Enforcement and Removal Operations Combined Operation Border Guardian & Border Resolve



LIMITED OFFICIAL USE

HEADQUARTERS APPROVED OPERATION PLAN

ENFORCEMENT DIVISION

Law Enforcement Sensitive Official Use Only

Harding: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U/FOUO), it contains information that may be exempt from public release under the Freedom of information, her (\$1.1.8 C 352), it is to be controlled, and, handled, to contain that may be exempt from public release under the Freedom of information and is not of Febboard in the public or other personnel who do not have a valid "need-to-know" without pulse supposed of an authorized DHS official. No parties of this report should be furnished to the media, either in written or verbal form.

Enforcement and Removal Operations (ERO) Combined Operation Border Guardian & Border Resolve Dates: July 23 – 26, 2017

I. Situation

The objective of the combined Operation Border Guardian & Border Resolve (OBG / OBR) is to apply a comprehensive approach to the identification, location, arrest and removal of

- All Family Units (FAMUs) or Heads of Household¹ who received in-person orders of removal, and do not have appeals or Motions to Reopen (MTR) pending.
- All aliens who entered the United States as children who have since reached the age of 18 ("aged-out") or 16 or 17 year old Unaccompanied Alien Child (UAC) who have criminal convictions, criminal histories or are suspected gang members or affiliates;

None of the non-criminal UAC targets: (1) has an appeal pending before the Board of Immigration Appeals (BIA) or is within the 30-day appeal period; (2) has a motion to reopen (MTR) pending before the immigration court or BIA; or (3) has a petition for review pending before a court of appeals as indicated by the data provided by the Department of Justice Executive Office for Immigration Review (EOIR) and/or ICE databases. UAC's with criminal convictions or histories and removal orders who otherwise meet these criteria may be targeted even if they have a pending appeal before the Board of Immigration Appeals (BIA) or the time to file an appeal has not expired as detention of this group will positively impact public safety.

This enforcement operation will be conducted on July 23 – 26, 2017. The operational methodologies described below will continue as a focused enforcement effort after the initial surge operation. While outside the scope of this surge operation, ERO will continue its efforts to remove those individuals detained in HHS custody that have received final removal orders or been granted voluntary departure by an immigration judge, enhancing public safety in the interior of the United States.

2

Law Enforcement Sensitive-Official Use Only

Worning: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of information 4ct (S.U.S.C. 552). It is to be controlled, and handled transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to retended to the public or other personnel who do not have a valid "need-to-know" without price approval of an authorized DHS official. No portion of this report should be furnished to the needs of the related or verbal form.

¹ Head of Household is a person who is known, or reasonably believed to be, a parent who illegally entered the United States while accompanied by a child (who is believed to be a blood relative or for whom the person is the legal guardian). The data provided to ICE by EOIR identifies these persons as "adults with children."

This operation, directed by the Department of Homeland Security (DHS or Department), seeks to execute the removal orders entered against UACs to further border security, public safety and the integrity of the immigration system by focusing its removal efforts on both criminal and non-criminal subjects.

In cases where a parent, relative, or sponsor associated with a non-aged-out UAC falls within the Executive Order Enhancing Public Safety in the Interior of the United States" dated January 25, 2017, but wishes to depart the United States with the target UAC, ICE officers will afford the non-targeted individual the option to voluntarily return with the UAC by signing the ICE Form I-210 (Notice of Action—Voluntary Departure) and will keep the aliens in ICE detention until such time as the UAC is able to be removed. When possible, aged-out UACs and any non-targeted individuals opting for voluntary departure will be detained in the same facility.

Non-targeted, unlawfully present family members/residents encountered during these situations will be handled in a manner consistent with the Immigration and Nationality Act (INA) and the aforementioned Executive Order.

ERO will endeavor to apprehend as many targets as possible during this four-day operation. However, due to the lack of precise location information for these UACs, as well as the demonstrated non-compliance by the overall UAC population with regard to the immigration process, to include appearance before the Executive Office of Immigration Review (EOIR), ICE's prior attempts at voluntary reporting and submission, the lack of investigative footprint of these targets, and the minimal and often false information provided to HHS, the actual arrest numbers cannot be predicted.

