















IMMIGRATION COURT  
3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

In the Matter of

Case No.: A212-903-961

ERMIAS, ZERESENAY  
Respondent

IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 10/27/17.  
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed or reopened, the oral decision will become the official opinion in the case.

- The respondent was ordered removed from the United States to ERITREA or in the alternative to \_\_\_\_\_.
- Respondent's application for voluntary departure was denied and respondent was ordered removed to ERITREA or in the alternative to \_\_\_\_\_.
- Respondent's application for voluntary departure was granted until upon posting a bond in the amount of \$ \_\_\_\_\_ with an alternate order of removal to \_\_\_\_\_.

Respondent's application for:

- Asylum was ( ) granted (  ) denied ( ) withdrawn.
- Withholding of removal was ( ) granted (  ) denied ( ) withdrawn.
- A Waiver under Section \_\_\_\_\_ was ( ) granted ( ) denied ( ) withdrawn.
- Cancellation of removal under section 240A(a) was ( ) granted ( ) denied ( ) withdrawn.

Respondent's application for:

- Cancellation under section 240A(b)(1) was ( ) granted ( ) denied ( ) withdrawn. If granted, it is ordered that the respondent be issued all appropriate documents necessary to give effect to this order.
- Cancellation under section 240A(b)(2) was ( ) granted ( ) denied ( ) withdrawn. If granted it is ordered that the respondent be issued all appropriated documents necessary to give effect to this order.
- Adjustment of Status under Section \_\_\_\_\_ was ( ) granted ( ) denied ( ) withdrawn. If granted it is ordered that the respondent be issued all appropriated documents necessary to give effect to this order.
- Respondent's application of (  ) withholding of removal (  ) deferral of removal under Article III of the Convention Against Torture was ( ) granted (  ) denied ( ) withdrawn.
- Respondent's status was rescinded under section 246.
- Respondent is admitted to the United States as a \_\_\_\_\_ until \_\_\_\_\_.
- As a condition of admission, respondent is to post a \$ \_\_\_\_\_ bond.
- Respondent knowingly filed a frivolous asylum application after proper notice.
- Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.
- Proceedings were terminated.
- Other: \_\_\_\_\_

Date: Oct 27, 2017

BARRY S. CHAIT  
Immigration Judge

Appeal: Waived/Reserved BOTH Appeal Due By: \_\_\_\_\_

JC ~~XXXXXXXXXX~~ JC

Scanned On \_\_\_\_\_

ALIEN NUMBER: 212-903-961

NAME: ERMIA, ZERESEAY

---

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)

TO:  ALIEN  ALIEN t/o Custodial Officer  ALIEN's ATT/REP  DHS

DATE: \_\_\_\_\_ BY: COURT STAFF

Attachments:  EOIR-33  EOIR-28  Legal Services List  Other

---

06

















Ethiopian Community Service and Development Council, Inc.

1901 9<sup>th</sup> Street NW, Washington DC 20001

(202) 319 0045/47 Fax: (202) 319 0048

**ERITREAN DEFENSE MINISTER  
SERVICE CERTIFICATION OFFICE  
ZERESENAY ERMIA TESFATION**

After the scarified of Freedom fighter soldiers, Zeresenay Erimias Tesfation has been contributed to this country on the 13<sup>th</sup> round from February 30, 2000 to September 01, 2001, this certificate is given in recognition of his one year service.

Victory to the majority  
Eritrean Ministry of Defense  
Service certification office

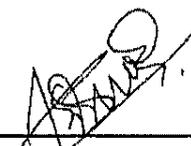
Issue date – 01/02/2002

Certification of Translator's Competence

I Kassahun Mamo , Certify that I am fluent in the English and Amharic and Tigrigna languages, that I am competent to translate this document, which is true and accurate, to the best of my knowledge.

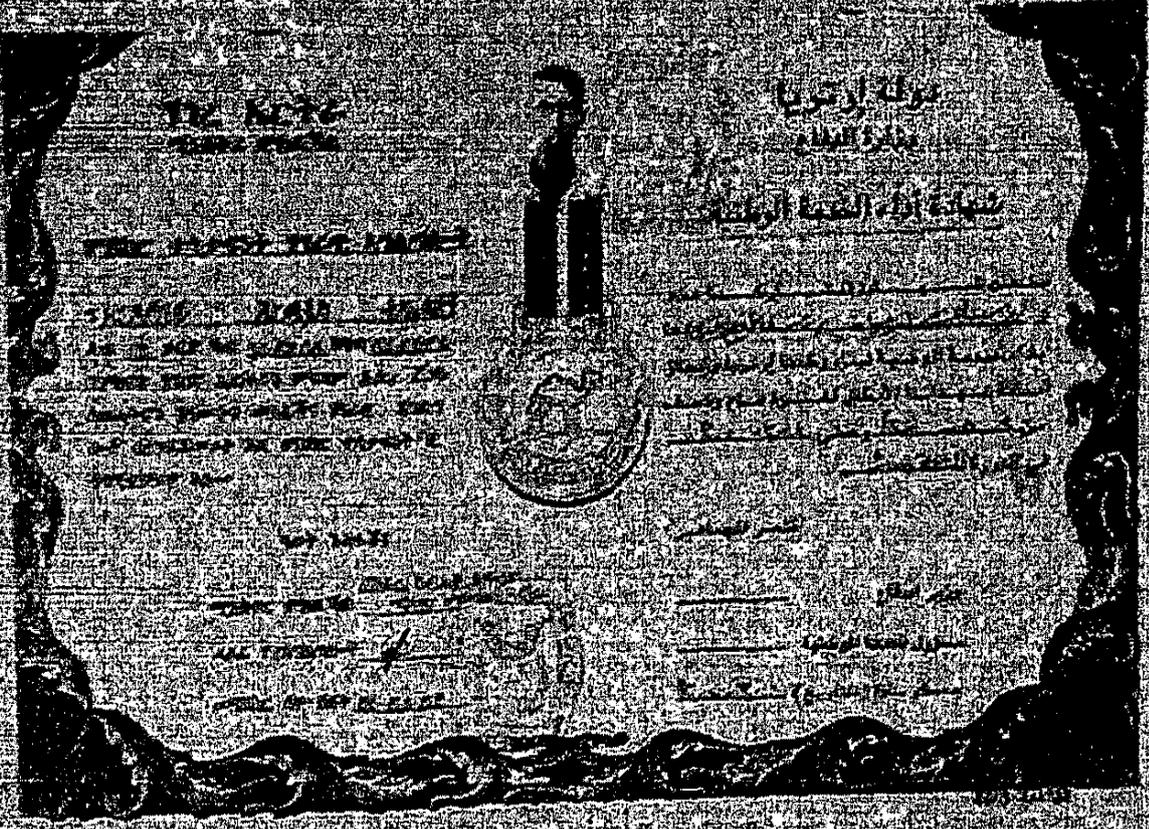
Date: 05/18/2017

Agency: Ethiopian Community Services and Development Council, Inc.

  
\_\_\_\_\_  
(Signature of Translator)  
1901 9<sup>th</sup> St. NW.  
Washington, DC 20001

Rec'd in court 7/24/17

EX. 7





Ethiopian Community Service and Development Council, Inc.

1901 9<sup>th</sup> Street NW, Washington DC 20001

(202) 319 0045/47 Fax: (202) 319 0048

Date – May 05, 2017

ID No. 1318/11/17

**STATE OF ERITREAN  
ADI KONDI ADMINISTRATION**

**TO WHOM IT MAY CONCERN**

We confirm that Zeresenay Ermias Tesfation was born on May 05, 1984 at  
Adi Kondi. He was also raised here. We appreciate all the assistance  
forwarded to him.

**Victory to the majority**

**Gebreleul Zeledet  
Administration**

**Certification of Translator's Competence**

I Kassahun Mamo , Certify that I am fluent in the English and Amharic and Tigrigna languages,  
that I am competent to translate this document, which is true and accurate, to the best of my  
knowledge.

Date: 05/18/2017

Agency: Ethiopian Community Services and Development Council, Inc.

  
\_\_\_\_\_  
(Signature of Translator)  
1901 9<sup>th</sup> St. NW.  
Washington, DC 20001

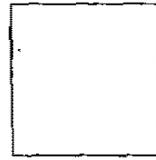


ቁ. መዝ. 1/2001

No. 1/2001

ዕለት 19/06/1984

Date 19/06/1984



### ምስክር ጥምቀት ክርስትና

### BAPTISM CERTIFICATE

ስም ጥምቀት ሕጻን ዘርሃአዳጃ

Baptismal Name Zereseñay

መጸውዒ ስም ሕጻን ዘርሃአዳጃ - ገዢ ይገልጻል

Name Zereseñay Ermas

ስም አባ ሕጻን  (b)(6)

Father's Name  (b)(6)

ስም አደ ሕጻን  (b)(6)

Mother's Name  (b)(6)

ዜግነት ወለዲ ኮርቶቤይ

Nationality Eritrean

ዕለተ ልደት ሕጻን 09/05/1984

Date of Birth 09/05/1984

ዕለተ ጥምቀት ሕጻን 19/06/1984

Date of Baptism 19/06/1984

ስም አባ ወይ አደ ክርስትና  (b)(6)

God Father's or Mother's Name  (b)(6)

ዝተጠምቀሉ/ትሉ ቤተ ክርስቲያን

Church D.H./E./Ade-Konste

ስምን ከታምን አባ ንስሐ ቆሎ - ሳኒቲቲዮን 09/09/1970

Name & Sig. of Conf. Priest Meheretab A. Egezech

ከታም አባ  (b)(6)

Father's Signature  (b)(6)

(b)(6)



የገዢ ገዢ  
የገዢ ገዢ  
ADMINISTRATOR DERFE HAYI KIDUS  
MIKAEL ADI KONTEI

ተገዢ ሕዝብ ግብር ተገዢ  
አመራሪ ቤተ ክርስቲያን  
Church Administrator

(b)(6)

NO 1/2001  
DATE 19/06/1984

**Baptism Certificate**

**Baptismal Name:** Zeresenay

**Name:** Zeresenay Ermias

**Father's Name:** [REDACTED] (b)(6)

**Mother's Name:** [REDACTED] (b)(6)

**Nationality:** Eritrean

**Date of Birth:** 09/05/1984

**Date of Baptism:** 19/06/1984

**God Father's or Mother's Name:** [REDACTED] (b)(6)

**Church:** D/H/K/ Adi-Kontsi

**Name & sig. of conf. Priest:** Mehretab A/egezeh

**Father's Signature:** [REDACTED] (b)(6)

(b)(6)

(b)(6)

(b)(6)

(b)(6)

(b)(6)

(b)(6)

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
POMPANO BEACH, FL

I

ERMIAS, ZERESEYAY  
BTC  
POMPANO BEACH, FL 33073

RE: ERMIAS, ZERESEYAY  
INMATE NO:

NOTICE OF HEARING IN REMOVAL PROCEEDINGS

DATE OF NOTICE: Jul 24, 2017  
FILE: A212-903-961

You are hereby notified that a hearing in this case is scheduled/rescheduled before an Immigration Court on Sept. 12, 2017 @ 11:00pm at

3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073.

You may be represented in this proceeding at no expense to the Government by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. If you wish to be represented, your attorney or representative should appear with you at the scheduled hearing.

Except as otherwise ordered by an Immigration Judge, any motions (including motions for continuances and motions to withdraw as counsel), applications, or other correspondence concerning this case should be filed with the Immigration Court at: 3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

at least 10 days prior to the scheduled hearing. Evidence of payment of appropriate filing fees must be included.

ANYONE EXPECTING TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING ENTRY. CONTACT THE SECURITY OFFICE AT THIS PRISON IN ADVANCE OF THE DAY OF THE HEARING FOR FURTHER SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.

For information regarding the status of your case, call toll free 1-800-898-7180 OR 240-314-1500.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)  
TO:  ALIEN  ALIEN c/o Custodial Officer  ALIEN's ATT/REP  DHS  
DATE: 7/24 BY: COURT STAFF CR  
Attachments:  EOIR-33  EOIR- 28  Legal Services List  Other

3Y

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
POMPANO BEACH, FL

ERMIAS, ZERESEENAY  
BTC  
POMPANO BEACH, FL 33073

RE: ERMIAS, ZERESEENAY  
INMATE NO:

NOTICE OF HEARING IN REMOVAL PROCEEDINGS

DATE OF NOTICE: Jun 13, 2017  
FILE: A212-903-961

You are hereby notified that a hearing in this case is scheduled/rescheduled before an Immigration Court on 6/26/17 @ 9:00 at

3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073.

You may be represented in this proceeding at no expense to the Government by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. If you wish to be represented, your attorney or representative should appear with you at the scheduled hearing.

Except as otherwise ordered by an Immigration Judge, any motions (including motions for continuances and motions to withdraw as counsel), applications, or other correspondence concerning this case should be filed with the Immigration Court at: 3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

at least 10 days prior to the scheduled hearing. Evidence of payment of appropriate filing fees must be included.

ANYONE EXPECTING TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING ENTRY. CONTACT THE SECURITY OFFICE AT THIS PRISON IN ADVANCE OF THE DAY OF THE HEARING FOR FURTHER SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.

For information regarding the status of your case, call toll free 1-800-898-7180 OR 240-314-1500.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)  
TO:  ALIEN  ALIEN c/o Custodial Officer  ALIEN'S ATT/REP  DHS  
DATE: 6/13/17 BY: COURT STAFF  
Attachments:  EOIR-33  EOIR- 28  Legal Services List  Other  
3Y

















UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
POMPANO BEACH, FL

FILE: A212-903-961

IN THE MATTER OF:

ERMIAS, ZERESEYAY

RESPONDENT

IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE  
WITH RESPECT TO CUSTODY

Request having been made for a change in the custody status of respondent pursuant to 8 CFR 236.1(c), and full consideration having been given to the representations of the Department of Homeland Security and the respondent, it is hereby

\_\_\_\_\_ ORDERED that the request for a change in custody status be denied.

\_\_\_\_\_ ORDERED that the request be granted and that respondent be:

\_\_\_\_\_ released from custody on his own recognizance

\_\_\_\_\_ released from custody under bond of \$ \_\_\_\_\_

OTHER

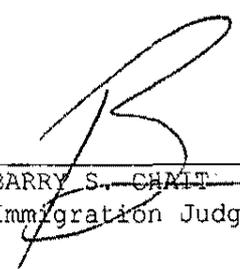
*No jurisdiction / Arriving alien*

Copy of this decision has been served on the respondent and the Department of Homeland Security.

APPEAL: waived -- reserved

MIAMI -- BROWARD TRANSITIONAL CENTER

Date: Jun 13, 2017

  
\_\_\_\_\_  
BARRY S. CHAIT  
Immigration Judge

XS

















**I-589, Application for Asylum  
and for Withholding of Removal**

START HERE - Type or print in black ink. See the instructions for information about eligibility and how to complete and file this application. There is NO filing fee for this application.

NOTE: Check this box if you also want to apply for withholding of removal under the Convention Against Torture.

**Part A. I. Information About You**

1. Alien Registration Number(s) (A-Number) (if any) **A21290396J** 2. U.S. Social Security Number (if any)

3. Complete Last Name **TESFATSION** 4. First Name **ZERESENAJ** 5. Middle Name **ERMIAS**

6. What other names have you used (include maiden name and aliases)?

7. Residence in the U.S. (where you physically reside) **BROWARD TRANSITIONAL CENTER** Telephone Number ( )

Street Number and Name **3900 W. Power Line Road** Apt. Number

City **POMPANO BEACH** State **FLORIDA** Zip Code **33073**

8. Mailing Address in the U.S. (if different than the address in No. 7) Telephone Number ( )

In Care Of (if applicable): **At final hearing says this date should be 2013** Apt. Number

Street Number and Name City State Zip Code

9. Gender:  Male  Female 10. Marital Status:  Single  Married  Divorced  Widowed

11. Date of Birth (mm/dd/yyyy) **05/09/1984** 12. City and Country of Birth **ADI KOWTSI, ERITREA**

13. Present Nationality (Citizenship) **ERITREA** 14. Nationality at Birth **ERITREA** 15. Race, Ethnic, or Tribal Group **TIGRIGNA** 16. Religion **CHRISTIAN ORTHODOX**

17. Check the box, a through c, that applies: a.  I have never been in Immigration Court proceedings. b.  I am now in Immigration Court proceedings. c.  I am not now in Immigration Court proceedings, but I have been in the past.

18. Complete 18 a through c. a. When did you last leave your country? (mm/dd/yyyy) **01/20/2015** b. What is your current I-94 Number, if any?

c. List each entry into the U.S. beginning with your most recent entry. List date (mm/dd/yyyy), place, and your status for each entry. (Attach additional sheets as needed.)  
Date **02/01/2017** Place **HIDALGO, TEXAS** Status **ASYLUM SEEKER** Date Status Expires:  
Date \_\_\_\_\_ Place \_\_\_\_\_ Status \_\_\_\_\_  
Date \_\_\_\_\_ Place \_\_\_\_\_ Status \_\_\_\_\_

19. What country issued your last passport or travel document? 20. Passport # \_\_\_\_\_ Travel Document # \_\_\_\_\_ 21. Expiration Date (mm/dd/yyyy)

22. What is your native language (include dialect, if applicable)? **TIGRIGNA** 23. Are you fluent in English?  Yes  No 24. What other languages do you speak fluently?

**For EOIR use only.** Action: **For USCIS use only.** Decision: Interview Date: \_\_\_\_\_ Approval Date: \_\_\_\_\_ Denial Date: \_\_\_\_\_ Asylum Officer ID#: \_\_\_\_\_ Referral Date: **I-589**

**Part A. II. Information About Your Spouse and Children**

Your spouse

I am not married. (Skip to Your Children below.)

(b)(6)

**Your Children.** List all of your children, regardless of age, location, or marital status.

I do not have any children. (Skip to Part A. III., Information about your background.)

I have children. Total number of children: \_\_\_\_\_

(NOTE: Use Form I-589 Supplement A or attach additional sheets of paper and documentation if you have more than four children.)

