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of the Freedom of Information and Privacy Act

<b>From:</b>	(b)(6)
<b>To:</b>	"Kessler, Tamara (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Subject:</b>	RE: Jail transfers monitoring memo
<b>Date:</b>	2015/03/31 10:28:15
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Sure thing, I'll try to highlight the different pieces of language.

(b)(6)

(b)(5)



I know it's a circular argument and I wholeheartedly recognize (b)(5)

(b)(5)

Hope this helps.

Thanks,

(b)(6)

(b)(6)

Policy Advisor  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security  
Phone: (b)(6)  
Office C

(b)(6)



Please consider the environment before printing this e-mail message.

**WARNING:** This document is FOR OFFICIAL USE ONLY (FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled,

stored, 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 prior approval of an authorized DHS official.

---

**From:** Kessler, Tamara  
**Sent:** Tuesday, March 31, 2015 9:43 AM  
**To:** (b)(6) Salvano-Dunn, Dana; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** RE: Jail transfers monitoring memo

(b)(6) could you help me figure out (b)(5)  
I am struggling with this document. Thanks.

---

**From:** (b)(6)  
**Sent:** Tuesday, March 31, 2015 8:41 AM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; Mack, Megan; Kessler, Tamara; (b)(6)  
**Subject:** RE: Jail transfers monitoring memo

Good Morning,

Apologies for the delay, I just came in. I think Scott's five discussion items are on point and I agree with Dana as well about (b)(5)

(b)(5)

Scott, I can meet any time and am happy to help in any way.

Thanks,

(b)(6)

---

(b)(6)  
Policy Advisor  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security  
Phone: (b)(6)  
Office Cell: (b)(6)  
(b)(6)



**WARNING:** This document is FOR OFFICIAL USE ONLY (FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, 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 prior approval of an authorized DHS official.

---

**From:** Salvano-Dunn, Dana

**Sent:** Tuesday, March 31, 2015 8:21 AM

**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; (b)(6)

**Subject:** Re: Jail transfers monitoring memo

I just read this and (b)(5)

(b)(5)

Dana

---

**From:** Shuchart, Scott

**Sent:** Monday, March 30, 2015 05:42 PM

**To:** Mack, Megan; Kessler, Tamara; (b)(6)

**Cc:** Salvano-Dunn, Dana

**Subject:** Jail transfers monitoring memo

Here's my markup of the ICE response on the jail transfers monitoring (nee "PEP monitoring") memo. I have accepted most of ICE's edits and highlighted them in blue to show where this was done, and I deleted OBE comments.

(b)(5)

Scott

**Scott L. Shuchart**

Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	"Kessler, Tamara (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/31 10:28:14
<b>Delivered Date:</b>	2015/03/31 10:28:15

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Subject:</b>	Re: Jail transfers monitoring memo
<b>Date:</b>	2015/03/31 09:35:55
<b>Type:</b>	Note

This I agree with 100 pct, that's why it's a discussion item, for sure.

---

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 09:24 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

Agree in premise - but I think (b)(5)

(b)(5)

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, March 31, 2015 09:15 AM  
**To:** Salvano-Dunn, Dana; Mack, Megan; Kessler, Tamara; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

I understand, but think (b)(5)

(b)(5)

---

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 08:21 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

I just read this and (b)(5)

(b)(5)

(b)(5)

Dana

**From:** Shuchart, Scott  
**Sent:** Monday, March 30, 2015 05:42 PM  
**To:** Mack, Megan; Kessler, Tamara; (b)(6)  
**Cc:** Salvano-Dunn, Dana  
**Subject:** Jail transfers monitoring memo

Here's my markup of the ICE response on the jail transfers monitoring (nee "PEP monitoring") memo. I have accepted most of ICE's edits and highlighted them in blue to show where this was done, and I deleted OBE comments.

(b)(5)

Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	"Salvano-Dunn, Dana (b)(6)
<b>Sent Date:</b>	2015/03/31 09:35:54
<b>Delivered Date:</b>	2015/03/31 09:35:55

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	"Kessler, Tamara (b)(6)
<b>Subject:</b>	RE: Jail transfers monitoring memo
<b>Date:</b>	2015/03/31 10:20:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

I am puzzled too. (b)(5) It's possible Dana is a victim of reading extensive track changes on a BB here.

---

**From:** Kessler, Tamara  
**Sent:** Tuesday, March 31, 2015 9:59 AM  
**To:** Shuchart, Scott  
**Subject:** FW: Jail transfers monitoring memo

What am I missing here?

---

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 9:51 AM  
**To:** Kessler, Tamara; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

(b)(5)

---

**From:** Kessler, Tamara  
**Sent:** Tuesday, March 31, 2015 09:49 AM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** RE: Jail transfers monitoring memo

(b)(5)

---

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 9:45 AM  
**To:** Kessler, Tamara; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

It's in the comments which state (b)(5)

(b)(5)

---

**From:** Kessler, Tamara  
**Sent:** Tuesday, March 31, 2015 09:34 AM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** RE: Jail transfers monitoring memo

(b)(5)

---

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 8:21 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

I just read this and

(b)(5)

(b)(5)

Dana

---

**From:** Shuchart, Scott  
**Sent:** Monday, March 30, 2015 05:42 PM  
**To:** Mack, Megan; Kessler, Tamara; (b)(6)  
**Cc:** Salvano-Dunn, Dana  
**Subject:** Jail transfers monitoring memo

Here's my markup of the ICE response on the jail transfers monitoring (nee "PEP monitoring") memo. I have accepted most of ICE's edits and highlighted them in blue to show where this was done, and I deleted OBE comments.

(b)(5)

(b)(5)

Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

(b)(6)

---

**Sender:** Shuchart, Scott (b)(6)

	(b)(6)
<b>Recipient:</b>	"Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/31 10:20:20
<b>Delivered Date:</b>	2015/03/31 10:20:00

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>Subject:</b>	RE: Jail transfers monitoring memo
<b>Date:</b>	2015/03/31 10:29:37
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Here are my edits. I had a convo with Scott and he is fine with (or made) these.

(b)(5)

Thanks

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 9:51 AM  
**To:** Kessler, Tamara; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

(b)(5)

**From:** Kessler, Tamara  
**Sent:** Tuesday, March 31, 2015 09:49 AM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; Mack, Megan; McKenney, William; Firozvi, Nadia  
**Subject:** RE: Jail transfers monitoring memo

(b)(5)

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 9:45 AM  
**To:** Kessler, Tamara; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

It's in the comments which state (b)(5)

(b)(5)

(b)(5)

---

**From:** Kessler, Tamara  
**Sent:** Tuesday, March 31, 2015 09:34 AM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; Mack, Megan; (b)(6)  
**Subject:** RE: Jail transfers monitoring memo

(b)(5)

---

**From:** Salvano-Dunn, Dana  
**Sent:** Tuesday, March 31, 2015 8:21 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; (b)(6)  
**Subject:** Re: Jail transfers monitoring memo

I just read this (b)(5)

(b)(5)

Dana

---

**From:** Shuchart, Scott  
**Sent:** Monday, March 30, 2015 05:42 PM  
**To:** Mack, Megan; Kessler, Tamara; (b)(6)  
**Cc:** Salvano-Dunn, Dana  
**Subject:** Jail transfers monitoring memo

Here's my markup of the ICE response on the jail transfers monitoring (nee "PEP monitoring") memo. I have accepted most of ICE's edits and highlighted them in blue to show where this was done, and I deleted OBE comments.

(b)(5)

Scott

**Scott L. Shuchart**

Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/31 10:29:37

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Page 6 of 6

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of the Freedom of Information and Privacy Act

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	"Olson, Laura (b)(6)
<b>Subject:</b>	Re: Meeting with Law Enforcement on Priority Enforcement Program
<b>Date:</b>	2014/12/09 16:03:43
<b>Type:</b>	Note

Yes please, if you possibly can.

(b)(5)

---

**From:** Olson, Laura  
**Sent:** Tuesday, December 09, 2014 03:49 PM  
**To:** Shuchart, Scott  
**Subject:** FW: Meeting with Law Enforcement on Priority Enforcement Program

I presume you would like me to attend the SLLE with Megan, right?

---

**From:** Olson, Laura  
**Sent:** Tuesday, December 09, 2014 3:40 PM  
**To:** Mack, Megan; Shuchart, Scott; (b)(6)  
**Cc:** Kessler, Tamara  
**Subject:** RE: Meeting with Law Enforcement on Priority Enforcement Program

How about we wait and see what the agenda is for the Strategy & Policy Executive Steering Committee Meeting and then decide? I'm thinking...that Committee will probably survive without CRCL present for one meeting...☺

---

**From:** Mack, Megan  
**Sent:** Tuesday, December 09, 2014 3:37 PM  
**To:** Olson, Laura; Shuchart, Scott; (b)(6)  
**Cc:** Kessler, Tamara  
**Subject:** RE: Meeting with Law Enforcement on Priority Enforcement Program

Aha—well, if you have a conflict then we are covered!

---

**From:** Olson, Laura  
**Sent:** Tuesday, December 09, 2014 3:22 PM  
**To:** Mack, Megan; Shuchart, Scott; (b)(6)  
**Cc:** Kessler, Tamara  
**Subject:** RE: Meeting with Law Enforcement on Priority Enforcement Program

Sure!

FYI - There is a Strategy & Policy Executive Steering Committee Meeting at the same time –but Tamara and I were waiting to see what the subject/agenda is –we haven't even been sent that!

---

**From:** Mack, Megan  
**Sent:** Tuesday, December 09, 2014 3:18 PM  
**To:** Olson, Laura; Shuchart, Scott; (b)(6)  
**Cc:** Kessler, Tamara  
**Subject:** RE: Meeting with Law Enforcement on Priority Enforcement Program

I'd be grateful for the backup if you are able to attend. It must have been during the TSA meeting time that was cancelled?

---

**From:** Olson, Laura  
**Sent:** Tuesday, December 09, 2014 3:09 PM  
**To:** Mack, Megan; Shuchart, Scott; (b)(6)  
**Cc:** Kessler, Tamara  
**Subject:** RE: Meeting with Law Enforcement on Priority Enforcement Program

Hi, Megan,  
Scott was going to work on TPs for me –since we thought I needed to attend because neither you nor Tamara could.  
So TPs are in the works thanks to Scott's multi-tasking abilities!  
Since you're going, am I correct that you don't also need me to attend?  
Cheers,  
Laura

---

**From:** Mack, Megan  
**Sent:** Tuesday, December 09, 2014 3:05 PM  
**To:** Shuchart, Scott; Olson, Laura; (b)(6)  
**Cc:** Kessler, Tamara  
**Subject:** FW: Meeting with Law Enforcement on Priority Enforcement Program

Hi Laura and Scott,  
I plan to attend this meeting Thursday, and could use a few TPs and a pre-chat in advance. Adding (b)(6) to schedule (and Scott I'm aware of your commitments in TX!). I

(b)(6)

Thanks very much

---

**From:** Lyons, John  
**Sent:** Tuesday, December 09, 2014 10:47 AM  
**To:** Olavarria, Esther; Shahoulian, David; Ramlogan, Riah; Davis, Mike P; Miller, Philip T; Robbins, Timothy S; Homan, Thomas; Hoy, Serena; (b)(6) Metzler, Alan; Mack, Megan; Shuchart, Scott; Olson, Laura; McNamara, Phil; Johnson, Bradley  
**Cc:** Iorio, John; Fong, Heather  
**Subject:** Meeting with Law Enforcement on Priority Enforcement Program

Colleagues,

On behalf of A/S Fong, I am enclosing a second draft agenda for our meeting on Thursday with representatives of the law enforcement community on the Priority Enforcement Program. The edits reflect your valued input and we welcome any further comments you may have. The draft includes (b)(5)

(b)(5)

Thanks.

John Lyons

John Lyons  
Senior Policy Advisor  
Office for State and Local Law Enforcement  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>Recipient:</b>	"Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2014/12/09 16:03:42
<b>Delivered Date:</b>	2014/12/09 16:03:43

<b>From:</b>	Metzler, Alan (b)(6) (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) (b)(6) "Hoy, Serena (b)(6) (b)(6) "Olavarria, Esther (b)(6) (b)(6) "Saldana, Sarah R (b)(6) (b)(6) "Ragsdale, Daniel H (b)(6) (b)(6) "Homan, Thomas (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Miller, Philip T (b)(6) (b)(6) "Rapp, Marc A (b)(6) (b)(6) (b)(6)
<b>CC:</b>	"Kessler, Tamara (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Subject:</b>	RE: Memo for Deputy on PEP monitoring
<b>Date:</b>	2015/04/09 18:32:24
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thank you Megan. We are providing to S2 for his review. I expect this will be an agenda item at future EIR meetings with S2 until we reach resolution on a way ahead.

v/r Alan

---

**From:** Mack, Megan  
**Sent:** Thursday, April 09, 2015 11:34 AM  
**To:** Metzler, Alan; Hoy, Serena; Olavarria, Esther; Saldana, Sarah R; Ragsdale, Daniel H; Homan, Thomas; Robbins, Timothy S; Albence, Matthew; Miller, Philip T; Rapp, Marc A; (b)(6)  
**Cc:** Kessler, Tamara; Shuchart, Scott; Salvano-Dunn, Dana; Olson, Laura  
**Subject:** Memo for Deputy on PEP monitoring

Dear Alan, Esther, Serena,  
Attached for the Deputy Secretary's attention is CRCL's memorandum regarding PEP monitoring. Director Saldaña has had an opportunity to review and I have made changes according to her suggestions.

Best,  
Megan

<b>Sender:</b>	Metzler, Alan (b)(6) (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Hoy, Serena (b)(6) (b)(6) "Olavarria, Esther (b)(6) (b)(6) "Saldana, Sarah R (b)(6) (b)(6) "Ragsdale, Daniel H (b)(6) (b)(6) "Homan, Thomas (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Miller, Philip T (b)(6) (b)(6) "Rapp, Marc A (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/09 18:32:23
<b>Delivered Date:</b>	2015/04/09 18:32:24

<b>From:</b>	Robbins, Timothy S (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>CC:</b>	"Metzler, Alan (b)(6) (b)(6)
<b>Subject:</b>	RE: Non-PEP transfers data issue
<b>Date:</b>	2015/03/17 16:08:34
<b>Priority:</b>	Normal
<b>Type:</b>	Note

(b)(5)

**From:** Shuchart, Scott  
**Sent:** Tuesday, March 17, 2015 3:55 PM  
**To:** Robbins, Timothy S  
**Cc:** Metzler, Alan  
**Subject:** Non-PEP transfers data issue

Tim,

(b)(5)

Thank you,  
Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Robbins, Timothy S (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Metzler, Alan (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/17 16:08:32
<b>Delivered Date:</b>	2015/03/17 16:08:34



<b>From:</b>	(b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Subject:</b>	RE: Papers for S2 PEP meeting
<b>Date:</b>	2015/03/16 14:15:26
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Sincerely,

(b)(6)  
DHS/CRCL/ExecSec  
(b)(6)

-----Original Message-----

From: Shuchart, Scott  
Sent: Monday, March 16, 2015 2:09 PM  
To: (b)(6)  
Subject: Papers for S2 PEP meeting

(b)(6)

Can you please send me the final versions of the briefing papers that went to S2 for this meeting? Originally was to be the 12th, scheduled now for today. Thank you!

Scott

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/16 14:15:26
<b>From:</b>	(b)(6)
<b>SentVia:</b>	(b)(6)
<b>To:</b>	(b)(6)
<b>CC:</b>	(b)(6)
	"Amendolia, Deana (b)(6) (b)(6)

	(b)(6) "Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: [Past Due] S2BB - 03.09.15 - Meeting re PEP Monitoring (Due: Yesterday, 03.05.15 1700)
<b>Date:</b>	2015/03/06 13:09:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Attached are the products for this meeting. Cleared by Officer Megan Mack.

Sincerely,

(b)(6)  
CRCL ExecSec  
CRCL/DHS  
(b)(6)

---

**From:** (b)(6)  
**Sent:** Friday, March 06, 2015 1:03 PM  
**To:** CRCL Exec Sec  
**Cc:** (b)(6) Amendolia, Deana; (b)(6)  
**Subject:** RE: [Past Due] S2BB - 03.09.15 - Meeting re PEP Monitoring (Due: Yesterday, 03.05.15 1700)

Please do not wait for coordination and send materials as is.

Thank you.

---

**From:** (b)(6)  
**Sent:** Friday, March 06, 2015 12:02 PM  
**To:** CRCL Exec Sec  
**Cc:** (b)(6) Amendolia, Deana; (b)(6)  
**Subject:** RE: [Past Due] S2BB - 03.09.15 - Meeting re PEP Monitoring (Due: Yesterday, 03.05.15 1700)

After 4:00PM is too late given the new timeframe.

Materials need to go through another layer of review on our side with the Front Office.  
We will accept materials without coordination, please send as soon as possible.

Thank you,

(b)(6)  
**From:** (b)(6) On Behalf Of CRCL Exec Sec  
**Sent:** Friday, March 06, 2015 11:59 AM  
**To:** (b)(6)  
**Cc:** (b)(6) Amendolia, Deana  
**Subject:** RE: [Past Due] S2BB - 03.09.15 - Meeting re PEP Monitoring (Due: Yesterday, 03.05.15 1700)

Good morning (b)(6)

CRCL has circulated the briefing materials to our coordinators with a FIRM 4:00 p.m. deadline. We anticipate providing the materials shortly after that timeframe. We were not aware the meeting had been rescheduled again.