ERO will prioritize the targets as follows (the number of potential targets within these categories based on EOIR data is as indicated, and will continue to fluctuate as vetting occurs):

- 1. UACs who entered as minors but are now 18 years of age ("aged-out UACs")
 - a. Subjects with criminal convictions or indicia of criminality
 - b. Aliens who received final removal orders

2. FAMUs

- Subjects with criminal convictions or indicia of criminality
- b. Aliens who received final removal orders

UACs between 16-17 years of age

 Subjects with criminal convictions, indicia of criminality, or gang membership/association

3

Law Enforcement Sensitive Official Use Only

If draing: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U/FOUO). It contains information that may be exempt from public release under the Freedom of information that 43 U.S.C. 552). It is to be controlled, and, handled, transmitted, and disposed of in accordance with DHS policy relating to FOUO information and is need to be relative to the public or other personnel who do not have a valid "need-to-know" without prime appeared of an authorized DHS official. For portlon of this report should be furnished to the media, obtain the need-to-know without parts.

Transportation/Detention

Paramount to the success of this operation will be the safe and orderly transportation of the apprehended aliens. Aged-out UACs will be detained in adult detention facilities based on available resources within the responsible field office. In most instances, 16-17 year-old criminal aliens will be transported to one of the ICE under-72-hour contract detention facilities.² Any UAC that needs to be held for a longer period will be transferred to an HHS facility. As the availability of HHS beds in secure facilities may be limited, arrests of the 16-17 year-old UACs may need to be staggered to occur beyond the dates identified for this surge. ICE will continue to coordinate with HHS regarding the availability of secure beds for UACs in advance of the upcoming operation. Any 16-17 year old criminal aliens determined to no longer be a UAC, (i.e., has been released by HHS to a parent or legal guardian) will be detained in a secure facility if appropriate after review by the Field Office Director and the Juvenile and Family Residential Management Unit (JFRMU). Ground transportation, ICE Air, and/or commercial air will be utilized as appropriate.

Through a joint collaboration between ERO's JFRMU, Alternatives to Detention (ATD), Removal and International Operations (RIO), the National Fugitive Operations Program (NFOP), the National Criminal Analysis and Targeting Center (NCATC), and the HHS Office of Refugee Resettlement (ORR), a target list has been developed by the respective components based on February 2017 information from the Executive Office of Immigration Review (EOIR) (ERO has requested EOIR provided an updated list of cases). Prior to commencement of the operation, each AOR's Fugitive Operations Teams (FOTs) and Mobile Criminal Alien Teams (MCATs) will evaluate lead information to determine reliability/legal sufficiency of the leads provided in close coordination with the Office of the Principal Legal Advisor (OPLA) Headquarters (HQ) and the Office of the Chief Counsel (OCC) for each AOR.

Resources from the ERO Criminal Alien Program (CAP), ATD, and local Detained/Non-Detained units will participate in this enforcement operation as resources permit. Field Office Victim-Witness Coordinators will also be available as needed.

4
Law Enforcement Sensitive-Official Use Only

Hisming: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of information and it is to be controlled, and, handled, transmitted, and disposed of in accordance with DHS policy relating to FOUO information and is not to be rewasted or in public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the means, either in written or verbal form.

² Juvenile facilities authorized for use by ICE are inspected annually by an independent contractor using auditing tools developed from ACA juvenile regulations and *Flores* settlement requirements. The facilities are state licensed, and inspected by state child protective services, and health and safety officials.

Personnel Requirements

Field Office Directors (FODs) should ensure appropriate manpower is available for this operation, as there is also a risk of increased potential interference by non-targeted adults attempting to intercede on the UAC's behalf.

For the safety of both the officers and the targets, as well as to proactively accommodate logistical concerns, FODs will ensure female officers are participating in the operation, especially in those AORs in which female targets have been identified and/or female children are expected to be encountered.

Approval

The Executive Associate Director (EAD), Deputy Executive Associate Director (Deputy EAD), Assistant Directors (ADs) for Field Operations, Enforcement, Custody Management, and Removals, as well as participating FODs have been briefed on this operational plan and support its execution.

A) Targeted Aliens - 12 (Buffalo Field Office)

ERO will target UAC/FAMU targets during this Operation. Target lists should be delivered to the field offices no later than July 3, 2017. The FODs must review and approve the target list upon receipt. Should an issue with a particular target remain unresolved prior to the initiation of the operation, that target should be removed from the list. By close of business July 14, 2017, each FOD will review and approve the target list prior to return to the Fugitive Operations and Training Division mailbox (HQERO, FUGOPS). Once approved by HQ, the final target list will be disseminated to the respective FODs by July 17, 2017. ERO HQ will support legal, travel document, and removal efforts for each target while in custody after apprehension.

