From: Prelogar, Brandon B
Sent: Sunday, December 10, 2017 9:07:07 AM
To: Cloe, David; Nuebel Kovarik, Kathy
Cc: Ruppel, Joanna; Anderson, Kathryn E; St. John, Jillian
Subject: RE: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor

David,

Adding Kathy to this chain. She can attend on behalf of USCIS, schedule permitting. Can you get her added to the invite, please, and confirm the below information stands for meeting details?

Subject: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor
When: Wednesday, December 13, 2017 3:00 PM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).
Where: NAC 01-045

Thanks, and enjoy the rest of your weekend!

From: Cloe, David
Sent: Friday, December 08, 2017 7:33:07 PM
To: Prelogar, Brandon B
Got it - and understand the breakdown in responsibilities. Just let us know who will attend and I’ll explain the choice to A/S Nealon...

Ok, we will share with Kathy and see what she thinks re: participation. On next steps, as noted, not much we can say just yet as the FRN is still in the works. Operationally, SCOPS, Don Neufeld’s shop, is best suited to address questions about and explain the reregistration process as a general matter, though. Our shop is best positioned to explain the decision process, but we are, of course, past that now.

O.K. – Just got back from a meeting with State, and was able to speak to A/S Nealon in the car.

Basically, what I wrote below is correct. Focus of the meeting is TPS, and Altidor asked for the meeting. A/S Nealon is hoping someone at a fairly senior level from USCIS (he mentioned James McCamet or Jennifer Higgins) can attend to answer questions and explain next steps. I think he probably mentioned James and Jennifer because he knows them; I asked and he clarified that he’s fine with someone else, but wants to make sure that they know the subject matter, are fairly senior, and understand the sensitivity of the subject.

Jill and I will work with these materials and share our final briefing memo. Should have that to you by Tuesday at the latest.

Thanks - David

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
Hey, David,

For your awareness, Kathryn and I will be out of town and, thus, wouldn’t be able to join this meeting next Wednesday with Ambassador Altidor. On TPS, there’s not really anything new to report since the announcement of termination (the Fed Reg notice is still in the works, so details regarding reregistration are still TBD/not public). However, attaching the final TPS PAG and a document we put together that provides a litany of actions Haiti and USCIS have taken (to date, that is) to help prepare for the repatriation of Haitian TPS beneficiaries. For USCIS’ part, going forward, we’ll continue to use our comms and public engagement channels to apprise Haitian TPSers of the need to prepare for their departure should they not have another status that allows them to remain in the United States upon termination of their TPS benefits. We will be interested to hear what other actions the Haitian government is taking to prepare for returns, and what else the Department may have in mind to help facilitate them.

We’ll let Kathy know of the meeting, too, and look forward to any further clarity from you, as you’re able to get it, on the purpose and scope of the meeting. All best,

b-

---

From: Ruppel, Joanna
Sent: Friday, December 08, 2017 12:25 PM
To: Prelاجر, Brandon B
Cc: Anderson, Kathryn E; Cloe, David
Subject: RE: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor

Thanks. Adding David Cloe. Would indeed appreciate briefing materials. I would not know what to say about TPS and want to be sure I can support Ambassador Nealon as best I can.

Joanna

Joanna Ruppel
Chief, International Operations Division
USCIS Refugee, Asylum and International Operations Directorate

---

From: Prelاجر, Brandon B
Sent: Friday, December 08, 2017 11:33 AM
To: Ruppel, Joanna
Hi, Joanna. Thanks for the loop on this. Agree with your call on participation if it’s about TPS, as David suspects, and which would be consistent with past meetings Altidor has requested. Please feel free to loop us in, and/or we can reach out to David directly.

Kathryn and I are on travel next Wednesday, unfortunately, so won’t be able to make the meeting. Happy to help with briefing material, however.

Brandon,

If this meeting is focused on TPS, I think it would’ve much better to have someone from policy there, not RAIO. Thoughts?

Joanna

Joanna Ruppel
Chief, International Operations
USCIS Refugee, Asylum and International Operations Directorate

Joanna – I wasn’t tracking this meeting either. Altidor has Nealon’s number and e’mail; he probably reached out directly to ask for the meeting.

Regardless, we’ll find out the subject of the meeting and let you know, with an emphasis on USCIS equities. That said, my somewhat educated guess is that it involves the termination of TPS, how we manage the termination of the program, and really anything USCIS wants the Haitian Government to do/not do regarding the topic.

But will check and get back to you soonest - David
From: Ruppel, Joanna  
Sent: Friday, December 8, 2017 9:41 AM  
To: Cloe, David  
Cc: Nicholson, Maura  
Subject: RE: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor  
Importance: High

David,

Jennifer Higgins asked me to participate in this meeting with the Haitian Ambassador. Unfortunately, I have zero background info on what this is about and what type of materials need to be prepared. Can you let me know what is needed or are you free for a quick chat later today?

Thanks,

Joanna

Joanna Ruppel  
Chief, International Operations Division  
USCIS Refugee, Asylum and International Operations Directorate

-----Original Appointment-----
From: Cuevas, Lequann On Behalf Of Nealon, James  
Sent: Friday, December 08, 2017 9:37 AM  
To: St. John, Jillian; Ruppel, Joanna; Cloe, David  
Subject: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor  
When: Wednesday, December 13, 2017 3:00 PM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).  
Where: NAC 01-045

Please send briefing material to Quann by 4pm on Tues. Dec. 12th.
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**Sent Date:** 2017/12/10 20:58:43
**Delivered Date:** 2017/12/10 20:58:44
Got it - and understand the breakdown in responsibilities. Just let us know who will attend and I’ll explain the choice to A/S Nealon...
Terrific. Glad Kathy can attend for USCIS. I am assuming that means I am not needed, but please let me know if I am wrong. I am happy to support if needed.