1. Alien Registration Number (A-Number) <i>(if any)</i>	2. Passport/ID Card No. <i>(if any)</i>	3. Marital Status <i>(Married, Single, Divorced, Widowed)</i>	4. U.S. Social Security No. <i>(if any)</i>
5. Complete Last Name	6. First Name	7. Middle Name	8. Date of Birth <i>(mm/dd/yyyy)</i>
9. City and Country of Birth	10. Nationality <i>(Citizenship)</i>	11. Race, Ethnic, or Tribal Group	12. Gender <input type="checkbox"/> Male <input type="checkbox"/> Female
13. Is this child in the U.S.? <input type="checkbox"/> Yes <i>(Complete Blocks 14 to 21.)</i> <input type="checkbox"/> No <i>(Specify location.)</i>			
14. Place of last entry in the U.S.	15. Date of last entry in the U.S. <i>(mm/dd/yyyy)</i>	16. I-94 No. <i>(if any)</i>	17. Status when last admitted <i>(Visa type, if any)</i>
18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? <i>(mm/dd/yyyy)</i>	20. Is your child in Immigration Court proceedings? <input type="checkbox"/> Yes <input type="checkbox"/> No	
21. If in the U.S., is this child to be included in this application? <i>(Check the appropriate box.)</i> <input type="checkbox"/> Yes <i>(Attach one photograph of your child in the upper right corner of Page 9 on the extra copy of the application submitted for this person.)</i> <input type="checkbox"/> No			



**Part A. II. Information About Your Spouse and Children (Continued)**

1. Alien Registration Number (A-Number) (if any)	2. Passport/ID Card No. (if any)	3. Marital Status (Married, Single, Divorced, Widowed)	4. U.S. Social Security No. (if any)
5. Complete Last Name	6. First Name	7. Middle Name	8. Date of Birth (mm/dd/yyyy)
9. City and Country of Birth	10. Nationality (Citizenship)	11. Race, Ethnic, or Tribal Group	12. Gender <input type="checkbox"/> Male <input type="checkbox"/> Female
13. Is this child in the U.S.? <input type="checkbox"/> Yes (Complete Blocks 14 to 21.) <input type="checkbox"/> No (Specify location.)			
14. Place of last entry into the U.S.	15. Date of last entry into the U.S. (mm/dd/yyyy)	16. I-94 No. (if any)	17. Status when last admitted (Visa type, if any)
18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? (mm/dd/yyyy)	20. Is your child in Immigration Court proceedings? <input type="checkbox"/> Yes <input type="checkbox"/> No	
21. If in the U.S., is this child to be included in this application? (Check the appropriate box.) <input type="checkbox"/> Yes (Attach one photograph of your child in the upper right corner of Page 9 on the extra copy of the application submitted for this person.) <input type="checkbox"/> No			

1. Alien Registration Number (A-Number) (if any)	2. Passport/ID Card No. (if any)	3. Marital Status (Married, Single, Divorced, Widowed)	4. U.S. Social Security No. (if any)
5. Complete Last Name	6. First Name	7. Middle Name	8. Date of Birth (mm/dd/yyyy)
9. City and Country of Birth	10. Nationality (Citizenship)	11. Race, Ethnic, or Tribal Group	12. Gender <input type="checkbox"/> Male <input type="checkbox"/> Female
13. Is this child in the U.S.? <input type="checkbox"/> Yes (Complete Blocks 14 to 21.) <input type="checkbox"/> No (Specify location.)			
14. Place of last entry into the U.S.	15. Date of last entry into the U.S. (mm/dd/yyyy)	16. I-94 No. (if any)	17. Status when last admitted (Visa type, if any)
18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? (mm/dd/yyyy)	20. Is your child in Immigration Court proceedings? <input type="checkbox"/> Yes <input type="checkbox"/> No	
21. If in the U.S., is this child to be included in this application? (Check the appropriate box.) <input type="checkbox"/> Yes (Attach one photograph of your child in the upper right corner of Page 9 on the extra copy of the application submitted for this person.) <input type="checkbox"/> No			

1. Alien Registration Number (A-Number) (if any)	2. Passport/ID Card No. (if any)	3. Marital Status (Married, Single, Divorced, Widowed)	4. U.S. Social Security No. (if any)
5. Complete Last Name	6. First Name	7. Middle Name	8. Date of Birth (mm/dd/yyyy)
9. City and Country of Birth	10. Nationality (Citizenship)	11. Race, Ethnic, or Tribal Group	12. Gender <input type="checkbox"/> Male <input type="checkbox"/> Female
13. Is this child in the U.S.? <input type="checkbox"/> Yes (Complete Blocks 14 to 21.) <input type="checkbox"/> No (Specify location.)			
14. Place of last entry into the U.S.	15. Date of last entry into the U.S. (mm/dd/yyyy)	16. I-94 No. (if any)	17. Status when last admitted (Visa type, if any)
18. What is your child's current status?	19. What is the expiration date of his/her authorized stay, if any? (mm/dd/yyyy)	20. Is your child in Immigration Court proceedings? <input type="checkbox"/> Yes <input type="checkbox"/> No	
21. If in the U.S., is this child to be included in this application? (Check the appropriate box.) <input type="checkbox"/> Yes (Attach one photograph of your child in the upper right corner of Page 9 on the extra copy of the application submitted for this person.) <input type="checkbox"/> No			

**Part A. III. Information About Your Background**

1. List your last address where you lived before coming to the United States. If this is not the country where you fear persecution, also list the last address in the country where you fear persecution. (List Address, City/Town, Department, Province, or State and Country.)  
 (NOTE: Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)

Number and Street (Provide if available)	City/Town	Department, Province, or State	Country	Dates	
				From (Mo/Yr)	To (Mo/Yr)
GIREF	KHARTOUM	KHARTOUM	SUDAN	01/2015	11/2016
	ADI KONTSI	ZORA MAEKEL	ERITREA	05/1984	01/2015

2. Provide the following information about your residences during the past 5 years. List your present address first.  
 (NOTE: Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)

Number and Street	City/Town	Department, Province, or State	Country	Dates	
				From (Mo/Yr)	To (Mo/Yr)
3900 N. PALMER AVE	POMPANO BEACH	FLORIDA	U.S.A	02/2017	PRESENT
GIREF	KHARTOUM	SUDAN	SUDAN	01/2015	11/2016
	ADI KONTSI	ERITREA	ERITREA	05/1984	01/2015

3. Provide the following information about your education, beginning with the most recent.  
 (NOTE: Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)

Name of School	Type of School	Location (Address)	Attended	
			From (Mo/Yr)	To (Mo/Yr)
ADI KONTSI EIE SCHOOL	ELEMENTARY SCHOOL	ADI KONTSI - ERITREA	09/1990	06/1995
TSADA KRISTIAN JUN. SCHOOL	JUNIOR SCHOOL	TSADA KRISTIAN - ERITREA	09/1995	06/1997
TSADA KRISTIAN SCHOOL	HIGH SCHOOL	TSADA KRISTIAN - ERITREA	09/1997	06/2000

4. Provide the following information about your employment during the past 5 years. List your present employment first.  
 (NOTE: Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)

Name and Address of Employer	Your Occupation	Dates	
		From (Mo/Yr)	To (Mo/Yr)
KHARTOUM - SUDAN	CLEANER	06/2015	8/2016
ERITREAN MILITARY	REGULAR SOLDIER	01/2000	12/2014

5. Provide the following information about your parents and siblings (brothers and sisters). Check the box if the person is deceased.  
 (NOTE: Use Form I-589 Supplement B, or additional sheets of paper, if necessary.)

(b)(6)

	Full Name	City/Town and Country of Birth	Current Location
Mother	[REDACTED]		
Father			
Siblings			

**Part B. Information About Your Application**

(NOTE: Use Form I-589 Supplement B, or attach additional sheets of paper as needed to complete your responses to the questions contained in Part B.)

When answering the following questions about your asylum or other protection claim (withholding of removal under 241(b)(3) of the INA or withholding of removal under the Convention Against Torture), you must provide a detailed and specific account of the basis of your claim to asylum or other protection. To the best of your ability, provide specific dates, places, and descriptions about each event or action described. You must attach documents evidencing the general conditions in the country from which you are seeking asylum or other protection and the specific facts on which you are relying to support your claim. If this documentation is unavailable or you are not providing this documentation with your application, explain why in your responses to the following questions.

Refer to Instructions, Part 1: Filing Instructions, Section II, "Basis of Eligibility," Parts A - D, Section V, "Completing the Form," Part B, and Section VII, "Additional Evidence That You Should Submit," for more information on completing this section of the form.

1. Why are you applying for asylum or withholding of removal under section 241(b)(3) of the INA, or for withholding of removal under the Convention Against Torture? Check the appropriate box(es) below and then provide detailed answers to questions A and B below:

I am seeking asylum or withholding of removal based on:

- Race
- Religion
- Nationality
- Political opinion
- Membership in a particular social group
- Torture Convention

A. Have you, your family, or close friends or colleagues ever experienced harm or mistreatment or threats in the past by anyone?

- No
- Yes

If "Yes," explain in detail:

1. What happened;
2. When the harm or mistreatment or threats occurred;
3. Who caused the harm or mistreatment or threats; and
4. Why you believe the harm or mistreatment or threats occurred.

IN 2013 WHEN I WAS IN MILITARY SERVICE IN SAWA MILITARY CENTER. THE MILITARY CHIEFS ORDERED US TO SHOOT & KILL ANYONE WHO TRIED TO CROSS THE ERITREA-SUDAN BORDER. I WAS WILLING TO DO THIS & I REJECTED THIS ORDER OPENLY AT A SUMMIT THAT WAS HELD BY MY ARMY CHIEF. I TOLD HIM THAT I WAS NOT IN AGREEMENT WITH THIS ORDER. ONE DAY WHILE GOING TO DEFORRESTATION WITH MY STUDENTS, → (Continued)

B. Do you fear harm or mistreatment if you return to your home country? ..

- No
- Yes

If "Yes," explain in detail:

1. What harm or mistreatment you fear;
2. Who you believe would harm or mistreat you; and
3. Why you believe you would or could be harmed or mistreated.

I FEAR THAT THE ERITREAN NATIONAL SECURITY WILL ARREST ME. AND ALSO TORTURE PERHAPS KILL ME. BECAUSE I FLED FROM PRISON AND ALSO I AM OUT FROM ERITREA.

**Part B. Information About Your Application (Continued)**

2. Have you or your family members ever been accused, charged, arrested, detained, interrogated, convicted and sentenced, or imprisoned in any country other than the United States?

No  Yes

If "Yes," explain the circumstances and reasons for the action.

(b)(6)

IN 2012 MY BROTHER [REDACTED] HE WAS UNFIT FROM MILITARY SERVICE & ALSO HE HAVE A PERMIT PAPER NOT TO JOIN THE ARMY. WHILE HE WORKED AS A BUSINESS MAN, THE ERITREAN NATIONAL SECURITY TOOK HIM FROM HOME. STILL NOBODY KNOW IF HE IS ALIVE OR DEAD.

3.A. Have you or your family members ever belonged to or been associated with any organizations or groups in your home country, such as, but not limited to, a political party, student group, labor union, religious organization, military or paramilitary group, civil patrol, guerrilla organization, ethnic group, human rights group, or the press or media?

No  Yes

If "Yes," describe for each person the level of participation, any leadership or other positions held, and the length of time you or your family members were involved in each organization or activity.

I WAS SERVED ON THE MILITARY FOR 14 YEARS.

B. Do you or your family members continue to participate in any way in these organizations or groups?

No  Yes

If "Yes," describe for each person your or your family members' current level of participation, any leadership or other positions currently held, and the length of time you or your family members have been involved in each organization or group.

4. Are you afraid of being subjected to torture in your home country or any other country to which you may be returned?

No  Yes

If "Yes," explain why you are afraid and describe the nature of torture you fear, by whom, and why it would be inflicted.

I AM AFRAID TO GET BACK TO MY HOME COUNTRY. B/C FIRST I FLED FROM PRISON. THEY WILL ALSO ACCUSED ME OF COOPERATING WITH ANTI GOVERNMENT GROUPS. SO THEY WILL KILL ME AND DISAPPEAR ME.

**Part C. Additional Information About Your Application**

(NOTE: Use Form I-589 Supplement B, or attach additional sheets of paper as needed to complete your responses to the questions contained in Part C.)

1. Have you, your spouse, your child(ren), your parents or your siblings ever applied to the U.S. Government for refugee status, asylum, or withholding of removal?

No       Yes

If "Yes," explain the decision and what happened to any status you, your spouse, your child(ren), your parents, or your siblings received as a result of that decision. Indicate whether or not you were included in a parent or spouse's application. If so, include your parent or spouse's A-number in your response. If you have been denied asylum by an immigration judge or the Board of Immigration Appeals, describe any change(s) in conditions in your country or your own personal circumstances since the date of the denial that may affect your eligibility for asylum.

[Empty response box for question 1]

2. A. After leaving the country from which you are claiming asylum, did you or your spouse or child(ren) who are now in the United States travel through or reside in any other country before entering the United States?       No       Yes

B. Have you, your spouse, your child(ren), or other family members, such as your parents or siblings, ever applied for or received any lawful status in any country other than the one from which you are now claiming asylum?

No       Yes

If "Yes" to either or both questions (2A and/or 2B), provide for each person the following: the name of each country and the length of stay, the person's status while there, the reasons for leaving, whether or not the person is entitled to return for lawful residence purposes, and whether the person applied for refugee status or for asylum while there, and if not, why he or she did not do so.

WHILE I STAYED IN SUDAN, I TRIED TO TAKE ASYLUM PAPER IN SUDAN CAMP. BUT IN SUDAN REFUGEE CAMP "SHEGERAB". IT NOT SAFETY. B/C ERITREA SECURITY TOOK PEOPLE ALWAYS. AND ALSO THE "RASHIDA TRIBES" TRAFFICKING PEOPLE FOR SELLING HUMAN BODY. I DON'T FEEL SAFE IN SUDAN. I LEFT SUDAN THROUGH ETHIOPIA, BRAZIL, PERU, ECUADOR, COLOMBIA, PANAMA, COSTARICA, NICARAGUA, HONDURAS, GUATEMALA MEXICO TO REACH U.S.A.

3. Have you, your spouse or your child(ren) ever ordered, incited, assisted or otherwise participated in causing harm or suffering to any person because of his or her race, religion, nationality, membership in a particular social group or belief in a particular political opinion?

No       Yes

If "Yes," describe in detail each such incident and your own, your spouse's, or your child(ren)'s involvement.

[Empty response box for question 3]



**Part C. Additional Information About Your Application (Continued)**

4. After you left the country where you were harmed or fear harm, did you return to that country?

No  Yes

If "Yes," describe in detail the circumstances of your visit(s) (for example, the date(s) of the trip(s), the purpose(s) of the trip(s), and the length of time you remained in that country for the visit(s).)

5. Are you filing this application more than 1 year after your last arrival in the United States?

No  Yes

If "Yes," explain why you did not file within the first year after you arrived. You must be prepared to explain at your interview or hearing why you did not file your asylum application within the first year after you arrived. For guidance in answering this question, see Instructions, Part I: Filing Instructions, Section V. "Completing the Form," Part C.

6. Have you or any member of your family included in the application ever committed any crime and/or been arrested, charged, convicted, or sentenced for any crimes in the United States?

No  Yes

If "Yes," for each instance, specify in your response: what occurred and the circumstances, dates, length of sentence received, location, the duration of the detention or imprisonment, reason(s) for the detention or conviction, any formal charges that were lodged against you or your relatives included in your application, and the reason(s) for release. Attach documents referring to these incidents, if they are available, or an explanation of why documents are not available.



**Part D. Your Signature**

I certify, under penalty of perjury under the laws of the United States of America, that this application and the evidence submitted with it are all true and correct. Title 18, United States Code, Section 1546(a), provides in part: Whoever knowingly makes under oath, or as permitted under penalty of perjury under Section 1746 of Title 28, United States Code, knowingly subscribes as true, any false statement with respect to a material fact in any application, affidavit, or other document required by the immigration laws or regulations prescribed thereunder, or knowingly presents any such application, affidavit, or other document containing any such false statement or which fails to contain any reasonable basis in law or fact - shall be fined in accordance with this title or imprisoned for up to 25 years. I authorize the release of any information from my immigration record that U.S. Citizenship and Immigration Services (USCIS) needs to determine eligibility for the benefit I am seeking.

Staple your photograph here or the photograph of the family member to be included on the extra copy of the application submitted for that person.

**WARNING: Applicants who are in the United States illegally are subject to removal if their asylum or withholding claims are not granted by an asylum officer or an immigration judge. Any information provided in completing this application may be used as a basis for the institution of, or as evidence in, removal proceedings even if the application is later withdrawn. Applicants determined to have knowingly made a frivolous application for asylum will be permanently ineligible for any benefits under the Immigration and Nationality Act. You may not avoid a frivolous finding simply because someone advised you to provide false information in your asylum application. If filing with USCIS, unexcused failure to appear for an appointment to provide biometrics (such as fingerprints) and your biographical information within the time allowed may result in an asylum officer dismissing your asylum application or referring it to an immigration judge. Failure without good cause to provide DHS with biometrics or other biographical information while in removal proceedings may result in your application being found abandoned by the immigration judge. See sections 208(d)(5)(A) and 208(d)(6) of the INA and 8 CFR sections 208.10, 1208.10, 208.20, 1003.47(d) and 1208.20.**

Print your complete name.

Write your name in your native alphabet.

TESFATSION ZERESENAJ ERMIAE

HC ገላጭ ጎርጎናን ተገጸን

Did your spouse, parent, or child(ren) assist you in completing this application?  No  Yes (If "Yes," list the name and relationship.)

(Name)	(Relationship)	(Name)	(Relationship)
Did someone other than your spouse, parent, or child(ren) prepare this application? <input type="checkbox"/> No <input type="checkbox"/> Yes (If "Yes," complete Part E.)			
Asylum applicants may be represented by counsel. Have you been provided with a list of persons who may be available to assist you, at little or no cost, with your asylum claim? <input type="checkbox"/> No <input type="checkbox"/> Yes			

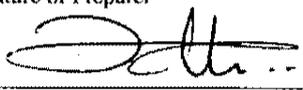
Signature of Applicant (The person in Part A.1.)

[  ]  
Sign your name so it all appears within the brackets

04/26/2017  
Date (mm/dd/yyyy)

**Part E. Declaration of Person Preparing Form, if Other Than Applicant, Spouse, Parent, or Child**

I declare that I have prepared this application at the request of the person named in Part D, that the responses provided are based on all information of which I have knowledge, or which was provided to me by the applicant, and that the completed application was read to the applicant in his or her native language or a language he or she understands for verification before he or she signed the application in my presence. I am aware that the knowing placement of false information on the Form I-589 may also subject me to civil penalties under 8 U.S.C. 1324c and/or criminal penalties under 18 U.S.C. 1546(a).

Signature of Preparer 		Print Complete Name of Preparer TECLE ERMIAE HAILE	
Daytime Telephone Number ( )		Address of Preparer: Street Number and Name 3900 N. POWERLINE Rd. POMPANO BEACH FLORIDA	
Apt. No.	City POMPANO BEACH	State FLORIDA	Zip Code 33073



**Part F. To Be Completed at Asylum Interview, if Applicable**

*NOTE: You will be asked to complete this part when you appear for examination before an asylum officer of the Department of Homeland Security, U.S. Citizenship and Immigration Services (USCIS).*

I swear (affirm) that I know the contents of this application that I am signing, including the attached documents and supplements, that they are  all true or  not all true to the best of my knowledge and that correction(s) numbered \_\_\_\_ to \_\_\_\_ were made by me or at my request. Furthermore, I am aware that if I am determined to have knowingly made a frivolous application for asylum I will be permanently ineligible for any benefits under the Immigration and Nationality Act, and that I may not avoid a frivolous finding simply because someone advised me to provide false information in my asylum application.

Signed and sworn to before me by the above named applicant on:

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date (mm/dd/yyyy)

\_\_\_\_\_  
Write Your Name in Your Native Alphabet

\_\_\_\_\_  
Signature of Asylum Officer

**Part G. To Be Completed at Removal Hearing, if Applicable**

*NOTE: You will be asked to complete this Part when you appear before an immigration judge of the U.S. Department of Justice, Executive Office for Immigration Review (EOIR), for a hearing.*

I swear (affirm) that I know the contents of this application that I am signing, including the attached documents and supplements, that they are  all true or  not all true to the best of my knowledge and that correction(s) numbered \_\_\_\_ to \_\_\_\_ were made by me or at my request. Furthermore, I am aware that if I am determined to have knowingly made a frivolous application for asylum I will be permanently ineligible for any benefits under the Immigration and Nationality Act, and that I may not avoid a frivolous finding simply because someone advised me to provide false information in my asylum application.