Enforcement actions may also be taken against non-targeted removable aliens encountered during the course of this operation, consistent with the Executive Order Enhancing Public Safety in the Interior of the United States dated January 25, 2017. (See attached Excel spreadsheet for target list.)

B) Hours of Operation

Prior to the beginning of the operation, team members will be briefed on operational objectives and/or daily activities. Team members will conduct necessary pre-operational surveillance. While the operational hours for making

Law Enforcement Sensitive Official Use Only

Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of information set (\$11.5 C 552), it is to be controlled, and, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prime approval of an authorized DHS official. No portion of this report should be furnished to the media, either in without form.

contact at residences will be from 6:00 AM to 10:00 PM daily, the team leader(s) will determine the actual duty hours. Surveillance and arrest activities not conducted at residences may be conducted before 6:00 AM and after 10:00 PM if deemed operationally necessary based on investigative developments. No planned arrest attempts at residences will begin prior to 6:00 AM or after 10:00 PM, unless the FOD has reviewed the case and given approval based on specific justifications for each case (provide attachment if applicable). All activities will be conducted in accordance with ICE, ERO, and National Fugitive Operations Program policies and procedures. Supervisory staff will change shift hours as needed in order to facilitate the operation.

C) Local Situation

FOTs and MCATs will conduct the operation with other resources as determined necessary from local CAP, ATD, and Detained/Non-Detained units, as well as the following Law Enforcement Agencies (LEAs): (See attached Excel spreadsheet for Team and LEA breakdown). The FODs must commit all necessary resources within their jurisdictions.

D) Operational De-Confliction

ICE Homeland Security Investigations (HSI) has been advised of the operation and may participate to identify follow-on investigative work related to arrested targets and to develop intelligence in conjunction with or predicated on ERO enforcement activities. Additionally, any intelligence related to the ongoing HSI-led UAC anti-smuggling operation will be shared with HSI as soon as practicable. The level of HSI involvement and coordination will vary depending on the individual situations with each case. The target list has been queried in TECS utilizing SQAD, SQ11, and NN16 to ensure de-confliction with HSI and other law enforcement entities.

E) Local Law Enforcement Agencies (LEAs)

Ordinarily, Field Offices are directed to advise local LEAs prior to the execution of any HQ or FOD approved operational plan. However, due to the sensitivities of this operation, notification to LEAs will be left to the discretion of the FOD.

F) Sensitive Locations and Fourth Amendment

Potential enforcement activities near sensitive locations as defined in the October 24, 2011 memorandum from John Morton, former ICE Director, titled

6

Law Enforcement Sensitive Official Use Only

In arraing: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of Information Ast AS U.S.C. 552). It is to be controlled, and, handled temperature distributed, and disposed of in accordance with DHS policy relating to FOUO information and is new or to retroom to the public or other personnel who do not have a waitd "need-to-know" without was agree out of an authorized DHS official. No purifice of this report should be furnished in the modes, with a contact of the public of the report should be furnished in the modes.

Enforcement Actions at or Focused on Sensitive Locations, including schools, will be avoided unless operationally necessary, and only then when in compliance with the requirements of the memorandum. Pre-planned operations conducted near a sensitive area must be reviewed and approved in writing by the FOD and HQ according to the memorandum, and outlined in this section of the operational plan. All personnel assigned to the operation must have completed the annually required Sensitive Locations training.

Additionally, all personnel assigned to the operation must be current on Fourth Amendment training requirements. The pre-operational briefings should include a representative from the OCC to address Fourth Amendment and other pertinent legal considerations associated with enforcement of administrative warrants. This briefing must also include instruction from the local Juvenile Coordinator to ensure appropriate handling of encountered children. In addition, FODs may choose to seek additional training by the OCC prior to the operation.

G) Sensitive Issues

HQERO will provide the ICE Offices of Public Affairs (OPA) and Congressional Relations (OCR) with the specifics of the operation, to include the operational dates and locations of the initiative. No proactive outreach shall be conducted with non-law enforcement entities on the planning or execution of this operation.

It is anticipated that this operation will generate a significant amount of public attention from non-governmental organizations (NGOs), community groups, and the media. As a result, extensive pre-operation coordination between HQ ERO, OPA, OCR, JFRMU, the Custody Management Division, and OPLA/OCC will occur. Additionally, OPA will prepare a media plan for the FODs to use in response to the media inquiries expected to occur from this operation.

