



Detail

Complaint Number: 791

Immigration Judge: (b)(6)

Complaint Received Date: 08/15/13

Current ACIJ
Davis, John W.
Past ACIS:

Base City
(b) (6)

Status
CLOSED

Final Action

Final Action Date

A-Numbers(s)	Complaint Nature(s)	Complaint Source(s)
(b)(6)	Due process	Third party (b) (6) (b) (6)

Complaint Narrative: R's retired attorney boyfriend alleges the IJ stated she would be released within 6 months if she did not receive her passport. The IJ after denying her asylum, withholding and CAT applications explained that she could not be subject to prolonged detention.

Complaint History

08/12/13 Complaint dismissed because it cannot be substantiated
09/09/13 Database entry created

(b) (6)

(b) (6)

July 27, 2013

The Honorable Judge (b) (6)

(b) (6)

Re: (b) (6)

Alien Number: A(b) (6)

RECEIVED
DEPT OF JUSTICE
2013 JUL 31 PM 1 09
EXECUTIVE OFFICE FOR
IMMIGRATION REVIEW
IMMIGRATION COURT
(b) (6)

Dear Judge (b) (6)

I do apologize, your honor, for the correspondence I continue to write to you in regard to (b) (6) which is in custody in the (b) (6) Immigration Detention Center. She has now been there for nine months since you ordered her deportation to Kenya, Africa. This was her birthplace. As I had stated before I am emotionally involved with (b) (6) which I was present at the last court hearing you stated on the record that if she does not receive a Kenya Passport within six months you must release her from custody. This period of time has long since past.

I have been in contact with the Kenya Consulate General in (b) (6) (see enclosed business card). He informs me that they will not issue her a passport ever. Returning to Kenya would be a death knell to her as she has not been there for almost twenty years, she has no family there, and she knows no one there. She would not survive.

(b) (6) is a totally different person today as when she got into legal difficulties in the past. I will take care of her. She will have a place to live with me I will support her and help her find a job. She also has four children living here. Please give her a chance for a new life a good life, a mature clean life. I know she will not disappoint you.

Thank you for your anticipated courtesy and cooperation

(b) (6)

(b) (6)

Date Received at OCIJ: 15 August 2013

complaint source type	
<input type="checkbox"/> anonymous BIA <input type="checkbox"/> ___ Circuit <input type="checkbox"/> EOIR <input type="checkbox"/> DHS <input type="checkbox"/> Main Justice <input type="checkbox"/> respondent's attorney <input type="checkbox"/> respondent <input type="checkbox"/> OIL <input type="checkbox"/> OPR <input type="checkbox"/> OIG <input type="checkbox"/> media <input type="checkbox"/> third party (e.g., relative, uninterested attorney, courtroom observer, etc.) <input checked="" type="checkbox"/> other: Respondent's boyfriend _____	
complaint receipt method	
<input checked="" type="checkbox"/> letter IJC memo (BIA) <input type="checkbox"/> email <input type="checkbox"/> phone (incl. voicemail) <input type="checkbox"/> in-person <input type="checkbox"/> fax <input type="checkbox"/> unknown <input type="checkbox"/> other: _____	
date of complaint source	complaint source contact information
(i.e., date on letter, date of appellate body's decision) 27 July 2013	name: _____ address: _____ email: _____ phone: _____ fax: _____
additional complaint source details	
(i.e., DHS component, media outlet, third party details, A-number)	

IJ name	base city	ACIJ
(b) (6)	(b) (6)	John W. Davis
relevant A-number(s)	date of incident	
(b) (6)	January 2013	
allegations		
Respondent's retired attorney boyfriend alleges that the IJ stated she would be released within six months if she did not receive her Kenyan passport. The IJ after denying her asylum, withholding and CAT applications explained that she could not be subject to prolonged detention and she could request a bond hearing. This matter was reported by the IJ simply involves respondents boyfriend not understanding the law. Respondent is detained by DHS pending removal to Kenya, however her case should and could be reviewed by DHS for continued detention.		
nature of complaint		
<input type="checkbox"/> in-court conduct <input type="checkbox"/> out-of-court conduct <input checked="" type="checkbox"/> due process <input type="checkbox"/> bias <input type="checkbox"/> legal <input type="checkbox"/> criminal <input type="checkbox"/> incapacity <input type="checkbox"/> other: _____		

[illegible]