Signed and sworn to before me by the above named applicant on:

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date (mm/dd/yyyy)

\_\_\_\_\_  
Write Your Name in Your Native Alphabet

\_\_\_\_\_  
Signature of Immigration Judge



Additional Information About Your Claim to Asylum

A-Number (if available)

Date

A 212-903-961

04/26/2017

Applicant's Name

Applicant's Signature

TESFATSION GRMIAS ZERESEYAY



NOTE: Use this as a continuation page for any additional information requested. Copy and complete as needed.

Part A.III

Question 5. page 4

FULL NAME	CITY/TOWN & COUNTRY OF BIRTH	CURRENT LOCATION
[Redacted]		

(b)(6)

PART B 1.A

ONE OF THE STUDENTS ESCAPED FROM UNDER OUR CARE. MY COMMANDING OFFICER ORDERED ME TO SHOOT THE ESCAPING STUDENT, BUT I REFUSED. THREE DAYS LATER I WAS ARRESTED AND PUT IN PRISON.

THIS CAME FROM THE FACT THAT I DID NOT SHOOT THE FLEEING UNDER AGED STUDENT. MY CHIEF STARTED TO CONTROL AND MONITOR ALL MY MOVEMENT. THEY TOOK ME TO PRISON. THE NAME OF WHICH IS "6<sup>TH</sup> BRIGADE". THEY INTERROGATED ME AND TIED MY HANDS BEHIND BACK WITH MY LEGS. THIS IS KNOWN AS "N° 8 OTTO" THEY ALSO FLOGGED ME WITH A RUBBER STICK. IN PRISON I HAD EXPERIENCED A LOT OF HARM, BEATING AND HARRESMENT. MY CHIEF [Redacted] ALSO ORDERED FOR ME TO BE INTERROGATED. I WAS PUNISHED FOR ONE YEAR AND SIX MONTHS. THE PRISON WAS WAS DISEASE RIDDLED. DISEASES SUCH AS MALARIA, DIARHEA, E.T.C... AFFECTED US FREQUENTLY. THERE IS NO MEDICAL PERSONAL IN THE FACILITY AND IF YOU GET SICK NO BODY IS THERE TO ADMINISTER MEDICAL CARE. I WAS INFECTED WITH MALARIA AT DIFFERENT TIMES. I WAITED FOR WEEKS TO GET MEDICATION. THEN A FRIEND WHO WORKED IN THE PRISON FINALLY ASSISTED ME. WE AGREED TO FLEE FROM THE PRISON AND HE TOOK ME OUT. I FLED TO SUDAN AND TRIED TO TAKE ASYLUM PAPERS IN SUDAN RUFEGEE CAMP. IT WAS NOT SAFE TO REMAIN IN (SHEGERAB REFUGEE) CAMP BECAUSE → (continue)

(b)(6)

## Additional Information About Your Claim to Asylum

A-Number (if available)

A 212-903-961

Date

04/26/2017

Applicant's Name

Applicant's Signature

TESFATSION ERMIAS ZGRESENA



NOTE: Use this as a continuation page for any additional information requested. Copy and complete as needed.

Part

B.1.A

Question

PART B. 1, A

ERITREAN SECURITY FORCES CROSS THE BORDER AND TAKE PEOPLE FROM THE CAMP. THEY ALSO TAKE PEOPLE BY "RASHAIDA" TRIBES. WHICH TAKE PEOPLE BY FORCE & DEMAND A RANSOME FOR RELEASE. IF THIS RANSOME IS NOT PAID THEY RETURN YOU TO THE ERITREAN MILITARY. I DIDN'T FEEL SAFE TO LIVE IN "SHGERAB CAMP." THIS SITUATION CAUSED ME TO TRAVEL TO KHARTOUM. I LEFT SUDAN TO ETHIOPIA THEN TRAVELLED TO BRAZIL, PERU, ECUADOR, COLOMBIA, PANAMA, COSTARICA, NICARAGUA, HONDURAS, GUATIMALA, MEXICO TO REACH TO THE UNITED STATES OF AMERICA.



NOTICE OF HEARING IN REMOVAL PROCEEDINGS  
IMMIGRATION COURT  
3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

RE: ERMIA, ZERESENAY

FILE: A212-903-961

DATE: May 8, 2017

TO:

ERMIA, ZERESENAY  
BTC

POMPANO BEACH, FL 33073

Please take notice that the above captioned case has been scheduled for a MASTER hearing before the Immigration Court on May 25, 2017 at 09:00 A.M. at:

3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

You may be represented in these proceedings, at no expense to the Government, by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. Your hearing date has not been scheduled earlier than 10 days from the date of service of the Notice to Appear in order to permit you the opportunity to obtain an attorney or representative. If you wish to be represented, your attorney or representative must appear with you at the hearing prepared to proceed. You can request an earlier hearing in writing.

Failure to appear at your hearing except for exceptional circumstances may result in one or more of the following actions: (1) You may be taken into custody by the Department of Homeland Security and held for further action. OR (2) Your hearing may be held in your absence under section 240(b)(5) of the Immigration and Nationality Act. An order of removal will be entered against you if the Department of Homeland Security established by clear, unequivocal and convincing evidence that a) you or your attorney has been provided this notice and b) you are removable.

IF YOUR ADDRESS IS NOT LISTED ON THE NOTICE TO APPEAR, OR IF IT IS NOT CORRECT, WITHIN FIVE DAYS OF THIS NOTICE YOU MUST PROVIDE TO THE IMMIGRATION COURT POMPANO BEACH, FL THE ATTACHED FORM EOIR-33 WITH YOUR ADDRESS AND/OR TELEPHONE NUMBER AT WHICH YOU CAN BE CONTACTED REGARDING THESE PROCEEDINGS. EVERYTIME YOU CHANGE YOUR ADDRESS AND/OR TELEPHONE NUMBER, YOU MUST INFORM THE COURT OF YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER WITHIN 5 DAYS OF THE CHANGE ON THE ATTACHED FORM EOIR-33. ADDITIONAL FORMS EOIR-33 CAN BE OBTAINED FROM THE COURT WHERE YOU ARE SCHEDULED TO APPEAR. IN THE EVENT YOU ARE UNABLE TO OBTAIN A FORM EOIR-33, YOU MAY PROVIDE THE COURT IN WRITING WITH YOUR NEW ADDRESS AND/OR TELEPHONE NUMBER BUT YOU MUST CLEARLY MARK THE ENVELOPE "CHANGE OF ADDRESS." CORRESPONDENCE FROM THE COURT, INCLUDING HEARING NOTICES, WILL BE SENT TO THE MOST RECENT ADDRESS YOU HAVE PROVIDED, AND WILL BE CONSIDERED SUFFICIENT NOTICE TO YOU AND THESE PROCEEDINGS CAN GO FORWARD IN YOUR ABSENCE.

A list of free legal service providers has been given to you. For information regarding the status of your case, call toll free 1-800-898-7180 or 240-314-1500. For information on Immigration Court procedures, please consult the Immigration Court Practice Manual, available at [www.usdoj.gov/eoir](http://www.usdoj.gov/eoir).

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)  
TO:  ALIEN  ALIEN c/o Custodial Officer  ALIEN's ATT/REP  DHS  
DATE: 5/8/17 BY: COURT STAFF JY V3  
Attachments:  EOIR-33  EOIR-28  Legal Services List  Other

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
POMPANO BEACH, FL

ERMIAS, ZERESEAY  
BTC  
POMPANO BEACH, FL 33073

RE: ERMIAS, ZERESEAY  
INMATE NO:

NOTICE OF HEARING IN REMOVAL PROCEEDINGS

DATE OF NOTICE: April 10, 2017  
FILE: A212-903-961

You are hereby notified that a hearing in this case is scheduled/rescheduled before an Immigration Court on May 8, 2017 @ 8:00 AM

3900 POWERLINE ROAD  
POMPANO BEACH, FL 33073.

You may be represented in this proceeding at no expense to the Government by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. If you wish to be represented, your attorney or representative should appear with you at the scheduled hearing.

Except as otherwise ordered by an Immigration Judge, any motions (including motions for continuances and motions to withdraw as counsel), applications, or other correspondence concerning this case should be filed with the Immigration Court at: 3900 POWERLINE ROAD  
POMPANO BEACH, FL 33073

at least 10 days prior to the scheduled hearing. Evidence of payment of appropriate filing fees must be included.

ANYONE EXPECTING TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING ENTRY. CONTACT THE SECURITY OFFICE AT THIS PRISON IN ADVANCE OF THE DAY OF THE HEARING FOR FURTHER SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.

For information regarding the status of your case, call toll free 1-800-898-7180 OR 240-314-1500.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M); PERSONAL SERVICE (P)  
TO:  ALIEN  ALIEN, c/o Custodial Officer  ALIEN'S ATT/REP  DHS  
DATE: 4/10 BY: COURT STAFF OR  
Attachments:  EOIR-33  EOIR- 28  Legal Services List  Other

3Y

EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
POMPANO BEACH, FL

ERMIAS, ZERESEYAY  
BTC  
POMPANO BEACH, FL 33073

RE: ERMIAS, ZERESEYAY  
INMATE NO:

NOTICE OF HEARING IN REMOVAL PROCEEDINGS

DATE OF NOTICE: May 8, 2017  
FILE: A212-903-961

You are hereby notified that a hearing in this case is scheduled/rescheduled before an Immigration Court on June 13, 2017 @ 9:00 AM at

3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073.

You may be represented in this proceeding at no expense to the Government by an attorney or other individual who is authorized and qualified to represent persons before an Immigration Court. If you wish to be represented, your attorney or representative should appear with you at the scheduled hearing.

Except as otherwise ordered by an Immigration Judge, any motions (including motions for continuances and motions to withdraw as counsel), applications, or other correspondence concerning this case should be filed with the Immigration Court at: 3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

at least 10 days prior to the scheduled hearing. Evidence of payment of appropriate filing fees must be included.

ANYONE EXPECTING TO ENTER THE FACILITY IN ORDER TO APPEAR AT THE IMMIGRATION HEARING IS SUBJECT TO CORRECTIONS DEPARTMENT POLICIES AND PROCEDURES REGARDING ENTRY. CONTACT THE SECURITY OFFICE AT THIS PRISON IN ADVANCE OF THE DAY OF THE HEARING FOR FURTHER SPECIFIC INFORMATION ABOUT ENTRY GUIDELINES.

For information regarding the status of your case, call toll free 1-800-898-7180 OR 240-314-1500.

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M) PERSONAL SERVICE (P)  
TO: [X] ALIEN [ ] ALIEN c/o Custodial Officer [ ] ALIEN's ATT/REP [X] DHS  
DATE: 5/25 BY: COURT STAFF [Signature]

Attachments: [ ] EOIR-33 [ ] EOIR- 28 [ ] Legal Services List [ ] Other

3Y

DEPARTMENT OF HOMELAND SECURITY

NOTICE TO APPEAR

In removal proceedings under section 240 of the Immigration and Nationality Act:

File No. A212903961

In the Matter of:

Respondent: Zeresenay ERMIA

currently residing at:

Broward Transitional Center; 3900 N. Powerline Rd., Pompano Beach, FL 33073

954-545-6060

(Number, street, city and ZIP code)

(Area code and phone number)

You are an arriving alien.

You are an alien present in the United States who has not been admitted or paroled

You have been admitted to the United States, but are removable for the reasons stated below.

The Department of Homeland Security alleges that:

- 1) You are not a citizen or national of the United States.
- 2) You are a native of Eritrea and a citizen of Eritrea.
- 3) You applied for admission to the United States at Hidalgo, Texas POE in Hidalgo, Texas on 2/1/2017.
- 4) You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing identification card, or other valid entry document required by the Immigration and Nationality Act; and/or
- 5) You are an immigrant not in possession of a valid unexpired passport or other suitable travel document, or document of identity and nationality.

RECEIVED  
 DEPARTMENT OF JUSTICE  
 2017 MAR -2 AM 10:18  
 EXECUTIVE OFFICE  
 FOR IMMIGRATION REVIEW  
 U.S. IMMIGRATION COURT - MIAMI  
 MIAMI, FLORIDA

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

212(a)(7)(A)(i)(I) of the Immigration and Nationality Act (Act), as amended, as an immigrant who at the time of application for admission, is not in the possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, or who is not in possession of a valid unexpired passport, or other suitable document, or identity and nationality document if such document is required by regulations issued by the Attorney General pursuant to Section 211(a) of the Act.

This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution or torture.

Section 235(b)(1) order was vacated pursuant to:  8CFR 208.30  8CFR 235(b)(5)(iv)

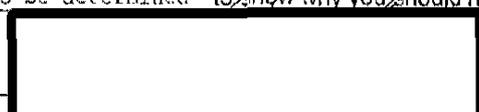
YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at:

SCIS; Broward Transitional Center; 3900 N. Powerline Rd.; Pompano Beach, FL 33073

(Complete Address of Immigration Court, including Room Number, if any)

on To be determined at To be determined to show why you should not be removed from the United States based on the (Date)

charge(s) set forth above.



**(b)(6)**

Supervisory Asylum Officer

of Issuing Officer

Date 03/21/2017

POMPANO BEACH, FL

(City and State)

Notice to Respondent

Warning: Any statement you make may be used against you in removal proceedings.

Alien Registration: This copy of the Notice to Appear served upon you is evidence of your alien registration while you are under removal proceedings. You are required to carry it with you at all times.

Representation: If you so choose, you may be represented in this proceeding, at no expense to the Government, by an attorney or other individual authorized and qualified to represent persons before the Executive Office for Immigration Review, pursuant to 8 CFR 1003.16. Unless you so request, no hearing will be scheduled earlier than ten days from the date of this notice, to allow you sufficient time to secure counsel. A list of qualified attorneys and organizations who may be available to represent you at no cost will be provided with this notice.

Conduct of the hearing: At the time of your hearing, you should bring with you any affidavits or other documents, which you desire to have considered in connection with your case. If you wish to have the testimony of any witnesses considered, you should arrange to have such witnesses present at the hearing.

At your hearing you will be given the opportunity to admit or deny any or all of the allegations in the Notice to Appear and that you are inadmissible or removable on the charges contained in the Notice to Appear. You will have an opportunity to present evidence on your own behalf, to examine any evidence presented by the Government, to object, on proper legal grounds, to the receipt of evidence and to cross examine any witnesses presented by the Government. At the conclusion of your hearing, you have a right to appeal an adverse decision by the immigration judge.

You will be advised by the immigration judge before whom you appear of any relief from removal for which you may appear eligible including the privilege of departure voluntarily. You will be given a reasonable opportunity to make any such application to the immigration judge.

Failure to appear: You are required to provide the DHS, in writing, with your full mailing address and telephone number. You must notify the immigration Court and the Department of Homeland Security immediately by using Form EOIR-33 whenever you change your address or telephone number during the course of this proceeding. You will be provided with a copy of this form. Notices of hearing will be mailed to this address. If you do not submit Form EOIR-33 and do not otherwise provide an address at which you may be reached during proceedings, then the Government shall not be required to provide you with written notice of your hearing. If you fail to attend the hearing at the time and place designated on this notice, or any date and time later directed by the Immigration Court, a removal order may be made by the immigration judge in your absence, and you may be arrested and detained by the DHS.

Mandatory Duty to Surrender for Removal: If you become subject to a final order of removal, you must surrender for removal to your local DHS office, listed on the internet at <http://www.ice.gov/contact/ice>, as directed by DHS and required by statute and regulation. Immigration regulations at 8 CFR 1241.1 define when the removal order becomes administratively final. If you are granted voluntary departure and fail to depart the United States as required, fail to post a bond in connection with voluntary departure, or fail to comply with any other condition or term in connection with voluntary departure, you must surrender for removal on the next business day thereafter. If you do not surrender for removal as required, you will be ineligible for all forms of discretionary relief for as long as you remain in the United States and for ten years after departure or removal. This means you will be ineligible for asylum, cancellation of removal, voluntary departure, adjustment of status, change of nonimmigrant status, registry, and related waivers for this period. If you do not surrender for removal as required, you may also be criminally prosecuted under section 243 of the Immigration and Nationality Act (the Act).

U.S. Citizenship Claims: If you believe you are a United States citizen, please advise DHS by calling the ICE Law Enforcement Support Center toll free at (855)448-6903.

Request for Prompt Hearing

To expedite a determination in my case, I request this Notice to Appear be filed with the Executive Office of Immigration Review as soon as possible. I waive my right to a 10-day period prior to appearing before an immigration judge and request my hearing be scheduled.

Before:

(Signature of Respondent)

Date:

(Signature and Title of Immigration Officer)

Certificate of Service

This Notice To Appear was served on the respondent by me on 3/1/2017, in the following manner and in compliance with section 239(a)(1) of the Act.

- [X] In person [ ] by certified mail, returned receipt # requested [ ] by regular mail
[X] Attached is a credible fear worksheet.
[X] Attached is a list of organization and attorneys which provide free legal services.

The alien was provided oral notice in the Tiginya Lion Bridge 3886910 language of the time and place of his or her hearing and of the consequences of failure to appear as provided in section 240(b)(7) of the Act.