With officer and public safety remaining the overarching concerns, officers must also be cognizant of the sensitivity of this operation. Accordingly, they must maintain a professional demeanor at all times, especially during highly stressful situations involving members of the community and the media. Any media inquiries must be referred to the local OPA representative.

H) Non-targeted Juveniles

The presence of non-targeted juveniles at a target location, or in the care of a targeted alien, will be explored during initial investigation, surveillance and diligent research of available indices, to the extent possible. Should available

Law Enforcement Sensitive-Official Use Only

Horning: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of information less (S.L.S.C. 352). It is to be controlled, and, handled, to incontrol, that third and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approved of an anthorized DHS official. No partiest of this report should be furnished to the needle, which is contain as verbal form.

information indicate that such non-targeted juveniles will likely be present, authorization from an Assistant Field Office Director (AFOD) or higher should be obtained prior to taking an enforcement action. In the event that non-targeted minors are identified, or likely to be encountered, family members, care providers and community, as well as state and local juvenile resources, will be identified and a plan of care for non-targeted juveniles will be addressed prior to the commencement of operations.

Non-targeted minors will be turned over to local resources only as a last resort. Such enforcement activity will be conducted consistent with the requirements of ICE Policy No. 11064.1: Facilitating Parental Interests in the Course of Civil Immigration Enforcement Activities (Aug. 23, 2013).

In addition, the utmost care and consideration will be used when dealing with minors, especially when minors are present during interviews or encounters with adults. The questioning of minors will be kept to a minimum and conducted in the least threatening manner and environment possible.

If non-targeted UAC are encountered, the local juvenile coordinator will be contacted for guidance. If this person is unavailable, ORR must be notified at 202-401-5709 upon completion of processing.

In the event that non-targeted minor(s) is/are present, and their presence was not anticipated during operational enforcement planning activities, the FOT SDDO and team leaders may need to seek assistance from the state or local governmental agency responsible for juvenile issues, i.e., Child Protective Services (CPS). As such, the FOT SDDO and team leaders will be in possession of the agency's appropriate contact numbers to be used as necessary throughout the entirety of the operation.

Whenever possible, non-targeted minors will be placed in the care of immediate family members who have no ascertainable criminal history and/or are not targets of this operation. If there are no other options, primary care providers who fall within the Executive Order Enhancing Public Safety in the Interior of the United States dated January 25, 2017, and are subject to removal but have no ascertainable criminal record and are not targets of this operation, may be placed on an Order of Supervision or Order of Release on Recognizance, as appropriate, with SDDO/AFOD approval.

8 Law Enforcement Sensitive-Official Use Only

Washing: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U/FOUO), it contains information that may be exempt from public release under the Freedom of information. Act 45 U.S.C. 5523. It is to be controlled, and, handled recommend, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be relative to the public or other personnel who do not have a valid "need-to-know" without pelos approved of an authorized DHS official. No purifies of this report should be furnished to the media, either be written or verbal form.

I) Prosecutions

In instances where an alien may be subject to prosecution, the case will be presented to the United States Attorney's Office/State Attorney's Office, as appropriate. If the case is accepted for prosecution, a Form I-247A (Immigration Detainer – Notice of Action), will be filed with the agency assuming custody of the alien, depending on the nature of the prosecuting agency's cooperation with ICE transfer requests. If the United States Attorney's Office/State Attorney's Office declines to prosecute, the declination will be recorded in the EARM prosecution module and the narrative portion of the Form I-213 (Record of Deportable/Inadmissible Alien) and included in the file.

J) Gangs

Some of these targets may have been previously or currently affiliated with criminal gangs. In the event ICE personnel encounter an alien affiliated with a street gang, officers must record the appropriate information on the Form I-213 and photograph any tattoos. Where operationally safe, photos will be taken in residences where gang tags and/or paraphernalia are prevalent, to include a photo of the front of the house for future officer safety concerns. (See attached Excel spreadsheet/target list for known or suspected gang members.)

ICE Definition of Gang Member and Gang Associate

Gang Member: A gang member is defined as anyone who admits gang affiliation, convicted of violations associated with 18 U.S.C. § 521 or any other Federal or state law punishing or imposing civil consequences for gang-related activity or association, or falls under two or more of the following criteria, one of which occurred in the previous five years:

- Subject has tattoos identifying a specific gang.
- Subject frequents an area notorious for gangs and or associates with known gang members.
- Subject has been seen displaying gang hand signs/symbols.
- Subject has been identified as a gang member by a reliable source or by an informant (tested or untested).
- Subject has been arrested on two or more occasions with known gang members (if the most recent arrest occurred in the past five years, the "previous five years" requirement is deemed to have been met).