Thanks

Joanna

Joanna Ruppel
Chief, International Operations
USCIS Refugee, Asylum and International Operations Directorate
I can handle and save you from this one, Joanna!

Kathy Nuebel Kovarik
Chief, Office of Policy and Strategy
U.S. Citizenship and Immigration Services
Direct: 202.272.8016

Duplicate
Thanks Brandon - I’ve let Nealon’s assistant know Kathy will attend.

Kathy - Look to be added to the formal invite tomorrow; as far as I know there have been no changes to the meeting.

Thanks - David

From: Prelogar, Brandon B  
Sent: Sunday, December 10, 2017 9:07:07 AM  
To: Cloe, David; Nuebel Kovarik, Kathy  
Cc: Ruppel, Joanna; Anderson, Kathryn E; St. John, Jillian  
Subject: RE: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor

David,

Adding Kathy to this chain. She can attend on behalf of USCIS, schedule permitting. Can you get her added to the invite, please, and confirm the below information stands for meeting details?

Subject: *Confirmed* Meeting w/ Haitian AMB, Paul Altidor
When: Wednesday, December 13, 2017 3:00 PM-4:00 PM (UTC-05:00) Eastern Time (US & Canada).
Where: NAC 01-045

Thanks, and enjoy the rest of your weekend!
Thanks Eric - Nothing additional from Americas...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Johnson, Eric
Sent: Tuesday, December 5, 2017 10:41 AM
To: Plcy Exec Sec; Immigration Policy; Americas
Cc: PLCY-BIT Tasking
Subject: RE: Due 4pm 12/6 [DHS Rule for Review] TPS Haiti Termination

PLCY ES,

IMM has reviewed and clears with one minor edit attached. Defer to Americas for any additional edits/comments.

Many thanks,
Eric

Eric B. Johnson
DHS Office of Policy

From: Ponce, Hilario On Behalf Of Plcy Exec Sec
Sent: Monday, December 4, 2017 10:27 AM
To: Immigration Policy
Cc: PLCY-BIT Tasking
Subject: Due 4pm 12/6 [DHS Rule for Review] TPS Haiti Termination

Good morning IMM and Americas,

Please review the attached USCIS draft rule entitled “Termination of the Designation of Haiti for Temporary Protected Status” and provide comment/clearance by 4pm, 12/6. See below for additional background information.

NOTE: If you anticipate the need for additional time to review, please notify PLCY ExecSec prior to the indicated due date so that we may request an extension. If an extension is not requested by the due date, the online system used for tracking clearances will close the control with “no response.”

Thank you.

Office of Strategy, Policy, and Plans | ExecSec

Summary of Regulatory Action

The designation of Haiti for Temporary Protected Status (TPS) is set to expire on January 22, 2018. After reviewing country conditions and consulting with the appropriate U.S. Government agencies, the Secretary of Homeland Security (Secretary) has determined that conditions in Haiti no longer support its designation for TPS and is therefore terminating the TPS designation of Haiti. To provide time for an orderly transition, this termination is effective on July 22, 2019, 18 months following the end of the current designation.

Nationals of Haiti (and aliens having no nationality who last habitually resided in Haiti) who have been granted TPS and wish to maintain their TPS and receive TPS-based Employment Authorization Documents (EAD) valid through July 22, 2019, must re-register for TPS in accordance with the procedures set forth in this Notice. After July 22, 2019, nationals of Haiti (and aliens having no nationality who last habitually resided in Haiti) who have been granted TPS under the Haiti designation will no longer have TPS.

Reviewer Guidelines

Reviewers should complete this task consistent with the following guidelines:

1. Please review the draft document to identify the potential impact on your component. For example, please consider whether the document affects and/or accurately describes your component’s operations, jurisdiction, or authorities.
2. Please focus your review on substantive matters. Please do NOT edit for grammar or rewrite for style.
3. If you anticipate that your component may have difficulty meeting the deadline for comments, please request an extension as soon as possible.
4. If your component has objections, please provide (if possible) specific alternative language that would satisfy your component’s objections.
5. If your component intends to non-concur, please ensure that component leadership supports the non-concur.
Note: Do not share the document(s), in whole or in part, with anyone outside of DHS without first obtaining authorization for such disclosure from the DHS OGC Regulatory Affairs Law Division.

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**Sent Date:** 2017/12/06 13:09:24

**Delivered Date:** 2017/12/06 13:09:25
Lea versión en español

Calling for Respect for Democracy in Honduras

Honduras has plunged into chaos following signs of fraud in its presidential elections and a violent crackdown on peaceful protestors. Alianza Americas calls for full transparency in the vote count, a review of the electoral process, and respect for the rights of the Honduran people to peacefully protest. Join Alianza Americas and a growing list of civil society organizations in taking action on this escalating political crisis.
Defending TPS, Supporting Legislative Pathways

Last month, the Trump Administration announced it would end Temporary Protected Status (TPS) for 2,500 Nicaraguans and 50,000 Haitians—and its deadlocked decision on Honduras leaves 57,000 in limbo. Alianza Americas is committed to keeping our communities informed about this evolving issue:

- View webinars with analysis on the DHS decisions (in English and Spanish) and legislative proposals around permanent residency for longtime TPS holders (in English and Spanish).
- Read statements about the decisions on Nicaragua and Honduras, Haiti, along with commentary about the State Department’s questionable assessment of in-country conditions in the region.
- Catch up on our members’ great work in working with their local governments to support TPS holders – 20-plus municipalities have passed resolutions calling for an extension of TPS in recent weeks.
- See our #SaveTPS toolkits (in English and Spanish) with resources to take action.