(Signature of Respondent if Personally Served)

(Signature and Title of Officer)

(b)(6)

Family Name (CAPS) <b>ERMIAS, Zeresenay</b>		First	Middle	Sex <b>M</b>	Hair <b>BLK</b>	Eyes <b>BLK</b>	Cmplxn <b>BLK</b>
Country of Citizenship <b>ERITREA</b>	Passport Number and Country of Issue	File Number Case No: <b>HID1702000017</b> <b>A212903961</b>		Height <b>66</b>	Weight <b>160</b>	Occupation <b>See Narrative</b>	
U.S. Address <b>27991 BUENA VISTA BLVD LOS FRESNOS, TEXAS, 78566,</b>				Scars and Marks <b>None Indicated - NONE</b>			
Date, Place, Time, and Manner of Last Entry <b>02/01/2017, HID, 1747, VEHICLE</b>			Passenger Boarded at <b>HIDALGO, TEXAS</b>				
Number, Street, City, Province (State) and Country of Permanent Residence <b>ADI KONSTI VILLAGE ADI KONSTI, ERITREA</b>				F.B.I. Number <b>[REDACTED]</b>			
Date of Birth <b>05/09/1984</b>	Age: <b>32</b>	Date of Action <b>02/01/2017</b>	Location Code <b>/HID</b>	<input type="checkbox"/> Single <input type="checkbox"/> Divorced <input type="checkbox"/> Married <input type="checkbox"/> Widower <input type="checkbox"/> Separated			
City, Province (State) and Country of Birth <b>ADI-KONSTI, N/A, ERITREA</b>		AR <input checked="" type="checkbox"/> Form: (Type and No.) Lifted <input type="checkbox"/> Not Lifted <input type="checkbox"/>		Method of Location/Apprehension <b>ISP</b>			
NIV Issuing Post and NIV Number <b>None</b>		Social Security Account Name <b>None</b>		At/Near <b>HID</b>		Date/Time <b>02/01/2017 1655</b>	
Date Visa Issued <b>None</b>		Social Security Number <b>None</b>		Status at Entry <b>Asylum</b>		Status When Found <b>IN TRAVEL</b>	
Immigration Record <b>NEGATIVE - See Narrative</b>				Criminal Record <b>None Known</b>			
Name, Address, and Nationality of Spouse (Maiden Name, if Appropriate) <b>[REDACTED] NATIONALITY: ERITREA</b>				Number and Nationality of Minor Children <b>0</b>			
(b)(6) Father's Name, Nationality, and Address, if Known <b>[REDACTED] NATIONALITY: ERITREA</b>		(b)(6) Mother's Name and Maiden Name, Nationality, and Address, if Known <b>[REDACTED] NATIONALITY: ERITREA</b>					
Monies Due/Property in U.S. Not in Immediate Possession <b>None Claimed</b>		Fingerprinted? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Systems Checks <b>See Narrative</b>		Charge Code Word(s) <b>I7A1</b>	
Name and Address of (Last)(Current) U.S. Employer		Type of Employment		Salary <b>0</b>		Employed from/to <b>/ / / /</b>	
Narrative (Outline particulars under which alien was located/apprehended. Include details not shown above regarding time, place and manner of last entry, attempted entry, or any other entry, and elements which establish administrative and/or criminal violation. Indicate means and route of travel to interior.) <b>FINS: 1218310832 Left Index fingerprint Right Index fingerprint</b>							
							
OCCUPATION ----- <b>ERITREA MILITA</b>							
RECORDS CHECKED ----- <b>CIS Neg</b> ... (CONTINUED ON I-831)							
Alien has been advised of communication privileges		(b)(7)(c) <b>[REDACTED]</b> 2-1-17 (Date/Initials)		(b)(7)(c) <b>[REDACTED]</b> (Signature)		Officer	
Distribution:				Received: (Subject and Document) Officer: <b>[REDACTED] (b)(7)(c)</b> on: <b>February 1, 2017</b> (time) Disposition: <b>Expedited Removal with Credible Fear</b> Examining Officer: <b>[REDACTED]</b>			

Alien's Name <b>ERMIAS, Zeresenay</b>	File Number A212903961 SIGMA Event: 9841682 Event No: HID1702000017	Date 02/01/2017
--	---	--------------------

IAFI [redacted] (b)(7)(e)  
 NCIC [redacted]  
 TECS [redacted]

SECTION CODES  
 -----  
 212a7A1I

ERITREA NATIONAL PROCESSED FOR ER/CF

On February 1, 2017 ZERESENAY ERMIAS (DOB: 05/09/1984) arrived at the Hidalgo, Texas Port of Entry and applied for admission via pedestrian. Subject stated he was a national of Eritrea and was requesting asylum from the United States. Subject was escorted to CBP passport control secondary for further inspection.

Upon entering a CBP Passport Control secure secondary area, a pat down was conducted on ZERESENAY ERMIAS by CBPO [redacted] witnessed by CBPO [redacted] and approved by SCBPO [redacted] yielding negative results. Subject remained in passport control secondary for further inspection. (b)(7)(c)

On February 1, 2017 under a voluntarily sworn statement to CBPO [redacted] ZERESENAY ERMIAS stated he was a national of Eritrea. Subject added he resided with his wife and served in the Eritrea military for fourteen years. Subject went on to state that the Eritrea military has an unlimited time of service and that his government expects members to stay indefinitely. ZERESENAY ERMIAS stated he was ordered to kill a trainee member of the military who was looking to leave Eritrea illegally. Subject refused to kill the trainee and was put in prison for a year and six months for not respecting the military order given to him. ZERESENAY ERMIAS stated he was cooperating with a member of the prison staff and was let go through the prison gates. Subject stated he left Eritrea on January 20, 2015 in route to Sudan. Subject stated he live in Kartum, Sudan for two years and worked as a cleaner earning \$350-400 (Sudan currency). Subject added he lived with two roommates. ZERESENAY ERMIAS stated he left Sudan on November 20, 2016 and was smuggled into Ethiopia by a business man by the name of [redacted] Subject stated he was funded \$15,000 USD from his father in Eritrea and sister in Israel. ZERESENAY ERMIAS stated his smuggler took him from Ethiopia to Brazil. Subject stated he traveled by plane, bus, vehicle and walking through the countries of Peru, Ecuador, Colombia, Panama, Costa Rica, Nicaragua, Honduras, Guatemala and Mexico. Subject added he was smuggled from Costa Rica to Nicaragua and paid a fee of \$500 USD. Subject stated he was not threatened or harmed during his travel to the U.S/Mexico border. (b)(7)(c)

ZERESENAY ERMIAS stated he was trained with a basic gun called Kalshen and had some training with bombs.

Subject stated he was not aware if the passport he used from Ethiopia to Brazil was fake. Subject added the person who received him in Brazil advised him to destroy the passport given to him.

Subject was given a meal, snacks and restroom privileges when needed.

Subject queries on ZERESENAY ERMIAS in IDENT/IAFIS yielded [redacted] TECS, CIS and NCIC yielded... (CONTINUED ON NEXT PAGE) (b)(7)(e)

Signature (b)(7)(c) [redacted]	Title CBP OFFICER
-----------------------------------	----------------------

Alien's Name ERMIAS, Zeresenay	File Number A212903961 SIGMA Event: 9841682 Event No: HID1702000017	Date 02/01/2017
-----------------------------------	---	--------------------

[redacted] findings. (b)(7)(e)

ZERESENEY ERMIAS stated he fears being returned to his home country of Eritrea. Subject added he left his home country illegally and would be harmed by his government.

ZERESENEY ERMIAS appears to be inadmissible pursuant to 212 (a) (7) (A) (i) (I). Subject was processed for an ER/CF as per SCBPO [redacted] with the concurrence of Watch Commander [redacted]. Subject was transported to the Port Isabel Detention Center to await a hearing with an asylum judge. Subject appeared in good mental and physical health.

(b)(7)(c)

Point of Contact:  
No point of contact in the U.S

Signature [redacted]	Title CBP OFFICER
-------------------------	----------------------

(b)(7)(c)

3 of 3 Pages

DETERMINATION OF INADMISSIBILITY

Event Number :HID1702000017 File No: A212 903 961

SIGMA Event: 9841682

Date: February 1, 2017

In the Matter of: ZERESENAY ERIMIAS

Pursuant to section 235(b)(1) of the Immigration and Nationality Act (Act), (8 U.S.C. 1225(b)(1)), the Department of Homeland Security has determined that you are inadmissible to the United States under section(s) 212(a) [ ] (6)(C)(i); [ ] (6)(C)(ii); [X] (7)(A)(i)(I); [ ] (7)(A)(i)(II); [ ] (7)(B)(i)(I); and/or [ ] (7)(B)(i)(II) of the Act, as amended, and therefore are subject to removal, in that:

- 1) You are not a citizen or national of the United States;
2) You are a native of Eritrea and a citizen of Eritrea;
3) You are an immigrant not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Immigration and Nationality Act;
4) On February 01, 2017 you applied for admission to the United States at the Hidalgo, Texas Port of Entry and requested asylum.

ON THE BASIS OF THE FOREGOING, IT IS CHARGED THAT YOU ARE SUBJECT TO REMOVAL FROM THE UNITED STATES PURSUANT TO THE FOLLOWING PROVISION(S) OF LAW:
... (CONTINUED ON I-831)

[Redacted] (b)(7)(C)
CBP OFFICER
Name and title of immigration officer (Print)

[Redacted] (b)(7)(C)

ORDER OF REMOVAL UNDER SECTION 235(b)(1) OF THE ACT

Based upon the determination set forth above and evidence presented during inspection or examination pursuant to section 235 of the Act, and by the authority contained in section 235(b)(1) of the Act, you are found to be inadmissible as charged and ordered removed from the United States.

Name and title of immigration officer (Print)

Signature of immigration officer

Name and title of supervisor (Print)

Signature of supervisor, if available

[ ] Check here if supervisory concurrence was obtained by telephone or other means (no supervisor on duty).

CERTIFICATE OF SERVICE

I personally served the original of this notice upon the above-named person on \_\_\_\_\_ (Date)

Signature of immigration officer

Alien's Name ZERESEYAY ERIMIAS	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
-----------------------------------	---	--------------------------

=====

212(a)(7)(A)(i)(I) of the Immigration and Nationality Act (Act), as amended, as an immigrant who, at the time of application for admission, is not in possession of a valid unexpired immigrant visa, reentry permit, border crossing card, or other valid entry document required by the Act, and a valid unexpired passport, or other suitable travel document, or document of identity and nationality as required under the regulations issued by the Attorney General under section 211(a) of the Act.

Signature (b)(7)(c)		Title CBP OFFICER
------------------------	---	----------------------

ZMI	ZMI285	212903961	ERMIAS
District Office Code	Asylum Office Code	Alien's File Number	Alien's Last/ Family Name
(b)(6)	(b)(6)	Eritrea	
Asylum Officer's Last Name	Asylum Officer's First Name	Alien's Nationality	

*All statements in italics must be read to the applicant.*

**SECTION I:**

**INTERVIEW PREPARATION**

1.1	On, or about: 2/1/2017 Date of arrival	1.2	At or near: Hidalgo, Texas POE Port of arrival
1.3	2/1/2017 Date of detention	1.4	3900 N. Powerline Road, Pompano Beach, FL 33073 Place of detention
1.5	2/1/2017 Date of AO orientation	1.6	N/A If orientation more than one week from date of detention, explain delay
1.7	2/28/2017 Date of interview	1.8	Broward Transitional Center Interview site
1.9	<input checked="" type="checkbox"/> Applicant received and signed Form M-444 and relevant <i>pro bono</i> list on 2/1/2017; <i>pro bono</i> list 2/15/2017 Date signed		

1.10 Does applicant have consultant(s)?  Yes  No  
1.11 If yes, consultant(s) name, address, telephone number and relationship to applicant

1.12 Persons present at the interview (check which apply)  
1.13  Consultant(s)  
1.14  Other(s), list:  
1.15  No one other than applicant and asylum officer

1.16 Language used by applicant in interview: Tigrinya

1.17	(b)(6)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	9:45 AM	10:50 AM
	Interpreter Service, Interpreter ID Number.	Interpreter Has Forms	Time Started	Time Ended
1.18		<input type="checkbox"/> Yes <input type="checkbox"/> No		
	Interpreter Service, Interpreter ID Number.	Interpreter Has Forms	Time Started	Time Ended
1.19		<input type="checkbox"/> Yes <input type="checkbox"/> No		
	Interpreter Service, Interpreter ID Number.	Interpreter Has Forms	Time Started	Time Ended

1.20  Interpreter was **not** changed during the interview  
1.21  Interpreter was **changed** during the interview for the following reason(s):  
1.22  Applicant requested a female interpreter replace a male interpreter, or *vice versa*  
1.23  Applicant found interpreter was not competent  
1.24  Applicant found interpreter was not neutral  
1.25  Officer found interpreter was not competent  
1.26  Officer found interpreter was not neutral  
1.27  Bad telephone connection  
1.28  Asylum officer read the following paragraph to the applicant at the beginning of the interview:

*The purpose of this interview is to determine whether you may be eligible for asylum or protection from removal to a country where you fear persecution or torture. I am going to ask you questions about why you fear returning to your country or any other country you may be removed to. It is very important you tell the truth during the interview and you respond to all of my questions. This may be your only opportunity to give such information. Please feel comfortable telling me why you fear harm. U.S. law has strict rules to prevent the disclosure of what you tell me today about the reasons why you fear harm. The information you tell me about the reasons for your fear will not be disclosed to your government, except in exceptional circumstances. The statements you make today may be used in deciding your claim and in any future immigration proceedings. It is important we understand each other. If at any time I make a statement you do not understand, please stop me and tell me you do not understand so I may explain it to you. If at any time you tell me something I do not understand, I will ask you to explain.*

Alien's File Number: A 212903961

**SECTION II: BIOGRAPHIC INFORMATION**

2.1 ERMIAS  
Last Name/ Family Name

2.2 Zemsenay 2.3 N/A  
First Name Middle Name

2.4 5/9/1984 2.5 Male  
Date of Birth [MM/DD/YYYY] Gender

2.6 N/A  
Other Names Used

2.7 Eritrea 2.8 Eritrea  
Country of Birth Country (Countries) of Citizenship (list all)

2.9 Adi Keesti, Eritrea  
Address prior to coming to the U.S. (List Address, City, Town, State, Department and Country)

2.10 Tigrinya 2.11 Christian 2.12 Tigrinya  
Applicant's Race or Ethnicity Applicant's Religion All languages spoken by applicant

2.13 Marital Status:  Single  Married  Legally separated  Divorced  Widowed

2.14 Did spouse arrive with applicant?  Yes  No

2.15 Is spouse included in applicant's claim?  Yes  No

2.16 If currently married (including common law marriage), list spouse's name, citizenship, and present location (if with applicant, provide A-Number):

Name: (b)(6) A# N/A  
Citizenship: Eritrea Location: Eritrea

2.17 Children  Yes  No

2.18 List any children (Use continuation section to list any additional children)

Date of Birth	Name	Citizenship	Present location (if w/PA, list A-Number)	Did child arrive with PA?	Is child included in PA's claim?
				<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No
				<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No

Alien's File Number:

A 212903961

2.19 Does applicant claim to have a medical condition (physical or mental), or has the officer observed any indication(s) that a medical condition exists? If YES, answer questions 2.20 and 2.21 and explain below.  Yes  No

2.20 Has applicant notified the facility of medical condition?  Yes  No

2.21 Does applicant claim that the medical condition relates to torture?  Yes  No

2.22 Does the applicant have a relative, sponsor or other community ties, including spouse or child already listed above?  Yes  No

2.23 If YES, provide information on relative or sponsor (use continuation section, if necessary):

Address: (b)(6)  Relationship: Cousin  Telephone number: (b)(6)

Status in the United States:  Citizen  Legal Permanent Resident  Other

**SECTION III:**

**CREDIBLE FEAR INTERVIEW**

The following notes are not a verbatim transcript of this interview. These notes are recorded to assist the individual officer in making a credible fear determination and the supervisory asylum officer in reviewing the determination. There may be areas of the individual's claim that were not explored or documented for purposes of this threshold screening.

The asylum officer must elicit sufficient information related to highly credible fear of persecution and credible fear of torture to determine whether the applicant meets the threshold screening. Even if the asylum officer determines in the course of the interview that the applicant has a credible fear of persecution, the asylum officer must still elicit any additional information relevant to a fear of torture. Asylum officers are to ask the following questions and may use the continuation sheet if additional space is required. If the applicant replies YES to any question, the asylum officer must ask follow-up questions to elicit sufficient details about the claim in order to make a credible fear determination.

2.1 a. Have you or any member of your family ever been mistreated or threatened by anyone in any country to which you may be returned?

Yes  No

See Summary (page 5)

b. Do you have any reason to fear harm from anyone in any country to which you may be returned?

Yes  No

See Summary (page 5)

c. If YES to questions a and/or b, was it or is it because of any of the following reasons? (Check each of the following boxes that apply).

Race  Religion  Nationality  Membership in a particular social group  Political Opinion

See Summary (page 5)

Alien's File Number: A 212903961

3.2  At the conclusion of the interview, the asylum officer must read the following to applicant:

If the Department of Homeland Security determines you have a credible fear of persecution or torture, your case will be referred to an immigration court, where you will be allowed to seek asylum or withholding of removal based on fear of persecution or withholding of removal under the Convention Against Torture. The Field Office Director in charge of this detention facility will also consider whether you may be released from detention while you are preparing for your hearing. *If the asylum officer determines that you do not have a credible fear of persecution or torture, you may ask an Immigration Judge to review the decision. If you are found not to have a credible fear of persecution or torture and you do not request review, you may be removed from the United States as soon as travel arrangements can be made. Do you have any questions?*

No.

3.3  At the conclusion of the interview, the asylum officer must read a summary of the claim, consisting of the responses to Questions 3.1 a-c and information recorded in the Additional Information/Continuation section, to applicant.

\*\*\*Typed Question and Answer (Q&A) interview notes and a summary and analysis of the claim must be attached to this form for all negative credible fear decisions. These Q&A notes must reflect that the applicant was asked to explain any inconsistencies or lack of detail on material issues and that the applicant was given every opportunity to establish a credible fear.

SECTION IV:

CREDIBLE FEAR FINDINGS

(b)(5)

A. Credible Fear Determinations:

[Large empty rectangular box for findings]

SECTION VI

ASYLUM OFFICER / SUPERVISOR NAMES AND SIGNATURES

5.1	(b)(6)	5.2	(b)(6)	5.3	2/28/2017
5.4	Supervisory Asylum Officer	5.5	Supervisor's Signature	5.6	Decision Date 3/21/17 Date Supervisor Approved Decision

ADDITIONAL INFORMATION/CONTINUATION

Summary

You testified:

In 2000, you were taken by the government and told that you would be continuing your studies. When you arrived, you were told that you were not going for studies and that you were being forced to join the military. You told the officials that you did not want to join, but they told you that you had to serve for 18 months. At the end of the 18 months, the officials told you that there was still work for you to do and that you could not leave. In 2013, you were with a group of student trainee soldiers when one tried to escape. Your commanding officer ordered you to shoot the escaping student, but you refused. Three days later, you were arrested. You appeared before an official who told you that you were being put into prison for helping the individual escape. Individuals in Eritrea are not permitted to leave the country without the government's permission. Those who try and are caught are imprisoned or killed by the Eritrean government. You were put into prison, but you were not told for how long you would be there. Prison officials beat you with a hose and put you into solitary confinement. You were in prison for 18 months. You knew one of the guards and you both decided to make a plan to escape by you pretending to be ill. You left Eritrea on January 20, 2015. You lived illegally in Sudan for two years before traveling to Ethiopia for a week and eventually to the United States. You fear that the Eritrean government will imprison you or kill you if you return to Eritrea because you escaped from prison and because you left Eritrea without the government's permission.

CREDIBLE FEAR DETERMINATION CHECKLIST AND WRITTEN ANALYSIS

(b)(6)

21-21 2903261 COUNTRY: Eritrea APSC: [REDACTED] DATE: 02/28/17

- If there is a significant possibility of establishing eligibility for asylum or withholding under 241(b)(3), complete A., B., and C only.
- If there is a significant possibility of establishing eligibility for protection under the Convention Against Torture, complete A., B., and D only.
- If there is not a significant possibility of establishing eligibility for asylum or withholding of removal under 241(b)(3) or for withholding or deferred removal under the CAT pursuant to 8 CFR 203.16(e) or 208.17, complete Sections A., B., C., and D. unless the claim fails in Section A (harm) or Section B. (Credibility), in which case, stop and complete Form I-870.

(If yes to 4A, and/or A.2, move to Part 2. (Go to 4B, and A.2, STOP, and complete Form I-870.)

1. Has the applicant testified that he or she has experienced past harm in his or her country? (b)(5)

*If yes, identify any past harm or mistreatment suffered, and identify all relevant entity(ies).*  
 Maria: The applicant testified that he has experienced beatings and imprisonment in Eritrea.  
 Entity(ies): The applicant testified that the government of Eritrea harmed him in Eritrea.