9 Law Enforcement Sensitive Official Use Only

A parting. This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U/FOUO). It contains information that may be exempt from public release under the Freedom of information and disposed of in accordance with DHS policy relating to FOUO information and is not as the released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written as vertail form.

- Subject has been identified as a gang member by a jail, prison, or other LEA.
- Subject has been identified as a gang member through seized written or electronic correspondence.
- Subject has been seen wearing gang apparel or been found possessing gang paraphernalia.
- Subject has been identified as a gang member through documented reasonable suspicion.

Associate Gang Member: An associate gang member is defined as an individual who exhibits one of the above listed gang member criteria but not formally initiated into the gang. The officers/agents conducting the arrest will determine whether indications of association are present.

II. Mission

The objective of Operation Border Guardian and Border Resolve is to apply a comprehensive approach to the identification, location, arrest and removal of:

- All FAMU or Heads of Household who received in-person orders of removal, and do not have appeals or MTRs pending.
- All aliens who entered the United States as children who have since reached the age of 18 ("aged-out") or 16 or 17 year old UAC who have criminal convictions, criminal histories or are suspected gang members or affiliates;

III. Execution

The operation will consist of multiple arrest teams dispatched throughout all AORs within United States. FOTs and MCATs will be assisted by Deportation Officers (DOs) from CAP and the detained and non-detained sections of local ERO offices. One SDDO or DO will be assigned as the team leader for each team and one will be assigned as the File Control Officer (FCO).

As arrest efforts progress, team resources may be reassigned to other geographical areas to meet operational needs or returned to their official duty posts as deemed appropriate by the SDDO/AFOD. A liaison will be established with local law enforcement offices in the areas in which arrest efforts will be conducted.

10

Law Enforcement Sensitive Official Use Only

Hamiling: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of information less (S.U.S.C. 552), it is to be controlled, and, handled transmitted, and disposed of in accordance with DHS policy relating to FOUO information and is not to be refrected to the public or other personnel who do not have a valid "meed-to-know" without prior approach of an authorized DHS official. No portlan of this report should be furnished to the media, either in wellton or restaut form.

This operation will consist of a four day initial surge of enforcement activities from July 23 - 26, 2017, with continued arrest and location efforts as resources allow and investigative leads are received.

- July 21, 2017: Operational Briefing. All officers, agents, and any other law
 enforcement personnel participating in the operation will attend the preoperational briefing. The briefings should include a representative from the
 OCC to address Fourth Amendment and other pertinent legal considerations
 associated with enforcement of administrative warrants. This briefing will
 also include instruction from the local Juvenile Coordinator to ensure
 appropriate handling of encountered children.
- July 23 26, 2017: Arrest teams will deploy throughout the country to initiate arrests.
- July 28, 2017: DHS and/or ICE media events.

A) Tasks

- FOTD: A copy of the Operational Plan and FOD approved target list will be sent to the NCATC and NFOP via the HQERO, FUGOPS Mailbox. Submissions must include the Operational Plan, Signed FOD Signature Page, Target List, and Personnel Breakdown, along with any additional attachments as necessary.
- 2. The Law Enforcement Support Center (LESC) is available 24 hours a day, seven days a week and will provide support to FOTs and MCATs conducting operations. All officers/agents participating in the operation should have the contact number for the LESC: 802-872-6020. When calling the LESC, officers should be prepared to provide their individual LESC officer ID number.
- HQ/Field Operations: Prior to the operation, NFOP will provide HQ/Field Operations with a copy of the approved operational plan.
- 4. Each FOD will be responsible for identifying suitable detention space within their AOR. Should additional detention resources be required, the FOD will coordinate locating those resources with HQ/Field Operations.

11 Law Enforcement Sensitive-Official Use Only

Warning This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U/FOUO), it contains information that may be exempt from public release under the Freedom of information 3.5 (3.5 S.C. 352). It is to be controlled, and, handled temperature, distributed, and disposed of in accordance with DHS policy relating to FOUO information und is not to be retained to the public or other personnel who do not have a valid "need-to-know" without prior associated of an authorized DHS official. No partlen of this report should be furnished to the media, differ in without a variety forms.