Our team is preparing for the DHS announcement on TPS for El Salvador expected in early January. Subscribe to our mailing list to receive updates.
Protecting Refugee Kids

The Trump Administration has suddenly cancelled the Central American Minors (CAM) program, which has provided protection to 3,000 vulnerable Salvadoran, Honduran, and Guatemalan children since 2015. By screening refugee children in Central America, the program offered a safe alternative to extremely dangerous migration journeys to get to the US. The sudden cancellation of this life-saving program raises questions about what will happen to the 7,000 children whose applications are still in process. Call on Congress to demand that the US keep its promise to these children by processing their applications, a move that may save their lives: 855-472-8930

Condemning the Trump Administration’s Irresponsible Withdrawal from the Global Compact on Migration

As Alianza Americas and allies traveled to Mexico to participate in a Civil Society Stocktaking and Strategy Meeting this week, we were shocked to learn that the United States government has withdrawn from the UN process. This decision undermines US credibility and shows that the government is failing to listen to the voices of reason. See joint statement from US-groups HERE.

Based on Alianza Americas calls for states to double-down in security protections for people forced to migrate from their homes. See our statement here.

As Alianza Americas and allies traveled to Mexico to participate in a Civil Society Stocktaking and Strategy Meeting this week, we were shocked to learn that the United States government has withdrawn from the UN process. This decision undermines US credibility and shows that the government is failing to listen to the voices of reason. See joint statement from US-based civil society groups,
which echoes Alianza Americas’ recommendations for states to double-down in security protections for people forced to migrate from their homes.

---

**Seeking 200 #AlliesAcrossBorders**

We value human rights, justice & dignity for people across the Americas—but these values are under attack in today’s divisive environment. Alianza seeks 200 #AlliesAcrossBorders who will defend these values and support our work in 2018. [Learn more](#) about our efforts to bring protection, connections, imagination and innovation to our communities and [consider becoming an Ally](#).

---

**Building Our 2018 Agenda for Action**

Alianza has kicked off an ambitious effort to convene feedback meetings and leadership elections with our [nearly 50 member organizations](#) across the country. Through December, Alianza’s national team is meeting with stakeholders in regional “consultas” to evaluate the impact of our 2017 campaigns, collectively build an agenda for action in 2018, and provide resources for our network and allied organizations. Alianza is offering convening workshops on the history of migration, the importance of transnational work, and resilience and self-care for advocates. [Join a meeting](#) in your community and learn more about how to [become an individual or organizational member](#) of Alianza Americas.
Like what you read?

Become an Alianza member, attend an event, and support our work.

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1638 South Blue Island Ave
Chicago, IL 60608

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No, no - I’m happy you wrote so much. Thank you. Thinking perhaps you should give at least part of the brief with your knowledge of the subject.

Still in the tarmac. How far is the restaurant from the hotel? Is it walking distance?

---

From: Batla, Traci  
Sent: Monday, November 27, 2017 6:21:51 PM  
To: Cloe, David  
Subject: RE: Emailing: DHS-SOUTHCOM - Central America Planning Meeting - U.S. and DHS Strategies

Sorry, just wanted to make sure you had backup notes to work from since I didn’t get a chance to put together something more formal for you.

Ugh that sounds like a miserable flight!! Hopefully you get off of there soon! Yes, I’ll be headed to rusty bucket to get things set up and welcome folks. Defer to you as to whether you want to check in/drop your things first or go straight to the Bucket. I’ll be there starting around 635ish.

Traci M. Batla  
Latin America and Caribbean Affairs  
U.S. Department of Homeland Security

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From: Cloe, David  
Sent: Monday, November 27, 2017 6:19:18 PM  
To: Batla, Traci
Page 667 of 746
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OK. Finally at the gate. I will come straight to the restaurant. Hopefully there by 7:30.

From: Batla, Traci
Sent: Monday, November 27, 2017 6:55:50 PM
To: Cloe, David
Subject: RE: Emailing: DHS-SOUTHCOM - Central America Planning Meeting - U.S. and DHS Strategies

Not exactly walking distance, but less than 5 min uber.

Traci M. Batla
Latin America and Caribbean Affairs
U.S. Department of Homeland Security
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From: Alianza Americas

Sent Via: Alianza Americas

To: Cloe, Daviel

Subject: What is next for TPS? from Local to Legislation; Webinars at 1pm & 6pm EST November 28

Date: 2017/11/21 16:02:12

Type: Note

leer en Español

Register Here (English)

Register Here (Spanish)
Three TPS programs have been cancelled in the past three months. Last night’s announcement about the end of TPS for Haiti follows cancellations for programs for Sudan and Nicaragua. Pending decisions about TPS for Honduras and El Salvador leave hundreds of thousands of people in limbo.

Advocates are united in a call for Congress to legislate a pathway to permanent residency that will allow long-time TPS holders to stay in their homes and jobs. Multiple bills have been introduced by bipartisan members of Congress in past weeks. There is much work to do in helping the right bill advance for vote, but the first step is understanding what is—and isn’t—included in each of these legislative proposals.