2. Has the applicant testified that he or she fears future harm if returned to his or her country?  
*If yes, identify any harm or mistreatment feared, and identify all relevant entity(ies).*  
 Maria: The applicant testified that he fears he will be imprisoned or killed if he returned to Eritrea.  
 Entity(ies): The applicant testified that he fears future harm by the government of Eritrea if he returned to Eritrea.

(Select the appropriate box and, if testimony was partially credible or not credible, then (1) identify the credibility factor and provide evidence to support it; (2) provide the applicant's explanation; and (3) address, if the explanation is reasonable for each factor, how any relevant credibility factors considered them in the totality of the circumstances.)

Applicant's testimony was **credible**: Considering the totality of the circumstances and all relevant factors, the applicant's testimony was consistent, detailed, and plausible. Therefore, it is found credible. (Check box and move to Section C. and/or D.)

Applicant's testimony was **partially credible**: Considering the totality of the circumstances and all relevant factors, the applicant's testimony was found partially credible. The applicant's testimony was found credible regarding the relevant facts that are sufficient to establish a credible fear. (Check box, explain, and move to Section C. and/or D.) (b)(5)

Applicant's testimony was **not credible**: Considering the identified credibility issues, the absence of reasonable explanations for those issues, and taking into consideration the applicant's individual circumstances, the applicant's testimony is found not credible under the totality of the circumstances and all relevant factors. (Check box, explain, STOP, and complete Form I-870.)

(Check box and, if yes to C.1, or C.2, complete C.3. (Go to C.4, and C.2, complete C.5.)

1.a. **Past Persecution**: There is a significant possibility the applicant can establish in a full hearing that: (b)(5)

- The harm experienced was sufficiently serious to amount to persecution;
- The entity that harmed the applicant was motivated to harm the applicant on account of his or her race, religion, nationality, membership in a particular social group, or political opinion; *and*
- The entity that harmed the applicant was an agent of the government or an entity that the government was unable or unwilling to control.

AND

1.b. There is no evidence so substantial that the presumption of well-founded fear can be rebutted.

or

If the presumption of well-founded fear has been rebutted, there is a significant possibility that asylum could be granted based on: (1) the severity of the past persecution; or (2) a reasonable possibility of other serious harm.

2. **Future Persecution**: There is a significant possibility that the applicant can establish in a full hearing that:

**CREDIBLE FEAR DETERMINATION CHECKLIST AND WRITTEN ANALYSIS**

- The applicant fears harm that is sufficiently serious to amount to persecution; (b)(5)
- The applicant
  - 1) possesses a protected characteristic,
  - 2) of which the feared entity is or could become aware or the feared entity believes that the applicant possess a protected characteristic,
  - 3) the feared entity has the capability to persecute the applicant,
  - 4) the feared entity has the inclination to persecute the applicant, OR there is a pattern or practice of persecution of a group of persons similarly situated to the applicant on account of a protected ground;
- The entity would be motivated to harm the applicant on account of his or her race, religion, nationality, membership in a particular social group, or political opinion;
- The entity that would harm the applicant would be an agent of the government or an entity that the government would be unable or unwilling to control; *and*
- Under all the circumstances, it would not be reasonable for the applicant to relocate within the applicant's country to avoid future persecution.

**3. Written Analysis:**

Race  Religion  Nationality  Membership in a Particular Social Group  Political Opinion

*If credible fear of persecution established, identify the protected ground and specify:* The record in its entirety, including the applicant's testimony, evidences that there is a significant possibility the applicant could establish in a full hearing that he was harmed on account of his actual and imputed anti-Eritrean government political opinion. The applicant testified that he was forced to join the military in 2000 under the guise that he would be going to school. He told military personnel that he wanted to go to school and not be in the military, but they refused his request to leave. The applicant stated that the government initially told him that his service would be 18 months, but the military refused to discharge him and made his service indefinite. The applicant stated that he was imprisoned in 2013 when he was ordered by his commanding officer to shoot a deserter. The applicant refused, and the military imprisoned him indefinitely for helping the individual escape. The applicant escaped the prison after 13 months. He subsequently left the country without the government's permission. The applicant testified that the Eritrean government considers Eritreans who leave the country without the government's permission as traitors.

*As needed, provide a brief reasoned analysis. Focus on determinative factors, applying the eligibility elements to the facts.*

**D.1. There is a significant possibility the applicant can establish in a full hearing that:**

- The feared harm would be specifically intended to inflict severe pain or suffering on the applicant; (b)(5)
- The feared harm would constitute severe physical or mental pain or suffering;
- The feared harm would be inflicted by or at the instigation of or with the consent or acquiescence of a public official or other person acting in an official capacity;
- The applicant would be in the offender's custody or physical control; *and*
- The harm would not arise only from or be inherent in or incidental to lawful sanctions.

In making this determination, the following evidence must be considered:

- Evidence of past torture inflicted upon the applicant;
- Evidence that the applicant could relocate to a part of the country of removal where he or she is not likely to be tortured;
- Evidence of gross, flagrant or mass violations of human rights within the country of removal; and other relevant information regarding conditions in the country of removal.

If the applicant has demonstrated that there is a significant possibility of establishing past torture *AND* there are no changes in circumstances so substantial such that the applicant does not have a credible fear of torture, the applicant will be found to have established a credible fear of torture.

CREDIBLE FEAR DETERMINATION CHECKLIST AND WRITTEN ANALYSIS

**D.2. Writer Analysis:** *As needed, provide a brief reasoned analysis. Focus on determinative factors, applying the eligibility elements to the facts.*



Record of Sworn Statement in Proceedings  
under Section 235(b)(1) of the Act

U.S. Department of Homeland Security

SIGMA Event: 9841682  
File No: A212 903 961  
Event Number :HID1702000017

Office: HIDALGO, TX, POE

Statement by: ERMIAS, ZERESEENAY

In the case of: ZERESEENAY ERMIAS

Date of Birth: 05/09/1984 Gender (circle one): Male Female

At: HIDALGO, TX (HID) Date: February 1, 2017

Before: (b)(6) CBP OFFICER  
(Name and Title)

In the TIGRINYA language. Interpreter (b)(6) Employed by \_\_\_\_\_

I am an officer of the United States Department of Homeland Security. I am authorized to administer the immigration laws and to take sworn statements. I want to take your sworn statement regarding your application for admission to the United States. Before I take your statement, I also want to explain your rights, and the purpose and consequences of this interview.

You do not appear to be admissible or to have the required legal papers authorizing your admission to the United States. This may result in your being denied admission and immediately returned to your home country without a hearing. If a decision is made to refuse your admission into the United States, you may be immediately removed from this country, and if so, you may be barred from reentry for a period of 5 years or longer.

This may be your only opportunity to present information to me and the Department of Homeland Security to make a decision. It is very important that you tell me the truth. If you lie or give misinformation, you may be subject to criminal or civil penalties, or barred from receiving immigration benefits or relief now or in the future.

Except as I will explain to you, you are not entitled to a hearing or review.

U.S. law provides protection to certain persons who face persecution, harm or torture upon return to their home country. If you fear or have a concern about being removed from the United States or about being sent home, you should tell me so during this interview because you may not have another chance. You will have the opportunity to speak privately and confidentially to another officer about your fear or concern. That officer will determine if you should remain in the United States and not be removed because of that fear.

Until a decision is reached in your case, you will remain in the custody of the Department of Homeland Security.

Any statement you make may be used against you in this or any subsequent administrative proceeding.

Q. Are you willing to answer my questions at this time in the Tigrinya language?

A. Yes

Q. Do you swear and affirm that all the statements you are about to make are true and correct?

A. Yes

Q. Did you read and understand the form M-444 that you read in the Tigrinya language?

A. Yes

Q. What is your true and correct name?

A. Zeresenay Ermias

Q. What other names have you used or are you known by?

A. None

... (CONTINUED ON I-831)

Alien's Name <b>ERMIAS, ZERESENAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
--	---	--------------------------

Q. What is your date of birth?  
 A. May 09, 1984

Q. Have you ever used any other dates of birth for any reason?  
 A. No

Q. Where were you born (city, state, country)?  
 A. Adi-Konsti, Eritrea

Q. What is your country of citizenship? Of what country are you a citizen?  
 A. Eritrea

Q. Do you have any identification documents that show your Eritrea citizenship? Birth certificate, I.D., Passport? IF NO, Where is your document?  
 A. I have my baptism certificate and completion of military certificate from Eritrea. I also have a document from when I was detained in Mexico

Q. What are your parents' names and nationalities? Where are they now?  
 A. Mother: [REDACTED] (Eritrea national), she is in Eritrea  
 Father: [REDACTED] (Eritrea national), he is in Eritrea

(b)(6)

Q. What is your marital status? IF MARRIED, what is your spouses' name and nationality? Where is your spouse now?  
 A. Married, my wife's name is [REDACTED] (Eritrea national), she is in Eritrea

Q. Do you have children?  
 A. No (b)(6)

Q. What is your purpose for attempting to enter the U.S. on today's date and why?  
 A. In my dream I've always wanted to come to America and I want political asylum

Q. Have you ever lived in the United States before?  
 A. NO

Q. Have you ever traveled to, resided or visited Europe?  
 A. No

Q. Have you ever traveled to, resided or visited the Republic of South Africa?  
 A. No

Q. Do you currently hold or have you ever held dual, legal citizenship and/or legal residence in any other country besides your country of citizenship?  
 A. No

Q. Do you have or have you ever had legal immigration documents to live in any other country besides your country of citizenship?  
 A. No

Q. Have you ever applied for or do you currently have asylum/refugee status in any other country(s)?  
 A. In Sudan I had refugee status

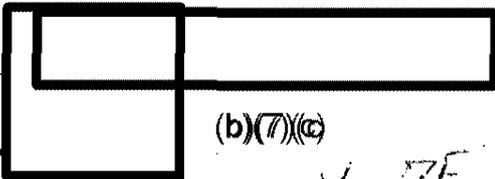
... (CONTINUED ON NEXT PAGE)

Signature (b)(7)(c) [REDACTED]	Title CBP OFFICER
-----------------------------------	----------------------

X ZE

Alien's Name <b>ERMIAS, ZERESEAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
<p>Q. Have you ever lived in any refugee camp(s)? A. No</p> <p>Q. When was the last time you lived in Eritrea? A. January 01, 2015</p> <p>Q. What was your occupation in Eritrea? A. Military</p> <p>Q. What is your education level? A. I went up to my junior year in high school</p> <p>Q. What languages do you speak? A. Tigrinya and English</p> <p>Q. Have you ever worked for the Eritrea Government or Eritrea military? A. Yes, the Eritrea military</p> <p>Q. How long did you serve in the Eritrea military? A. 14 years</p> <p>Q. What is your religion? A. Christian Orthodox</p> <p>Q. What is your knowledge regarding the ISIS or ISIL [Islamic State of Iraq and Syria or Islamic State of Iraq and the Levant (Greater Syria)], al-Sham / Al-Qaeda organization? A. I don't know anything. I see on the television that they kill christians</p> <p>Q. Do you know anyone personally who belongs to/works for ISIS/ISIL? A. No</p> <p>Q. Have you ever been approached/contacted/recruited by ISIS/ISIL or Al Qaeda? A. No</p> <p>Q. Do you have any training in the use of assault weapons, explosives, or training as a sniper? A. I trained with a Kalshen gun and I have training with bombs</p> <p>Q. Have you ever volunteered to or have you been paid to carry a weapon for a political or religious organization in Eritrea, or any other country? A. No</p> <p>Q. Why did you leave your home country or country of last residence? A. I left because I didn't want to continue my military service. The Eritrea government wanted me to continue, the government is a dictatorship</p> <p>Q. Why didn't you want to continue your military service? A. It is too long, it is unlimited</p> <p>Q. Did you tell the military that you were leaving? A. No, impossible</p> <p>... (CONTINUED ON NEXT PAGE)</p>		
Signature <b>(b)(7)(c)</b>		Title CBP OFFICER

3 of 10 Pages

Alien's Name <b>ERMIAS, ZERESEPAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
<p>Q. Were you ever put in jail? A. Yes</p> <p>Q. Who put you in jail? A. The Eritrea government</p> <p>Q. How long were you in jail for? A. 1 year and 6 months</p> <p>Q. Why were you put in jail? A. During my military service I was told to kill somebody and I refused to. I was told I didn't respect the order</p> <p>Q. Why did the Eritrea military tell you to kill someone? A. Because a trainee in our military was trying to leave and cross the border</p> <p>Q. How did you get out of jail? A. Someone was cooperating with me in the prison, after 18 months this person let me go through the gates</p> <p>Q. Were you physically harmed or tortured while in jail? A. Nobody hurt me, but the living situation in jail was really bad</p> <p>Q. When did you leave Eritrea? A. January 20, 2015</p> <p>Q. Where did you go when you left Eritrea? A. Sudan</p> <p>Q. Were you smuggled into Sudan? A. No, I was not smuggled</p> <p>Q. How long where you in Sudan? A. Almost 2 years</p> <p>Q. Where did you live while in Sudan? A. Kartum</p> <p>Q. Did you work while living in Sudan? A. Yes, I was working as a cleaner</p> <p>Q. How much money were you getting paid? A. \$350-400 Sudan currency</p> <p>Q. How long did you work in Sudan for? A. About a year and six months</p> <p>Q. Who did you live with while in Sudan? A. With 2 roommates</p> <p>Q. Where did find roommates? A. In Kartum</p> <p>... (CONTINUED ON NEXT PAGE)</p>		
Signature		Title CBP OFFICER

(b)(7)(C)

X ZE

4 of 10 Pages

Alien's Name <b>ERMIAS, ZERESEYAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
--	---	--------------------------

- Q. Did you know your roommates?  
A. I knew one of them and the one that I knew was friends with the other guy
- Q. Are any of the roommates here with you today?  
A. No
- Q. Were you smuggled/guided out of your country or country of last residence?  
A. Yes, some business man took me to Ethiopia
- Q. How did you come in contact with this individual?  
A. Some people that got help from this man told me about him
- Q. What was the name of the man who smuggled you into Ethiopia?  
A. [redacted] (b)(6)
- Q. Was [redacted] from Sudan?  
A. He was from Eritrea (b)(6)
- Q. How much money did you pay [redacted] to smuggle you into Ethiopia?  
A. He's a business man so I paid for the trip until Brazil
- Q. How much did you pay him?  
A. \$15,000 USD
- Q. How did you come up with the money to pay [redacted] (b)(6)  
A. My sister from Israel and my father from Eritrea helped me
- Q. When did you leave Sudan?  
A. November 20th 2016
- Q. Where did you travel to when you left Sudan?  
A. Ethiopia
- Q. How did you arrive in Ethiopia?  
A. Plane
- Q. How long did you stay in Ethiopia?  
A. 1 week
- Q. Where did you stay while in Ethiopia?  
A. I stayed in a house that [redacted] knew (b)(6)
- Q. Were you harmed or threatened while in Ethiopia?  
A. No
- Q. Where did you travel to after Ethiopia?  
A. Brazil
- Q. How did you arrive in Brazil?  
A. Plane
- Q. How long did you stay in Brazil?  
... (CONTINUED ON NEXT PAGE)

Signature (b)(7)(c) [redacted]	Title CBP OFFICER
-----------------------------------	----------------------

Alien's Name <b>ERMIAS, ZERESEYAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
--	---	--------------------------

A. 1 week

Q. Where did you stay while in Brazil?

A. [redacted] gave the number of a person and I was able to stay with this person for a week

(b)(6)

Q. Were you harmed or threatened while in Brazil?

A. No

Q. Where did you travel to after Brazil?

A. Peru

Q. How did you arrive in Peru?

A. Bus

Q. How long did you stay in Peru?

A. 1 week

Q. Where did you stay while in Peru?

A. In a hotel

Q. Were you harmed or threatened while in Peru?

A. No

Q. Where did you travel to after Peru?

A. Ecuador

Q. How did you arrive in Ecuador?

A. Bus

Q. How long did you stay in Ecuador?

A. 3 days

Q. Where did you stay while in Ecuador?

A. Hotel

Q. Were you harmed or threatened while in Ecuador?

A. No

Q. Where did you travel to after Ecuador?

A. Colombia

Q. How did you arrive in Colombia?

A. Bus

Q. How long did you stay in Colombia?

A. 3 days

Q. Where did you stay while in Colombia?

A. Hotel

Q. Were you harmed or threatened while in Colombia?

A. No

... (CONTINUED ON NEXT PAGE)

Signature (b)(7)(C) [redacted]	Title CBP OFFICER
-----------------------------------	----------------------

Alien's Name <b>ERMIAS, ZERESEYAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
--	---	--------------------------

Q. Where did you travel to after Colombia?  
A. Panama

Q. How did you arrive in Panama?  
A. I walked for 5 days

Q. How long did you stay in Panama?  
A. 5 days

Q. Where did you stay while in Panama?  
A. A refugee camp, it was a tent

Q. Were you harmed or threatened while in Panama?  
A. No

Q. How did you get released from the refugee camp?  
A. Panama immigration took us to Costa Rica immigration

Q. How long did you stay in Costa Rica?  
A. 6 days

Q. Where did you stay while in Costa Rica?  
A. Hotel

Q. Were you harmed or threatened while in Costa Rica?  
A. No

Q. Where did you travel to after Costa Rica?  
A. I crossed to Nicaragua illegally

Q. Did someone smuggle you into Nicaragua?  
A. Yes

Q. How did you come in contact with someone to smuggle you into Nicaragua?  
A. I met a smuggler in Costa Rica

Q. How much did you pay to be smuggled into Nicaragua?  
A. \$500 USD

Q. How long did you stay in Nicaragua?  
A. A day and a half. I was just passing by illegally

Q. Were you harmed or threatened while in Nicaragua?  
A. No

Q. Where did you travel to after Nicaragua?  
A. Honduras

Q. How did you arrive in Honduras?  
A. Vehicle and walking

Q. How long did you stay in Honduras?  
... (CONTINUED ON NEXT PAGE)

Signature (b)(7)(C) 	Title CBP OFFICER
--	----------------------

X ZE

Alien's Name <b>ERMIAS, ZERESEAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
---	---	--------------------------

A. 1 week

Q. Where did you stay while in Honduras?

A. Hotel

Q. Were you harmed or threatened while in Honduras?

A. No

Q. Where did you travel to after Honduras?

A. Guatemala

Q. How did you arrive in Guatemala?

A. Bus

Q. How long did you stay in Guatemala?

A. 5 days

Q. Where did you stay while in Guatemala?

A. Hotel

Q. Were you harmed or threatened while in Guatemala?

A. No

Q. Where did you travel to after Guatemala?

A. Mexico

Q. How did you arrive in Mexico?

A. Bus

Q. How long did you stay in Mexico?

A. 5 days

Q. Where did you stay while in Mexico?

A. Hotel

Q. Were you harmed or threatened while in Mexico?

A. No

Q. Were you detained in Mexico by immigration?

A. Yes, for 1 day

Q. Where did you travel to after Mexico?

A. Here

Q. How did you arrive at the U.S/Mexico border?

A. By taxi

Q. What documents did you present to make entry at each country you visited?

A. Immigration papers

Q. Did you have a fake passport at any time during your travel?

A. I don't know, my smuggle had a passport for me when I traveled from Ethiopia to Brazil  
... (CONTINUED ON NEXT PAGE)

Signature (b)(7)(c) 	Title CBP OFFICER
--	----------------------

X ZE

Alien's Name <b>ERMIAS, ZERESENAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
<p>Q. What happened to your passport? A. I destroyed it in Brazil</p> <p>Q. Why did you destroy your passport? A. The person who received me in Brazil told me to shred it and throw it</p> <p>Q. Were you harmed in any way by any of your smugglers? A. No</p> <p>Q. Are you still in debt with your smugglers? A. No</p> <p>Q. Were you coached on what to say by your smugglers? A. No</p> <p>Q. Who are you traveling with today? A. 3 others from Eritrea that I met in Costa Rica and Ecuador</p> <p>Q. Do you know the people you are traveling with? A. I don't know them much</p> <p>Q. Please provide your Facebook account, email address and any social media accounts you have. A. No, I don't have any</p> <p>Q. Why did you choose to arrive in Texas? Who told you to come to Texas to request asylum? A. When I was in Tapechula, Mexico they told me that this was the closest border</p> <p>Q. Why do you feel that you would be granted asylum in the United States? A. Because I have a political problem in my country. I know America is a diplomatic country and I hope I would be granted asylum</p> <p>Q. Do you have a U.S. address where you plan to reside? A. No</p> <p>Q. What relatives, friends do you have that were granted asylum in the U.S.? A. No one that I know</p> <p>Q. Do you have immediate family, relatives, friends or acquaintances in the United States? A. No</p> <p>Q. If you are denied asylum in the United States, do you intend on traveling to Canada? A. No, I want to live in the U.S and I hope they grant me asylum</p> <p>Q. Were you detained/arrested in any country while you traveled to the United States? A. Just detained by immigration in Costa Rica and Mexico</p> <p>Q. Do you have fear or concern of being returned to your home country? A. Yes</p> <p>Q. Would you be harmed if you are returned to your home country or country of last residence?... (CONTINUED ON NEXT PAGE)</p> <p style="text-align: center;">(b)(7)(c)</p>		
Signature 	Title CBP OFFICER	

V ZL

9 of 10 Pages

Alien's Name <b>ERMIAS, ZERESEYAY</b>	File Number A212 903 961 SIGMA Event: 9841682 Event No: HID1702000017	Date February 1, 2017
--	---	--------------------------

A. Yes

Q. Who might harm you in your country?

A. The Eritrea government

Q. Why do you think they would harm you?

A. I fled the country illegally

Q. Have you ever been arrested in any other country for any crimes you have committed?

A. No

Q. What document(s) did you present to the CBP Officer when you attempted to enter the U.S. and what did you say to him/her?