IV. Administration

A) Safety

The Fugitive Operations AFOD/FOT SDDO shall consider officer safety issues and available intelligence to ensure the welfare of all officers involved in the operation. In general, it is important to consider that a majority of the target locations associated with this operation will result in the arrest of more than one subject. Supervisors are encouraged to allocate greater manpower than is traditionally assigned to each target location in order to account for larger groups and additional family members.

Mandatory Element: Safety is paramount.

- All participating officers/agents will be fully equipped with both deadly and non-deadly force weapons, service-issued firearms and personal body armor.
- 2. Officers will not engage in vehicle pursuits.

B) Logistics

- Primary processing location: All detainees will be transported to local ERO
 offices or detention facilities for processing and/or holding before their
 transport to a juvenile detention center, when applicable.
 - Secondary transportation and detention to be determined as needed.
 - The SDDO will coordinate requests for additional staff to support the enforcement operation. Requests will be made to Field Operations Division with concurrence from the appropriate FODs.
- Removal efforts: Pursuant to ERO's goal of expeditiously removing all aliens with final orders, the below actions will be performed to facilitate this objective:
 - a. Once arrested, all detainees will be transported to an appropriate detention facility or transferred to HHS, based on their age. All files will be reviewed by the FOT team leader/SDDO for legal sufficiency prior to the alien being transferred to an appropriate

12 Law Enforcement Sensitive-Official Use Only

Warning: This Accounted is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of information test's U.S.C. 552), it is to be controlled, and, handled transmissed distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not be reteased to the public or other personnel who do not have a valid "need-to-know" without prior approved of an authorized DHS official. No portion of this report should be furnished to the modific of the wildow verbal form.

location. Any legal sufficiency issues or concerns will be promptly raised with the local OCC for discussion and resolution.

- No health and safety inspection is required for any facility or equipment being utilized for this operation.
- No contracts need to be reevaluated.
- b. Each operational team has been instructed to secure any and all legally issued identity documents for all arrestees who will require a travel document for removal. Teams will make every lawful effort to secure these documents prior to departing the arrest location. Obtaining these documents at the time of arrest will greatly decrease the time spent in detention.
- c. Any arrests of non-targeted aliens that require a Notice to Appear (NTA) will be presented with the option of a Stipulated Removal, where applicable, to aid in the reduction of detention time, if deemed appropriate by supervisory personnel given the circumstances. To the extent possible, FODs will work with their OCC and EOIR to ensure their availability to approve stipulated removals and legal sufficiency of the NTA during the operation.
- d. FOTs and MCATs assigned to Operation Border Guardian and Border Resolve will not target aliens outside its current scope, although other removable aliens falling within the scope of the Executive Order "Enhancing public safety in the interior of the United States" dated January 25, 2017, may be arrested as appropriate if encountered during the operation, and circumstances dictate such action, in accordance with existing policy and procedures.
- e. All adult targets (at least 18 years of age) will be detained in detention facilities as determined by the responsible field office. Targets under 18 years of age will be housed in ICE custody if the minor is determined to be accompanied or was previously released to a parent or legal guardian, and HHS custody if designated as unaccompanied. When appropriate, a form of ATD may be utilized if authorized by supervisory personnel.

13 Law Enforcement Sensitive-Official Use Only

Wornleg: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U/FOUO), it contains information that may be exempt from public release under the Freedom of information des CALS C 552), it is to be controlled, and, handled remained, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not be exempted to the public or other personnel who do not have a valid "need-to-know" without prior approach of an authorized DHS official. No portlan of this report should be furnished in the modes of the public or other personnel who do not have a valid "need-to-know" without prior approach of an authorized DHS official. No portlan of this report should be furnished in the modes of the public or other personnel who do not have a valid "need-to-know" without prior approach of an authorized DHS official. No portlan of this report should be furnished in the modes of the public or other personnel who do not have a valid "need-to-know" without prior approach of an authorized DHS official.