How are these bills similar and different? Who would qualify for residency under each bill—and how? How can you get involved in the push for a pathway in Congress? Join Alianza Americas and Centro Presente, CARECEN of Washington DC, Wind of the Spirit, Florida Immigrant Coalition (FLIC) and our colleagues from Fair Immigration Reform Movement (FIRM) in a webinar discussion.

In English: 1 p.m. EST / 12 p.m. CST / 10am PST
In Spanish: 6 p.m. EST / 5 p.m. CST / 3pm PST
Speakers

Isabel Sousa-Rodriguez
Director of Membership & Organizing
Florida Immigrant Coalition (FLIC)

Karol Ruiz, Esq.
Co-President
Wind of the Spirit

Oscar Chacon
Executive Director
Alianza Americas

Vea estos recursos adicionales:

- Conozca sus Derechos

Declaración: Alianza Americas: DHS Decision on TPS for Haiti Marks a New Low for the Trump
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Thx. Will call in an hour
From: Lawson, Leslie  
Sent: Monday, November 20, 2017 6:58 PM  
To: Meyers, Deborah  
Subject: FW: Haiti TPS Sync - DHS, DOS, WH

This a few minutes later.
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Thank you. Policy front office had not shared with us yesterday, so we just saw it this morning for the first time. From Leslie of all people...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
Got it – Glad you were able to review an earlier version...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

Thanks. We'd seen and edited an early version, but never saw the final. Appreciate having it!
Colleagues –

With apologies for the short turn, please find attached a draft memo for AS1’s meeting with Haitian FM Antonio Rodrigue today on TPS. Please provide any input by 1:15pm today.

Note that this is separate and apart from the AS1 memo on TPS strategy that was sent out for clearance last week.

Many thanks,
Jill

Jillian St. John  | Deputy Director for the Caribbean and Southern Cone | Office of Latin American and Caribbean Affairs  | Department of Homeland Security

---

From: Forrer, Juan On Behalf Of Plcy Exec Sec  
Sent: Monday, November 13, 2017 11:01 AM  
To: Americas [b](6)  
Cc: Plcy Exec Sec [b](6)  
Subject: [URGENT] AS1BB - 11.13.17 - Meeting with Foreign Minister Antonio Rodrigue, Haiti - (Due: 1400)  
Importance: High
Americas,

Thanks for drafting these on such short notice; I know that this is very tight. Please draft the materials for this meeting with Haiti foreign minister **by 1:30 p.m. today**. Once the materials are fully drafted, please submit to PLCY ExecSec. When we submit to ESEC, we will cc the required coordinators.

Best,

Juan Forrer
Correspondence Analyst
Office of Policy, Executive Secretariat
U.S. Department of Homeland Security

---

**From:** Culwell, Kelbi  
**Sent:** Monday, November 13, 2017 10:52 AM  
**To:** Petyo, Briana <briana.petyo@hq.dhs.gov>; Plcy Exec Sec  
**Cc:** Bacon, William H ; Button, Maria G (Gemma); Carter, Constance L; Drake, Johnetta; Prater, Jocelyn S; Swanson, Toni; USCIS Exec Sec; Young, Todd P; OGC Exec Sec; CBPTASKING  
**Subject:** [URGENT] AS1BB - 11.13.17 - Meeting with Foreign Minister Antonio Rodrigue, Haiti - (Due: 1400)  
**Importance:** High

**NOTE:** This meeting was a last minute add, please provide what you can by 1400.

All materials must be formatted to comply with the attached templates

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- Attendees:
  - Acting Secretary
  - Chad Wolf
  - AMB Nealon, PLCY
  - Francis Cissna, USCIS
  - Ron Vitiello (on behalf of Kevin McAleenan), CBP

- Location: RRB
Meeting Classification: Please include bullet in background section of briefing memorandum if the meeting or any of the briefing materials are classified. (i.e., “This meeting [or any of the briefing materials] are classified”)

Please note that all materials being shown to the Secretary must be passed through Exec Sec first. Please do not bring anything to the meeting ES has not seen (classified or unclassified) without prior approval. If a presentation is to be made, Lead Component is responsible for providing an appropriate number of handouts at the meeting. (15 if the meeting takes place in Rm. 5110D; 25 if in Rm. 5107.)

| Due | 1400 |

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*DHS Briefing Book and Interagency Coordination Standards and Procedures* (including links to templates) are located on the DHS intranet at: [http://dhsconnect.dhs.gov/ORG/COMP/ESEC/Pages/default.aspx](http://dhsconnect.dhs.gov/ORG/COMP/ESEC/Pages/default.aspx)

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| Sent Date: | 2017/11/13 12:18:22 |
| Delivered Date: | 2017/11/13 12:18:24 |
Page 703 of 746

Withheld pursuant to exemption

(R)(5)

of the Freedom of Information and Privacy Act
Withheld pursuant to exemption (R)(5) of the Freedom of Information and Privacy Act.
Looks like it was drafted by DHS.

Any way we can make an announcement that I'm the DD for Haiti/Caribbean and that Traci is DD for CentAm? Awkward that she's on all the emails (incl from FO) and I'm not.
Actually just read the addresses and saw Nealon and Briana did receive this yesterday.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
Yes – I saw that. What’s irritating is that I gather they (big front office, public affairs) kept to a small audience here for fear of leaks, but was willing to work with State without any reservations. And then State – at least to the Canadians – leaked at least the timing of the release, if not the decision itself. Not sure about the Haitians.

And yes – will send out a note...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: St. John, Jillian
Sent: Tuesday, November 21, 2017 8:54 AM
To: Cloe, David <b(6)
Subject: RE: Haiti TPS Sync - DHS, DOS, WH

Looks like it was drafted by DHS.