Sincerely,

(b)(6)

CRCL ExecSec  
CRCL/DHS

(b)(6)

---

**From:** (b)(6)  
**Sent:** Friday, March 06, 2015 11:55 AM  
**To:** (b)(6) Amendolia, Deana; CRCL Exec Sec  
**Cc:** (b)(6)  
**Subject:** RE: [Past Due] S2BB - 03.09.15 - Meeting re PEP Monitoring (Due: Yesterday, 03.05.15 1700)

Can I get an update on these materials?  
Given that the meeting was moved a day early, these materials are needed as soon as possible.

Thank You,

(b)(6)

Office of the Executive Secretary  
Office of the Secretary  
U.S. Department of Homeland Security  
Desk: (b)(6)

---

**From:** (b)(6)  
**Sent:** Friday, March 06, 2015 10:04 AM  
**To:** (b)(6) Amendolia, Deana; CRCL Exec Sec  
**Cc:** BriefingStaffA; (b)(6) OGC Exec Sec; (b)(6)  
Exec Sec; Plcy Exec Sec; (b)(6) I&A Exec Sec;  
(b)(6) MGMTExecSec; (b)(6) ICE Exec Sec; (b)(6) PRIV Exec Sec;  
(b)(6)  
**Subject:** [Past Due] S2BB - 03.09.15 - Meeting re PEP Monitoring (Due: Yesterday, 03.05.15 1700)  
**Importance:** High

These materials are **past due**.  
This meeting has been rescheduled for **Monday, March 9, 2015**.  
Please provide materials as soon as possible.

---

**From:** (b)(6)  
**Sent:** Tuesday, March 03, 2015 2:32 PM  
**To:** (b)(6) Amendolia, Deana; CRCL Exec Sec  
**Cc:** BriefingStaffA; (b)(6) OGC Exec Sec; (b)(6)  
Exec Sec; Plcy Exec Sec; (b)(6); I&A Exec Sec;  
(b)(6) MGMTExecSec; (b)(6) ICE Exec Sec; (b)(6) PRIV Exec Sec;

(b)(6)

**Subject:** [Reschedule] S2BB - 03.10.15 - Meeting re PEP Monitoring (Due: 03.05.15 1700)

Please see new date and due date.

**Meeting Date:** **March 10, 2015**

**Due Date:** **March 5, 2015 1700**

**From:** (b)(6)

**Sent:** Tuesday, March 03, 2015 12:59 PM

**To:** Amendolia, Deana; CRCL Exec Sec

**Cc:** BriefingStaffA; (b)(6) OGC Exec Sec; (b)(6) Plcy

Exec Sec; Plcy Exec Sec; (b)(6) I&A Exec Sec;

(b)(6) MGMTExecSec; (b)(6) ICE Exec Sec; (b)(6); PRIV Exec Sec;

(b)(6)

**Subject:** [Urgent] S2BB - 03.04.15 - Meeting re PEP Monitoring (Due: Today 1600)

**Importance:** High

Please note there have been minor changes to the template. All materials must be formatted to comply with the attached current templates. Talking points are required for all external meetings and will be drafted by the lead component. As a result of new clearance requirements from the front office, all briefing materials are now due at 1700 three business days prior to the tasked event.

If you have any questions about this meeting/event please contact the Front Office staff member listed as required coordination.

<b>Event Date</b>	Wednesday, 03.09.15 (1000-1030)
<b>Event Name</b>	Meeting re PEP Monitoring
<b>Lead Component</b>	CRCL
<b>Required Coordination</b>	PLCY, OGC, MGMT, I&A, ICE, PRIV, (b)(6)
<b>Product</b>	Briefing Memo
<b>Notes</b>	<p><u>Details</u></p> <p>Attendees: S2 Serena Hoy Megan Mack Alan Metzler</p> <p>Location: S2's Office</p> <p><b>OGC Coordination: OGC coordination is essential. Please ensure that briefing materials have been fully coordinated with OGC. Lead components are now required to coordinate with their Component Counsel and identify in their OGC submission of briefing materials, who in their component counsel office reviewed and cleared.</b></p> <p>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").</p>

	<p>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.)</p>
<b>Due</b>	<b>Thursday, 03.05.15 (1700)</b>

DHS Briefing Book Standards and Procedures (including links to template and example) are located on the DHS intranet at: (b)(7)(E)

<b>Sender:</b>	CRCL Exec Sec (b)(6) (b)(6)
<b>Recipient:</b>	(b)(6) "Amendolia, Deana (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "CRCL Exec Sec (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/06 13:09:50
<b>Delivered Date:</b>	2015/03/06 13:09:00

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	(b)(6)
<b>Subject:</b>	RE: Papers for S2 PEP meeting
<b>Date:</b>	2015/03/16 14:19:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

But these don't reflect the changes from the front office that we got, in redline, on 3/9. Is there no way to pull what was actually given to S2?

-----Original Message-----

From: (b)(6)  
 Sent: Monday, March 16, 2015 2:15 PM  
 To: Shuchart, Scott  
 Subject: RE: Papers for S2 PEP meeting

Sincerely,

(b)(6)  
 DHS/CRCL/ExecSec  
 (b)(6) office  
 (b)(6) mobile

-----Original Message-----

From: Shuchart, Scott  
 Sent: Monday, March 16, 2015 2:09 PM  
 To: (b)(6)  
 Subject: Papers for S2 PEP meeting

(b)(6)

Can you please send me the final versions of the briefing papers that went to S2 for this meeting? Originally was to be the 12th, scheduled now for today. Thank you!

Scott

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	(b)(6)
<b>Sent Date:</b>	2015/03/16 14:19:16
<b>Delivered Date:</b>	2015/03/16 14:19:00

<b>From:</b>	Olavarria, Esther (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>CC:</b>	"Hoy, Serena (b)(6) "Shahoulian, David (b)(6)
<b>Subject:</b>	RE: PEP "third form"
<b>Date:</b>	2015/07/09 10:43:09
<b>Due Date:</b>	2015/07/08 20:00:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Scott – here is the draft we received from ICE and CBP. OGC, Serena and I are reviewing. Welcome your thoughts. We told the groups that once the form was in better shape we'd be happy to share with them to get their input. We did that with the I-274N and I-274D and were able to incorporate many of their recommendations.

---

**From:** Shuchart, Scott  
**Sent:** Thursday, July 09, 2015 10:37 AM  
**To:** Olavarria, Esther  
**Subject:** PEP "third form"

Esther,

Some NGOs contacted me to discuss PEP data monitoring. Would you be able to share the draft "third form" with CRCL to inform our participation in that discussion? We haven't seen it yet.

Thank you,  
Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Olavarria, Esther (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) "Hoy, Serena (b)(6) "Shahoulian, David (b)(6)

	(b)(6)
<b>Sent Date:</b>	2015/07/09 10:43:08
<b>Delivered Date:</b>	2015/07/09 10:43:09

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of the Freedom of Information and Privacy Act

Page 6 of 6

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

<b>From:</b>	Miller, Philip T (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Loiacono, Adam V (b)(6) (b)(6)
<b>CC:</b>	"Metzler, Alan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Rapp, Marc A (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP complaint/concern protocol memo
<b>Date:</b>	2015/03/06 18:03:43
<b>Due Date:</b>	2015/03/10 20:00:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Scott,

Good evening. Attached please find consolidated edits and comments from ERO & OPLA. We look forward to continuing our dialogue on this important project.

Have a good weekend,

Phil

**Philip T. Miller**

Assistant Director – Field Operations

ICE – Enforcement and Removal Operations

Office: (b)(6)  
Mobile: (b)(6)

<<PEP Protocol Memo DRAFT 12-23-2014 (ICE 3 6 15).doc>>

---

**From:** Shuchart, Scott

**Sent:** Wednesday, January 14, 2015 1:03 PM  
**To:** Albence, Matthew; (b)(6) Miller, Philip T; Loiacono, Adam V  
**Cc:** Metzler, Alan; Kessler, Tamara; Olson, Laura; Robbins, Timothy S; Rapp, Marc A; Mack, Megan  
**Subject:** RE: PEP complaint/concern protocol memo

All,

Just following up on this document. I know the PEP rollout date remains shrouded in mystery, but we'd like to get this put away in advance if we possibly can.

Scott

**Scott L. Shuchart**

Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security



---

**From:** Shuchart, Scott  
**Sent:** Tuesday, December 23, 2014 4:37 PM  
**To:** Albence, Matthew; (b)(6) Miller, Philip T; (b)(6) Loiacono, Adam V; (b)(6)  
**Cc:** Metzler, Alan; Kessler, Tamara; (b)(6) Olson, Laura; Robbins, Timothy S; Rapp, Marc A; Mack, Megan  
**Subject:** PEP complaint/concern protocol memo

<< File: PEP Protocol Memo DRAFT 12-23-2014.doc >> << File: PEP protocol memo redline 12-23 to April version.docx >>

As discussed this afternoon, attached please find CRCL's revised draft of a superseding protocol memo between ERO and CRCL regarding PEP complaints and concerns. The redline, which may or may not be very helpful, is against a version I have dated 4/18/14 (though in the file it looks like it's from February, it's newer than that), which I believe was the last version Margo, Matt, and Dan Ragsdale worked on.

We will look forward to your thoughts and edits pursuant to the new timescale.

Happy holidays,

Scott

**Scott L. Shuchart**

Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Miller, Philip T (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Loiacono, Adam V (b)(6) (b)(6) "Metzler, Alan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Rapp, Marc A (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/06 18:03:41
<b>Delivered Date:</b>	2015/03/06 18:03:43

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<b>From:</b>	Miller, Philip T (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Loiacono, Adam V (b)(6) (b)(6)
<b>CC:</b>	"Metzler, Alan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Rapp, Marc A (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP complaint/concern protocol memo
<b>Date:</b>	2015/03/09 17:09:54
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Scott,

Let me circle up with OPLA and ERO folks, and we will purpose some times.

Phil

---

**From:** Shuchart, Scott  
**Sent:** Monday, March 09, 2015 4:04:33 PM  
**To:** Miller, Philip T; Albence, Matthew; (b)(6) Loiacono, Adam V  
**Cc:** Metzler, Alan; Kessler, Tamara; Olson, Laura; Robbins, Timothy S; Rapp, Marc A; Mack, Megan; Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: PEP complaint/concern protocol memo

Phil and colleagues,

Thanks so much for this. Two relatively urgent points.

First, CRCL and ICE have a meeting scheduled next Monday with S2 to discuss "PEP monitoring"

(b)(6)

(b)(5)

(b)(5)

as next month.

Thanks again,  
Scott

---

**From:** Miller, Philip T (b)(6)  
**Sent:** Friday, March 06, 2015 6:04 PM  
**To:** Shuchart, Scott; Albence, Matthew; (b)(6) Loiacono, Adam V  
**Cc:** Metzler, Alan; Kessler, Tamara; Olson, Laura; Robbins, Timothy S; Rapp, Marc A; Mack, Megan  
**Subject:** RE: PEP complaint/concern protocol memo

Scott,

Good evening. Attached please find consolidated edits and comments from ERO & OPLA. We look forward to continuing our dialogue on this important project.

Have a good weekend,  
Phil

**Philip T. Miller**

Assistant Director – Field Operations  
ICE – Enforcement and Removal Operations  
Office: (b)(6)  
Mobile: (b)(6)

<< File: PEP Protocol Memo DRAFT 12-23-2014 (ICE 3 6 15).doc >>

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**From:** Shuchart, Scott  
**Sent:** Wednesday, January 14, 2015 1:03 PM  
**To:** Albence, Matthew; (b)(6) Miller, Philip T; Loiacono, Adam V

**Cc:** Metzler, Alan; Kessler, Tamara; Olson, Laura; Robbins, Timothy S; Rapp, Marc A; Mack, Megan  
**Subject:** RE: PEP complaint/concern protocol memo

All,

Just following up on this document. I know the PEP rollout date remains shrouded in mystery, but we'd like to get this put away in advance if we possibly can.

Scott

**Scott L. Shuchart**

Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, December 23, 2014 4:37 PM  
**To:** Albence, Matthew; (b)(6) Miller, Philip T (b)(6) Loiacono, Adam V (b)(6)  
**Cc:** Metzler, Alan; Kessler, Tamara (b)(6) Olson, Laura; Robbins, Timothy S; Rapp, Marc A; Mack, Megan  
**Subject:** PEP complaint/concern protocol memo

<< File: PEP Protocol Memo DRAFT 12-23-2014.doc >> << File: PEP protocol memo redline 12-23 to April version.docx >>

As discussed this afternoon, attached please find CRCL's revised draft of a superseding protocol memo between ERO and CRCL regarding PEP complaints and concerns. The redline, which may or may not be very helpful, is against a version I have dated 4/18/14 (though in the file it looks like it's from February, it's newer than that), which I believe was the last version Margo, Matt, and Dan Ragsdale worked on.

We will look forward to your thoughts and edits pursuant to the new timescale.

Happy holidays,

Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Miller, Philip T (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Loiacono, Adam V (b)(6) (b)(6) "Metzler, Alan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Rapp, Marc A (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/09 17:09:51
<b>Delivered Date:</b>	2015/03/09 17:09:54

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP documents
<b>Date:</b>	2014/12/23 12:35:51
<b>Priority:</b>	Normal
<b>Type:</b>	Note

These look great—thanks Scott. Couple of typos (I think) on the attached. On the 2-pager, I think there is a missing word in the first para in “The memo oversight ....”

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, December 23, 2014 11:51 AM  
**To:** Mack, Megan; Kessler, Tamara; Olson, Laura  
**Subject:** PEP documents

Fixed a footnote problem in the draft complaints memo, and reattaching the overall protocol document

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2014/12/23 12:35:50
<b>Delivered Date:</b>	2014/12/23 12:35:51

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<b>From:</b>	McNamara, Phil (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>CC:</b>	"Mack, Megan (b)(6) "Kessler, Tamara (b)(6)
<b>Subject:</b>	RE: PEP Engagement Plan
<b>Date:</b>	2015/03/18 18:07:06
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Here's the plan as it currently stands along with S1, S2 and A/S level engagements on the horizon.

-----Original Message-----

From: Shuchart, Scott  
 Sent: Wednesday, March 18, 2015 11:39 AM  
 To: McNamara, Phil  
 Cc: Mack, Megan; Kessler, Tamara  
 Subject: PEP Engagement Plan

Phil,

Can you please loop us in on the engagement plan as well? We are expecting questions about CRCL monitoring to arise throughout engagement.

Thank you,  
 Scott

<b>Sender:</b>	McNamara, Phil (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) "Mack, Megan (b)(6) "Kessler, Tamara (b)(6)
<b>Sent Date:</b>	2015/03/18 18:07:05
<b>Delivered Date:</b>	2015/03/18 18:07:06

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<b>From:</b>	Mack, Megan (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) "Kessler, Tamara (b)(6) "Salvano-Dunn, Dana (b)(6)
<b>Subject:</b>	RE: PEP folded into the Instruction
<b>Date:</b>	2015/05/06 00:07:33
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Scott, this looks great. No changes from me.

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, May 05, 2015 8:53 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
**Subject:** PEP folded into the Instruction  
**Importance:** High

We are suddenly at the finish line on the PEP monitoring documentation:

Here's the current draft of the DHS Instruction. (b)(5)



The attached is OPLA's version with some pretty minor changes I would propose.

It would be great if we could get this back to ICE tomorrow morning. Megan, if you review this and think it's close, I can also send Alan a note confirming that this path has been agreed to even if we are still wordsmithing one or two things.

Thanks,  
Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Mack, Megan (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Sent Date:</b>	2015/05/06 00:07:32
<b>Delivered Date:</b>	2015/05/06 00:07:33

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP folded into the Instruction
<b>Date:</b>	2015/05/05 21:02:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

No, Alan Metzler did all the work! It was kind of amazing – Riah/Monica Burke were on the phone with Megan in the car, we got to an agreement, we were going to split up the labor of turning the old language into the new format, I called Alan, and he had already done it (and done a near perfect job of it). So no credit here.

Also – (b)(5)

---

**From:** Kessler, Tamara  
**Sent:** Tuesday, May 5, 2015 8:58 PM  
**To:** Shuchart, Scott  
**Subject:** Re: PEP folded into the Instruction

Bravo Scott!

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, May 05, 2015 08:52 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
**Subject:** PEP folded into the Instruction

We are suddenly at the finish line on the PEP monitoring documentation:

Here's the current draft of the DHS Instruction. (b)(5)

(b)(5)



The attached is OPLA's version with some pretty minor changes I would propose.

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Thanks,  
Scott

**Scott L. Shuchart**

Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	"Kessler, Tamara (b)(6)
<b>Sent Date:</b>	2015/05/05 21:02:16
<b>Delivered Date:</b>	2015/05/05 21:02:00

<b>From:</b>	Salvano-Dunn, Dana (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	Re: PEP folded into the Instruction
<b>Date:</b>	2015/05/06 07:15:18
<b>Type:</b>	Note

(b)(6)

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, May 05, 2015 08:52 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
**Subject:** PEP folded into the Instruction

We are suddenly at the finish line on the PEP monitoring documentation:

Here's the current draft of the DHS Instruction. (b)(6)

(b)(6)

The attached is OPLA's version with some pretty minor changes I would propose.

It would be great if we could get this back to ICE tomorrow morning. Megan, if you review this and think it's close, I can also send Alan a note confirming that this path has been agreed to even if we are still wordsmithing one or two things.