A. I gave them the copy of my immigration document from Mexico and asked for asylum

Q. Are you in good health?

A. Yes

Q. Are you taking any medication(s) at this time?

A. No

Q. Do you wish to speak to a representative or Consular officer from your home country?

A. No

Q. Do you have any questions or do you have anything you want to add?

A. No

Q. Have you understood all the questions I have asked you using the Tigrinya language translator services?

A. Yes

Signature	 (b)(7)(c)	Title	CBP OFFICER
-----------	---	-------	-------------

X ZE

10 of 10 Pages

(b)(6)

UNITED STATES DEPARTMENT OF HOMELAND SECURITY  
CITIZENSHIP AND IMMIGRATION SERVICES

CREDIBLE FEAR INTERVIEW NOTES

A Number: 212903961 Interviewing APPO: D. Dapas, ZMI 285  
Name: Zeresenay ERMIAS Interview Location: Broward Transitional Center  
Country: Eritrea Asylum Office: Miami Asylum Office (ZMI)  
Date: 2/28/2017 Attorney: Yes  No   
Received M-444: Yes  No  Applicant Location: 3900 N. Powerline Road, Pompano  
M-444 Signed on: 2/1/2017 Beach, FL 33073  
Language: Tigrinya Start Time: 9:45 AM  
Provider: [REDACTED] (b)(6) End Time: 10:50 AM

NOTE:

- Credible Fear interviews are used to screen for possible asylum eligibility and not to develop every element of an applicant's protection claim. This Q&A is not intended to be a complete transcript of the Credible Fear interview or a complete accounting of the applicant's asylum claim.

INTERPRETER'S OATH

Q: Do you affirm you will truthfully, literally and fully interpret the questions asked by the asylum officer and the answers given by the applicant; you will not add to, delete from, comment on, or otherwise change the matter to be interpreted; and you will immediately notify the officer in this case if you become aware of your inability to interpret in a neutral manner on account of a bias against the applicant or the applicant's race, religion, nationality, membership in a particular social group, or political opinion?

A: Yes. [Interpreter Sworn In]

Q [To the Applicant] Do you understand the interpreter?

A: Yes.

INTRODUCTION & OATH

Q: Do you have an attorney or consultant?

A: No.

Q: You have the right to be represented by an attorney or consultant during this interview. Would you like time to retain an attorney or consultant, or are you willing to speak with me today without one?

A: I would like to continue without an attorney. [Consultant Waiver Explained & Signed]

Q: You've been given information regarding this interview and your rights along with a list of legal service providers. Is that correct?

A: Yes.

Q: Before we begin, I need to place you under oath. Please raise your right hand. Do you affirm the testimony you will provide will be the truth, the whole truth, and nothing but the truth?

A: Yes. [Applicant Sworn In]

The interpreter will explain the purpose of this interview. [Interpreter Read Section 1.2B from Form I-870]

Q: Did you understand everything that was read to you?

(b)(6)

A: Yes.

Q: Do you have any questions about what was read to you?

A: No.

Q: Do you speak any languages other than Tigrinya?

A: No.

Q: Do you have any medical or health conditions that I should be aware of?

A: No.

BIOGRAPHIC INFORMATION

Q: What is your true and complete name?

A: Zeresenay ERMIAS

Q: Have you ever used or been known by any other names or aliases?

A: N/A

Q: What is your complete date of birth?

A: 2/9/1984

Q: Have you ever used any other dates of birth?

A: No.

Q: In what country were you born?

A: Eritrea.

Q: Are you a citizen of Eritrea?

A: Yes.

Q: Have you ever been a citizen of any country other than Eritrea?

A: No.

Q: What was the address of the last place you lived in in Eritrea?

A: Adi Konsti, Eritrea

Q: What is your race or ethnic group?

A: Tigrinya

Q: What is your religion, if any?

A: Christian

Q: What is your marital status?

A: Married

[REDACTED] (b)(6)  
Cit: Eritrea

Loc: Eritrea

Q: [If s/he came with] Do you want to include her/his in your claim?

A: No.

Q: Do you have any children?

A: No.

Q: Who would you reside with, in the United States, if you are released from the detention center?

(b)(6)

A: Name: [REDACTED] (b)(6)  
Rel: Cousin  
Loc: [REDACTED] (b)(6)  
Phon: [REDACTED]  
Inam: [REDACTED]

Q: Have either of your parents ever lived in the United States or been citizens of the US?  
A: No

ENTRY/ENCOUNTER ISSUES

Q: Records indicate that you last entered the United States on or about 2/1/2017 near Hidalgo, Texas POE. Is this correct?  
A: Yes.

Q: How many days were you in the United States before you were apprehended by immigration officials?  
A: Same day.

Q: Was this the first time you entered the United States?  
A: Yes.

Q: How many times have you entered the United States?  
A: One

Q: Did you ever have permission to enter the United States legally?  
A: No

REASONS FOR COMING TO THE U.S. & SUBSTANCE OF CLAIM FOR PROTECTION

Q: Are you willing to return to Eritrea?  
A: No.

Q: Are you afraid to return to Eritrea?  
A: Yes.

Q: Briefly, tell me why you are afraid to return to Eritrea?  
A: I left my country illegally. If I were to return, my life would be in danger

Q: When did you leave Eritrea?  
A: January 20, 2015

Q: Why did you leave Eritrea?  
A: I had political problems because I was imprisoned

Q: Why were you in prison?  
A: The commander ordered me to shoot an escapee. I refused and because of that I was sent to prison

Q: Commander of what?  
A: He was a commander of our military unit

Q: When did you join the military?  
A: 2000

Q: Did you join voluntarily or were you forced to join?  
A: They told us we were going for academic studies and then they took us

(b)(6)

Q: When you joined, how long did they say you would serve?

A: Yes, they told us for a year and a half

Q: Did you tell anyone that you wanted to go to school and not to the military?

A: I told them that my interest was in academic studies. They said that I would have to wait

Q: Who did you tell this to?

A: I went to the personnel department

Q: When were you put into prison?

A: 2013

Q: When 18 months went by after joining, did you ask to leave?

A: I did ask, but they said it was not allowed

Q: Did they tell you why it was not allowed?

A: They told me that I could not leave because I needed to do some work here

Q: Did they tell you how long you would have to stay?

A: No

Q: Was it common that they did not allow people to leave the military?

A: Yes

Q: You were imprisoned because you refused a direct order, correct?

A: Yes. They ordered me to kill a person. I was not taught to do that, so I refused. They put me into prison

Q: When did they order you to kill the person?

A: Three days before they put me into prison

Q: Who ordered you to kill the person?

A: [REDACTED] He was my commanding officer (b)(6)

Q: Why did he order you to kill the person?

A: I was in training, we took the trainees for some development work, while we were doing work, one of the students there started running away. Because I was armed, he ordered me to shoot him

Q: And you refused?

A: Yes. After that, three days later, they came and arrested me

Q: Did your commanding officer order someone else to kill the person when you refused?

A: No

Q: Did the person get away?

A: Yes, he got away. That's when he accused me of refusing to take a direct order

Q: Were you ever formally charged?

A: No

Q: Were you allowed to see a judge?

A: No. I went to an official and he said I was accused of something and that I would go to prison

Q: Were you given an opportunity to defend yourself or to argue why you should not have been put into prison?

A: They accused me of assisting someone to run away. I denied the accusations. When one of the students run away and he ordered me to shoot and kill him and I said no. He told me, that was why I was brought there

(b)(6)

Q: Did they tell you how long you would stay in prison?

A: No

Q: How were you treated in prison?

A: For the first month, I was in handcuffs. I was in solitary confinement. When I went out to a bathroom, I was taken out barefooted. They would beat me when I first arrived

Q: What did they beat you with?

A: Sometimes a piece of garden hose

Q: How long were you in prison?

A: 18 months

Q: What happened after 18 months?

A: A person that I knew before was working there. I talked to him and told him, please get me out of these charges. He tried to keep a distance from me, but we found a time and day that was convenient to us. I told them I was sick. When they took me for treatment, we left and went to Sudan. After a year and a half, my family didn't know I had escaped. He was also planning on leaving

Q: Did he leave with you?

A: Yes

Q: Where did you go?

A: Sudan

Q: What was your job in the military?

A: I didn't have a permanent assignment. Sometimes they put me into the economic department, sometimes personnel, sometimes logistics

Q: Did you ever see active combat?

A: No

Q: You weren't on the Ethiopian border?

A: No

Q: Did you attend basic training?

A: Yes

Q: Did they train you how to use a weapon?

A: Yes

Q: What kinds?

A: Kalishnikov weapon

Q: Did they train you in explosives?

A: Yes

Q: What kind of training, using, making?

A: Everything

Q: Did they train you in using radar or any other radio equipment?

A: No

Q: Did you ever kill anyone?

A: No

(b)(6)

Q: Are you permitted to leave Eritrea without first getting the government's permission?

A: No, unless you leave illegally

Q: What does the government do if you try to leave without permission?

A: Imprisonment and they will kill you

Q: Did you get the government's permission to leave?

A: No

Q: How does the government treat Eritreans who leave Eritrea without their permission?

A: They get you arrested, you stay in prison for three or four years, if you're lucky you may get out and if you're not lucky then you are killed there

Q: How does the government view Eritreans who have left and live in other countries?

A: The ones who support the government from outside are okay, but those who don't like the government are seen as being against them. They are viewed as traitors to the government because they left

Q: What do you believe will happen to you if you return to Eritrea?

A: Imprisonment, suffering, and in the end, death

Q: Who will do this to you?

A: The Eritrean government

Q: Why will they do this to you?

A: For escaping prison and for leaving the country illegally

Q: How will they know you returned to Eritrea?

A: They are the government, they know everything that happens in the country

Q: Could you relocate and live safely in another part of Eritrea?

A: No

Q: How long were you in Sudan?

A: 2 years

Q: Were you there legally or illegally?

A: Illegally

Q: Where did you go from Sudan?

A: Ethiopia for one week

Q: Were you anywhere else for more than a month before getting to the US?

A: No

Q: When you were in the military, did you have command over other soldiers?

A: Not other than the students

Q: Did you ever order someone else to hurt someone?

A: No

NEW QUESTIONS

Q: In Eritrea, in the past, have you been threatened or harmed because of your race or the color of your skin?

A: No

(b)(6)

Q: In Eritrea, in the past, have you been threatened or harmed because of your religion?

A: No

Q: In Eritrea, in the past, have you been threatened or harmed because of your political beliefs?

A: Yes, as I have discussed

Q: In Eritrea, in the past, have you been threatened or harmed because of your nationality?

A: No

Q: In Eritrea, in the future, will you be threatened or harmed because of your race or the color of your skin?

A: No

Q: In Eritrea, in the future, will you be threatened or harmed because of your religion?

A: No

Q: In Eritrea, in the future, will you be threatened or harmed because of your political beliefs?

A: Yes, as I discussed

Q: In Eritrea, in the future, will you be threatened or harmed because of your nationality?

A: No

Q: Is there any characteristic about you that makes you different, or causes you to be treated differently, than the other people in your society?

A: Because I had escaped from prison and left illegally, I would be treated differently

Q: Have you ever been mistreated or physically harmed by a member of your family or someone who lives in your home?

A: No

Q: Were you a member of any groups or organizations in Eritrea?

A: No

Q: Has anyone in your family ever been threatened or physically harmed in Eritrea?

A: No

Q: Beside what we have already discussed, are you afraid to return to your country for any other reason?

A: Because I am an Eritrean citizen, I was subjected to all of the mistreatment. Again, because I am Eritrean, I would be subjected to the same treatment if I returned.

#### CONVICTION AGAINST TORTURE

I am going to ask you a series of questions regarding mistreatment at the hands of public officials and persons associated with public officials. It is important you understand what I mean when I say "public officials." Public officials are people who work with or for the government in your country and have some type of authority. Public officials may include people such as police officers, soldiers, mayors, prosecutors, judges, and other government officials and employees.

Q: Do you understand who I am referring to when I say "public officials"?

A: Yes.

Q: Have you ever experienced any mistreatment, threats or harm by public officials or persons associated with public officials?

A: Yes, I was harmed by the government and military

Q: Do you believe you could be harmed by public officials or by someone acting with the consent or permission of public officials?

A: Yes, they would arrest, imprison, and kill me

Q: If the police were to see the people you fear hurting you, what do you believe the police would do?

(b)(6)

A: Nothing, the government is hurting me

Q: Is there any connection between the people you fear and the government or police in Eritrea?

A: The government is hurting me

Q: Did you understand the questions I asked you about public officials?

A: Yes.

POSSIBLE BAEs

Q: Have you ever harmed or injured another person?

A: No

Q: Have you ever helped anyone to harm another person?

A: No

Q: Have you ever committed a crime in any country?

A: No

Q: Apart from what you have described, have you been arrested, convicted, or sentenced for a crime anywhere in the world?

A: No

Q: Have you ever been associated with a group that uses or has been accused of using violence or engaging in illegal activities?

A: No.

Q: Have you ever served in the police or armed forces in Eritrea?

A: I was in the military as I discussed

Q: Have you ever been a terrorist or participated in any terrorist related activities?

A: No.

SUMMARY OF TESTIMONY

You testified: ...

In 2000, you were taken by the government and told that you would be continuing your studies. When you arrived, you were told that you were not going for studies and that you were being forced to join the military. You told the officials that you did not want to join, but they told you that you had to serve for 18 months. At the end of the 18 months, the officials told you that there was still work for you to do and that you could not leave. In 2013, you were with a group of student trainee soldiers when one tried to escape. Your commanding officer ordered you to shoot the escaping student, but you refused. Three days later, you were arrested. You appeared before an official who told you that you were being put into prison for helping the individual escape. Individuals in Eritrea are not permitted to leave the country without the government's permission. Those who try and are caught are imprisoned or killed by the Eritrean government. You were put into prison, but you were not told for how long you would be there. Prison officials beat you with a hose and put you into solitary confinement. You were in prison for 18 months. You knew one of the guards and you both decided to make a plan to escape by you pretending to be ill. You left Eritrea on January 20, 2015. You lived illegally in Sudan for two years before traveling to Ethiopia for a week and eventually to the United States. You fear that the Eritrean government will imprison you or kill you if you return to Eritrea because you escaped from prison and because you left Eritrea without the government's permission.

Q: Is this summary of your testimony accurate?

A: Yes

Q: Is there anything you would like me to add to the summary of your testimony?

A: No

Q: Is there anything else that you would like to tell me about your claim that we have not yet discussed?

(b)(6)

A: No

CONCLUSION:

The interpreter will explain the possible outcomes of your case. [Interpreter read Paragraph 3.2 from I-870]

Q: Do you have any questions?

A: No

Q: Did you understand all the questions asked today?

A: Yes.

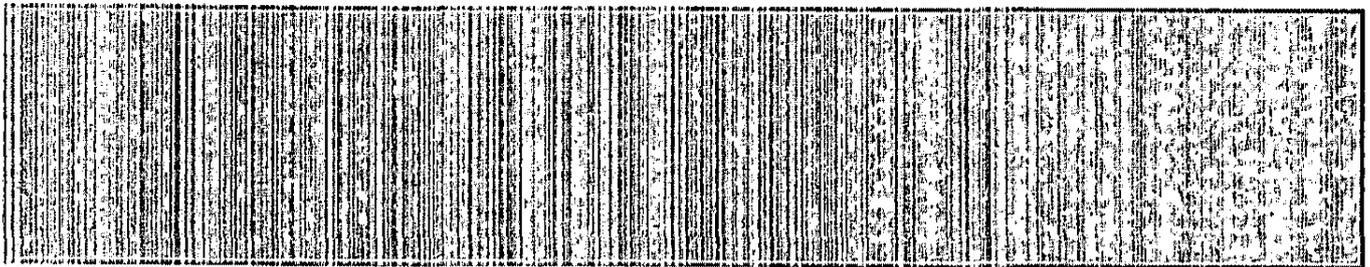
Q: Did you have any problems understanding the interpreter?

A: No.

Q: Interpreter, did you have any problems understanding the Applicant?

A: No.

Interview Concluded: Time 10:50 AM Date: 2/28/2017 at Broward Transitional Center



**Jurat for Record of Sworn Statement in Proceedings under Section 235(b)(1) of the Act**

SIGMA Event: 9841682

Q: Why did you leave your home country or country of last residence?

A. There is a political problem in Eritrea

Q. Do you have any fear or concern about being returned to your home country or being removed from the United States?

A. Yes

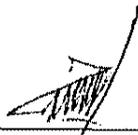
Q. Would you be harmed if you are returned to your home country or country of last residence?

A. Yes, I left illegally

Q. Do you have any questions or is there anything else you would like to add?

A. No

I have read (or have had read to me) this statement, consisting of 1 pages (including this page). I state that my answers are true and correct to the best of my knowledge and that this statement is a full, true and correct record of my interrogation on the date indicated by the above named officer of the Department of Homeland Security. I have initialed each page of this statement (and the corrections noted on page(s) \_\_\_\_\_).

