

**From:** Robbins, Timothy S  
**Sent:** 10 Apr 2017 08:54:25 -0400  
**To:** Homan, Thomas  
**Subject:** FW: Incorrect Information in ICE Declined Detainer Outcome Report

This one?

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 07, 2017 10:59 AM  
**To:** Robbins, Timothy S; Albence, Matthew; Homan, Thomas  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

(b)(5)

**From:** Robbins, Timothy S  
**Sent:** Friday, April 7, 2017 10:47 AM  
**To:** Albence, Matthew; Homan, Thomas  
**Cc:** (b)(6);(b)(7)(C)  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

Could you please make sure (b)(6) is up to speed on everything NY as he will be on the calls with OGC and NYC? Thx

**From:** Albence, Matthew  
**Sent:** Friday, April 07, 2017 10:46 AM  
**To:** Homan, Thomas  
**Cc:** Robbins, Timothy S  
**Subject:** FW: Incorrect Information in ICE Declined Detainer Outcome Report

FYSA. The first one!

**From:** (b)(6);(b)(7)(C)  
**Sent:** Friday, April 07, 2017 10:34 AM  
**To:** Albence, Matthew; Miller, Philip T  
**Subject:** FW: Incorrect Information in ICE Declined Detainer Outcome Report

FYI

**From:** Asher, Nathalie R  
**Sent:** Friday, April 07, 2017 10:32 AM  
**To:** (b)(6);(b)(7)(C)  
**Subject:** FW: Incorrect Information in ICE Declined Detainer Outcome Report

Heads up - Decker confirms an actual transfer from Rikers today – only because the case meets the NYC’s own criteria.

Case specifics below if needed....

NRA

**From:** Decker, Thomas  
**Sent:** Friday, April 7, 2017 10:29 AM  
**To:** Asher, Nathalie R  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

Nathalie, Here’s the information on this case.

There was one additional case they released to us, a Cuban national on March 30, 2017. We lodged that detainer on March 29, 2017 – and based on them saying his previous conviction met their criteria – they honored our detainer. (case information to follow)

Name: (b)(6);(b)(7)(C)

The subject is an LPR (IR2) .

DOB – (b)(6);(b)(7)(C)

COB – Saint Lucia

DOE – 07/24/2008

NTA – will be served today

The subject has four convictions, the two convictions in 2013 were as an juvenile, however he was charged/convicted as an adult. He was identified by CAP in DEC/2016 as he was in the City of NY custody pending the fraud & weapons charges (later convicted in 2017).

Based on the 2013 convictions the subject is an aggravated felon, legal sufficiency was obtained and an detainer was lodged on March 30, 2017 .

Convictions;

Larceny – 04/24/2013

Robbery – 04/24/2013

Fraud – 11/07/2014

Fraud – 01/13/2017

Weapons Offense – 02/14/2017

We were contacted on April 05, 2017 and advised that the subject met the City of New York criteria to honor our detainer and released to us today.

**From:** Asher, Nathalie R  
**Sent:** Friday, April 07, 2017 9:00 AM  
**To:** Decker, Thomas  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

10/4 – what are the specifics of the case?

NRA

**From:** Decker, Thomas  
**Sent:** Friday, April 7, 2017 8:57 AM  
**To:** Asher, Nathalie R  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

Thanks Nathalie,

Also, I was just informed that we do have one pick-up for today at Rikers.

**From:** Robbins, Timothy S  
**Sent:** 10 Apr 2017 09:01:13 -0400  
**To:** Homan, Thomas  
**Subject:** FW: Incorrect Information in ICE Declined Detainer Outcome Report

**From:** Homan, Thomas  
**Sent:** Thursday, April 06, 2017 6:51 PM  
**To:** [redacted] Robbins, Timothy S;  
[redacted]  
**Cc:** [redacted]  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

We will work with the team and get it done. Thanks [redacted]

Sent with BlackBerry Work ([www.blackberry.com](http://www.blackberry.com))

**From:** [redacted]  
**Date:** Thursday, Apr 06, 2017, 6:48 PM  
**To:** [redacted] Homan, Thomas [redacted]  
[redacted]  
[redacted] Robbins, Timothy S [redacted]  
[redacted]  
**Cc:** [redacted]  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

She raised this on a call on the initial rollout, too. I think they don't like the way their policy is described in section 3. She couldn't explain why it was incorrect.

It would be good to hear specifically what they think is incorrect about the summary.

[redacted]  
Senior Counselor to the Secretary  
U.S. Department of Homeland Security

**From:** [redacted]  
**Sent:** Thursday, April 06, 2017 6:44:05 PM  
**To:** Homan, Thomas; [redacted] Robbins, Timothy S;  
[redacted]  
**Cc:** [redacted]  
**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

Thanks Tom

[redacted]

(b)(5)

**From:** Homan, Thomas

**Sent:** Thursday, April 6, 2017 6:38 PM

**To:** (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

(b)(6);(b)(7)(C); Robbins, Timothy S (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

Certainly but NYC is extremely uncooperative. We will provide the information and work with OPLA and OGC staff to engage. They removed our officers from Rikers Island and will not honor detainees. I met with them personally last year in an effort to gain more cooperation. We will review asap.

Sent with BlackBerry Work ([www.blackberry.com](http://www.blackberry.com))

**From:** (b)(6);(b)(7)(C)

**Date:** Thursday, Apr 06, 2017, 6:31 PM

**To:** (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) Homan, Thomas (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C) Robbins, Timothy S (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

**Subject:** RE: Incorrect Information in ICE Declined Detainer Outcome Report

Could we make this a priority to understand the concern and correct the report as appropriate?  
Could we do an initial reach out to NYC tomorrow and let Sen. Schumer know we are engaging?  
Thanks

**From:** (b)(6);(b)(7)(C)

**Sent:** Thursday, April 6, 2017 5:54 PM

**To:** (b)(6);(b)(7)(C) Homan,

Thomas (b)(6);(b)(7)(C) Robbins, Timothy S

(b)(6);(b)(7)(C)

**Cc:** (b)(6);(b)(7)(C)

(b)(6);(b)(7)(C)

**Subject:** FW: Incorrect Information in ICE Declined Detainer Outcome Report

Hi everyone,

We received the email below from Senator Schumer's staff, asking DHS to talk to the attorneys for NYC. [redacted] (b)(6);(b)(7)(C);(b)(5)

[redacted] (b)(6);(b)(7)(C);(b)(5) Do y'all agree?

Thanks!

[redacted] (b)(6);(b)(7)(C)

Senior Counselor to the Secretary  
U.S. Department of Homeland Security

**From:** [redacted] (b)(6);(b)(7)(C)

**Sent:** Thursday, April 06, 2017 4:14:51 PM

**To:** [redacted] (b)(6);(b)(7)(C)

**Cc:** [redacted] (b)(6);(b)(7)(C)

[redacted] (b)(6);(b)(7)(C)

**Subject:** Incorrect Information in ICE Declined Detainer Outcome Report

Hi [redacted] (b)(6);(b)(7)

I hope you're doing well. As I mentioned on one of the recent DHS briefing calls, the Department has incorrectly summarized New York City's ordinance and policies in the weekly ICE Declined Detainer Outcome Reports. I have copied attorneys with the city government. Could we please set up a time to discuss this? Given the fact that you all are releasing this report to the public on a weekly basis, we believe it is critical to get the policy right. I hope you agree.

Many thanks,

[redacted] (b)(6);(b)(7)

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[redacted] (b)(6);(b)(7)

Counsel  
CHARLES E. SCHUMER  
United States Senate Democratic Leader  
Office: 202-224-[redacted] (b)(6);