Thanks,  
Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration

Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Salvagno-Dunn, Dana (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott" (b)(6) (b)(6) "Mack, Megan" (b)(6) (b)(6) "Kessler, Tamara" (b)(6) (b)(6)
<b>Sent Date:</b>	2015/05/06 07:15:18

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	"Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP follow up
<b>Date:</b>	2015/03/16 18:14:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Oh, she needs no effort! And (b)(6) (unofficially) and (b)(6) (officially) are mentoring her as well. She's just a phenomenal colleague.

-----Original Message-----

From: Kessler, Tamara  
Sent: Monday, March 16, 2015 5:57 PM  
To: Shuchart, Scott  
Subject: Re: PEP follow up

BTW, I'm really impressed with how you are mentoring (b)(6). She is definitely worth the effort and you are doing a great job at it.

----- Original Message -----

From: Shuchart, Scott  
Sent: Monday, March 16, 2015 05:52 PM  
To: Kessler, Tamara; Mack, Megan; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: RE: PEP follow up

That was really it (b)(5)

(b)(5)

-----Original Message-----

From: Kessler, Tamara  
Sent: Monday, March 16, 2015 5:51 PM  
To: Shuchart, Scott; Mack, Megan; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: Re: PEP follow up

I'd love to hear more about their comments (if there was more) in person.

----- Original Message -----

From: Shuchart, Scott  
Sent: Monday, March 16, 2015 05:37 PM  
To: Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: PEP follow up

Esther spoke to me at the Huddle today. (b)(5)  
(b)(5)

I will work with (b)(6) to at least set up a call with a quorum of us.

Scott

<b>Sender:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>Recipient:</b>	"Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/16 18:14:48
<b>Delivered Date:</b>	2015/03/16 18:14:00

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP follow up
<b>Date:</b>	2015/03/16 21:22:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

(b)(5)

-----Original Message-----

From: Mack, Megan  
Sent: Monday, March 16, 2015 6:35 PM  
To: Kessler, Tamara  
Cc: Shuchart, Scott  
Subject: Re: PEP follow up

Yeah, that sounds like a plan!

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties Department of Homeland Security

----- Original Message -----

From: Kessler, Tamara  
Sent: Monday, March 16, 2015 05:54 PM  
To: Shuchart, Scott; Mack, Megan; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: Re: PEP follow up

(b)(5)

----- Original Message -----

From: Shuchart, Scott  
Sent: Monday, March 16, 2015 05:52 PM  
To: Kessler, Tamara; Mack, Megan; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: RE: PEP follow up

That was really it - (b)(5)

(b)(5)

-----Original Message-----

From: Kessler, Tamara  
Sent: Monday, March 16, 2015 5:51 PM  
To: Shuchart, Scott; Mack, Megan; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: Re: PEP follow up

I'd love to hear more about their comments (if there was more) in person.

----- Original Message -----

From: Shuchart, Scott  
Sent: Monday, March 16, 2015 05:37 PM  
To: Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
Cc: (b)(6)  
Subject: PEP follow up

Esther spoke to me at the Huddle today. (b)(5)

(b)(5)

I will work with (b)(6) to at least set up a call with a quorum of us.

Scott

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/16 21:22:53
<b>Delivered Date:</b>	2015/03/16 21:22:00

<b>From:</b>	Metzler, Alan (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Subject:</b>	Re: PEP/Jail transfers monitoring
<b>Date:</b>	2015/04/23 14:58:31
<b>Type:</b>	Note

Scott, I think that's a possibility. Can you send me the draft?

(b)(5) . Alan

---

**From:** Shuchart, Scott  
**Sent:** Thursday, April 23, 2015 02:52 PM  
**To:** Metzler, Alan  
**Subject:** PEP/Jail transfers monitoring

Alan,

We had a negotiation with Riah Ramlogan on the sticking points on the public document

(b)(5)

(b)(5)

Thanks,  
Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Metzler, Alan (b)(6) (b)(6)
----------------	--------------------------------

<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/23 14:58:31

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Metzler, Alan" (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP/Jail transfers monitoring
<b>Date:</b>	2015/04/23 15:00:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks, Alan. Here's as far as we've gotten with ICE (b)(5)

(b)(5)

Scott

---

**From:** Metzler, Alan  
**Sent:** Thursday, April 23, 2015 2:59 PM  
**To:** Shuchart, Scott  
**Subject:** Re: PEP/Jail transfers monitoring

Scott, I think that's a possibility. Can you send me the draft? (b)(5)

(b)(5) Alan

---

**From:** Shuchart, Scott  
**Sent:** Thursday, April 23, 2015 02:52 PM  
**To:** Metzler, Alan  
**Subject:** PEP/Jail transfers monitoring

Alan,

We had a negotiation with Riah Ramlogan on the sticking points on the public document (b)(5)

(b)(5)

(b)(5)

Thanks,  
Scott

**Scott L. Shuchart**

Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	"Metzler, Alan (b)(6)
<b>Sent Date:</b>	2015/04/23 15:00:31
<b>Delivered Date:</b>	2015/04/23 15:00:00

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Olson, Laura (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP meeting Thursday
<b>Date:</b>	2014/12/05 21:57:08
<b>Priority:</b>	Normal
<b>Type:</b>	Note

I sent a save-the-date and requested the real invite. Looks like it's blocked out as a hold 1-4 on Thursday but I bet they don't really mean they want three hours. Or if they do, it will be \*very\* in the weeds. If there's a dial-in I will try to join for at least part.

While we're on the subject, Laura and I kicked off our collaboration with the ICE technical people (b)(6) (b)(6) and co.) this morning. (b)(5)

(b)(5)

Onward and upward,  
Scott

-----Original Message-----

From: Olson, Laura  
Sent: Friday, December 05, 2014 6:10 PM  
To: Shuchart, Scott; Kessler, Tamara  
Subject: Re: PEP meeting Thursday

...But I'm generally available on Thurs, except for a possible Pley/Strategy meeting

----- Original Message -----

From: Olson, Laura  
Sent: Friday, December 05, 2014 06:08 PM Eastern Standard Time  
To: Shuchart, Scott; Kessler, Tamara  
Subject: Re: PEP meeting Thursday

I can't see what time its at.

----- Original Message -----

From: Shuchart, Scott  
Sent: Friday, December 05, 2014 06:07 PM Eastern Standard Time  
To: Olson, Laura; Kessler, Tamara  
Subject: PEP meeting Thursday

Alan Meltzer just forwarded us all a calendar hold for a meeting with state/local law enforcement about PEP. I will be at Karnes. Would either of you be available to go and listen?

Scott

<b>Sender:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>Recipient:</b>	"Olson, Laura (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Sent Date:</b>	2014/12/05 21:57:08

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>CC:</b>	(b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring - meeting tomorrow - document to review
<b>Date:</b>	2015/08/06 12:47:50
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Look good to me – thanks Scott (and glad (b)(6) can join)

---

**From:** Shuchart, Scott  
**Sent:** Thursday, August 06, 2015 12:38 PM  
**To:** Mack, Megan; Olson, Laura  
**Cc:** (b)(6) Salvano-Dunn, Dana; (b)(6)  
**Subject:** PEP monitoring - meeting tomorrow - document to review

What was supposed to be a little call with a couple of NGOs about PEP monitoring has been coopted into a meeting tomorrow between Esther, Serena, me, and the NGOs about the “third form” (I-247X) generally as well as the PEP monitoring. Please see the attached TPs I threw together in response to the questions we’ve gotten in advance. I’d like to share these with Esther and Serena later today.

(b)(6) the time and location of the meeting is up in the air but if you’re free tomorrow I’d be happy to have you along. Probably 11 or 12 at AILA.

Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Olson, Laura (b)(6)

	(b)(6)	
	"Salvano-Dunn, Dana (b)(6)	
	(b)(6)	
<b>Sent Date:</b>	2015/08/06 12:47:50	

<b>From:</b>	Salvano-Dunn, Dana (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>Subject:</b>	Re: PEP monitoring - S1/S2 + MOU path forward
<b>Date:</b>	2015/04/27 16:12:37
<b>Type:</b>	Note

I understand

---

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 04:08 PM  
**To:** Salvano-Dunn, Dana  
**Subject:** Re: PEP monitoring - S1/S2 + MOU path forward

Right (b)(5)

Any comments are welcome but I hope they don't require major re-thinking.

---

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, April 27, 2015 02:56 PM  
**To:** Shuchart, Scott  
**Subject:** Re: PEP monitoring - S1/S2 + MOU path forward

Scott -

How can I be most helpful? I will just read for big stuff, but guess the issue (b)(5)  
(b)(5) - am I missing something?

Thanks -

Dana

---

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 12:04 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward

Sorry I messed up which version got attached. Please use these.

---

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 12:03 PM  
**To:** 'Mack, Megan (b)(6)' Kessler, Tamara  
(b)(6) Salvano-Dunn, Dana  
**Subject:** PEP monitoring - S1/S2 + MOU path forward

Megan and I discussed last week and one path forward (b)(5)

(b)(5)

S.

**Scott L. Shuchart**

Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Salvano-Dunn, Dana (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6)
<b>Sent Date:</b>	2015/04/27 16:12:36
<b>Delivered Date:</b>	2015/04/27 16:12:37

<b>From:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>To:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring - S1/S2 + MOU path forward
<b>Date:</b>	2015/04/27 16:48:46
<b>Priority:</b>	Normal
<b>Type:</b>	Note

These look great. Re Dana's comment - (b)(5)

(b)(5)

---

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, April 27, 2015 4:40 PM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward  
**Importance:** High

Scott -

(b)(5)

Thanks -

Dana

Dana Salvano-Dunn  
 Director Compliance Branch  
 Office for Civil Rights and Civil Liberties  
 U.S. Department of Homeland Security

Tel (b)(6)

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---

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 12:04 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward

Sorry I messed up which version got attached. Please use these.

---

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 12:03 PM  
**To:** 'Mack, Megan' (b)(6); Kessler, Tamara  
(b)(6) Salvano-Dunn, Dana  
**Subject:** PEP monitoring - S1/S2 + MOU path forward

Megan and I discussed last week and one path forward (b)(6)

(b)(6)

S.

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>Recipient:</b>	"Salvano-Dunn, Dana" (b)(6) (b)(6) "Shuchart, Scott" (b)(6) (b)(6) "Mack, Megan" (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/27 16:48:45
<b>Delivered Date:</b>	2015/04/27 16:48:46

Page 1 of 2

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

Page 2 of 2

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring - S1/S2 + MOU path forward
<b>Date:</b>	2015/04/27 22:50:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

(b)(5)

Scott

---

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 10:35 PM  
**To:** Salvano-Dunn, Dana; Kessler, Tamara; Shuchart, Scott  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward

Here with a few edits on each. These look great – thank you Scott, for the huge lift.

(b)(5)

Thanks again.

---

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, April 27, 2015 7:19 PM  
**To:** Kessler, Tamara; Shuchart, Scott; Mack, Megan  
**Subject:** Re: PEP monitoring - S1/S2 + MOU path forward

Yes - (b)(5)

(b)(5)

(b)(5)

---

**From:** Kessler, Tamara  
**Sent:** Monday, April 27, 2015 07:08 PM  
**To:** Shuchart, Scott; Salvano-Dunn, Dana; Mack, Megan  
**Subject:** Re: PEP monitoring - S1/S2 + MOU path forward

Yes, was just drafting something on this

(b)(5)

(b)(5)

---

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 06:56 PM  
**To:** Salvano-Dunn, Dana; Mack, Megan; Kessler, Tamara  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward

Sorry it took me a while to focus on Dana's line edit.

(b)(5)

(b)(5)

---

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, April 27, 2015 4:40 PM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward  
**Importance:** High

Scott –

(b)(5)

Thanks –

Dana

Dana Salvano-Dunn  
Director Compliance Branch  
Office for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security

Tel (b)(6)

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**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 12:04 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana  
**Subject:** RE: PEP monitoring - S1/S2 + MOU path forward

Sorry I messed up which version got attached. Please use these.

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 12:03 PM  
**To:** 'Mack, Megan (b)(6)'; Kessler, Tamara (b)(6)  
Salvano-Dunn, Dana  
**Subject:** PEP monitoring - S1/S2 + MOU path forward

Megan and I discussed last week and one path forward (b)(5)

(b)(5)

S.

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/27 22:50:42
<b>Delivered Date:</b>	2015/04/27 22:50:00

<b>From:</b>	Loiacono, Adam V (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring 2-pager
<b>Date:</b>	2015/06/23 12:06:58
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Scott-

It is with my management for approval. I will ping them.

Adam V. Loiacono  
(A) Chief – Enforcement and Removal Operations Law Division  
Office of the Principal Legal Advisor  
U.S. Immigration and Customs Enforcement  
Desk: (b)(6)  
Iphone: (b)(6)

--- ATTORNEY/CLIENT PRIVILEGE --- ATTORNEY WORK PRODUCT ---

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-----Original Message-----

From: Shuchart, Scott  
Sent: Tuesday, June 23, 2015 12:04 PM  
To: Loiacono, Adam V  
Cc: Ramlogan, Riah; (b)(6) (b)(6)  
Subject: RE: PEP monitoring 2-pager

Adam,

Any chance you've had an opportunity to review this? Our stakeholder meeting where I'd like to share or at least read from it is tomorrow morning. Thank you.

Scott

-----Original Message-----

From: Shuchart, Scott  
Sent: Friday, June 19, 2015 9:34 AM  
To: Loiacono, Adam V

Cc: Ramlogan, Riah; (b)(6)  
Subject: Re: PEP monitoring 2-pager

Would help if I include the attachment.

----- Original Message -----

From: Shuchart, Scott  
Sent: Friday, June 19, 2015 09:31 AM  
To: Loiacono, Adam V  
Cc: Ramlogan, Riah; (b)(6)  
Subject: PEP monitoring 2-pager

Adam,

Per our discussion Wednesday, please see CRCL's effort (b)(5)  
(b)(5)

If there's any chance we could sort this out by first thing Wednesday that would be very helpful but I appreciate that's a relatively tight window.

Thank you,  
Scott

Scott Shuchart  
Senior Advisor & Acting Section Chief, Immigration Office for Civil Rights & Civil Liberties Department  
of Homeland Security

(b)(6)

<b>Sender:</b>	Loiacono, Adam V (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/06/23 12:06:56
<b>Delivered Date:</b>	2015/06/23 12:06:58

<b>From:</b>	Shuchart, Scott (b)(6)
	(b)(6)
<b>To:</b>	"Mack, Megan (b)(6)
	(b)(6)
<b>Subject:</b>	RE: PEP monitoring draft memo for S2
<b>Date:</b>	2015/04/08 22:15:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

I was unclear. (b)(5)

(b)(5)

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 8, 2015 10:01 PM  
**To:** Shuchart, Scott  
**Subject:** Re: PEP monitoring draft memo for S2

(b)(5)

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Shuchart, Scott  
**Sent:** Wednesday, April 08, 2015 09:54 PM  
**To:** Mack, Megan  
**Subject:** Re: PEP monitoring draft memo for S2

Understood and thanks. (b)(5)

(b)(5)

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 09:25 PM  
**To:** Shuchart, Scott  
**Subject:** Re: PEP monitoring draft memo for S2

(b)(5)

(b)(5)

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Shuchart, Scott  
**Sent:** Wednesday, April 08, 2015 09:09 PM  
**To:** Mack, Megan  
**Subject:** Re: PEP monitoring draft memo for S2

(b)(5)

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 08:20 PM  
**To:** Homan, Thomas; Miller, Philip T; (b)(6) Rapp, Marc A; Metzler, Alan; Olavarria, Esther  
**Cc:** Hoy, Serena; Shuchart, Scott; Kessler, Tamara; (b)(6)  
**Subject:** Re: PEP monitoring draft memo for S2

Thanks Tom - adding Alan and Esther for their awareness

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Homan, Thomas  
**Sent:** Wednesday, April 08, 2015 08:13 PM  
**To:** Mack, Megan; Miller, Philip T; (b)(6) Rapp, Marc A  
**Cc:** Hoy, Serena; Shuchart, Scott; Kessler, Tamara  
**Subject:** RE: PEP monitoring draft memo for S2

(b)(5)

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 6:28:05 PM  
**To:** Homan, Thomas; Miller, Philip T; (b)(6) Rapp, Marc A

**Cc:** Hoy, Serena; Shuchart, Scott; Kessler, Tamara  
**Subject:** PEP monitoring draft memo for S2

Tom, Phil, (b)(6) and Marc,

Please send me your suggestions tonight if possible, so I may finalize a memorandum tonight to send to Alan, Esther, and Serena to have for the Deputy first thing tomorrow.

(b)(6) thanks for your email – I haven't detailed in the attached, (b)(5)

(b)(5)

Please let me know if you won't be able to get to this tonight and I'll acknowledge difficult timing when I transmit.

Thanks very much,

Megan

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/08 22:15:57
<b>Delivered Date:</b>	2015/04/08 22:15:00

<b>From:</b>	Olson, Laura (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) "Mack, Megan (b)(6) "Kessler, Tamara (b)(6)
<b>CC:</b>	(b)(6)
<b>Subject:</b>	Re: PEP monitoring memo
<b>Date:</b>	2014/12/15 06:48:20
<b>Type:</b>	Note

--Looks good to me.