Any way we can make an announcement that I'm the DD for Haiti/Caribbean and that Traci is DD for CentAm? Awkward that she's on all the emails (incl from FO) and I'm not.

From: Cloe, David
Sent: Tuesday, November 21, 2017 8:50:31 AM
To: St. John, Jillian
Subject: FW: Haiti TPS Sync - DHS, DOS, WH

FYSA...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

From: Lawson, Leslie
Sent: Tuesday, November 21, 2017 8:49 AM
To: Cloe, David; Batla, Traci
Subject: FW: Haiti TPS Sync - DHS, DOS, WH
We'll take what we can get... Any chance you also happened upon the transcript from the media call last evening?
Thank you very much for the information.

---

**From:** Pineiro, Marlen

**Sent:** Monday, November 20, 2017 8:09:47 PM

**To:** Prophete, Ginette Y; Cloe, David; Nicholson, Maura J

**Cc:** Lenox, Mark R; Lassen, Brett H (Brett); Nicolas, Margarette B

**Subject:** RE: URGENT: TPS Decision timing (Today @ 4PM)

As a result of this email, I just inquired and the attached was shared.
From: Prophete, Ginette Y

Sent: Monday, November 20, 2017 8:02 PM

To: Cloe, David; Nicholson, Maura J

Cc: Pineiro, Marlen; Lenox, Mark R; Lassen, Brett H (Brett); Nicolas, Margarette B

Subject: FW: URGENT: TPS Decision timing (Today @ 4PM)

I received this email today from political. But, I have not heard anything further. Please keep me posted.

From: Collins, Gareth R

Sent: Monday, November 20, 2017 1:11:38 PM

To: Crowley, Melinda L (Port-au-Prince); Diallo, Robin D (Port-au-Prince); Wahid, Linnisa J (Port-au-Prince); Prophete, Ginette Y

Cc: Jelso, Sandra (Port-au-Prince)

Subject: URGENT: TPS Decision timing (Today @ 4PM)

Dear Colleagues,
Ally Bowers from HSC just got off the phone with DHS (an e-mail from her is forthcoming) and has given us a timeline on the TPS decision:

**DHS will inform post of its decision at 4PM today. Post will have 2 hours to notify GOH before the decision is released publicly.**

Another development: A/S Duke requested a call with Amb. Nikki Haley today on "Haiti TPS". I'm not sure what to make of it, but wanted to give the front office a heads up because Ambassador Sison will likely be involved.

Best,

Gareth Collins

Political Officer

U.S. Embassy Port-au-Prince

**Official - SBU**

**UNCLASSIFIED**

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<td>Nicholson, Maura</td>
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DHS-001-659-003010
Well I guess I would have found out eventually, after all it will take a while for cases to trickle to us I guess we didn’t need to know yet LOL...

Again thanks for sharing :) enjoy your eve

---

From: St. John, Jillian  
Sent: Monday, November 20, 2017 8:09 PM  
To: Pineiro, Marlen; Cloe, David  
Subject: RE: ACTING SECRETARY ELAINE DUKE ANNOUNCEMENT ON TEMPORARY PROTECTED STATUS FOR HAITI

Yes, the notice is public and has been picked up by at least the Miami papers.

---

From: Pineiro, Marlen  
Sent: Monday, November 20, 2017 8:07:44 PM  
To: St. John, Jillian; Cloe, David  
Subject: RE: ACTING SECRETARY ELAINE DUKE ANNOUNCEMENT ON TEMPORARY PROTECTED STATUS FOR HAITI

Is it ok for me to share with her?

---

From: St. John, Jillian  
Sent: Monday, November 20, 2017 8:06 PM  
To: Pineiro, Marlen; Cloe, David  
Subject: FW: ACTING SECRETARY ELAINE DUKE ANNOUNCEMENT ON TEMPORARY PROTECTED STATUS FOR HAITI

It's out. We were notified late this afternoon shortly after the Haitian government.

---

From: DHS Press Office  
Sent: Monday, November 20, 2017 7:34:37 PM  
To: St. John, Jillian
Oh that's a lot of that going on around, welcome to our world 😊
Yeah – I basically started to brief the group in senior staff by saying we were standing by for something on Wednesday, and Briana cut me off and said – Oh no – it’s happening today.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

Wow. Certainly doesn't sound like they need/want anything from us but standing by in case.

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy

Lovely...

From: Meyers, Deborah
Sent: Monday, November 20, 2017 3:59 PM
To: Lawson, Leslie; OIA-CAN; King, Matthew; Corti, Gianfranco
Cc: Cloe, David
Subject: RE: HEADS UP: Important Haiti TPS Update
The first that we heard of it was in senior staff just now. Dave didn’t know either. You should all be aware that I received an email at 3:06pm from the Minister Counselor for Immig at the Canadian Embassy advising that he heard a decision was being made today and asking whether A/S Nealon would be calling the ADM at IRCC. I have not responded.

---

**From:** Lawson, Leslie
**Sent:** Monday, November 20, 2017 3:54 PM
**To:** OIA-CAN; King, Matthew; Corti, Gianfranco
**Subject:** FW: HEADS UP: Important Haiti TPS Update
**Importance:** High

Heads up. Per this message from State, the Haitian TPS announcement is today?!

Leslie M. Lawson
DHS Attaché to Canada
US Embassy, Ottawa

---

**From:** Pierre-Louis, Jean L
**Sent:** Monday, November 20, 2017 3:36 PM
**To:** Lawson, Leslie
**Cc:** Boyse, Matthew G; Doyel, Nathan T; Malecha, Peter K; Zouroudis, Betsy
**Subject:** FW: HEADS UP: Important Haiti TPS Update

Leslie: FYSA.