Signature:   
ZERESENAY ERMIAS

Sworn and subscribed to before me at HIDALGO, TEXAS POE  
on February 1, 2017.

Witnessed  Signature of Immigration   
CBP OFFICER

(b)(7)(c)

Event No: HID1702000017 SIGMA Event: 9841682

**Purpose of this notice**

The purpose of this notice is to explain what will happen while you are in detention, what rights you have, and what may happen to you as a result of statements you make. It is important that you understand your rights and what will happen. **PLEASE READ THIS NOTICE CAREFULLY.**

You have been detained because the U.S. Department of Homeland Security (DHS) believes that you may not have the right to stay in the United States. You have indicated an intention to apply for asylum or a fear of persecution or return to your country. You will be interviewed by a specially-trained asylum officer to determine if you have a "credible fear of persecution." You will be detained until that interview takes place. If the DHS finds that you have a credible fear of persecution, you may or may not be released.

**Right to consult with other persons**

Normally, the interview will not take place sooner than 48 hours after you arrive at the detention facility. You may use this time to rest and consult with family members, friends, or other representatives. In unusual circumstances, you may be given additional time to contact someone. If you need this additional time, you should inform a DHS officer. You may request that the interview take place sooner if you are prepared to discuss your fears or claim immediately.

You may consult with a person or persons of your choosing, provided that such consultation is at no expense to the government and does not delay the process. A person of your choice can be present with you at your interview. A list of representatives who may be able to speak to you free of charge is attached to this notice. You may use the telephone while you are in detention to call a representative, friend or family member in the United States, collect or at your own expense. If you wish to call someone, you should inform an DHS officer for assistance. You also may contact the United States Office of the United Nations High Commissioner for Refugees, at (202) 296-5191 from 9:00 a.m - 5:00 p.m. (eastern standard time), Monday thru Friday.

**Description of credible fear interview**

The purpose of the credible fear interview is to determine whether you might be eligible to apply for asylum before an immigration judge. This interview is not your formal asylum hearing. It is only to help us determine whether there is a significant possibility that you may qualify as a refugee.

At your interview, you will have the opportunity to explain to the asylum officer why you think you should not be returned to your home country. If you want to apply for asylum in the United States, or think you will be harmed, persecuted or tortured if you return to your home country, you must show an asylum officer that you have a credible fear of being harmed or persecuted because of your race, religion, nationality, membership in a particular social group or political opinion, or that it is likely that you will be tortured.

If the officer determines that you have a credible fear or persecution or that you might face torture if you are returned to your home country, you may be eligible to remain in the United States.

It is very important that you tell the officer all the reasons why you have concerns about returning to your home country or are afraid to return to your home country. There are regulations protecting the confidentiality of asylum claims.

It is also very important that you tell the truth during your interview. Although the purpose of this interview is not to gather evidence against you, failure to tell the truth could be used against you in this or any future immigration proceeding.





U.S. Department of Homeland Security  
Executive Office for Immigration Review

Immigration Court

ZERESENAY ERMIA

A#: 212-903-961

List of Free Legal Service Providers

<b>HARLINGEN, TEXAS</b>	
<p><b>PROBAR - SOUTH TEXAS PRO BONO ASYLUM REPRESENTATION</b></p> <p>301 East Madison Harlingen, TX 78550 (956) 425-9231 1-888-425-9231 if calling from the PISPC Detention Center</p> <ul style="list-style-type: none"> <li>Will represent aliens in Asylum hearings.</li> </ul>	<p><b>SOUTH TEXAS IMMIGRATION COUNCIL, INC.</b></p> <p>Casa Mexico Bldg. 4793 West Expressway 83 Harlingen, TX 78552 (956) 425-6987</p> <ul style="list-style-type: none"> <li>Will represent aliens in Asylum hearings.</li> </ul>
<p><b>CASA DE PROYECTO LIBERTAD</b></p> <p>113 N. 1st St. Harlingen, TX 78550 (956) 425-9552 1-800-477-9552 if calling from the PISPC Detention Center.</p> <ul style="list-style-type: none"> <li>Will represent aliens in Asylum hearings.</li> </ul>	<p><b>SOUTH TEXAS IMMIGRATION COUNCIL, INC.</b></p> <p>1201 Galveston St. McAllen, TX 78501 (956) 682-5397 (956) 682-8133, Fax</p> <ul style="list-style-type: none"> <li>Will represent aliens in Asylum hearings.</li> </ul>
<p><b>SOUTH TEXAS IMMIGRATION COUNCIL</b></p> <p>4 E. Levee St. Brownsville, TX 78520 (956) 542-1991</p> <ul style="list-style-type: none"> <li>Will represent aliens in Asylum hearings.</li> </ul>	<p><b>TEXAS RURAL LEGAL AID, INC.</b></p> <p>316 South Closner St. Edinburg, TX 78539 (956) 968-9574</p> <ul style="list-style-type: none"> <li>Will represent only Legal Permanent Residents and United States citizens.</li> </ul>

ZERESENAY ERMIA

[Redacted Signature Box]  
[Redacted Name Box]  
[Redacted Title Box]

(b)(7)(C)

CBP OFFICER

02-01-17

Date

02-01-17

Date

FORM I-618

\* Non Profit Organization

\*\* Referral Service

\*\*\* Private Attorney

## List of Pro Bono Legal Service Providers

Updated January 2017

<http://www.justice.gov/eoir/list-pro-bono-legal-service-providers>

# FLORIDA

**Disclaimer:** As required by 8 C.F.R. § 1003.61, the Executive Office for Immigration Review (EOIR), Office of the Director, Office of Legal Access Programs maintains a list of organizations and attorneys qualified under the regulations who provide pro bono or free legal services. The information posted on this list is provided to EOIR by the Providers. EOIR does not endorse any of these organizations or attorneys. Additionally, EOIR does not participate in, nor is it responsible for, the representation decisions or performance of these organizations or attorneys.

Krome Immigration Court

Krome North Processing Center, Miami, Florida	
<p><b>Catholic Charities Legal Services</b> Archdiocese of Miami, Inc.*</p> <p>Campus of St. Stephen Catholic Church 6081 SW 21st Street Miramar, Florida 33023 Tel: (954) 486-2070 Fax: (954) 486-5090 info@cclsmiami.org cclsmiami.org</p> <ul style="list-style-type: none"> <li>• Asylum proceedings</li> <li>• LPR with criminal convictions</li> <li>• Children's cases</li> <li>• VAWA, T &amp; U Visas R visas</li> <li>• Languages: Spanish, Haitian Creole, French</li> </ul>	<p><b>Catholic Charities Legal Services</b> Archdiocese of Miami, Inc.*</p> <p>7855 NW 12th Street, Suite 114 Miami, Florida 33126 Tel: (305) 887-8333 Fax: (305) 541-2741 info@cclsmiami.org cclsmiami.org</p> <ul style="list-style-type: none"> <li>• All types of cases accepted</li> <li>• Will be represented by main office</li> <li>• Will process Cuban adjustment, employment authorization, parole requests, and citizenship applications for Miami-Dade and Monroe County residents</li> <li>• Languages: English, Spanish</li> </ul>

**Disclaimer:** As required by 8 C.F.R. § 1003.61, the Executive Office for Immigration Review (EOIR), Office of the Director, Office of Legal Access Programs maintains a list of organizations and attorneys qualified under the regulations who provide pro bono or free legal services. The information posted on this list is provided to EOIR by the Providers. EOIR does not endorse any of these organizations or attorneys. Additionally, EOIR does not participate in, nor is it responsible for, the representation decisions or performance of these organizations or attorneys.

**Miami Immigration Court**

Miami, Florida (page 1 of 2)	
<p><b>Center for Immigrant Advancement, Inc. (CIMA)*</b></p> <p>809 SW 8th St., Suite 212                      Miami, FL 33130                      Tel: (786) 346-3828                      Fax: (305) 285-2333                      * Spanish Spoken</p>	<p><b>Americans for Immigrant Justice*</b></p> <p>3000 Biscayne Blvd., Ste. 400                      Miami, FL 33137                      (305) 573-1106                      • Spanish, Creole and French spoken.                      • Will take Asylum cases.</p>
<p><b>American Friends Service Committee*</b></p> <p>1175 NE 125th St, Suite 417                      North Miami, FL 33161                      Phone: (305) 600-5441                      Fax: (305) 432-4476                      lperez-renozo@afsc.org                      afsc.org</p>	<p><b>Catholic Charities Legal Services Archdiocese of Miami, Inc.*</b></p> <p>Courthouse Plaza Building                      28 West Flagler Street, 10th Floor                      Miami, Florida 33130                      Tel: (305) 373-1073                      Fax: (305) 373-1173                      info@cclsmiami.org  <a href="http://www.cclsmiami.org">http://www.cclsmiami.org</a>                      • Representation limited to Miami Immigration Court and Krome Detention Center                      • Representation to residents of Monroe, Miami-Dade, and Broward Counties                      • All types of cases accepted                      • Languages: English, Spanish, Haitian-Creole, French, Mandarin, other languages arranged</p>
<p><b>Orlando Center for Justice*</b></p> <p>1802 N Alafaya Trail, Suite 173                      Orlando, FL 32826                      Tel: (407) 279-1802                      info@orlandojustice.org                      orlandojustice.org                      * Languages: Spanish, Portuguese</p>	

**Disclaimer:** As required by 8 C.F.R. § 1003.61, the Executive Office for Immigration Review (EOIR), Office of the Director, Office of Legal Access Programs maintains a list of organizations and attorneys qualified under the regulations who provide pro bono or free legal services. The information posted on this list is provided to EOIR by the Providers. EOIR does not endorse any of these organizations or attorneys. Additionally, EOIR does not participate in, nor is it responsible for, the representation decisions or performance of these organizations or attorneys.

Miami, Florida (page 2 of 2)

**Catholic Charities Legal Services  
Archdiocese of Miami, Inc.\***

7855 NW 12th Street, Suite 114  
Miami, Florida 33126  
Tel: (305) 887-8333  
Fax: (305) 541-2741  
info@cclsmiami.org  
cclsmiami.org

- All types of cases accepted
- Will be represented by main office
- Will process Cuban adjustment, employment authorization, parole requests, and citizenship applications for Miami-Dade and Monroe County residents
- Languages: Spanish, other languages arranged

**Catholic Charities Legal Services Archdiocese of Palm Beach, Inc.\***

100 West 20th Street  
Riviera Beach, FL 33404  
Tel: (561) 345-2003  
Fax: (561) 202-2310  
&  
1300 East 10th St  
Stuart, FL 34995

(772) 463-0445  
(772) 872-0311, Fax

- Representation limited to Miami Immigration Court and residents of Palm Beach, Martin, St. Lucie, Okeechobee and Indian River Counties
- Asylum cases will be accepted and represented by the Palm Beach offices
- Spanish spoken

**Catholic Charities Legal Services  
Archdiocese of Miami, Inc.\***

Campus of St. Stephen Catholic Church  
6081 SW 21st Street  
Miramar, Florida 33023  
Tel: (954) 486-2070  
Fax: (954) 486-5090  
info@cclsmiami.org  
cclsmiami.org

- All types of cases accepted
- VAWA, T & U Visas R visas
- Children's cases
- Representation limited to residents of Broward, Miami-Dade and Monroe Counties
- Representation limited to Miami Immigration Court and Krome Detention Center

- LPR with criminal convictions
- Languages: Spanish, Haitian Creole, French, Mandarin, other languages arranged

**Lutheran Services Florida, Inc.\***

Employability Status Assistance  
Refugee Legal Services  
7901 4th Street North, Suite 308  
St. Petersburg, Florida 33702-4313  
Tel: (727) 563-9400

Fax: (727) 563-0303

- Representation limited to Orlando Immigration Court
- Qualification is based on income and length of time in US.
- Representation is for residents of Pinellas, Manatee, Sarasota, Desoto, East Hillsborough, Highlands, and Hardee counties.
- Languages: Burmese, Bosnian, Arabic, Haitian, Creole, Spanish, French and English.

**Disclaimer:** As required by 8 C.F.R. § 1003.61, the Executive Office for Immigration Review (EOIR), Office of the Director, Office of Legal Access Programs maintains a list of organizations and attorneys qualified under the regulations who provide pro bono or free legal services. The information posted on this list is provided to EOIR by the Providers. EOIR does not endorse any of these organizations or attorneys. Additionally, EOIR does not participate in, nor is it responsible for, the representation decisions or performance of these organizations or attorneys.

- \* Non Profit Organization
- \*\* Referral Service
- \*\*\* Private Attorneys

# List of Pro Bono Legal Service Providers

Updated January 2017

<http://www.justice.gov/eoir/list-pro-bono-legal-service-providers>

## Orlando Immigration Court

<p><b>Gulf Coast Legal Services, Inc.</b></p> <p>641 First Street South St. Petersburg, FL 33701 Tel: (727) 821-0726 Tel: 1-800-230-5920 (Toll free) Fax: (727) 821-3340 www.gulfcoastlegal.org</p> <ul style="list-style-type: none"> <li>Free civil legal services to eligible clients.</li> <li>Must be income eligible.</li> <li>Must reside in Pinellas, Pasco, Manatee, Sarasota or Hillsborough Counties.</li> <li>By appointment or phone.</li> <li>Will represent aliens in asylum cases.</li> <li>Spanish spoken, other languages arranged.</li> <li>Immigration matters include asylum/VAWA cancellation/U status/trafficking victims/juveniles</li> </ul>	<p><b>Lutheran Services Florida, Inc.*</b></p> <p>Employability Status Assistance Refugee Legal Services 3625 West Waters Avenue Tampa, FL 33614-2783 Tel: (813) 877-9303 Fax: (813) 877-3813</p> <ul style="list-style-type: none"> <li>Representation limited to Orlando Immigration Court</li> <li>Accept Refugees - all nationalities</li> <li>Qualification is also based on income and length of time in US.</li> <li>Representation is for residents of Hillsborough, Polk, Highlands, Manatee, and Hardee.</li> <li>Languages: Burmese, Bosnian, Arabic, Haitian, Creole, Spanish, French and English.</li> </ul>
<p><b>Lutheran Services Florida, Inc.*</b></p> <p>Employability Status Assistance Refugee Legal Services 6440 Ridge Road Port Richey, FL 34568-6748 Fax: (727) 842-4007 and 3532 SW 8th St #270 Miami, FL 33144</p> <ul style="list-style-type: none"> <li>Representation limited to Orlando Immigration Court</li> <li>Accept Refugees - all nationalities</li> <li>Qualification is also based on income and length of time in US.</li> <li>Representation is for residents of Pasco, Polk, North Hillsborough, Highlands and Hardee counties.</li> <li>Languages: Burmese, Bosnian, Arabic, Haitian, Creole, Spanish, French and English.</li> </ul>	<p><b>Orlando Center for Justice*</b></p> <p>1802 N Alafaya Trail, Suite 173 Orlando, FL 32826 (407) 279-1802 info@orlandojustice.org orlandojustice.org</p> <ul style="list-style-type: none"> <li>Languages: Spanish, Portuguese</li> </ul> <p><b>Florida Coastal School of Law*</b></p> <p>8787 Baypine Road, Suite 255 Jacksonville, FL 32256 (904) 680-7782</p> <p><b>Louis Gvzmann, Esq.***</b></p> <p>Law Offices of Louis Gvzmann, Esq. P.O. Box 390964 Deltona, Florida 32739 (386) 717-6468</p> <ul style="list-style-type: none"> <li>Orlando court cases only</li> <li>Languages: Spanish, Castilian, German</li> </ul>

FEB 15 2017 212-903-961

**Disclaimer:** As required by 8 C.F.R. § 1003.61, the Executive Office for Immigration Review (EOIR), Office of the Director, Office of Legal Access Programs maintains a list of organizations and attorneys qualified under the regulations who provide pro bono or free legal services. The information posted on this list is provided to EOIR by the Providers. EOIR does not endorse any of these organizations or attorneys. Additionally, EOIR does not participate in, nor is it responsible for, the representation decisions or performance of these organizations or attorneys.

U.S. DEPARTMENT OF HOMELAND SECURITY  
**NOTICE TO ALIEN ORDERED REMOVED/DEPARTURE VERIFICATION**

Event No: HID1702000017

FINS: 1218310832

A-File No: 212903961

SIGMA Event: 9841682

Date: 02/01/2017

Alien's name: Zeresenay ERMIAS

You have been found to be inadmissible to the United States under the provisions of section 212(a) of the Immigration and Nationality Act (Act) or deportable under the provisions of section 237 of the Act as a Visa Waiver Pilot Program violator. In accordance with the provisions of section 212(a)(9) of the Act, you are prohibited from entering, attempting to enter, or being in the United States

- For a period of 5 years from the date of your departure from the United States as a consequence of your having been found inadmissible as an arriving alien in proceedings under section 235(b)(1) or 240 of the Act.
- For a period of 10 years from the date of your departure from the United States as a consequence of your having been ordered removed in proceedings under any section of the Act other than section 235(b)(1) or 240, or of being ordered excluded under section 236 of the Act in proceedings commenced prior to April 1, 1997.
- For a period of 20 years from the date of your departure from the United States as a consequence of being found inadmissible and being previously excluded, deported, or removed from the United States.
- At any time because in addition to being found inadmissible, you have been convicted of a crime designated as an aggravated felony.

After your removal has been effected, you must request and obtain permission from the Secretary of Homeland Security to reapply for admission to the United States during the period indicated. You must obtain such permission before commencing your travel to the United States. Application forms for requesting permission to reapply for admission may be obtained by contacting any United States Consulate or U.S. Department of Homeland Security office. Refer to the above file number when requesting forms or information.

**WARNING FOR ALL REMOVED ALIENS:** It is a crime under Title 8 United States Code, Section 1326, for an alien who has been removed from the United States to enter, attempt to enter, or be found in the United States without the Secretary of Homeland Security's express consent. Depending on the circumstances of the removal, conviction for this crime can result in imprisonment of a period of from 2 to 20 years and/or a fine up to \$250,000.

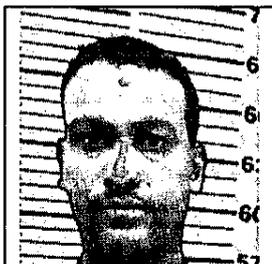
**SPECIAL NOTICE TO SEX OFFENDERS:** Federal Law requires a convicted sex offender, including an alien who has been removed from or otherwise departed the United States and subsequently returns, to register in each jurisdiction in the United States in which he or she resides, is employed, or is a student. Violation of this requirement can result in prosecution and imprisonment for up to 10 years under Title 18 United States Code, Section 2250.