(b)(5)

**From:** Shuchart, Scott  
**Sent:** Sunday, December 14, 2014 11:56 PM Eastern Standard Time  
**To:** Mack, Megan; Kessler, Tamara; Olson, Laura  
**Cc:** (b)(6)  
**Subject:** PEP monitoring memo

Sorry to red-exclamation-mark this, (b)(5)

(b)(5)

Scott

<b>Sender:</b>	Olson, Laura (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) "Mack, Megan (b)(6) "Kessler, Tamara (b)(6)
<b>Sent Date:</b>	2014/12/15 06:48:19
<b>Delivered Date:</b>	2014/12/15 06:48:20

<b>From:</b>	Salvano-Dunn, Dana (b)(6)
<b>To:</b>	(b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>CC:</b>	"Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring overview
<b>Date:</b>	2015/06/19 16:02:25
<b>Due Date:</b>	2015/06/21 20:00:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Scott –

Couple of things -

---

**From:** (b)(6)  
**Sent:** Friday, June 19, 2015 7:43 AM  
**To:** Shuchart, Scott  
**Cc:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: PEP monitoring overview

This looks great to me. The attached has the typos Megan caught in tracked changes and an additional.  
Thanks,

(b)(6)

Policy Analyst/PMF  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

(b)(6)

---

**From:** Mack, Megan  
**Sent:** Thursday, June 18, 2015 10:30 PM  
**To:** Shuchart, Scott; Kessler, Tamara; Salvano-Dunn, Dana; (b)(6)  
**Subject:** Re: PEP monitoring overview

Great - thank you for undertaking.

(b)(6)

Thank you!

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Shuchart, Scott  
**Sent:** Thursday, June 18, 2015 05:12 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana; (b)(6)  
**Subject:** PEP monitoring overview

(b)(6)

If we can get this tidied up and over to Adam – I hope to have it cleared to hand out at the CRCL Committee meeting Wednesday. So please let me know what you think.

Scott

<b>Sender:</b>	Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Recipient:</b>	(b)(6) "Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/06/19 16:02:24
<b>Delivered Date:</b>	2015/06/19 16:02:25

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(b)(5)

of the Freedom of Information and Privacy Act

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Withheld pursuant to exemption

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of the Freedom of Information and Privacy Act

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Metzler, Alan (b)(6) (b)(6)
<b>CC:</b>	"Olavarria, Esther (b)(6) (b)(6) "Hoy, Serena (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Miller, Philip T (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Loiacono, Adam V (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP Monitoring Plan
<b>Date:</b>	2015/02/26 15:25:15
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Alan,

This is an updated report from the draft memo we prepared in December. It is still in draft, though we'd be happy to get with ICE to finalize it if needed at this point. As Scott mentioned in the meeting yesterday, we'll be able to take next steps once the Instruction is finalized. And as I mentioned we will get with the Front Office to ensure there aren't additional issues that the Secretary and Deputy Secretary would like us to be attentive to in monitoring.

Best,  
Megan

---

**From:** Mack, Megan  
**Sent:** Wednesday, February 25, 2015 5:04 PM  
**To:** Metzler, Alan  
**Cc:** Olavarria, Esther; Hoy, Serena; Shuchart, Scott  
**Subject:** RE: PEP Monitoring Plan

Alan, we should be able to get you something tomorrow – Scott is traveling but will get to this.

We are working to schedule a meeting with Esther and others to ensure we are covering any issues that the Front Office has in mind for PEP monitoring. But even though I'll be in next week regardless what Congress does, it sounds as though there won't be many others in the FO.

Thanks for checking in

---

**From:** Metzler, Alan  
**Sent:** Wednesday, February 25, 2015 3:29 PM  
**To:** Mack, Megan; Shuchart, Scott  
**Cc:** Olavarria, Esther; Hoy, Serena  
**Subject:** PEP Monitoring Plan

Megan, the Deputy asked to see a copy of your concept for PEP monitoring today. Can you prepare a paper describing your proposed approach?

(b)(5)

When can you be prepared to provide a product?

Thanks, Alan

ALAN R. METZLER  
Senior Counselor to the Secretary  
Office of the Secretary  
U.S. Department of Homeland Security

Direct (b)(6)  
Mobile (b)(6)

(b)(6)

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Metzler, Alan (b)(6) (b)(6) "Olavarria, Esther (b)(6) (b)(6) "Hoy, Serena (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Robbins, Timothy S (b)(6) (b)(6) "Miller, Philip T (b)(6) (b)(6) "Albence, Matthew (b)(6) (b)(6) "Loiacono, Adam V (b)(6) (b)(6)

	"Salvano-Dunn, Dana (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2015/02/26 15:25:14
<b>Delivered Date:</b>	2015/02/26 15:25:15

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<b>From:</b>	(b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>CC:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP Monitoring Plan TODAY
<b>Date:</b>	2015/02/26 11:51:23
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Here's the updated memo. Included all the cc-ed individuals Scott listed below at the end of the document per the template (titles aren't required), but that will need adjusting if we narrow it down to Matt Albence. (b)(5)

(b)(6)

---

**From:** Shuchart, Scott  
**Sent:** Thursday, February 26, 2015 11:23 AM  
**To:** Mack, Megan; Olson, Laura; Kessler, Tamara  
**Cc:** (b)(6); Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: PEP Monitoring Plan TODAY

If we copy ICE I guess it's Tim Robbins, Phil Miller, (b)(6) Matt Albence, and Adam Loiacono. If you want to narrow that down you could just to Matt Albence and he will know how to distribute it.

---

**From:** Mack, Megan  
**Sent:** Thursday, February 26, 2015 11:17 AM  
**To:** Shuchart, Scott; Olson, Laura; Kessler, Tamara  
**Cc:** (b)(6); Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: PEP Monitoring Plan TODAY

Thanks Scott (b)(6) and Compliance (Dana?) pls let me know if there will be any hold-ups. We agreed to send this back for S2 today. (Since the request was from Alan, I also assume we don't need to send through Exec Sec with a cover memo, or am I too naïve?)

Agree it should be fine to send along without clearing with ICE. Scott: If we copy them, who would that be?

---

**From:** Shuchart, Scott  
**Sent:** Thursday, February 26, 2015 11:10 AM

**To:** Mack, Megan; Olson, Laura; Kessler, Tamara  
**Cc:** (b)(6) Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: PEP Monitoring Plan

Here's an update to the PEP paper we did in December. It may be a little too in the weeds but I think should answer S2's questions. It probably needs:

(b)(5),(b)(6)

Scott

---

**From:** Shuchart, Scott  
**Sent:** Wednesday, February 25, 2015 4:53 PM  
**To:** Mack, Megan; Olson, Laura; Kessler, Tamara  
**Subject:** RE: PEP Monitoring Plan

Sorry, was indeed immersed at State and then figuring out the path on the mental health paper.

We can put together a short high-level paper for S2 by tomorrow I think, but I don't want to go too far without really hearing from Esther on this issue of – as we giggled about with Tamara today – (b)(5)

(b)(5)

I'm also going to send the updated protocol memo to ICE today and will copy all of you.

Scott

---

**From:** Mack, Megan  
**Sent:** Wednesday, February 25, 2015 3:32 PM  
**To:** Shuchart, Scott; Olson, Laura; Kessler, Tamara  
**Subject:** FW: PEP Monitoring Plan  
**Importance:** High

Scott, I believe (b)(5)

(b)(5)

Thanks

Sorry for all the exclamation points – now I am overusing...

---

**From:** Metzler, Alan  
**Sent:** Wednesday, February 25, 2015 3:29 PM  
**To:** Mack, Megan; Shuchart, Scott

**Cc:** Olavarria, Esther; Hoy, Serena  
**Subject:** PEP Monitoring Plan

Megan, the Deputy asked to see a copy of your concept for PEP monitoring today. Can you prepare a paper describing your proposed approach?

(b)(6)

When can you be prepared to provide a product?

Thanks, Alan

ALAN R. METZLER  
Senior Counselor to the Secretary  
Office of the Secretary  
U.S. Department of Homeland Security  
Direct (b)(6)  
Mobile (b)(6)  
(b)(6)

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Sent Date:</b>	2015/02/26 11:51:22
<b>Delivered Date:</b>	2015/02/26 11:51:23

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of the Freedom of Information and Privacy Act

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<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	(b)(6)
<b>Subject:</b>	RE: PEP monitoring Protocol memo + MOU path forward
<b>Date:</b>	2015/05/03 22:30:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

(b)(6)

I've been thinking about our call.

(b)(5)

(b)(5)

Scott

---

**From:** (b)(6)  
**Sent:** Friday, May 1, 2015 10:06 AM  
**To:** Shuchart, Scott  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

2pm works

---

**From:** Shuchart, Scott  
**Sent:** Friday, May 01, 2015 9:51:51 AM  
**To:** (b)(6)  
**Subject:** FW: PEP monitoring Protocol memo + MOU path forward

(b)(6)

Per the thread below, (b)(5)  
How's 10am or 2 pm today?

Scott

---

**From:** Mack, Megan  
**Sent:** Friday, May 1, 2015 7:54 AM  
**To:** Shuchart, Scott  
**Subject:** Fw: PEP monitoring Protocol memo + MOU path forward

Hi Scott, cd you see if you and (b)(6) can connect? Riah and my schedules were a bit off. Thanks

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Ramlogan, Riah (b)(6)  
**Sent:** Friday, May 01, 2015 07:35 AM  
**To:** Mack, Megan  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

That would work. She is going to the PEP meeting for me this morning. Will Scott be there? If not, perhaps he could just give her a call?

-----  
Riah Ramlogan  
Acting Principal Legal Advisor  
DHS/ICE/OPLA

(b)(6)

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Sent with Good (www.good.com)

---

**From:** Mack, Megan  
**Sent:** Friday, May 01, 2015 7:21:27 AM  
**To:** Ramlogan, Riah  
**Subject:** Re: PEP monitoring Protocol memo + MOU path forward

Should we see if Scott and Monica can connect ? I'm just in on a redeye and can't say how alert I'll be at 5 (and speaking on a panel this am)

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Ramlogan, Riah (b)(6)  
**Sent:** Friday, May 01, 2015 8:12 AM  
**To:** Mack, Megan  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

Unfortunately I am doing a presentation at that time. I could be available anytime before 130 or after 5

-----  
Riah Ramlogan  
Acting Principal Legal Advisor  
DHS/ICE/OPLA  
(b)(6) (office)  
(b)(6) (mobile)

\*\*\* Warning \*\*\* Attorney/Client Privilege \*\*\* Attorney Work Product \*\*\*

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Sent with Good (www.good.com)

**From:** Mack, Megan  
**Sent:** Friday, May 01, 2015 6:33:26 AM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan; Shuchart, Scott; Kessler, Tamara; (b)(6) Loiacono, Adam V (b)(6)  
**Subject:** Re: PEP monitoring Protocol memo + MOU path forward

Hi Riah, do you have time around 2 or 2:30? I cd give a call then

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Ramlogan, Riah  
**Sent:** Thursday, April 30, 2015 04:21 PM  
**To:** Mack, Megan  
**Cc:** Metzler, Alan; Shuchart, Scott; Kessler, Tamara; (b)(6) Loiacono, Adam V  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

Hi Megan:

(b)(5)

If not, perhaps Monica and Scott could chat.

Thanks,  
Riah

---

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:11 PM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan; Shuchart, Scott; Kessler, Tamara  
**Subject:** PEP monitoring Protocol memo + MOU path forward

Riah,  
Attached are the two memos we spoke of, for your and the Director's review – a new protocol memo, which we have suggested (b)(5)

(b)(5)

I understand these are up for discussion at Wednesday's EIR meeting, and am copying Alan for that, as well as Tamara Kessler, who will be covering the meeting for me (I'll be on a plane at the new scheduled time).

Best,  
Megan

Megan H. Mack  
Officer for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security

(b)(6) (office)

<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	(b)(6)
<b>Sent Date:</b>	2015/05/03 22:30:44
<b>Delivered Date:</b>	2015/05/03 22:30:00

<b>From:</b>	Ramlogan, Riah (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) (b)(6)
<b>CC:</b>	"Metzler, Alan (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring Protocol memo + MOU path forward
<b>Date:</b>	2015/04/28 08:37:43
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks Megan. We will review and provide our comments as quickly as possible.

---

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:11 PM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan; Shuchart, Scott; Kessler, Tamara  
**Subject:** PEP monitoring Protocol memo + MOU path forward

Riah,

Attached are the two memos we spoke of, for your and the Director's review (b)(5)

(b)(5)

I understand these are up for discussion at Wednesday's EIR meeting, and am copying Alan for that, as well as Tamara Kessler, who will be covering the meeting for me (I'll be on a plane at the new scheduled time).

Best,  
Megan

Megan H. Mack  
Officer for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security  
(b)(6) office)

<b>Sender:</b>	Ramlogan, Riah (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Metzler, Alan (b)(6) (b)(6)

	"Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/28 08:37:41
<b>Delivered Date:</b>	2015/04/28 08:37:43

<b>From:</b>	McNamara, Phil (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) "Fong, Heather (b)(6)
<b>CC:</b>	"Shuchart, Scott (b)(6)
<b>Subject:</b>	RE: PEP monitoring Protocol memo + MOU path forward
<b>Date:</b>	2015/04/28 06:57:48
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks, Megan. Will take a look.

---

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:13 PM  
**To:** Fong, Heather; McNamara, Phil  
**Cc:** Shuchart, Scott  
**Subject:** FW: PEP monitoring Protocol memo + MOU path forward

Phil, Heather,  
The attached Protocol memo draft (b)(5) so I am forwarding for your review. I just forwarded to Riah, per the below -- these have not had review outside of CRCL. I understand they may be up for discussion at Wednesday's meeting.

---

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:11 PM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan (b)(6); Shuchart, Scott (b)(6) Kessler, Tamara  
**Subject:** PEP monitoring Protocol memo + MOU path forward

Riah,  
Attached are the two memos we spoke of, for your and the Director's review - (b)(5)  
(b)(5)

I understand these are up for discussion at Wednesday's EIR meeting, and am copying Alan for that, as well as Tamara Kessler, who will be covering the meeting for me (I'll be on a plane at the new scheduled time).

Best,  
Megan

Megan H. Mack

Officer for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security  
(b)(6) (office)

<b>Sender:</b>	McNamara, Phil (b)(6) (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Fong, Heather (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/28 06:57:48

<b>From:</b>	Mack, Megan (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>Subject:</b>	RE: PEP monitoring Protocol memo + MOU path forward
<b>Date:</b>	2015/04/27 23:16:04
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Here's hoping. Those were good, strong memos - (b)(3)

**From:** Shuchart, Scott  
**Sent:** Monday, April 27, 2015 11:13 PM  
**To:** Mack, Megan  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

Thanks!

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:11 PM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan; Shuchart, Scott; Kessler, Tamara  
**Subject:** PEP monitoring Protocol memo + MOU path forward

Riah,  
Attached are the two memos we spoke of, for your and the Director's review - (b)(5)  
(b)(5)

I understand these are up for discussion at Wednesday's EIR meeting, and am copying Alan for that, as well as Tamara Kessler, who will be covering the meeting for me (I'll be on a plane at the new scheduled time).

Best,  
Megan

Megan H. Mack  
Officer for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security  
(b)(6) (office)

<b>Sender:</b>	Mack, Megan (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6)

<b>Sent Date:</b>	2015/04/27 23:16:03
<b>Delivered Date:</b>	2015/04/27 23:16:04

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"McNamara, Phil (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Fong, Heather (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP monitoring Protocol memo + MOU path forward
<b>Date:</b>	2015/04/28 16:45:35
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks Phil and Heather – we look forward to hearing

---

**From:** McNamara, Phil  
**Sent:** Tuesday, April 28, 2015 11:22 AM  
**To:** Shuchart, Scott; Mack, Megan; Fong, Heather; McNamara, Phil  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

Scott:

Thanks for the explanation. Heather and I are going to speak about this later this afternoon (she's on a flight right now). Will get back to CRCL with our thoughts later today.

-- Phil

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, April 28, 2015 9:24 AM  
**To:** McNamara, Phil; Mack, Megan; Fong, Heather  
**Subject:** Re: PEP monitoring Protocol memo + MOU path forward

Megan's partly out of pocket today so I will jump in (b)(5)

(b)(5)

Scott

---

**From:** McNamara, Phil  
**Sent:** Tuesday, April 28, 2015 07:27 AM  
**To:** Mack, Megan; Fong, Heather  
**Cc:** Shuchart, Scott; McNamara, Phil  
**Subject:** Re: PEP monitoring Protocol memo + MOU path forward

Megan:

(b)(5)

(b)(5)

-- phil

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:12 PM  
**To:** Fong, Heather; McNamara, Phil  
**Cc:** Shuchart, Scott  
**Subject:** FW: PEP monitoring Protocol memo + MOU path forward

Phil, Heather,  
The attached Protocol memo draft (b)(5) so I am forwarding for your review. I just forwarded to Riah, per the below -- these have not had review outside of CRCL. I understand they may be up for discussion at Wednesday's meeting.

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:11 PM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan (b)(6) Shuchart, Scott (b)(6) Kessler, Tamara  
**Subject:** PEP monitoring Protocol memo + MOU path forward

Riah,  
Attached are the two memos we spoke of, for your and the Director's review -- (b)(5)  
(b)(5)

I understand these are up for discussion at Wednesday's EIR meeting, and am copying Alan for that, as well as Tamara Kessler, who will be covering the meeting for me (I'll be on a plane at the new scheduled time).

Best,  
Megan

Megan H. Mack  
Officer for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security  
(b)(6) (office)

<b>Sender:</b>	Mack, Megan (b)(6)
<b>Recipient:</b>	"McNamara, Phil (b)(6)
	"Shuchart, Scott (b)(6)
	"Fong, Heather (b)(6)

<b>Sent Date:</b>	2015/04/28 16:45:34
<b>Delivered Date:</b>	2015/04/28 16:45:35

<b>From:</b>	Mack, Megan (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>CC:</b>	"Kessler, Tamara (b)(6)
<b>Subject:</b>	Re: PEP monitoring Protocol memo + MOU path forward
<b>Date:</b>	2015/05/03 22:56:33
<b>Type:</b>	Note

Scott, I think (b)(5) Did they speak to that (I don't recall that they did).