Official
UNCLASSIFIED

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**From:** Gunning, Christopher J
**Sent:** Monday, November 20, 2017 2:53 PM
**To:** WHA-CAN-Internal; Boyse, Matthew G; Pierre-Louis, Jean L
**Subject:** HEADS UP: Important Haiti TPS Update

Cindy, Mark --

Okay, I’ve tee’d up a call with the Embassy in anticipation of the announcement.

Post? I wanted to loop you guys in so you have an idea of whats coming down the pipeline. Also, could you forward to DHS Leslie? I don’t seem to have her email.
Good afternoon colleagues,

Just wanted to give you a heads up that we received word from DHS that A/S Duke intends to make a decision on Haiti TPS today. Here is the timeline they provided:

- 3PM: Press Guidance & Media note sent for clearance (WHA-Press will send off for translation once approved)
- 4PM: DHS will notify State Department of decision. We will be provided a 2 hour window for host government notifications
  - Concurrent to this notification, DHS (A/S Nealon) will notify Amb. Altidor
- 6PM: Press call (hosted by DHS), Legislative notifications (led by DHS)
- 7PM: Press Release

This timeline isn’t exhaustive – we expect to receive the full detailed timeline sometime this afternoon before 4PM, which I will share with you. However in the draft which was circulated last week, the GOC notifications would occur at/around 6PM. Essentially, once the GOH is notified, all other notifications can occur.

Please advise who I should keep informed on this issue, and who I should contact to confirm the Canadian government can be notified. Also please note this information is close hold until 7PM/after the press release has been issued.

Thank you,

Allyson Bowers | Office of the Haiti Special Coordinator | U.S. Department of State

Official - SBU
UNCLASSIFIED
Lovely...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: Meyers, Deborah  
Sent: Monday, November 20, 2017 3:59 PM  
To: Lawson, Leslie  
OIA-CAN  
King, Matthew  
Corti, Gianfranco  
Cc: Cloe, David

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Corti, Gianfranco  
Subject: FW: HEADS UP: Important Haiti TPS Update  
Importance: High

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Leslie: FYSA.

**Official**

UNCLASSIFIED

**From:** Gunning, Christopher J  
**Sent:** Monday, November 20, 2017 2:53 PM  
**To:** WHA-CAN-Internal; Boyse, Matthew G; Pierre-Louis, Jean L  
**Subject:** HEADS UP: Important Haiti TPS Update

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Post? I wanted to loop you guys in so you have an idea of what’s coming down the pipeline. Also, could you forward to DHS Leslie? I don’t seem to have her email.

Chris

SBU
This email is UNCLASSIFIED.

**From:** Bowers, Allyson M  
**Sent:** Monday, November 20, 2017 1:45 PM  
**To:** Koontz, Bryan K; Gunning, Christopher J  
**Cc:** Spiceland, Tristan M; Cullinane, Mark W; Hefright, Brook E  
**Subject:** HEADS UP: Important Haiti TPS Update

Good afternoon colleagues,

Just wanted to give you a heads up that we received word from DHS that A/S Duke intends to make a decision on Haiti TPS today. Here is the timeline they provided:

- 3PM: Press Guidance & Media note sent for clearance (WHA-Press will send off for translation once approved)
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Allyson Bowers | Office of the Haiti Special Coordinator | U.S. Department of State

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| Sent Date: 2017/11/20 17:02:04 |
So was the decision made and finalized? Can you share? Though I’m guessing with the close holdness of this that I know the answers.
Just more background emails...

From: Meyers, Deborah

Sent: Monday, November 20, 2017 7:38:36 PM

To: King, Matthew; Lawson, Leslie

Cc: Cloe, David

Subject: RE: URGENT: Haiti TPS

I just forwarded the press release to the Canadians
Deborah Waller Meyers

Director, Canadian Affairs & Senior Advisor on North America

Office of Policy, U.S. Department of Homeland Security

From: King, Matthew
Sent: Monday, November 20, 2017 7:05:33 PM
To: Meyers, Deborah; Lawson, Leslie
Cc: Cloe, David
Subject: RE: URGENT: Haiti TPS

We have been kept in the dark 100%.

From: Meyers, Deborah
Sent: Tuesday, November 21, 2017 12:03:47 AM
To: Lawson, Leslie
Cc: King, Matthew; Cloe, David

Subject: RE: URGENT: Haiti TPS

Yes as far as I understand. Not sure who is running the roll out or what the instructions were to State. Matt?

Deborah Waller Meyers

Director, Canadian Affairs & Senior Advisor on North America

Office of Policy, U.S. Department of Homeland Security

From: Lawson, Leslie

Sent: Monday, November 20, 2017 6:57:10 PM

To: Meyers, Deborah

Subject: FW: URGENT: Haiti TPS
The State Canada desk sent this to GAC about an hour ago. Isn’t this our announcement to make?

From: Gunning, Christopher J

Sent: Monday, November 20, 2017 6:09:15 PM

To: [b](c)

Cc: WHA-CAN-Internal; Boyse, Matthew G; Pierre-Louis, Jean L; Lawson, Leslie; Bowers, Allyson M

Subject: URGENT: Haiti TPS

Canadian colleagues – please keep this close-hold until the official announcement around 2000 tonight.

DHS decision is termination of status, with a delay of 18 months. Designation termination will be on July 22, 2019.

