

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515**

August 24, 2012

The Honorable Janet Napolitano  
Secretary  
U.S. Department of Homeland Security  
Washington, D.C. 20528

Dear Secretary Napolitano,

Yesterday, several Immigration and Customs Enforcement agents and officers filed a lawsuit seeking an injunction against further implementation of the June 15, 2012, Department of Homeland Security (DHS) directive entitled, "Exercising Prosecutorial Discretion with Respect to Individuals Who Came to the United States as Children."

We write to request that you take steps to ensure that the plaintiffs in this lawsuit, as well as any additional plaintiffs who may subsequently join the suit, do not suffer retaliation - employment-related or otherwise. Such retaliation would have a chilling effect on future lawsuits brought by government employees who witness waste, fraud, abuse, mismanagement, illegality or dangers to health and public safety.

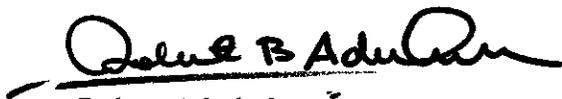
These agents should be considered "whistleblowers" who came forward to protect the public's interest and maintain integrity in government programs. They deserve protection from DHS efforts to stop this lawsuit and silence their voices.

Thank you for your attention to this matter.

Sincerely,



Lamar Smith  
Chairman  
Committee on the Judiciary



Robert Aderholt  
Chairman  
Subcommittee on Homeland Security  
Committee on Appropriations