Megan H. Mack, Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

---

**From:** Shuchart, Scott  
**Sent:** Sunday, May 03, 2015 10:37 PM  
**To:** Mack, Megan  
**Cc:** Kessler, Tamara  
**Subject:** FW: PEP monitoring Protocol memo + MOU path forward

I have no problems with Alan's changes, (b)(5)

(b)(5)

Scott

---

**From:** Metzler, Alan  
**Sent:** Friday, May 1, 2015 8:37 PM  
**To:** Mack, Megan; Ramlogan, Riah  
**Cc:** Shuchart, Scott; Kessler, Tamara; Burke, Monica S; Loiacono, Adam V; Oliver, Nicole; Beilman, Kristen; Hoy, Serena; Sanders, Albert; Johnson, Tia; Guevara, Carlos  
**Subject:** RE: PEP monitoring Protocol memo + MOU path forward

Megan/Riah, thank you for working this to conclusion. As you negotiate the final approach with ICE, enclosed are a couple of edits for your consideration. (b)(5)

(b)(5)

(b)(5)

Thank you.

v/r Alan

**From:** Mack, Megan  
**Sent:** Monday, April 27, 2015 11:11 PM  
**To:** Ramlogan, Riah  
**Cc:** Metzler, Alan; Shuchart, Scott; Kessler, Tamara  
**Subject:** PEP monitoring Protocol memo + MOU path forward

Riah,

Attached are the two memos we spoke of, for your and the Director's review - (b)(5)

(b)(5)

I understand these are up for discussion at Wednesday's EIR meeting, and am copying Alan for that, as well as Tamara Kessler, who will be covering the meeting for me (I'll be on a plane at the new scheduled time).

Best,  
Megan

Megan H. Mack  
Officer for Civil Rights and Civil Liberties  
U.S. Department of Homeland Security

(b)(6) (office)

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/05/03 22:56:32
<b>Delivered Date:</b>	2015/05/03 22:56:33

<b>From:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP next steps
<b>Date:</b>	2014/12/11 10:52:13
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Sounds good. I think (b)(5)  
(b)(5) but  
that would be a great start.

---

**From:** Shuchart, Scott  
**Sent:** Thursday, December 11, 2014 10:32 AM  
**To:** Kessler, Tamara; Olson, Laura  
**Subject:** PEP next steps

I have to get to the Karnes LOP but real quickly –

(b)(5)

Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2014/12/11 10:52:12
<b>Delivered Date:</b>	2014/12/11 10:52:13

<b>From:</b>	(b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP protocol memo markup
<b>Date:</b>	2015/03/09 17:03:12
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks, Scott. Let me know if there is anything I can do to help.

(b)(6)

---

**From:** Shuchart, Scott  
**Sent:** Monday, March 09, 2015 4:42 PM  
**To:** Salvano-Dunn, Dana  
**Cc:** (b)(6) Fleischaker, Deborah; (b)(6)  
**Subject:** RE: PEP protocol memo markup

Deb and (b)(6) and I discussed this some – some comments below in green. Also adding in (b)(6) my monitoring colleague from I-team now.

Just as a general matter – as Tamara and I said at our last in-person on this subject – (b)(6)

(b)(6)

-S.

---

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, March 09, 2015 1:27 PM  
**To:** Shuchart, Scott  
**Cc:** (b)(6) Fleischaker, Deborah; (b)(6)  
**Subject:** FW: PEP protocol memo markup  
**Importance:** High

Scott –

(b)(6) I would like to discuss. Below are some general comments and attached is Compliance's mark-up.

1) (b)(5)

1)

2)

3)

4)

(b)(5)

5)

6)

7)

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/09 17:03:11
<b>Delivered Date:</b>	2015/03/09 17:03:12

<b>From:</b>	Salvano-Dunn, Dana (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) Mack, Megan (b)(6) (b)(6) Kessler, Tamara (b)(6) (b)(6) Olson, Laura (b)(6) (b)(6) Fleischaker, Deborah (b)(6) (b)(6)
<b>Subject:</b>	Re: PEP protocol memo markup
<b>Date:</b>	2015/03/09 12:55:36
<b>Type:</b>	Note

Scott -

(b)(5) - can we discuss. We will send you our general thoughts today.

Thanks -

Dana

---

**From:** Salvano-Dunn, Dana  
**Sent:** Sunday, March 08, 2015 08:51 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; Olson, Laura; (b)(6)  
Fleischaker, Deborah; (b)(6)  
**Subject:** Re: PEP protocol memo markup

I'll try to focus on this with (b)(6) tomorrow.

---

**From:** Shuchart, Scott  
**Sent:** Sunday, March 08, 2015 12:27 AM  
**To:** Mack, Megan; Kessler, Tamara; Olson, Laura; Salvano-Dunn, Dana (b)(6)  
Fleischaker, Deborah; (b)(6)  
**Subject:** PEP protocol memo markup

Late Friday, we got ICE's markup of the December draft of the "PEP protocol memo,"

(b)(5)

(b)(6)



Scott

<b>Sender:</b>	Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott" (b)(6) (b)(6) "Mack, Megan" (b)(6) (b)(6) "Kessler, Tamara" (b)(6) (b)(6) "Olson, Laura" (b)(6) (b)(6) "Fleischaker, Deborah" (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/09 12:55:35
<b>Delivered Date:</b>	2015/03/09 12:55:36

<b>From:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>To:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6)
<b>CC:</b>	(b)(6) "Fleischaker, Deborah (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP protocol memo markup
<b>Date:</b>	2015/03/09 17:53:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Sure. Let's try to do that. (b)(5)  
(b)(5)

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, March 09, 2015 5:52 PM  
**To:** Shuchart, Scott  
**Cc:** (b)(6) Fleischaker, Deborah; (b)(6)  
**Subject:** Re: PEP protocol memo markup

Happy to discuss - (b)(5) Do you want to chat tomorrow?

**From:** Shuchart, Scott  
**Sent:** Monday, March 09, 2015 04:42 PM  
**To:** Salvano-Dunn, Dana  
**Cc:** (b)(6) Fleischaker, Deborah; (b)(6)  
**Subject:** RE: PEP protocol memo markup

Deb and (b)(6) and I discussed this some – some comments below in green. Also adding in (b)(6), my monitoring colleague from I-team now.

Just as a general matter – as Tamara and I said at our last in-person on this subject – (b)(5)  
(b)(5)

-S.

---

**From:** Salvano-Dunn, Dana  
**Sent:** Monday, March 09, 2015 1:27 PM  
**To:** Shuchart, Scott  
**Cc:** (b)(6) Fleischaker, Deborah; (b)(6)  
**Subject:** FW: PEP protocol memo markup  
**Importance:** High

Scott –

(b)(5) I would like to discuss. Below are some general comments and attached is Compliance's mark-up.

1)

2)

3)

b) (5)

4)

5)

6)

7)

(b)(5)

<b>Sender:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>Recipient:</b>	"Salvano-Dunn, Dana (b)(6) (b)(6) "Fleischaker, Deborah (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/09 17:53:11
<b>Delivered Date:</b>	2015/03/09 17:53:00

<b>From:</b>	Loiacono, Adam V (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>CC:</b>	"Loiacono, Adam V (b)(6)
<b>Subject:</b>	RE: PEP protocol memo
<b>Date:</b>	2015/03/06 05:50:06
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Hi Scott-

I checked with ERO on Wednesday afternoon and just sent them your email. I will let you know as soon as I hear back.

Thanks,

Adam V. Loiacono  
(A) Chief – EROLD  
DHS/ICE/OPLA

Desk: (b)(6)  
Black (b)(6)

--- ATTORNEY/CLIENT PRIVILEGE --- ATTORNEY WORK PRODUCT ---  
This communication and any attachments may contain confidential and/or sensitive attorney/client privileged information or attorney work product and/or law enforcement sensitive information. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. Please notify the sender if this email has been misdirected and immediately destroy all originals and copies. Furthermore do not print, copy, re-transmit, disseminate, or otherwise use this information. Any disclosure of this communication or its attachments must be approved by the Office of the Principal Legal Advisor, U.S. Immigration and Customs Enforcement. This document is for INTERNAL GOVERNMENT USE ONLY and may be exempt from disclosure under the Freedom of Information Act, 5 USC §§ 552(b)(5), (b)(7).

---

**From:** Shuchart, Scott  
**Sent:** Friday, March 06, 2015 12:44:43 AM  
**To:** Loiacono, Adam V  
**Subject:** PEP protocol memo

Adam,

Any idea if ERO finished their comments on that PEP complaints protocol memo? We have some further changes and I need to get them synced up soon – there is S2 interest.

Thanks,  
Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Loiacono, Adam V (b)(6)
	(b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6)
	(b)(6)
	"Loiacono, Adam V (b)(6)
	(b)(6)
<b>Sent Date:</b>	2015/03/06 05:50:01
<b>Delivered Date:</b>	2015/03/06 05:50:06

**From:**

(b)(6)

**To:**

"Metzler, Alan (b)(6)  
(b)(6)

"Hoy, Serena (b)(6)  
(b)(6)

"Shahoulian, David (b)(6)  
(b)(6)

"Shuchart, Scott (b)(6)  
(b)(6)

"Albence, Matthew (b)(6)  
(b)(6)

"Robbins, Timothy S. (b)(6)  
(b)(6)

"Miller, Philip T. (b)(6)  
(b)(6)

"Ramlogan, Riah (b)(6)  
(b)(6)

"Olavarria, Esther (b)(6)  
(b)(6)

"McNamara, Phil (b)(6)  
(b)(6)

(b) (6)

"Fong, Heather (b) (6)

(b) (6)

	(b)(6)
<b>Subject:</b>	RE: PEP Rollout Materials for Friday, June 12
<b>Date:</b>	2015/06/11 18:38:23
<b>Priority:</b>	Normal
<b>Type:</b>	Note

CBP is all set. Thank you.

(b)(6)

Deputy Chief of Staff (Policy)  
Office of the Commissioner  
U.S. Customs and Border Protection  
Direct: (b)(6)

**From:** (b)(6)

**Sent:** Thursday, June 11, 2015 4:48 PM

**To:** Metzler, Alan; (b)(6) Hoy, Serena; Shahoulian, David; (b)(6)  
(b)(6) Shuchart, Scott; Albence, Matthew; Robbins, Timothy S; Miller, Philip  
T; Ramlogan, Riah; (b)(6) Olavarria, Esther; (b)(6)  
McNamara, Phil; (b)(6)

(b)(6)

(b)(6)

Olson, Laura; (b)(6)

(b)(6)

(b)(6) Fong, Heather; (b)(6)

(b)(6)

**Subject:** PEP Rollout Materials for Friday, June 12

Good afternoon,

Based on a number of convening factors, we will announce and begin PEP training tomorrow, June 12.

1. Notifications will begin at 10AM with union notifications, followed by e-mails to the ICE and CBP workforces. Congressional, SLLE, and advocacy group notifications will follow. Please see the attached timeline for additional detail. (Please note: the Congressional notification list may be further edited based on OLA recommendations.)
2. I have attached an updated copy of the Instruction, correctly marked "LES." Please discard the version sent earlier today.

- 3. PEP Toolkit- Attached are the final approved documents for rollout, which include:
  - a. Instruction (for internal use only)
  - b. I-247 N/D Forms (watermarked "SAMPLE" for distribution)
  - c. PEP Toolkit
    - i. FOD TPs
    - ii. Side-by-Side Brochure
    - iii. Media RTQs

Thanks again to everyone for your flexibility and input over the past few weeks (and months!) If there are any additional questions, please do not hesitate to reach out to me or Albert.

(b)(6)

Office of the Secretary  
U.S. Department of Homeland Security

(b)(6)

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	(b)(6)
	"Hoy, Serena (b)(6)
	(b)(6)
	"Shahoulian, David (b)(6)
	(b)(6)
	(b)(6)
	"Shuchart, Scott (b)(6)
	(b)(6)
	"Albence, Matthew (b)(6)
	(b)(6)
	"Robbins, Timothy S (b)(6)
	(b)(6)
	"Miller, Philip T (b)(6)
	(b)(6)
	"Ramlogan, Riah (b)(6)
	(b)(6)
	(b)(6)
	"Olavarria, Esther (b)(6)
	(b)(6)
	"McNamara, Phil (b)(6)

(b)(6)

"Olson, Laura (b)(6)"

(b)(6)

(b)(6)

"Fong, Heather (b)(6)

(b)(6)

**Sent Date:** 2015/06/11 18:38:22

**Delivered Date:** 2015/06/11 18:38:23

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott" (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP rollout scheduled
<b>Date:</b>	2015/05/29 14:54:52
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks. Will be w S1 heading to PA that afternoon

-----Original Message-----

From: Shuchart, Scott

Sent: Friday, May 29, 2015 2:47 PM

To: Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana; (b)(6)

(b)(6)

Subject: PEP rollout scheduled

Rollout to Hill, initial press rollout, FOD engagements with sheriffs etc. will begin Wednesday 6/3. Full training and operationalizing the week of June 15 more or less (somewhat IT-dependent). A "rolling rollout" by field office. New forms go live in the system as early as 6/13.

Rollout tic-toc will be sent around later. (b)(5)

(b)(5)

No role for CRCL in the rollout as such but we should be prepared to start getting inquiries.

Scott

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott" (b)(6) (b)(6)
<b>Sent Date:</b>	2015/05/29 14:54:51
<b>Delivered Date:</b>	2015/05/29 14:54:52

<b>From:</b>	Salvano-Dunn, Dana (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6)
<b>Subject:</b>	RE: PEP Soft Rollout Update
<b>Date:</b>	2015/06/11 12:11:24
<b>Priority:</b>	Normal
<b>Type:</b>	Note

This looks good considering where we started

Dana Salvano-Dunn  
 Director Compliance Branch  
 Office for Civil Rights and Civil Liberties  
 U.S. Department of Homeland Security

Te (b)(6)

This message may contain attorney-client communications, attorney work product, and agency deliberative communications, all of which may be privileged and not subject to disclosure outside the agency or to the public. Please consult with the Department of Homeland Security, Office of General Counsel before disclosing any information contained in this email.

---

**From:** Shuchart, Scott  
**Sent:** Thursday, June 11, 2015 11:20 AM  
**To:** Mack, Megan; Kessler, Tamara; Olson, Laura; Salvano-Dunn, Dana; (b)(6)  
 Fleischaker, Deborah; (b)(6)  
**Subject:** Fw: PEP Soft Rollout Update

PEP rollout starts tomorrow; final Instruction attached.

---

**From:** (b)(6)  
**Sent:** Thursday, June 11, 2015 10:47 AM  
**To:** Metzler, Alan; (b)(6) Hoy, Serena; Shahoulian, David; (b)(6)  
 (b)(6) Shuchart, Scott; Albence, Matthew; Robbins, Timothy S; Miller, Philip  
 T; Ramlogan, Riah; (b)(6) Olavarria, Esther; (b)(6)  
 McNamara, Phil; (b)(6)  
 (b)(6)  
 (b)(6)  
 Olson, Laura; (b)(6)  
 (b)(6)  
 (b)(6)  
 (b)(6)  
 (b)(6) Fong, Heather; (b)(6)

**Subject:** PEP Soft Rollout Update

Good morning,

Yesterday afternoon, USM Russ Deyo signed Instruction 044-01-001, *Implementing Department of Homeland Security Immigration Enforcement Priorities*. A huge thank you to all involved.

With the signing of the Instruction, CBP and ICE are now ready to begin training the workforce on policies for the apprehension, detention, and removal of priority individuals. Attached is an updated soft-rollout timeline. Barring any objection, the soft rollout will begin tomorrow morning (Friday) at 10am. In this version, Congressional notifications have been taken out and replaced with the ongoing PEP overview briefings hosted by OLA and team this week. Additionally, (b)(5)

(b)(5)

If everyone could please review and confirm any final edits to the timeline by 2pm today, it would be much appreciated. This afternoon I will recirculate the final timeline along with all relevant documents (Instruction, Forms, and Toolkit).

If you have any questions, please don't hesitate to reach out directly.

(b)(6)

Office of the Secretary  
U.S. Department of Homeland Security

(b)(6)

<b>Sender:</b>	Salvano-Dunn, Dana (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6)
<b>Sent Date:</b>	2015/06/11 12:11:18
<b>Delivered Date:</b>	2015/06/11 12:11:24

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott" (b)(6) (b)(6) "Salvano-Dunn, Dana" (b)(6) (b)(6) "Kessler, Tamara" (b)(6) (b)(6)
<b>Subject:</b>	RE: PEP/transfers monitoring
<b>Date:</b>	2015/04/21 12:11:41
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks Scott.

(b)(5)

-----Original Message-----

From: Shuchart, Scott  
Sent: Tuesday, April 21, 2015 12:06 PM  
To: Mack, Megan; Salvano-Dunn, Dana; Kessler, Tamara  
Subject: RE: PEP/transfers monitoring

(b)(5)

S.

