

Track #	Un-accept Risk to Release	Held, Discretionary detention or release?	Reason State Custody Expired	Start Hold Date	Release Date	Days held	Fac.	Reason for exercise of discretion to detain or release.
788	No	Released	Time Served	2/29/16	2/29/16	Zero	BCC	2nd time held with box for Order of Deportation checked. Newly convicted of Reckless Endangerment.

DEPARTMENT OF HOMELAND SECURITY
IMMIGRATION DETAINER - REQUEST FOR VOLUNTARY ACTION

Subject ID: _____
 Event #: _____ # 788
 File No: _____
 Date: August 30, 2015

TO: (Name and Title of Institution - OR Any Subsequent Law Enforcement Agency)
 STAFFORD SP, CT
 FBI #: 366811RD4
 FAX#: 203-877-4926

FROM: (DHS Office Address)
 DRO - Westminster, CA Sub office
 ICE
 ERO LAOCHA MIGUEL SUB OFFICE
 24000 AVILA RD RM 3408

Name of Subject: _____
 Date of Birth: _____ Citizenship: GUATEMALA Sex: M

1. DHS HAS DETERMINED THAT (mark at least one option in subsection A and one option in subsection B, or skip to section 2):

A. THE SUBJECT IS AN IMMIGRATION ENFORCEMENT PRIORITY BECAUSE HE/SHE: Inmate #: 15083008

has engaged in or is suspected of terrorism or espionage, or otherwise poses a danger to national security;

has been convicted of an offense of which an element was active participation in a criminal street gang, as defined in 18 U.S.C. § 521(a), or is at least 18 years old and intentionally participated in an organized criminal gang to further its illegal activities;

has been convicted of an offense classified as a felony, other than a state or local offense for which an essential element was the alien's immigration status;

has been convicted of an aggravated felony, as defined under 8 U.S.C. § 1101(a)(43) at the time of conviction;

has been convicted of a "significant misdemeanor," as defined under DHS policy; and/or

has been convicted of 3 or more misdemeanors, not including minor traffic offenses and state or local offenses for which immigration status was an essential element, provided the offenses arise out of 3 separate incidents.

B. PROBABLE CAUSE EXISTS THAT THE SUBJECT IS A REMOVABLE ALIEN. THIS DETERMINATION IS BASED ON:

a final order of removal against the subject;

the pendency of ongoing removal proceedings against the subject;

biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or

statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

2. DHS TRANSFERRED THE SUBJECT TO YOUR CUSTODY FOR A PROCEEDING OR INVESTIGATION.

Upon completion of the proceeding or investigation for which the subject was transferred to your custody, DHS intends to resume custody of the subject to complete processing.

IT IS THEREFORE REQUESTED THAT YOU:

- Serve a copy of this form on the subject and maintain custody of him/her for a period **NOT TO EXCEED 48 HOURS** beyond the time when he/she would otherwise have been released from your custody to allow DHS to assume custody. This request takes effect only if you serve a copy of this form on the subject, and it does not request or authorize that you hold the subject beyond 48 hours. This request arises from DHS authorities and should not impact decisions about the subject's bail, rehabilitation, parole, release, diversion, custody classification, work, quarter assignments, or other matters.
- As early as possible prior to the time you otherwise would release the subject, please notify DHS by calling U.S. Immigration and Customs Enforcement (ICE) or U.S. Customs and Border Protection (CBP) at 800 X VECTOR.
- If you cannot reach an official at the number(s) provided, please contact the Law Enforcement Support Center at: (802) 872-6020.
- Notify this office, in the event of the subject's death, hospitalization or transfer to another institution.

If checked: Please cancel the detainer related to this subject previously submitted to you on _____ (date)

 (Name and title of Immigration Officer) (Signature of Immigration Officer)

Notice: If the subject is taken into DHS custody, he or she may be removed from the United States. If the subject may be the victim of a crime or you want the subject to remain in the United States for a law enforcement purpose, please notify the ICE Law Enforcement Support Center at (802) 872-6020. You may also call this number if you have any other questions or concerns about this matter.

TO BE COMPLETED BY THE LAW ENFORCEMENT AGENCY CURRENTLY HOLDING THE SUBJECT OF THIS NOTICE:

Please provide the information below, sign, and return to DHS by mailing, emailing, or faxing a copy to _____

Local Booking/Inmate #: _____ Est. release date/time: _____ Date of latest criminal charge/conviction: _____

Latest offense charged/convicted: _____

This Form I-247D was served upon the subject on _____, in the following manner:

in person by inmate mail delivery other (please specify): _____

 (Name and title of Officer) (Signature of Officer)