C) General Reporting Requirements

- Daily Operations Reports: Submitted to the HQ NFOP via the HQ FUGOPS mailbox utilizing the HQ approved arrest reporting spreadsheet. Reports will be submitted once a day at the conclusion of the enforcement operations for the day's activities up to the submission of the report.
- ALL EAGLE entries pursuant to this operation will use "Operation Border Guardian" for UACs and "Operation Border Resolve" for Heads of Households and FAMUs in the operational dropdown on the initial event screen.
- All Operations Management Module (OM²) entries pursuant to this operation will use "Operation Border Guardian" for UACs and "Operation Border Resolve" for Heads of Households and FAMUs in the operational dropdown on the arrest screen.
- At the conclusion of daily operations, each team leader will ensure that the OM2 is properly updated with all FOT and MCAT arrests and that these arrests are validated in EAGLE.
- 5. Quality Assurance: An officer(s), and support staff as needed, not involved with the operation will review target files against the daily report to ensure that the statistics reported are accurate. This review must be completed daily and at the conclusion of the operation. If asked to provide statistics prior to validation, the information must be clearly identified as not validated and subject to change.
- 6. Weekly Reports: Standard HQ FUGOPS reporting via OM2.
- 7. Significant Event Notification (SEN): A SEN/Significant Incident Report (SIR) will need to be submitted in accordance with existing policy as well as for any arrests of these targets in which any incidents or media or NGO activity occurred during the encounter and the custody disposition(s) incident to arrest. The reports will be titled "Operation Border Guardian" for UACs and "Operation Border Resolve" for Heads of Household and Family Unit Arrest Incidents.
- DROLead and Intelligence (INTEL) Debriefing: To facilitate the collection of intelligence, upon arrest of a FAMU target, each FOT/MCAT AFOD will

14 Law Enforcement Sensitive Official Use Only

Warning: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of Information use SALSC 352), it is to be controlled, and, handled, transmitted, draftbated, and disposed of in accordance with DHS policy relating to FOUO information and is not be reflected to the public or other personnel who do not have a valid "need-to-know" without prior upprovid of an authorized DHS official. No portion of this report should be furnished to the media, either for without form.

coordinate with their local INTEL AFOD, to accomplish an intelligence debriefing of the subject and submit a DROLead, if appropriate.

D) After-Action Reporting Requirements

- Field Offices should conduct an after-action briefing as soon as practicable after completion of the operation and before the after-action conference.
- NFOP will conduct a national after-action teleconference on July 31, 2017 for key operational and administrative personnel involved in the final phase(s) of the enforcement operation. The format for issues will be: a.)
 Topic; b.) Discussion; c.) Recommendations(s)
- Formal after action report: A memorandum of results will be generated and forwarded to the FOD for review as necessary.
- HQ ICE OPA will coordinate with the ERO EAD to generate a press release upon completion of the operation.

V. Command and Control

1. Primary means of communication will be via radio, telephone and E-mail.

General

Emergencies: 911

Sector: 1-800-X-SECTOR (973-(15)(7)(E)

INTERPOL: 202-532 (5)(7)(

INTERPOL 24-hour Command Center (IOCC): 202-616-

ORR: 202-401-(5)(7)(LESC: 802-872-6020 LESC POC: N/A

NFOP POC: (b)(6)(b)(7)(C) NCATC POC: (b)(6)(b)(7)(C

Local

AFOD: SDDO:

15

Law Enforcement Sensitive Official Use Only

Worshop: This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of information Act (\$\frac{USC}{USC}\$\frac{152}{252}\$). It is to be controlled, and, handled to remained, distributed, and disposed of in accordance with DHS policy relating to FOUO information and it was to be released to the public so they presented who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, effect in without prior of the restal form.

AUTHORIZING OFFICIAL

(Acting) Field Office Director Buffalo Field Office

APPROVING OFFICIAL

Thomas Feeley Acting Assistant Director Enforcement

ATTACHMENTS: (If applicable)

Attachment 1: Complete Target List

Attachment 2: Other than normal operational hours justification

Attachment 3: Operational Support

Attachment 4: Supporting Agency Contact Information

Attachment 5: CPS Contact List

DISTRIBUTION:

HQ NFOP

HQ NCATC

HQ Field Operations

HQ Repatriation

HQ OPLA

HQ OPA

FOD

DFOD

Fugitive Operations AFOD

16

Law Enforcement Sensitive Official Use Only

The using This document is UNCLASSIFIED/FOR OFFICIAL USE ONLY (U//FOUO), it contains information that may be exempt from public release under the Freedom of information and its 15 C 352). It is to be controlled, and, hypothed, to associated, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not so the respect to the public or other personnel who do not have a valid "need-to-know" without price approval of an anthorized DHS official. No portion of this report should be furnished to the media, which written or verbal form.