-----Original Message-----

From: Mack, Megan  
Sent: Tuesday, April 21, 2015 10:14 AM  
To: Salvano-Dunn, Dana; Shuchart, Scott; Kessler, Tamara  
Subject: RE: PEP/transfers monitoring

Great sum, Scott. Point heard loud and clear re: (b)(5)

(b)(5)

The realm of possibilities - pls comment/add:

(b)(5)

Finally, Scott, I've been reviewing notes on data and have a question:

(b)(5)

Thank you

-----Original Message-----

From: Salvano-Dunn, Dana

Sent: Tuesday, April 21, 2015 9:58 AM

To: Shuchart, Scott; Mack, Megan; Kessler, Tamara

Subject: Re: PEP/transfers monitoring

I will look more closely (b)(5)

(b)(5)

----- Original Message -----

From: Shuchart, Scott

Sent: Tuesday, April 21, 2015 09:40 AM

To: Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana

Subject: PEP/transfers monitoring

Rather than a special-purpose meeting, S2 wants to settle the open questions on PEP monitoring at tomorrow's weekly EIR. The agenda will be streamlined and adequate time allotted.

What do we need to do to have you ready to fight this out, Megan? I am thinking we boil down the points needing decision, our objectives, and our bottom lines into a simple cheat sheet for you. Is it worth trying to sort anything further out with ICE in advance or are we at impasse?

Issues I would say are still open:

(b)(5)

Others?

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/21 12:11:40
<b>Delivered Date:</b>	2015/04/21 12:11:41

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(b)(5)

of the Freedom of Information and Privacy Act

Page 2 of 5

Withheld pursuant to exemption

(b)(5)

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Page 3 of 5

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

Page 4 of 5

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

Page 5 of 5

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

<b>From:</b>	Salvano-Dunn, Dana (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott" (b)(6) (b)(6)
<b>Subject:</b>	Re: prelim draft
<b>Date:</b>	2015/04/08 17:26:13
<b>Type:</b>	Note

What do you think about (b)(5)

---

**From:** Shuchart, Scott  
**Sent:** Wednesday, April 08, 2015 05:20 PM  
**To:** Mack, Megan; Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: prelim draft

I think I filled in all the missing pieces and moved some things around. (b)(5)  
(b)(5)

What is our timeline between now and the White House meeting?

Scott

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 8, 2015 4:38 PM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; (b)(6)  
**Subject:** FW: prelim draft

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 4:28 PM  
**To:** Shuchart, Scott; (b)(6)  
**Cc:** Mack, Megan  
**Subject:** prelim draft

Scott: I couldn't remember if you are available as in at a computer now, so am including (b)(6) as well in case you are not and she can offer preliminary suggestions. (b)(6) this is a rush draft so what I am looking for at this stage is (b)(5)  
(b)(5) I know you are heading out at 5.

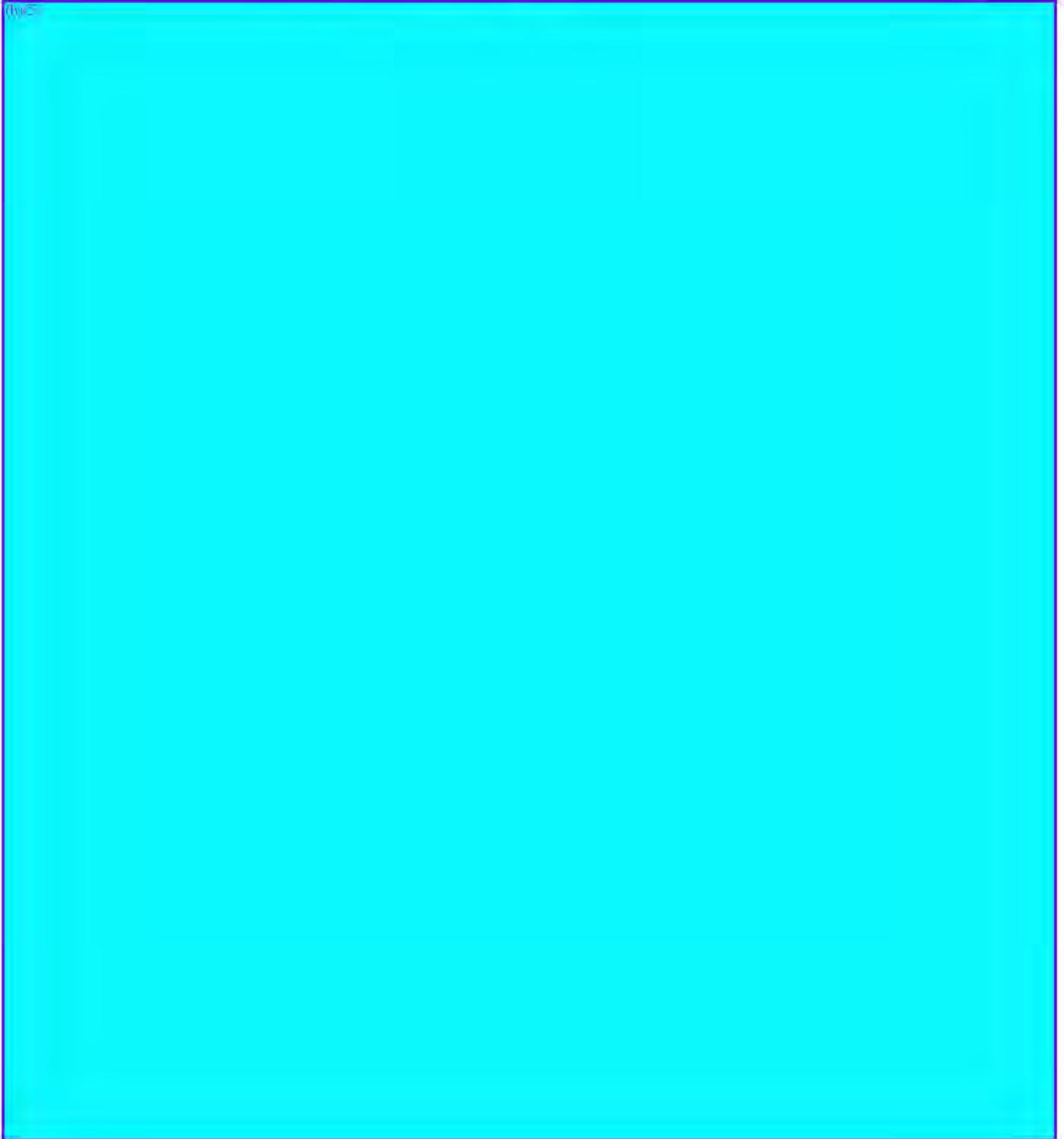
I have a call 4:30 to 5 and am then back on line.

Thank you!

MEMORANDUM FOR THE DEPUTY SECRETARY

FROM: Megan H. Mack  
Officer for Civil Rights and Civil Liberties

**SUBJECT: Monitoring and Addressing Civil Rights Concerns Arising from PEP and Other Transfers from State and Local Law Enforcement Custody**



Page 3 of 5

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

Page 4 of 5

Withheld pursuant to exemption

(b)(5)

of the Freedom of Information and Privacy Act

Serena Hoy, Counselor to the Deputy Secretary  
Esther Olavarria, Senior Counsel to the Secretary  
Thomas Homan, Executive Associate Director, ICE ERO  
Timothy Robbins, Deputy Executive Associate Director, ICE ERO  
Matthew Albence, Assistant Director – Secure Communities & Enforcement, ICE ERO  
Philip Miller, Assistant Director – Field Operations, ICE ERO  
Marc Rapp, Assistant Director – LESA, ICE ERO  
(b)(6) Deputy Assistant Director – LESA, ICE ERO

<b>Sender:</b>	Salvano-Dunn, Dana (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6)
<b>Sent Date:</b>	2015/04/08 17:26:12
<b>Delivered Date:</b>	2015/04/08 17:26:13

<b>From:</b>	Mack, Megan (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Subject:</b>	RE: prelim draft
<b>Date:</b>	2015/04/08 17:22:14
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thank you. I propose to review and send draft to Phil and Serena for their input, adjudicate comments, and get it out late tonight to all cc's and Serena for S2. Probably too short order to consider Exec Sec.

---

**From:** Shuchart, Scott  
**Sent:** Wednesday, April 08, 2015 5:21 PM  
**To:** Mack, Megan; Salvano-Dunn, Dana; (b)(6)  
**Subject:** RE: prelim draft

I think I filled in all the missing pieces and moved some things around. (b)(6)

(b)(6)

What is our timeline between now and the White House meeting?

Scott

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 8, 2015 4:38 PM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; (b)(6)  
**Subject:** FW: prelim draft

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 4:28 PM  
**To:** Shuchart, Scott; Cucinella, Amy  
**Cc:** Mack, Megan  
**Subject:** prelim draft

Scott: I couldn't remember if you are available as in at a computer now, so am including (b)(6) as well in case you are not and she can offer preliminary suggestions. (b)(6) this is a rush draft so what I am looking for at this stage is (b)(6) (b)(6) etc. I know you are heading out at 5.

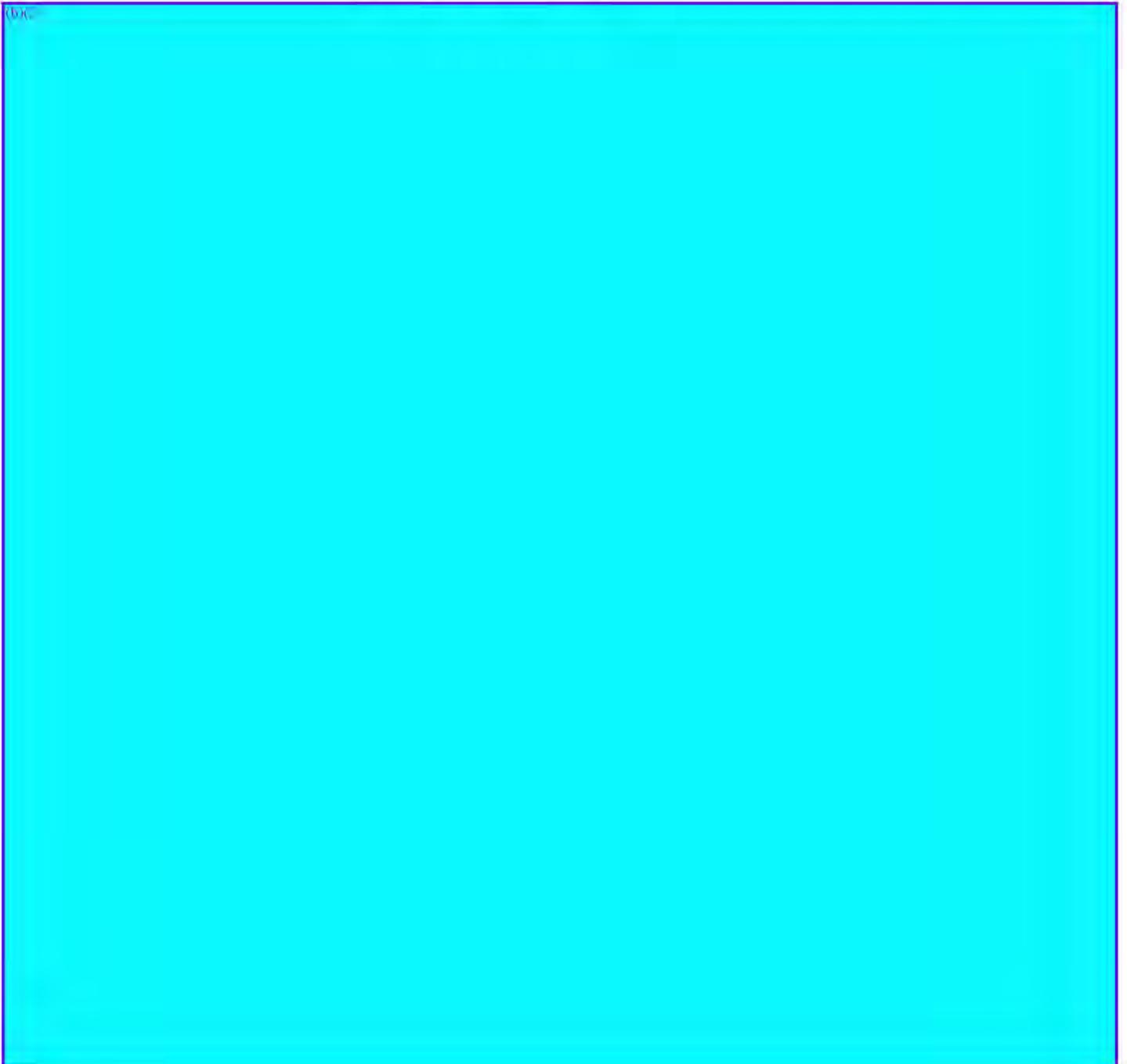
I have a call 4:30 to 5 and am then back on line.

Thank you!

MEMORANDUM FOR THE DEPUTY SECRETARY

FROM: Megan H. Mack  
Officer for Civil Rights and Civil Liberties

SUBJECT: **Monitoring and Addressing Civil Rights Concerns Arising from  
PEP and Other Transfers from State and Local Law  
Enforcement Custody**



Page 3 of 5

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(b)(5)

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(b)(6)



cc:

- Alan Metzler, Senior Counselor to the Secretary
- Serena Hoy, Counselor to the Deputy Secretary
- Esther Olavarria, Senior Counsel to the Secretary
- Thomas Homan, Executive Associate Director, ICE ERO
- Timothy Robbins, Deputy Executive Associate Director, ICE ERO
- Matthew Albence, Assistant Director – Secure Communities & Enforcement, ICE ERO
- Philip Miller, Assistant Director – Field Operations, ICE ERO
- Marc Rapp, Assistant Director – LESA, ICE ERO
- (b)(6) Deputy Assistant Director – LESA, ICE ERO

<b>Sender:</b>	Mack, Megan (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott" (b)(6) (b)(6) "Salvano-Dunn, Dana" (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/08 17:22:14

<b>From:</b>	Salvano-Dunn, Dana (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) "Shuchart, Scott (b)(6)
<b>Subject:</b>	Re: prelim draft
<b>Date:</b>	2015/04/08 17:03:52
<b>Type:</b>	Note

I think this looks good (b)(5)

Maybe add something along the lines of:

(b)(5)

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 04:38 PM  
**To:** Salvano-Dunn, Dana; Shuchart, Scott; (b)(6)  
**Subject:** FW: prelim draft

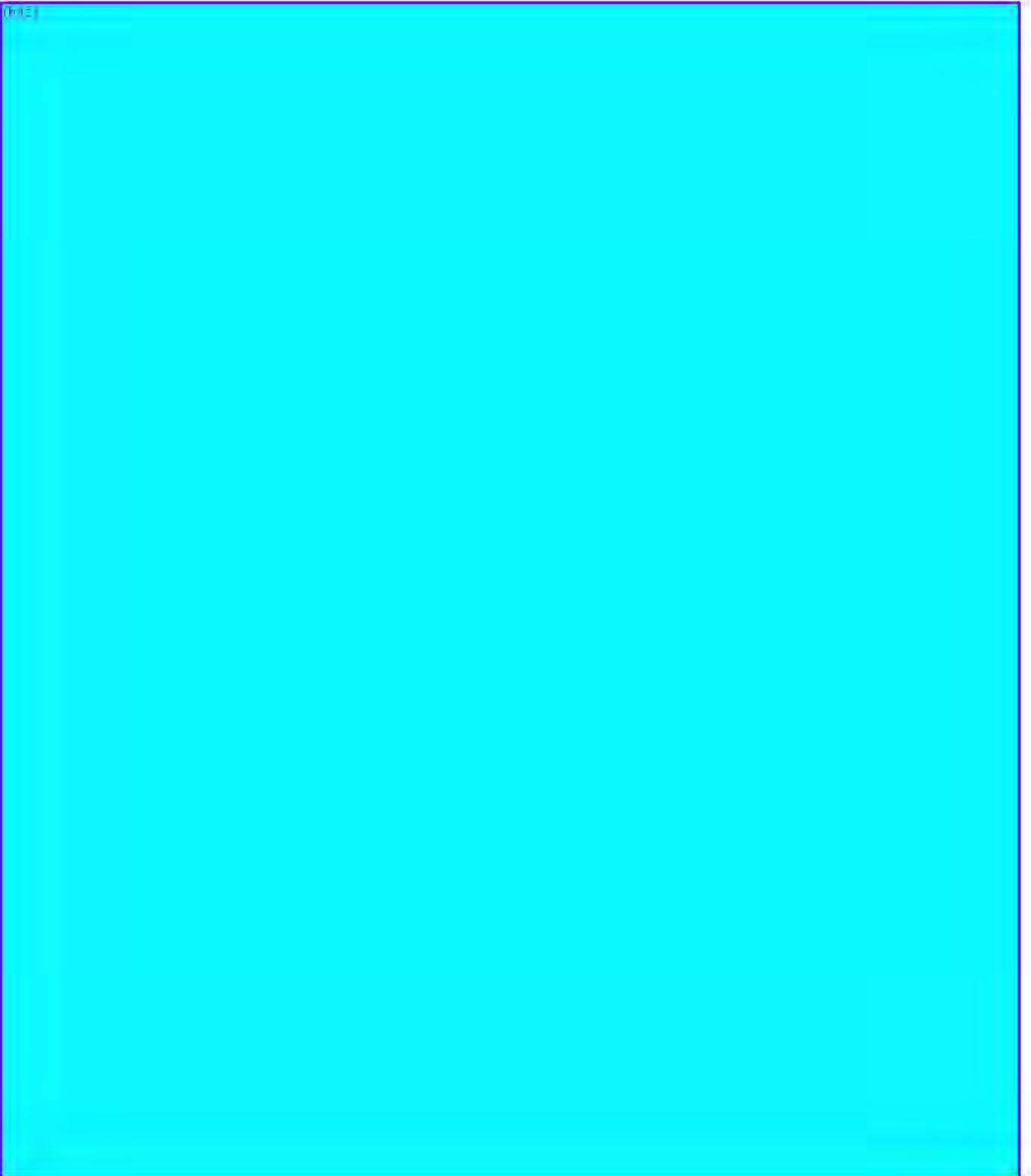
**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 4:28 PM  
**To:** Shuchart, Scott; Cucinella, Amy  
**Cc:** Mack, Megan  
**Subject:** prelim draft

Scott: I couldn't remember if you are available as in at a computer now, so am including (b)(6) well in case you are not and she can offer preliminary suggestions. (b)(6) this is a rush draft so what I am looking for at this stage is (b)(5) etc. I know you are heading out at 5. I have a call 4:30 to 5 and am then back on line. Thank you!