++ Acting Secretary of Homeland Security Elaine Duke announced on Monday, November 20th her decision to terminate the Temporary Protected Status (TPS) designation for Haiti with a delayed effective date 18 months from the current January 22, 2018 date of expiration. The TPS designation for Haiti will terminate on July 22, 2019. ++
This email is UNCLASSIFIED.
In case he wants this printed out...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: St. John, Jillian  
Sent: Wednesday, November 8, 2017 4:46 PM  
To: Nealon, James  
Cc: Petyo, Briana  
Cloe, David

Subject: Request for Guidance on AS1 Memo Attachment from the Government of Haiti

Sir -

(b)(5)
Dear Mr. Cloe:

As per your conversations with Ambassador Paul Altidor, please see attached for the brief TPS Memorandum from the Government of Haiti, summarizing the reasons for the request extension by the Haitian government.

Sincerely,
Naomie P.L.

--

NAOMIE PIERRE-LOUIS, M.A.
Special Assistant to the Ambassador
Embassy of the Republic of Haiti
2311 Massachusetts Ave, NW
Washington DC 20008
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**Sent Date:** 2017/11/08 16:52:58  
**Delivered Date:** 2017/11/08 16:52:59
David,

Thank you for the note and the follow up call.

I spoke with the DASD and John (cc’ed) and they are tracking the reason for the short notice reschedule.

As I mentioned on the phone, foreign partners have been expressing concerns about TPS in engagements with us lately too, and leadership in OSD at the highest levels is getting interested and wanting to get informed.

I’m putting together a one or two - pager now, in anticipation of an ask from the USD(P)’s staff.

The top lines and Public Affairs Guidance that Traci shared last week (Thanks Traci!) were helpful in starting my overview document.

One question/request. The toplines and PAG only calls out Nicaragua and Honduras. Do you have anything that outlines TPS basics for the other western hemisphere nations (El Salvador and Haiti)? I’m looking for the same info as listed on HND and NIC: date originated, number of persons covered, decision / renewal timelines, potential impact or mitigation etc.

For their SA, I’m copying MAJ Kip Chojnacki and Mr. Nathan Eckstein on our CENTAM Desk with me, and Ms. Lisa Moskowitz, our new Caribbean Country Director.

Thank you,

Jason

Jason D. Vulcan
LTC, US Army
Office of the Secretary of Defense (Policy)
Western Hemisphere Affairs
-----Original Message-----
From: Cloe, David  
Sent: Monday, November 13, 2017 12:55 PM  
To: Batla, Traci; Vulcan, Jason  
Cc: McLaurin, Kimberly A; Kreul, John E  
Subject: [Non-DoD Source] RE: question from DASD De La Pena

Jason - hey - I just got back from lunch and heard your voice-mail.

Long story short from our end - we're going to need to postpone, and I apologize. Things are blowing up with Haiti and TPS and they just scheduled a meeting with Acting Secretary Duke and the Haitian FM this afternoon at the same time as the scheduled meeting with your boss. I think Quann had reached out to Kimberly about an hour ago to relay the news we hadn't heard back from her.

Apologies again - David

David L. Cloe  
Director, Latin America/Caribbean Affairs DHS Office of Policy

-----Original Message-----
From: Batla, Traci  
Sent: Friday, November 3, 2017 7:15 AM  
To: Vulcan, Jason  
Cc: McLaurin, Kimberly A; Kreul, John E  
Subject: RE: question from DASD De La Pena

Thanks Jason! We're checking.

-----Original Message-----
From: Vulcan, Jason  
Sent: Thursday, November 2, 2017 12:16 PM  
To: Cloe, David; Batla, Traci  
Cc: McLaurin, Kimberly A; Kreul, John E  
Subject: RE: question from DASD De La Pena

David, Traci
In our staff meeting this morning, DASD de la Peña asked about the possibility of adding Mr. Crowder, the Executive Director for the AMOC radar system at CBP to his meeting with A/AS Nealon on the 13th.

Do you think that would be feasible?

Copying Kim McLaurin, the DASD’s new Executive Assistant too, for additional coordination as necessary.

DASD made contact with Mr. Crowder after you provided his contact info so Kim can reach out to him directly too, but I wanted to check with you first.

Thank you,

Jason

Jason D. Vulcan
LTC, US Army
Office of the Secretary of Defense (Policy) Western Hemisphere Affairs

-----Original Message-----
From: Cloe, David [mailto:\]
Sent: Thursday, September 21, 2017 9:23 AM
To: Vulcan, Jason D LTC USARMY OSD OUSD POLICY (US) \nCc: Batla, Traci; 
Subject: [Non-DoD Source] FW: question from DASD De La Pena

Jason - With apologies, here’s the contact information your boss asked for last week. No excuses - I thought I had responded and just realized this morning that I had not.

Please let me know if the contact information below doesn’t work for whatever reason, and we’ll reengage.

Apologies again - David

David L. Cloe
From: Nealon, James
Sent: Thursday, September 14, 2017 6:57:58 PM
To: Cloe, David
Cc: Petyo, Briana
Subject: FW: question from DASD De La Pena

David, in a phone call with DASD de la Pena, he asked me for the contact info for the program manager for a radar system called AMOC. CBP provided the email address below. Can you get this information to the DASD's guy, Jason Vulcan, at OSD Policy Western Hem? Thanks.

