

ONE HUNDRED EIGHTEENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-6906
judiciary.house.gov

March 27, 2023

Field Office Director (FOD) – Chicago
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
101 W Ida B Wells Drive
Suite 4000
Chicago, IL 60605

Dear Field Office Director:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

In 2021, ICE's removal of illegal aliens decreased 68 percent below 2020 removal levels.¹ In 2022, ICE's removals of illegal aliens remained near this low level and was nearly 70 percent below the three-year average of removals of illegal aliens between 2018 and 2020.² The removal of convicted criminals was similarly down by nearly 50 percent when comparing 2021 and 2022 removal statistics to 2020 data.³ In 2021, ICE stated that at least 463 sanctuary jails and prisons in the United States would not cooperate with the agency regarding deportation of criminals.⁴

This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants last year.⁶ In other words, ICE removed only six percent of all aliens with a final order of removal in 2022

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Congress has provided funding in both fiscal year 2021 and fiscal year 2022 for ICE to maintain an average daily detained population of 34,000 individuals.⁷ In fiscal year 2023, Congress again gave ICE funding to maintain the 34,000 daily average for detained individuals. Last year, however, ICE only detained an average of 22,360 individuals, leaving an average of more than 11,000 detention spaces empty during a period of unprecedented illegal immigration at our southwest border.⁸ This decision to leave so many spaces empty raises serious questions about ICE ERO's performance of its mission to "protect the homeland through the arrest and removal of those who undermine the safety of our communities and the integrity of our immigration laws."⁹

As the Field Office Director for Chicago, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

⁷ Senate Appropriations Committee Republicans, Homeland Security Appropriations, 2022, Mar. 9, 2022, https://www.appropriations.senate.gov/imo/media/doc/FY22%20BILL%20HIGHLIGHTS_DHS_final.pdf.

⁸ Immigration and Customs Enforcement, *ICE Annual Report Fiscal Year 2022* (Dec. 30, 2022).

⁹ U.S. Immigration and Customs Enforcement, *Who We Are, Enforcement and Removal Operations*, <https://www.ice.gov/about-ice/ero> (last accessed Mar. 20, 2023).

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March 27, 2023

Ms. Monica Burke
Acting Assistant Director, Custody Management
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
500 12th St., SW
Washington, DC 20024

Dear Ms. Burke:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

In 2021, ICE's removal of illegal aliens decreased 68 percent below 2020 removal levels.¹ In 2022, ICE's removals of illegal aliens remained near this low level and was nearly 70 percent below the three-year average of removals of illegal aliens between 2018 and 2020.² The removal of convicted criminals was similarly down by nearly 50 percent when comparing 2021 and 2022 removal statistics to 2020 data.³ In 2021, ICE stated that at least 463 sanctuary jails and prisons in the United States would not cooperate with the agency regarding deportation of criminals.⁴

This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants last year.⁶ In other words, ICE removed only six percent of all aliens with a final order of removal in 2022

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As the Acting Assistant Director for the ICE ERO Custody Management, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

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March 27, 2023

Mr. Francisco Madrigal
Acting Assistant Director, Enforcement Division
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
500 12th St., SW
Washington, DC 20024

Dear Mr. Madrigal:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

In 2021, ICE's removal of illegal aliens decreased 68 percent below 2020 removal levels.¹ In 2022, ICE's removals of illegal aliens remained near this low level and was nearly 70 percent below the three-year average of removals of illegal aliens between 2018 and 2020.² The removal of convicted criminals was similarly down by nearly 50 percent when comparing 2021 and 2022 removal statistics to 2020 data.³ In 2021, ICE stated that at least 463 sanctuary jails and prisons in the United States would not cooperate with the agency regarding deportation of criminals.⁴

This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants last year.⁶ In other words, ICE removed only six percent of all aliens with a final order of removal in 2022.

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As the Acting Assistant Director for the ICE ERO Enforcement Division, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

⁷ Senate Appropriations Committee Republicans, Homeland Security Appropriations, 2022, Mar. 9, 2022, https://www.appropriations.senate.gov/imo/media/doc/FY22%20BILL%20HIGHLIGHTS_DHS_final.pdf.

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March 27, 2023

Mr. Marc Rapp
Acting Assistant Director, Law Enforcement Systems and Analysis
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
500 12th St., SW
Washington, DC 20024

Dear Mr. Rapp:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

In 2021, ICE's removal of illegal aliens decreased 68 percent below 2020 removal levels.¹ In 2022, ICE's removals of illegal aliens remained near this low level and was nearly 70 percent below the three-year average of removals of illegal aliens between 2018 and 2020.² The removal of convicted criminals was similarly down by nearly 50 percent when comparing 2021 and 2022 removal statistics to 2020 data.³ In 2021, ICE stated that at least 463 sanctuary jails and prisons in the United States would not cooperate with the agency regarding deportation of criminals.⁴

This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants last year.⁶ In other words, ICE removed only six percent of all aliens with a final order of removal in 2022.

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As the Acting Assistant Director for the ICE ERO Law Enforcement Systems and Analysis, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

⁷ Senate Appropriations Committee Republicans, Homeland Security Appropriations, 2022, Mar. 9, 2022, https://www.appropriations.senate.gov/imo/media/doc/FY22%20BILL%20HIGHLIGHTS_DHS_final.pdf.

⁸ Immigration and Customs Enforcement, *ICE Annual Report Fiscal Year 2022* (Dec. 30, 2022).