MEMORANDUM FOR THE DEPUTY SECRETARY

FROM: Megan H. Mack  
Officer for Civil Rights and Civil Liberties

**SUBJECT:            Monitoring and Addressing Civil Rights Concerns Arising from  
PEP and Other Transfers from State and Local Law  
Enforcement Custody**



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Serena Hoy, Counselor to the Deputy Secretary  
Esther Olavarria, Senior Counsel to the Secretary  
Thomas Homan, Executive Associate Director, ICE ERO  
Timothy Robbins, Deputy Executive Associate Director, ICE ERO  
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Philip Miller, Assistant Director – Field Operations, ICE ERO  
Marc Rapp, Assistant Director – LESA, ICE ERO  
(b)(6) Deputy Assistant Director – LESA, ICE ERO

<b>Sender:</b>	Salvano-Dunn, Dana (b)(6) (b)(6)
<b>Recipient:</b>	"Mack, Meqan (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/08 17:03:51
<b>Delivered Date:</b>	2015/04/08 17:03:52

<b>From:</b>	(b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Subject:</b>	RE: prelim draft
<b>Date:</b>	2015/04/08 16:38:37
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Okay, I didn't get through that much but here are my thoughts on the first page if you want to add yours to them, Scott (or if you want to disregard them or answer my questions!).

---

**From:** Shuchart, Scott  
**Sent:** Wednesday, April 08, 2015 4:38 PM  
**To:** Mack, Megan; (b)(6)  
**Subject:** Re: prelim draft

Got it. Reviewing in 5. (b)(6)

---

**From:** Mack, Megan  
**Sent:** Wednesday, April 08, 2015 04:27 PM  
**To:** Shuchart, Scott; (b)(6)  
**Cc:** Mack, Megan  
**Subject:** prelim draft

Scott: I couldn't remember if you are available as in at a computer now, so am including (b)(6) as well in case you are not and she can offer preliminary suggestions (b)(6) this is a rush draft so what I am looking for at this stage is (b)(6) (b)(6) etc. I know you are heading out at 5. I have a call 4:30 to 5 and am then back on line. Thank you!

MEMORANDUM FOR THE DEPUTY SECRETARY

**FROM:** Megan H. Mack  
Officer for Civil Rights and Civil Liberties

**SUBJECT:** **Monitoring and Addressing Civil Rights Concerns Arising from PEP and Other Transfers from State and Local Law Enforcement Custody**

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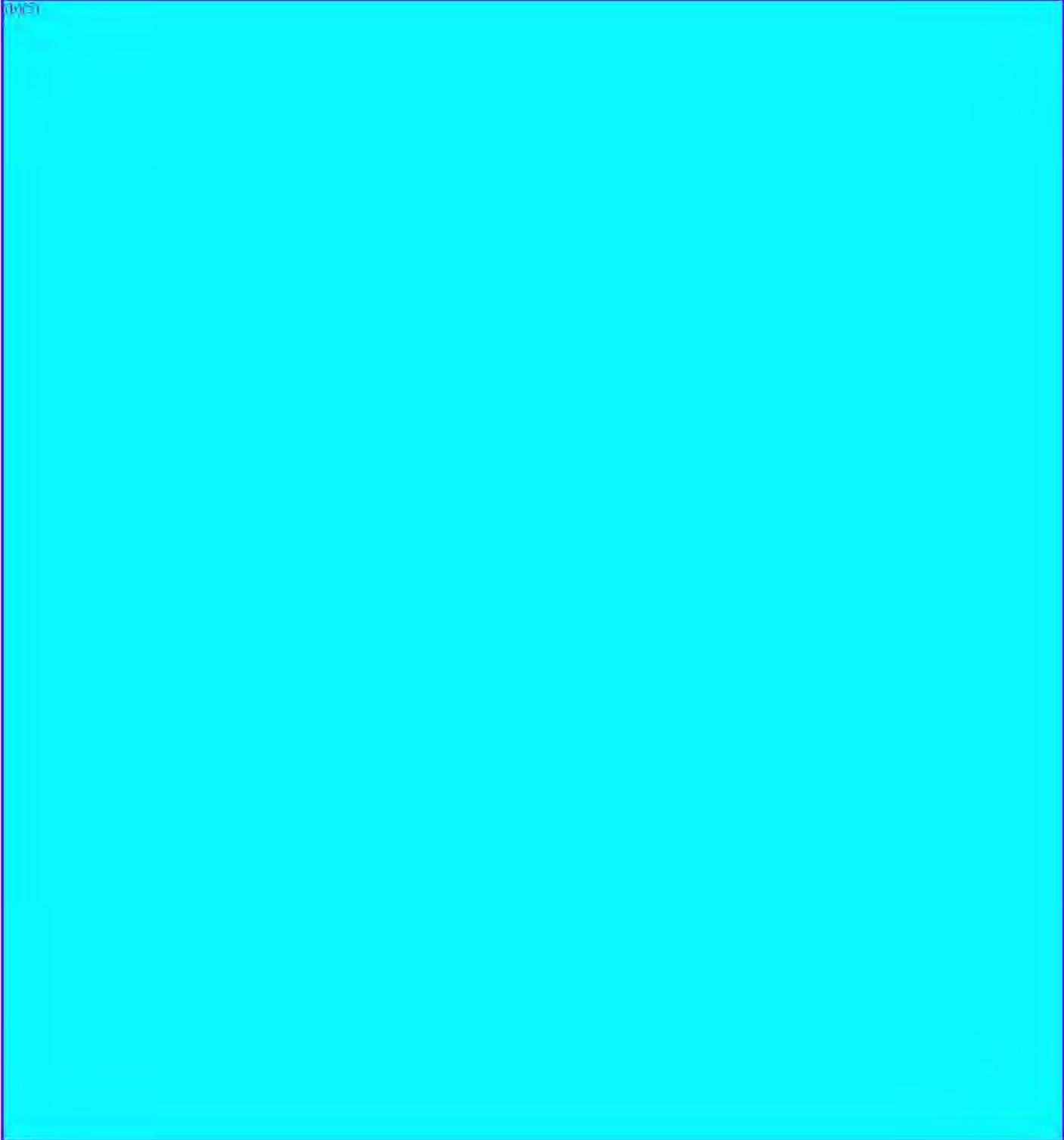
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cc:

Alan Metzler, Senior Counselor to the Secretary

Serena Hoy, Counselor to the Deputy Secretary

Esther Olavarria, Senior Counsel to the Secretary

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Matthew Albence, Assistant Director – Secure Communities & Enforcement, ICE ERO

Philip Miller, Assistant Director – Field Operations, ICE ERO  
Marc Rapp, Assistant Director – LESA, ICE ERO  
(b)(6) Deputy Assistant Director – LESA, ICE ERO

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6)
<b>Sent Date:</b>	2015/04/08 16:38:34
<b>Delivered Date:</b>	2015/04/08 16:38:37

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(b)(6)

cc:

Alan Metzler, Senior Counselor to the Secretary

Serena Hoy, Counselor to the Deputy Secretary

Esther Olavarria, Senior Counsel to the Secretary

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(b)(6) Deputy Assistant Director – LESA, ICE ERO

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<b>From:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>CC:</b>	(b)(6)
<b>Subject:</b>	RE: Priority Enforcement Program S1 Issue Paper #113 - House Judiciary Committee Testimony (DUE BY NOON FRIDAY, 6/26)
<b>Date:</b>	2015/06/25 17:22:48
<b>Priority:</b>	Normal
<b>Type:</b>	Note

I clear. thanks

---

**From:** Shuchart, Scott  
**Sent:** Thursday, June 25, 2015 4:49 PM  
**To:** CRCL Exec Sec; Mack, Megan; Kessler, Tamara; Olson, Laura  
**Cc:** (b)(6)  
**Subject:** RE: Priority Enforcement Program S1 Issue Paper #113 - House Judiciary Committee Testimony (DUE BY NOON FRIDAY, 6/26)

Recommending relatively minor edits to this PEP paper. (b)(5)  
 (b)(5)

Scott << File: Issue Paper 113 CRCL.doc >>

-----Original Task-----

**Subject:** Priority Enforcement Program S1 Issue Paper #113 - House Judiciary Committee Testimony (DUE BY NOON FRIDAY, 6/26)  
**Priority:** Normal  
**Due date:** Fri 6/26/2015

**Status:** Not Started  
**% Complete:** 0%  
**Actual work:** 0 hours

**Requested by:** CRCL Exec Sec

-----  
Lead: Scott

Cc: Tamara, Laura, Megan

<< File: Issue Paper 113.doc >>

~msr

**From:** IGA ExecSec2

**Sent:** Thursday, June 25, 2015 4:03 PM

**To:** OGC Exec Sec; CRCL Exec Sec; ICE Exec Sec; USCIS Exec Sec; Plcy Exec Sec

**Cc:** IGAExecSec; (b)(6)

**Subject:** Priority Enforcement Program S1 Issue Paper - House Judiciary Committee Testimony

OGC, CRCL, ICE, USCIS, PLCY,

Please find the attached issue paper for the Secretary's July 14th testimony before the House Judiciary Committee. Please provide component clearance or feedback by **12:00 p.m. tomorrow** (June 26).

Thank you,

IGA ExecSec

<b>Sender:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2015/06/25 17:22:48

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	"Fong, Heather (b)(6) "Mack, Megan (b)(6)
<b>CC:</b>	"Iorio, John (b)(6)
<b>Subject:</b>	Re: Request for update on PEP monitoring
<b>Date:</b>	2015/03/20 10:54:38
<b>Type:</b>	Note

Heather,

Megan will be out next week but asked me to respond. I could do Tuesday between about 9:30 and 2. If you don't mind doing it by phone that would probably be easier. Or if you can hold out until Wednesday, I will be at the NAC and can meet any time other than 11-12.

Scott

---

**From:** Fong, Heather  
**Sent:** Friday, March 20, 2015 08:53 AM  
**To:** Mack, Megan  
**Cc:** Shuchart, Scott; Iorio, John  
**Subject:** Request for update on PEP monitoring

Good morning Megan,

Back in December when we held our initial law enforcement round table on PEP, you and your team participated to give an overview of the monitoring piece discussed in the EA. Based upon the huddles, you and your team have been working on building out the plan. Beginning next week, we (SLLE & ICE) have a number of engagements with law enforcement groups across the country. Would it be possible for John Iorio and me to meet with you or someone from your team to have an update and any talking points? We just want to be prepared if any questions are raised.

We are available today, Mon., 03/23 and Tues., 03/24.

Thanks for your assistance.

Best regards,  
Heather

<b>Sender:</b>	Shuchart, Scott (b)(6)
----------------	------------------------

	(b)(6)
<b>Recipient:</b>	"Fong, Heather (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Torio, John (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/20 10:54:38

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<b>From:</b>	Olson, Laura (b)(6) (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) (b)(6)
<b>CC:</b>	"Kessler, Tamara (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>Subject:</b>	RE: SLLE PEP TPs
<b>Date:</b>	2014/12/10 09:00:23
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Hi, Megan,  
I've updated the SLLE PEP TPs as you requested. (I hope! Please let me know if I haven't provided what you wanted.)

(b)(5)



Best regards,  
Laura

---

**From:** Mack, Megan  
**Sent:** Tuesday, December 09, 2014 10:26 PM  
**To:** Shuchart, Scott; Olson, Laura; Kessler, Tamara  
**Subject:** RE: SLLE PEP TPs

I think these look great.

Laura, would you add re: PEP where highlighted (b)(5)

(b)(5)

Thanks very much

---

**From:** Shuchart, Scott  
**Sent:** Tuesday, December 09, 2014 8:16 PM  
**To:** Olson, Laura; Kessler, Tamara; Mack, Megan  
**Subject:** SLLE PEP TPs

Here's my initial stab at TPs for Thursday on PEP oversight (b)(5)

(b)(5)

Scott

---

**From:** Scott Shuchart (b)(6)  
**Sent:** Tuesday, December 09, 2014 07:11 PM  
**To:** Shuchart, Scott  
**Subject:** Fwd: SLLE PEP TPs

Begin forwarded message:

**From:** Scott Shuchart (b)(6)  
**Subject:** SLLE PEP TPs  
**Date:** December 9, 2014 at 7:41:01 PM EST  
**To:** Scott Shuchart (b)(6)

<b>Sender:</b>	Olson, Laura (b)(6)
<b>Recipient:</b>	"Mack, Megan" (b)(6) (b)(6) "Kessler, Tamara" (b)(6) (b)(6) "Shuchart, Scott" (b)(6) (b)(6)
<b>Sent Date:</b>	2014/12/10 09:00:23

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Page 5 of 5

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<b>From:</b>	Kessler, Tamara (b)(6)
<b>To:</b>	(b)(6) "Mack, Megan (b)(6)
<b>CC:</b>	"Salvano-Dunn, Dana (b)(6) "Shuchart, Scott (b)(6)
<b>Subject:</b>	RE: third form
<b>Date:</b>	2015/07/24 16:36:13
<b>Priority:</b>	Normal
<b>Type:</b>	Note

THANKS! running out of energy on this lovely Friday afternoon.

---

**From:** (b)(6)  
**Sent:** Friday, July 24, 2015 4:36 PM  
**To:** Kessler, Tamara; Mack, Megan  
**Cc:** Salvano-Dunn, Dana; Shuchart, Scott  
**Subject:** FW: third form

Adding Megan.

---

**From:** Kessler, Tamara  
**Sent:** Friday, July 24, 2015 4:26 PM  
**To:** Shuchart, Scott; (b)(6)  
**Cc:** Salvano-Dunn, Dana  
**Subject:** RE: third form

Added in (b)(6) comment – adding MEGAN – ok to send back to Serena?

---

**From:** Shuchart, Scott  
**Sent:** Friday, July 24, 2015 4:19 PM  
**To:** Kessler, Tamara; (b)(6)  
**Cc:** Salvano-Dunn, Dana  
**Subject:** RE: third form

I don't have (b)(6)'s edit but maybe someone can merge it with this? Here are my couple of thoughts.

---

**From:** Kessler, Tamara  
**Sent:** Friday, July 24, 2015 2:24 PM  
**To:** (b)(6) Shuchart, Scott  
**Cc:** Salvano-Dunn, Dana  
**Subject:** RE: third form  
**Importance:** High

Thanks, (b)(6) Adding Scott (b)(2)  
(b)(5) thanks

---

**From:** (b)(6)  
**Sent:** Friday, July 24, 2015 1:15 PM  
**To:** Kessler, Tamara  
**Cc:** Salvano-Dunn, Dana  
**Subject:** RE: third form

Hi Tamara,  
Thanks for sharing. I don't think I was part of the discussions because I was on detail, but I'm assuming (b)(5)

(b)(5)

(b)(6)

Policy Analyst/PMF  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

(b)(6)

---

**From:** Kessler, Tamara  
**Sent:** Friday, July 24, 2015 12:16 PM  
**To:** (b)(6) Salvano-Dunn, Dana  
**Subject:** FW: third form

Adding you on this—let me know what you think?

---

**From:** Hoy, Serena  
**Sent:** Friday, July 24, 2015 10:35 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara  
**Cc:** Olavarria, Esther  
**Subject:** third form

take a look? Welcome your feedback.