From: Petyo, Briana
Sent: Thursday, September 14, 2017 3:56 PM
To: Nealon, James
Subject: RE: question from DASD De La Pena

Sir- here is the Executive Director's email

From: Nealon, James
Sent: Wednesday, September 13, 2017 6:28 PM
To: FLANAGAN, PATRICK S
Cc: Petyo, Briana
Subject: RE: question from DASD De La Pena

Thanks Patrick.
From: FLANAGAN, PATRICK S
Sent: Wednesday, September 13, 2017 6:19:29 PM
To: Nealon, James
Cc: Petyo, Briana
Subject: RE: question from DASD De La Pena

Yes Sir.

I will get Briana the appropriate POC information to pass along to the DASD.

V/R
Patrick

__________________________________________

From: Nealon, James
Sent: Wednesday, September 13, 2017 10:47:51 PM
To: FLANAGAN, PATRICK S
Cc: Petyo, Briana
Subject: question from DASD De La Pena

Patrick, I had a call today from DOD DASD De la Pena - he does western hemisphere in DOD Policy.

He is familiar with CBP’s AMOC and the AMOS software (if I have that right) that gives common operating pictures for radar.

He wanted a point of contact to discuss the program. It sounded like he'd like to know how to sign up countries to share information back and forth.
Can you suggest the right person for the DASD to talk to? Thanks, Jim Nealon
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Great memo – just a few edits from me – press…

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: St. John, Jillian  
Sent: Thursday, November 9, 2017 8:58 AM  
To: Cloe, David

Subject: Haiti TPS Strategy Meeting- S1-S2 BM- clean

DHS-001-659-003035
Page 730 of 746
Withheld pursuant to exemption
(R)(5)
of the Freedom of Information and Privacy Act
From: Cloe, David  
Sent: Tuesday, November 21, 2017 2:34:39 PM  
To: King, Matthew  
Subject: RE: URGENT: Haiti TPS  

I say put them both in a room. Two women enter, one woman leave (or whatever the Mad Max quote is...)  

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy  

From: King, Matthew  
Sent: Tuesday, November 21, 2017 9:27 AM  
To: Cloe, David  
Subject: RE: URGENT: Haiti TPS  

Oh I know. But Leslie is saying in General. Not TPS specific.  

From: Cloe, David  
Sent: Tuesday, November 21, 2017 2:25:32 PM  
To: King, Matthew  
Subject: RE: URGENT: Haiti TPS  

Not to defend Deb, but I’m not sure it went down that way. Neither Deborah nor I were looped in on any this. Nealon and Briana had advance notice (I can send you the e’mail), but chose not to share with us...  

David L. Cloe  
Director, Latin America/Caribbean Affairs
From: King, Matthew  
Sent: Tuesday, November 21, 2017 9:24 AM  
To: Cloe, David  
Subject: RE: URGENT: Haiti TPS

From: Cloe, David  
Sent: Tuesday, November 21, 2017 1:45:26 PM  
To: King, Matthew; Meyers, Deborah; Lawson, Leslie  
Cc: St. John, Jillian; Batla, Traci  
Subject: RE: URGENT: Haiti TPS

I would think at this point Leslie is free to speak to whoever needs more information on the decision, whether State at Post or within the Canadian Government. The problem, from at least where I sit, is that we don’t have anything beyond the press release (which I believe Leslie has; if not, I can forward).

Eddy is traveling – I’m working the various Central America angles as needed this morning. All good there...

David L. Cloe  
Director, Latin America/Caribbean Affairs  
DHS Office of Policy

From: King, Matthew  
Sent: Tuesday, November 21, 2017 7:54 AM  
To: Meyers, Deborah; Lawson, Leslie  
Cc: Cloe, David  
Subject: RE: URGENT: Haiti TPS

Morning all - Deb, is Leslie empowered to go forth and explain to Post and counterparts the situation? Seems a perfect job for DHS Attaché versus components. // Dave - slightly different bc Eddy doesn’t cover Haiti but copacetic on that front? — Matt

From: Meyers, Deborah  
Sent: Tuesday, November 21, 2017 12:03:47 AM  
To: Lawson, Leslie
Cc: King, Matthew; Cloe, David  
Subject: RE: URGENT: Haiti TPS

Yes as far as I understand. Not sure who is running the roll out or what the instructions were to State. Matt?

Deborah Waller Meyers  
Director, Canadian Affairs & Senior Advisor on North America  
Office of Policy, U.S. Department of Homeland Security

From: Lawson, Leslie  
Sent: Monday, November 20, 2017 6:57:10 PM  
To: Meyers, Deborah  
Subject: FW: URGENT: Haiti TPS

The State Canada desk sent this to GAC about an hour ago. Isn’t this our announcement to make?

From: Gunning, Christopher J  
Sent: Monday, November 20, 2017 6:09:15 PM  
To: [b][6]  
Cc: WHA-CAN-Internal; Boyse, Matthew G; Pierre-Louis, Jean L; Lawson, Leslie; Bowers, Allyson M  
Subject: URGENT: Haiti TPS

Canadian colleagues – please keep this close-hold until the official announcement around 2000 tonight.

DHS decision is termination of status, with a delay of 18 months. Designation termination will be on July 22, 2019.

++ Acting Secretary of Homeland Security Elaine Duke announced on Monday, November 20th her decision to terminate the Temporary Protected Status (TPS) designation for Haiti with a delayed effective date 18 months from the current January 22, 2018 date of expiration. The TPS designation for Haiti will terminate on July 22, 2019. ++

Christopher J Gunning | Political
SBU
This email is UNCLASSIFIED.

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Got it, and saw your other note. And yes – State was certainly in the driver’s seat on this one...

David L. Cloe
Director, Latin America/Caribbean Affairs
DHS Office of Policy
*(b)(6)