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March 27, 2023

Field Office Director (FOD) – Miami
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
865 SW 78th Avenue
Suite 101
Plantation, FL 33324

Dear Field Office Director:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

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This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants

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As the Field Office Director for Miami, Florida, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,

A handwritten signature in blue ink that reads "Jim Jordan". The signature is stylized with a large "J" and a cursive "Jordan".

Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

⁶ *Id.*

⁷ Senate Appropriations Committee Republicans, Homeland Security Appropriations, 2022, Mar. 9, 2022, https://www.appropriations.senate.gov/imo/media/doc/FY22%20BILL%20HIGHLIGHTS_DHS_final.pdf.

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March 27, 2023

Field Office Director (FOD) – New York City
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
26 Federal Plaza
9th Floor Suite 9-110
New York, NY 10278

Dear Field Office Director:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

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As the Field Office Director for New York, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

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March 27, 2023

Field Office Director (FOD) – Newark
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
970 Broad St. 11th Floor
Newark, NJ 07102

Dear Field Office Director:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

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As the Field Office Director for Newark, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

⁷ Senate Appropriations Committee Republicans, Homeland Security Appropriations, 2022, Mar. 9, 2022, https://www.appropriations.senate.gov/imo/media/doc/FY22%20BILL%20HIGHLIGHTS_DHS_final.pdf.

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March 27, 2023

Ms. Diane White
Acting Assistant Director, Non-Detained Management
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
500 12th St., SW
Washington, DC 20024

Dear Ms. White:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

In 2021, ICE's removal of illegal aliens decreased 68 percent below 2020 removal levels.¹ In 2022, ICE's removals of illegal aliens remained near this low level and was nearly 70 percent below the three-year average of removals of illegal aliens between 2018 and 2020.² The removal of convicted criminals was similarly down by nearly 50 percent when comparing 2021 and 2022 removal statistics to 2020 data.³ In 2021, ICE stated that at least 463 sanctuary jails and prisons in the United States would not cooperate with the agency regarding deportation of criminals.⁴

This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants last year.⁶ In other words, ICE removed only six percent of all aliens with a final order of removal in 2022.

¹ Immigration and Customs Enforcement, *ICE Annual Report Fiscal Year 2022* (Dec. 30, 2022).

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Congress has provided funding in both fiscal year 2021 and fiscal year 2022 for ICE to maintain an average daily detained population of 34,000 individuals.⁷ In fiscal year 2023, Congress again gave ICE funding to maintain the 34,000 daily average for detained individuals. Last year, however, ICE only detained an average of 22,360 individuals, leaving an average of more than 11,000 detention spaces empty during a period of unprecedented illegal immigration at our southwest border.⁸ This decision to leave so many spaces empty raises serious questions about ICE ERO's performance of its mission to "protect the homeland through the arrest and removal of those who undermine the safety of our communities and the integrity of our immigration laws."⁹

As the Acting Assistant Director for the ICE ERO Non-Detained Management, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

Thank you for your attention to this important matter.

Sincerely,



Jim Jordan
Chairman

cc The Honorable Jerrold Nadler, Ranking Member

⁷ Senate Appropriations Committee Republicans, Homeland Security Appropriations, 2022, Mar. 9, 2022, https://www.appropriations.senate.gov/imo/media/doc/FY22%20BILL%20HIGHLIGHTS_DHS_final.pdf.

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⁹ U.S. Immigration and Customs Enforcement, Who We Are, Enforcement and Removal Operations, <https://www.ice.gov/about-ice/ero> (last accessed Mar. 20, 2023).

¹⁰ Rules of the U.S. House of Representatives, R. X (2023).

ONE HUNDRED EIGHTEENTH CONGRESS

Congress of the United States
House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-6906

judiciary.house.gov

March 27, 2023

Mr. Corey Katz
Acting Assistant Director, Removal Division
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
500 12th St., SW
Washington, DC 20024

Dear Mr. Katz:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

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This reduction in removals coincides with a rapid rise in the numbers of individuals on the non-detained docket at ICE—going from 3.6 million individuals on the docket in 2021 to over 4.7 million individuals in 2022.⁵ More than 1.2 million individuals on the non-detained docket have received a final order of removal, but ICE removed only 72,177 illegal immigrants

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Acting Assistant Director Corey Katz

March 27, 2023

Page 2

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As the Acting Assistant Director for the ICE ERO Removal Division, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

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Jim Jordan
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ONE HUNDRED EIGHTEENTH CONGRESS

Congress of the United States
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COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-6906
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March 27, 2023

Field Office Director (FOD) – San Antonio
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
1777 NE Loop 410
Floor 15
San Antonio, TX 78217

Dear Field Office Director:

The Committee on the Judiciary is conducting oversight of the Administration's enforcement of federal immigration law. Our oversight includes an examination of recent actions by the Immigration and Customs Enforcement (ICE) Enforcement and Removal Operations (ERO) during the worst illegal immigration crisis in our nation's history. As the Acting Assistant Director of the Removal Division within ICE ERO, we believe you are uniquely situated to inform our oversight and we ask for your cooperation with our requests.

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As the Field Office Director for San Antonio, Texas, you have information that is relevant and necessary to our oversight of the Executive Branch's enforcement of federal immigration law. Accordingly, we request that you make yourself available for a transcribed interview with the Committee as soon as possible. Please contact Committee staff by April 10, 2023, to schedule your transcribed interview.

The Judiciary Committee is authorized to conduct oversight of federal immigration law pursuant to the Rules of the House of Representatives.¹⁰ If you have any questions, please contact Committee staff at (202) 225-6906. If you are represented by private counsel, please ask your attorney to contact Committee staff on your behalf.

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Jim Jordan
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