<b>Sender:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>Recipient:</b>	(b)(6) "Mack, Meqan (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6)
<b>Sent Date:</b>	2015/07/24 16:36:12
<b>Delivered Date:</b>	2015/07/24 16:36:13

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<b>From:</b>	Kessler, Tamara (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) "Shuchart, Scott (b)(6) "Salvano-Dunn, Dana (b)(6)
<b>CC:</b>	"Olson, Laura (b)(6)
<b>Subject:</b>	RE: Tomorrow's PEP meeting at ICE - issues/agenda
<b>Date:</b>	2015/03/11 17:55:40
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Great list Scott – will be really helpful in moving the discussion along. thanks

**From:** Mack, Megan  
**Sent:** Wednesday, March 11, 2015 5:46 PM  
**To:** Shuchart, Scott; Kessler, Tamara; Salvano-Dunn, Dana (b)(6)  
**Cc:** Olson, Laura  
**Subject:** RE: Tomorrow's PEP meeting at ICE - issues/agenda

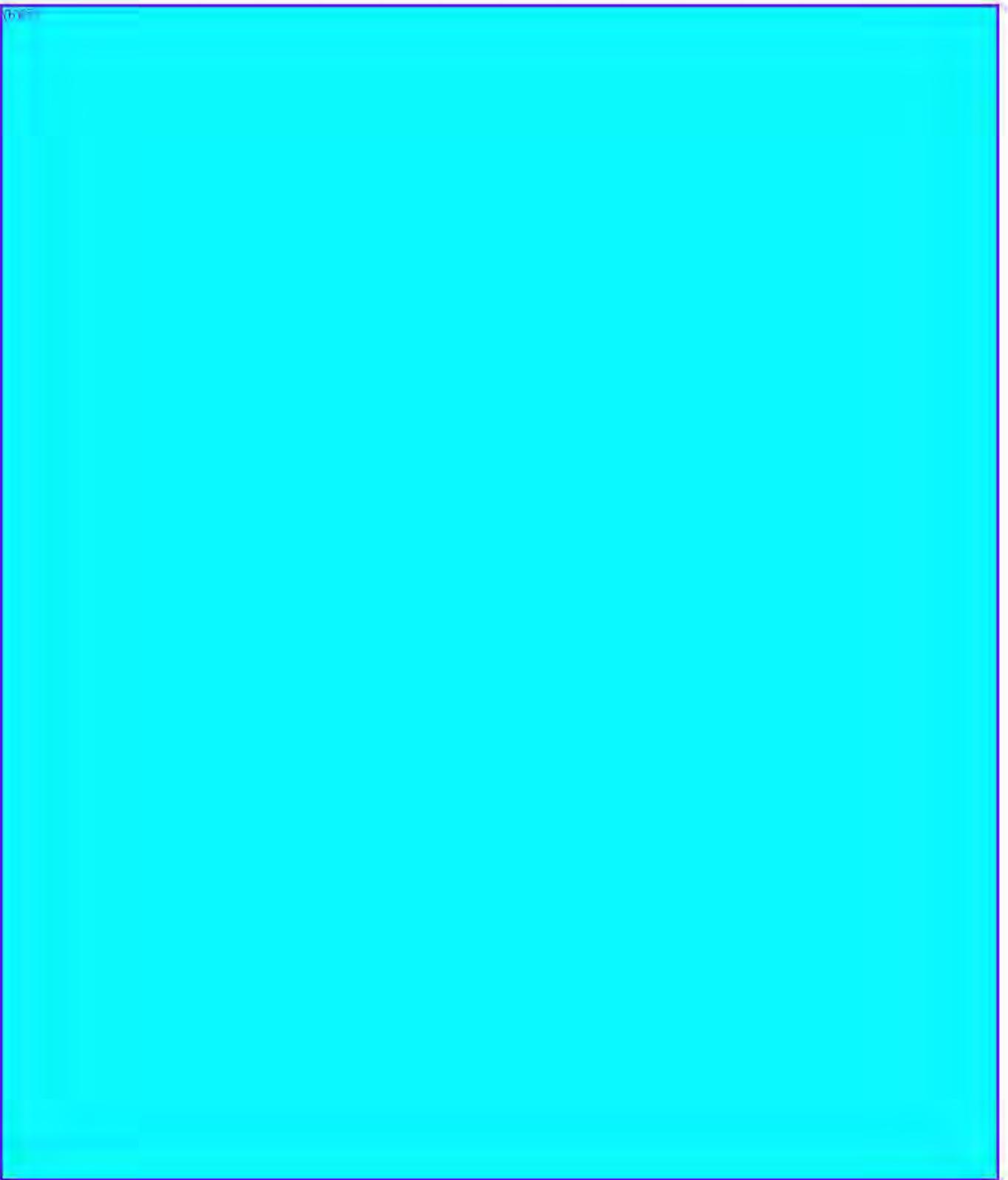
Thank you Scott – below looks good. I will join by phone from the NAC, and am happy to have you run it from within the room (since the phone alternative never works very well).

**From:** Shuchart, Scott  
**Sent:** Wednesday, March 11, 2015 5:24 PM  
**To:** Mack, Megan; Kessler, Tamara; Salvano-Dunn, Dana; (b)(6)  
**Cc:** Olson, Laura  
**Subject:** Tomorrow's PEP meeting at ICE - issues/agenda

Many further developments today. Here is my summary of issues and things to discuss

(b)(5)

(b)(5)



Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Section Chief, Immigration  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	Kessler, Tamara (b)(6) (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Shuchart, Scott (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/11 17:55:39
<b>Delivered Date:</b>	2015/03/11 17:55:40

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	"Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Subject:</b>	RE: TPS for tomorrow's EIR meeting please!
<b>Date:</b>	2014/12/02 11:42:00
<b>Priority:</b>	Normal
<b>Type:</b>	Note

I am majorly out of commission 1:30-6:45 today, I'm afraid - (b)(6)

(b)(6)

Here's my very initial stab:

(b)(6)

---

**From:** Mack, Megan  
**Sent:** Tuesday, December 02, 2014 11:34 AM  
**To:** Kessler, Tamara; Shuchart, Scott  
**Subject:** TPS for tomorrow's EIR meeting please!

Tamara, Scott, I have a noon meeting tomorrow (weekly) on EIR (yay) and PEP is on the agenda. Can you outline what we are planning so far re: stats, and our asks? I will be grateful!

Megan H. Mack  
Officer  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

<b>Sender:</b>	Shuchart, Scott (b)(6) (b)(6)
<b>Recipient:</b>	"Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6)
<b>Sent Date:</b>	2014/12/02 11:42:43
<b>Delivered Date:</b>	2014/12/02 11:42:00

<b>From:</b>	Shuchart, Scott (b)(6)
<b>To:</b>	(b)(6)
<b>Subject:</b>	RE: MPI: Revisions to DHS Immigration Enforcement Priorities Could Shield Vast Majority of Unauthorized Immigrants from Deportation
<b>Date:</b>	2015/07/23 15:57:38
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Thanks! It's so helpful to see how the brass is discussing this stuff.

---

**From:** (b)(6)  
**Sent:** Thursday, July 23, 2015 3:25:26 PM  
**To:** Shuchart, Scott; (b)(6)  
**Subject:** RE: MPI: Revisions to DHS Immigration Enforcement Priorities Could Shield Vast Majority of Unauthorized Immigrants from Deportation

Haven't read the report yet but here are some notes from the tail end of the conference on the report's findings ... Nothing really that significant here.

(b)(6)

**Question:** If you all wanted this to be a notification program, why did you keep many of the tools (i.e., detainers) that were used under secure communities?

**Answer (Mary Giovagnoli):** It is largely a matter of administrative convenience and flexibility; and to address probable cause and other issues that have come up in the courts

**Answer (Marc Rosenblum, Deputy Director, U.S. Immigration Policy Program, MPI):** This is the big question. What we'll see over the next few months is whether ICE is abusing their PEP authority or not.

**Answer (Esther Olavarria):** The program was designed to provide lots of flexibility and to address the probable cause constitutional concerns raised in the courts, and frankly we were losing those. The most important part of the program is that it has the notification system there. The localities can negotiate both the detainer and requests for notification, and we will work with them on doing that. The question I have for the group is what would be your answer for the situation we have today. So far I haven't heard any good answers from you.

**Question (Tim Henderson, Pew Charitable Trust):** Advocates are upset that if somebody gets into some immigration trouble, they'll become a priority. Is this going to change?

**Answer:** PEP does not prioritize individuals convicted of illegal entry (misdemeanor) but of reentry which is a felony.

**Answer (Mary G.):** Well each case will be reviewed individually and prosecutorial discretion applied if there are mitigating factors

**Question:** Will there be any type of formal training for LE for implementation of PEP?

**Answer (Esther O.):** There are ongoing conversations going on between field office directors and state and local LE. We're meeting with them and answering their questions on implementation.

**IRLC Question:** MPI's report excluded national security threats, gangs, etc. Is there a concern that exclusion of all those categories will create a rosy picture of who is protected under the enforcement priorities?

**Answer (Marc Rosenblum):** We excluded them because we have no idea how big those categories we are.

**Answer (Esther O.):** The preliminary reports about who LEs are encountering/detaining is that the number who fall under the national security or federal interest category is incredibly small, and I think that MPI's report hits on the bulk. Most of the people being arrested and detained are in the criminal categories.

**Question:** Why do the new guidelines not provide [blanket] prosecutorial discretion for significantly old felonies or misdemeanors?

**Answer (Mary G.):** Prosecutorial discretion is embedded in each element but must be weighed case by case.

(b)(6)

Policy Analyst/PMF  
Office for Civil Rights and Civil Liberties  
Department of Homeland Security

(b)(6)

---

**From:** Shuchart, Scott

**Sent:** Thursday, July 23, 2015 9:58 AM

**To:** (b)(6)

**Subject:** FW: MPI: Revisions to DHS Immigration Enforcement Priorities Could Shield Vast Majority of Unauthorized Immigrants from Deportation

Hmm

---

**From:** [communications@migrationpolicy.org@mail.salsalabs.net](mailto:communications@migrationpolicy.org@mail.salsalabs.net) on behalf of Migration Policy Institute Communications  
**Sent:** Thursday, July 23, 2015 9:34:27 AM  
**To:** Shuchart, Scott  
**Subject:** MPI: Revisions to DHS Immigration Enforcement Priorities Could Shield Vast Majority of Unauthorized Immigrants from Deportation

To ensure email delivery directly to your inbox, please add [@migrationpolicy.org](mailto:@migrationpolicy.org) to your address book.



The Migration Policy Institute

**PRESS RELEASE**

July 23, 2015

**Contact:** Michelle Mittelstadt

202-266-1910

[mmittelstadt@migrationpolicy.org](mailto:mmittelstadt@migrationpolicy.org)

## **MPI: Revisions to DHS Immigration Enforcement Priorities Could Shield Vast Majority of Unauthorized Immigrants from Deportation**

### **Greater Focus Placed on Serious Criminals, Public-Safety Risks & Recent Illegal Entrants**

WASHINGTON — Changes to the immigration enforcement system ordered by President Obama could, if strictly implemented, offer a degree of protection from deportation to 87 percent of the nation's estimated 11 million unauthorized immigrants, up from about 73 percent under earlier guidelines, according to a Migration Policy Institute (MPI) analysis released today.

The new policy guidance on immigration enforcement priorities and the exercise of prosecutorial discretion updates 2010-2011 enforcement priorities. The changes and the replacement of the controversial Secure Communities program with the Priority Enforcement Program (PEP), both lesser-noticed components of wide-ranging executive actions announced by the president in November 2014, are the focus of the MPI report.

The move to aim immigration enforcement even more sharply at unauthorized immigrants and other deportable noncitizens who have been convicted of serious crimes, are threats to public safety, are recent illegal entrants or who have violated recent deportation orders could reduce deportations from the interior of the United States by about 25,000 cases annually, MPI estimates.

The findings are contained in the report, [\*Understanding the Potential Impact of Executive Action on Immigration Enforcement\*](#). It assesses Department of Homeland Security (DHS) removals from fiscal 2003-13 by enforcement priority category to determine how 2014 policy guidance issued by Homeland Security Secretary Jeh Johnson may affect deportations within the U.S. interior. While the new policy guidance is

likely to have a significant effect on interior removals, the report notes that deportations at the U.S.-Mexico border are not likely to decline, and may even increase.

The report estimates that about 1.4 million unauthorized immigrants have criminal convictions or immigration histories that would make them enforcement priorities under the new policies. This number is down from 3 million considered enforcement priorities under the 2010-2011 guidelines issued by U.S. Immigration and Customs Enforcement (ICE), the DHS agency responsible for interior enforcement. Both estimates have a 10 percent margin of error.

“While much of the attention to the president’s executive action announcement has focused on the deferred action programs, which MPI has estimated could grant relief from deportation to as many as 5.2 million unauthorized immigrants, implementation of the new enforcement priorities is likely to affect about 9.6 million people,” said report author Marc Rosenblum, who is deputy director of MPI’s U.S. immigration policy program.

Much will turn on how the new policies are implemented by ICE, the report notes. “The effects of the new policy guidance on deportations will depend to a large degree on implementation of the replacement to the Secure Communities program, which has drawn significant opposition from local communities and law enforcement officials across the United States,” said MPI Senior Fellow Doris Meissner, who directs the U.S. immigration policy program.

More than 360 jurisdictions across the United States, which MPI estimates are home to slightly more than half (53 percent) of the U.S. unauthorized population, have limited or barred the cooperation of their police departments with aspects of Secure Communities, an information-sharing program that uses fingerprint data to check the immigration status of arrestees. Amid criticism that the program undermines police-community relations and has resulted in the deportations of large numbers of non-criminals and minor offenders, the jurisdictions have placed limits on holding potentially removable arrestees for pickup by ICE.

The report analyzes how the PEP program — in replacing Secure Communities — holds the potential to mend the growing rift in federal-local relations over immigration enforcement. PEP limits the use of ICE immigration detainers to those who have been convicted of a serious crime or are a public-safety risk (as opposed to anyone encountered in the criminal justice system).

“PEP appears designed to retain the public safety goals of Secure Communities, which was responsible for nearly three-quarters of all interior removals in fiscal 2014, while addressing many of the concerns raised by the program’s critics,” Rosenblum said.

The disconnect between local and federal law enforcement over Secure Communities was highlighted by a recent tragedy in San Francisco, when a young woman was fatally shot by an unauthorized immigrant who had been on track for mandatory deportation until the city claimed him from federal custody for a possible prosecution on local drug charges and then released him.

The report can be downloaded at: [www.migrationpolicy.org/research/understanding-potential-impact-executive-action-immigration-enforcement](http://www.migrationpolicy.org/research/understanding-potential-impact-executive-action-immigration-enforcement).

The report findings will be discussed at a briefing TODAY at 1 p.m. ET. To view the livestream, click [here](#).

###

The **Migration Policy Institute (MPI)** is an independent, non-partisan, non-profit think tank in Washington, DC dedicated to analysis of the movement of people worldwide. MPI provides analysis, development and evaluation of migration and refugee policies at the local, national and international levels. For more, visit [www.migrationpolicy.org](http://www.migrationpolicy.org).

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<b>Sender:</b>	Shuchart, Scott (b)(6)
<b>Recipient:</b>	(b)(6)
<b>Sent Date:</b>	2015/07/23 15:57:38

<b>From:</b>	(b)(6)
<b>To:</b>	"Shuchart, Scott (b)(6) (b)(6) "Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) "Amendolia, Deana (b)(6) (b)(6)
<b>Subject:</b>	RE: REVISED S2 breifing memos
<b>Date:</b>	2015/03/06 11:01:10
<b>Priority:</b>	Normal
<b>Type:</b>	Note

Please find attached the clean information memo and the briefing memo.

(b)(6)

**From:** Shuchart, Scott

**Sent:** Friday, March 06, 2015 10:50 AM

**To:** Mack, Megan; Kessler, Tamara; (b)(6) Olson, Laura; Salvano-Dunn, Dana; (b)(6)  
(b)(6) Amendolia, Deana; (b)(6)

**Subject:** Re: REVISED S2 breifing memos

The format of the briefing memo is from the latest template on DHS Connect.

(b)(6) please send this group a version with all your corrections accepted and the draft markings removed.

(b)(5)

Scott

**From:** Mack, Megan

**Sent:** Friday, March 06, 2015 10:38 AM

**To:** Kessler, Tamara; (b)(6) Shuchart, Scott; Olson, Laura; Salvano-Dunn, Dana; (b)(6)  
(b)(6) Amendolia, Deana; (b)(6)

**Subject:** RE: REVISED S2 breifing memos

Reviewed – look great. Thank you. Good to go

**From:** Kessler, Tamara  
**Sent:** Friday, March 06, 2015 10:33 AM  
**To:** (b)(6) Shuchart, Scott; Mack, Megan; Olson, Laura; Salvano-Dunn, Dana; (b)(6)  
(b)(6) Amendolla, Deana; (b)(6)  
**Subject:** RE: REVISED S2 briefing memos  
**Importance:** High

These look great. Re the briefing memo, I don't know what template that goes on. Adding (b)(6) and Deana to assist on that.

We need to get these into clearance this morning. Megan, do you want to review again or should we put in now? thanks

---

**From:** (b)(6)  
**Sent:** Friday, March 06, 2015 8:28 AM  
**To:** Shuchart, Scott; Mack, Megan; Kessler, Tamara; Olson, Laura; Salvano-Dunn, Dana; (b)(6)  
(b)(6)  
**Subject:** RE: REVISED S2 briefing memos

Please find editorial/acronym-related edits in the attached.  
(b)(6)

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**From:** Shuchart, Scott  
**Sent:** Friday, March 06, 2015 2:10 AM  
**To:** Mack, Megan; Kessler, Tamara; Olson, Laura; Salvano-Dunn, Dana; (b)(6)  
(b)(6)  
**Subject:** REVISED S2 briefing memos

After 3 pm Thursday, I saw that the S2 PEP meeting next week is still on. So I blew the purported 4 pm-Thursday deadline to submit the briefing paper. I'm hoping the snow excuses that and that we can get this in on Friday.

Attached please find (1) a short S2 briefing memo and (2) a revision to the PEP enforcement plan in light of what we understood at Wednesday's meeting. Please provide your comments – I should have time to turn around at 12:30pm.

Scott

**Scott L. Shuchart**  
Senior Advisor & Acting Team Lead, Immigration Section  
Office for Civil Rights & Civil Liberties  
Department of Homeland Security

(b)(6)

<b>Sender:</b>	(b)(6)
<b>Recipient:</b>	"Shuchart, Scott (b)(6) (b)(6)

	"Mack, Megan (b)(6) (b)(6) "Kessler, Tamara (b)(6) (b)(6) "Olson, Laura (b)(6) (b)(6) "Salvano-Dunn, Dana (b)(6) (b)(6) Amendolla, Deana (b)(6) (b)(6)
<b>Sent Date:</b>	2015/03/06 11:01:10