(Signature)  CBP OFFICER (b)(7)(c) HIDALGO, TEXAS  
 (Title of officer) (Location of DHS Office)

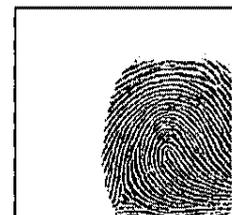
**Verification of Removal**

(Complete this section for file copy only)

Departure Date	Port of Departure	Manner of Departure
Signature of Verifying Officer		Title of Officer



Photograph of Alien

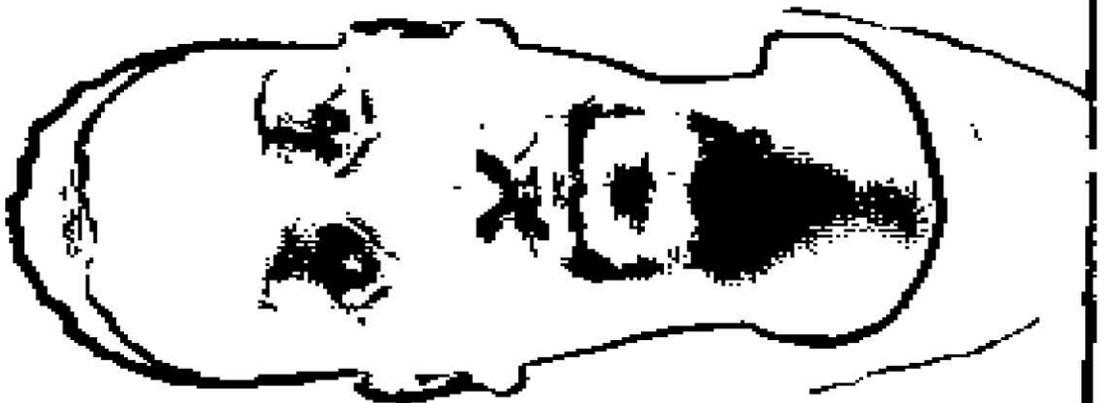


Right Index Finger

(Signature of alien whose fingerprint and photograph appear above)

(b)(7)(c)  
 (Signature) (Print)







IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

ZERESENAY ERMIA TESFATSION,	)	CASE NO. 4:18-CV-1023
	)	
Petitioner,	)	
	)	JUDGE DAN AARON POLSTER
v.	)	
	)	
JEFF SESSIONS,	)	<u>JUDGMENT ENTRY</u>
	)	
Respondent.	)	

For the reasons stated in the Memorandum of Opinion and Order filed contemporaneously with this Judgment Entry, and pursuant to Federal Rule of Civil Procedure 58, it is hereby ORDERED, ADJUDGED, AND DECREED that the above-captioned case is hereby terminated and dismissed as final.

Furthermore, pursuant to 28 U.S.C. §2253(c) and Fed. R. App. P. 22(b), there is no basis upon which to issue a certificate of appealability. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that an appeal from this decision could not be taken in good faith.

**IT IS SO ORDERED.**

/s/ Dan Aaron Polster Aug. 29, 2018  
Dan Aaron Polster  
United States District Judge

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

ZERESENAY ERMIA TESFATSION,	)	CASE NO. 4:18-CV-1023
	)	
Petitioner,	)	
	)	JUDGE DAN AARON POLSTER
v.	)	
	)	
JEFF SESSIONS,	)	<u>OPINION &amp; ORDER</u>
	)	
Respondent.	)	

Petitioner Zeresenay Ermias Testfatsion filed a habeas corpus petition pursuant to 28 U.S.C. § 2241 on May 3, 2018, seeking release from custody pending his removal to his native country, Eritrea. Doc #: 1. The Government filed a Motion to Dismiss for Lack of Jurisdiction on August 27, 2018. Doc #: 7. In its Motion, the Government explains that while Petitioner was in Egyptian custody awaiting his flight to Eritrea, he was found deceased. Mot. at 1. This Court lacks jurisdiction over a habeas corpus petition brought pursuant to 28 U.S.C. § 2241 if the petitioner dies while the petition is pending. *See Gorrasi v. Warden, Pickaway Correctional Inst.*, No. 1:12-CV-65, 2012 WL 5378811 (S.D. Ohio Oct. 30, 2012). Thus, the Court no longer has subject matter jurisdiction over this action. Accordingly, Petitioner's habeas corpus petition pursuant to 28 U.S.C. § 2241 is **DISMISSED**.

**IT IS SO ORDERED.**

/s/Dan Aaron Polster Aug. 29, 2018  
DAN AARON POLSTER  
UNITED STATES DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

ZERESENAY ERMIA TESFATSION,	)	CASE NO. 4:18cv1023
	)	
Petitioner,	)	JUDGE DAN POLSTER
	)	MAGISTRATE JUDGE BURKE
v.	)	
	)	
JEFF SESSIONS, ATTORNEY GENERAL	)	RESPONDENT'S MOTION
OF THE UNITED STATES OF AMERICA,	)	TO DISMISS PETITION FOR A
	)	WRIT OF HABEAS CORPUS
Respondent.	)	

Now comes Respondent Jeff Sessions, Attorney General of the United States of America, by and through Justin E. Herdman, U.S. Attorney for the Northern District of Ohio, and Renée A. Bacchus, Assistant United States Attorney, and hereby moves this Honorable Court for an Order dismissing Petitioner's Petition for a Writ of Habeas Corpus for lack of subject matter jurisdiction, pursuant to Fed. R. Civ. P. 12(b)(1).

The grounds in support of this motion are fully set forth in the attached Memorandum in Support.

Respectfully submitted,

JUSTIN E. HERDMAN  
United States Attorney  
Northern District of Ohio

By: s/ Renée A. Bacchus  
Renée A. Bacchus (#0063676)  
Assistant United States Attorney  
801 W. Superior Avenue, Suite 400  
Cleveland, OH 44113  
216-622-3707 – Bacchus  
216-522-4982 – fax  
Renee.Bacchus@usdoj.gov

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

ZERESEAY ERMIAS TESHATSION,	)	CASE NO. 4:18cv1023
	)	
Petitioner,	)	JUDGE DAN POLSTER
	)	MAGISTRATE JUDGE BURKE
v.	)	
	)	
JEFF SESSIONS, ATTORNEY GENERAL	)	MEMORANDUM IN SUPPORT
OF THE UNITED STATES OF AMERICA,	)	OF RESPONDENT'S MOTION
	)	TO DISMISS
Respondent.	)	

**I. INTRODUCTION**

Petitioner filed this habeas corpus petition pursuant to 28 U.S.C. § 2241, on or about May 3, 2018, seeking release from custody pending his removal to his native country, Eritrea. (Pet. ECF No. 1 PageID # 1.) Petitioner does not challenged the validity of his removal order. (Id. PageID # 1-7.) On July 27, 2018, the court ordered Respondent to file an Answer to the Petition no later than August 29, 2018. (Non-Doc Order.)

Petitioner was removed from the United States with a final destination of Eritrea via Egypt on June 5, 2018, via a commercial flight. (Ex. A: Aaron Roby ¶ 6.) While in Egyptian custody awaiting his flight to Eritrea, Petitioner was found deceased.

**II. FACTS**

Teshatsion, a native and citizen of the Eritrea, presented at the United States' boarder at Hidalgo, Texas on February 1, 2017, seeking asylum. (Pet. ECF No. 1, ¶¶ 11-12; Ex. A: Roby Decl. ¶ 3.) On or about March 1, 2017, the U.S. Citizenship and Immigration Services issued a Notice to Appear charging Teshatsion as an arriving alien who is inadmissible under section 212(a)(7)(A)(i)(I) of the Immigration and Nationality Act ("INA"). (Ex. A: Roby Decl. ¶ 4 &

Decl. Ex. 1.) Tesfatsion's request for asylum was denied and the immigration judge ordered him removed to Eritrea on October 27, 2017. (Id. ¶ 5 & Decl. Ex. 2.) Tesfatsion waived his right to appeal the immigration judge's decision to the Board of Immigration Appeals ("BIA"), thus the order became administratively final on October 27, 2017. (Id.) On June 5, 2018, ICE removed Tesfatsion via a commercial flight to Egypt with a final destination of Eritrea. (Id. ¶ 6 & Decl. Ex. 3.) Unfortunately, while in Egyptian custody awaiting his flight to Eritrea, Tesfatsion was found deceased in a shower area. See <https://www.ice.gov/news/releases/ice-detainee-passes-away-transit-home-country>.

### III. LAW AND ARGUMENT

Under Article III of the United States Constitution, federal courts may only adjudicate actual, ongoing cases or controversies. Lewis v. Continental Bank Corp., 494 U.S. 472, 477 (1990); Spencer v. Kemna, 523 U.S. 1, 7 (1998). "This case-or-controversy requirement subsists through all stages of federal judicial proceedings, trial and appellate." Lewis, 494 U.S. at 477; see also, Spencer, 523 U.S. at 7. This means that, throughout the litigation, a plaintiff "must have suffered, or be threatened with, an actual injury traceable to the defendant and likely to be redressed by a favorable judicial decision." Id. (quoting Lewis, 494 U.S. at 477). Importantly, "[m]ootness results when events occur during the pendency of the litigation which render the court unable to grant the requested relief." Brock v. U.S. Dep't of Justice, 256 F. App'x 748, 756 (6th Cir. 2007) (citing Berger v. Cuyahoga County Bar Ass'n, 983 F.2d 718, 724 (6th Cir. 1993)).

A district court lacks jurisdiction over a petitioner's habeas claim brought pursuant to 28 U.S.C. § 2241 if the petitioner dies while the petition for a writ of habeas corpus is pending. See e.g., Beach v. Humphries, No. 89-3483, 1990 WL 140574 (6<sup>th</sup> Cir. Sept. 21, 1990) (petitioner's

death render's appeal from the denial of a writ of habeas corpus filed pursuant to 28 U.S.C. 2254 moot); Gorrasi v. Warden, Pickaway Correctional Inst., No. 1:12-CV-65, 2012 WL 5378811 (S.D. Ohio Oct. 30, 2012) (citing Griffey v. Lindsey, 349 F.3d 1157 (9th Cir. 2003); Hillman v. McCaughtry, 14 F.3d 350, 350-51 (7th Cir. 1994) (per curiam); Knapp v. Baker, 509 F.2d 922 (5th Cir. 1975) (per curiam); United States v. Fay, 284 F.2d 301 (2d Cir. 1960); Hann v. Hawk, 205 F.2d 839 (8th Cir. 1953); Hauptmann v. Wilentz, 570 F.Supp. 351, 401 (D.N.J. 1983); In re Kravitz, 504 F.Supp. 43, 52 (M.D. Pa. 1980)). Likewise, the court lacks jurisdiction if the petitioner is not in government custody. See Prieto v. Gluch, 913 F.2d 1159, 1162 (6th Cir. 1990). A petition for writ of habeas corpus challenges a government custodian's authority to keep an individual detained. Therefore, that individual's release from custody generally moots a habeas petition. Lane v. Williams, 455 U.S. 624, 632 (1982).

Narrow exceptions to this general rule exist in cases where the released petitioner can establish that he or she will suffer a future collateral consequence as a result of the detention or that the case is "capable of repetition, yet evading review." Lane, 455 U.S. at 632-33; Sibron v. New York, 392 U.S. 40, 53-54 (1968). To establish collateral consequences sufficient to avoid mootness, a petitioner must show "some concrete and continuing injury other than the now-ended incarceration" that can be remedied by granting the habeas petition. Spencer, 523 U.S. at 7-8. To establish that a case is capable of repetition yet evading review, the petitioner must show that (1) the challenged action is too short in duration to be fully litigated prior to its cessation or expiration and (2) there is a reasonable expectation or a demonstrated probability that the controversy will recur. Libertarian Party of Ohio v. Blackwell, 462 F.3d 579, 584 (6th Cir. 2006).

The Sixth Circuit has held that a petition for writ of habeas corpus challenging the length of an alien's detention pending removal was rendered moot by the alien's actual removal from the United States, because the removal constituted a release from government custody. Enazeh v. Davis, 107 F. App'x 489, 491 (6th Cir. 2004); Haddad v. Ashcroft, 76 F. App'x 672, 673 (6th Cir. 2003) (removal moots claims relating to conditions of detention). See also Lin Su Fang v. Holder, No. 1:11CV313, 2011 WL 2784496, at \*3 (N.D. Ohio July 14, 2011) (Oliver, J.) (removal moots habeas petition when petitioner only sought relief from her allegedly unlawful detention). Other courts also have held that an alien's release from custody renders the alien's habeas petition moot if the habeas petition challenged either the length or conditions of detention. See, e.g., G.S. v. Holder, 373 F. App'x 836, 844 (10th Cir. 2010) (removal moots issues pertaining to the legality of detention); Politis v. Chertoff, 326 F. App'x 272, 273 (5th Cir. 2009) (deportation moots wrongful detention Bivens claim); Kurtishi v. Cicchi, 270 F. App'x 197, 199-200 (3d Cir. 2008) (challenge to legality of immigration detention mooted by deportation); Abdala v. INS, 488 F.3d 1061, 1065 (9th Cir. 2007) (deportation mooted petition complaining about length of detention at INS facility); Ferry v. Gonzales, 457 F.2d 1117, 1132 (10th Cir. 2006) (removal moots habeas petition regarding detention without bond hearing); Leitao v. Reno, 311 F.3d 453, 455-56 (1st Cir. 2002) (habeas petition moot upon prisoner's release unless petitioner can show collateral consequences); Beirut v. Clawson, No. 1:08CV443, 2009 WL 311077, at \*3 (W.D. Mich. Feb. 6, 2009) (habeas action limited to the sole issue of detention pending removal was moot when petitioner released from custody).

In this case, Tesfatsion's claim for relief was to be released from custody pending removal to Eritrea. (Pet., ECF No. 1, Page ID# 1-7.) Importantly, Tesfatsion did not allege that he will suffer any collateral consequences because of his detention and/or removal, nor did he

allege that his case is capable of repetition yet evading review. (Pet., ECF No. 1.) Because Tesfatsion has been removed from the United States, and unfortunately, died while in Egyptian custody in route to Eritrea, no live case or controversy exists over which a district court could assert jurisdiction. See Spencer, 523 U.S. at 7-8 (moot case does not present a case or controversy under Article III, § 2 of the Constitution). Therefore, this Court lacks subject matter jurisdiction and the petition must be dismissed.

#### IV. CONCLUSION

Because Tesfatsion is no longer detained, his petition for writ of habeas corpus is moot. Therefore, this Court lacks subject matter jurisdiction. Respondent respectfully moves this Court for an order dismissing the Petition with prejudice.

Respectfully submitted,

JUSTIN E. HERDMAN  
United States Attorney  
Northern District of Ohio

By: s/ Renée A. Bacchus  
Renée A. Bacchus (#0063676)  
Assistant United States Attorney  
801 W. Superior Avenue, Suite 400  
Cleveland, OH 44113  
216-622-3707 – Bacchus  
216-522-4982 – fax  
Renee.Bacchus@usdoj.gov

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(f)**

Pursuant to 28 U.S.C. § 1746, undersigned counsel certifies that the foregoing **Respondent's Memorandum in Support of Motion to Dismiss** is five (5) pages in length and within the limitations of an unassigned matter or matter assigned to a standard track.

s/Renée A. Bacchus  
Renée A. Bacchus  
Assistant U.S. Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that on this 27<sup>th</sup> day of August, 2018, a copy of the foregoing ***Respondent's Motion to Dismiss and Memorandum in Support*** was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system. On the above stated date, a true and accurate copy was served upon Petitioner via U.S. mail, postage prepaid at:

Zeresenay Ermias Tesfatsion  
Geauga County Jail  
12450 Merritt Road  
Chardon, OH 44024

s/ Renée A. Bacchus  
Renée A. Bacchus  
Assistant U.S. Attorney









IMMIGRATION COURT  
3900 NORTH POWERLINE ROAD  
POMPANO BEACH, FL 33073

In the Matter of

ERMIAS, ZERESEYAY  
Respondent

Case No.: [REDACTED]

IN REMOVAL PROCEEDINGS

ORDER OF THE IMMIGRATION JUDGE

This is a summary of the oral decision entered on 10/27/17.  
This memorandum is solely for the convenience of the parties. If the proceedings should be appealed or reopened, the oral decision will become the official opinion in the case.

- The respondent was ordered removed from the United States to ERITREA or in the alternative to \_\_\_\_\_
- Respondent's application for voluntary departure was denied and respondent was ordered removed to ERITREA or in the alternative to \_\_\_\_\_
- Respondent's application for voluntary departure was granted until upon posting a bond in the amount of \$ \_\_\_\_\_ with an alternate order of removal to \_\_\_\_\_

Respondent's application for:

- Asylum was  granted  denied  withdrawn.
- Withholding of removal was  granted  denied  withdrawn.
- A Waiver under Section \_\_\_\_\_ was  granted  denied  withdrawn.
- Cancellation of removal under section 240A(a) was  granted  denied  withdrawn.

Respondent's application for:

- Cancellation under section 240A(b)(1) was  granted  denied  withdrawn. If granted, it is ordered that the respondent be issued all appropriate documents necessary to give effect to this order.
- Cancellation under section 240A(b)(2) was  granted  denied  withdrawn. If granted it is ordered that the respondent be issued all appropriated documents necessary to give effect to this order.
- Adjustment of Status under Section \_\_\_\_\_ was  granted  denied  withdrawn. If granted it is ordered that the respondent be issued all appropriated documents necessary to give effect to this order.
- Respondent's application of  withholding of removal  deferral of removal under Article III of the Convention Against Torture was  granted  denied  withdrawn.
- Respondent's status was rescinded under section 246.
- Respondent is admitted to the United States as a \_\_\_\_\_ until \_\_\_\_\_.
- As a condition of admission, respondent is to post a \$ \_\_\_\_\_ bond.
- Respondent knowingly filed a frivolous asylum application after proper notice.
- Respondent was advised of the limitation on discretionary relief for failure to appear as ordered in the Immigration Judge's oral decision.
- Proceedings were terminated.
- Other:

Date: Oct 27, 2017

BARRY S. CHAIT  
Immigration Judge

Appeal: Waived/Reserved BOTH Appeal Due By:

JC ~~\_\_\_\_\_~~ JC

GOVERNMENT EXHIBIT  
A-2

ALIEN NUMBER: [REDACTED]

NAME: ERMIA, ZERESEY

CERTIFICATE OF SERVICE

THIS DOCUMENT WAS SERVED BY: MAIL (M)  PERSONAL SERVICE (P)

TO:  ALIEN  ALIEN w/o Custodial Officer  ALIEN's ATT/REP  DHS

DATE: \_\_\_\_\_ BY: COURT STAFF

Attachments:  EOIR-33  EOIR-28  Legal Services List  Other

06







Official Website of the Department of Homeland Security



Report Crimes: Email or Call 1-866-DHS-2-ICE

Search ICE.gov

### ICE Newsroom

Search Newsroom

- News Overview
- News Releases
- Images + Videos
- Social Media
- Feature Stories Archive

News Releases

Enforcement and Removal

Share 06/08/2018

#### ICE detainee passes away in transit to home country

CAIRO – An Eritrean national in transit to his home country passed away Wednesday at a detention holding area in the Cairo International Airport, after an apparent suicide.

Zeresenay Ermiyas Tesfatsion, 34, was being held by Egyptian authorities as he awaited removal to Asmara, Eritrea. Egyptian authorities later notified ICE that they found him deceased in a shower area. Egyptian officials later transported the remains to Heliopolis Hospital.

Department of Homeland Security's Office of Inspector General and the ICE Office of Professional Responsibility were notified of the incident.

Additionally, Egyptian authorities will advise the Embassy of Eritrea of Testfatsion's death and take responsibility for transporting the remains to Asmara, Eritrea.

Testfatsion had been in ICE custody since Feb. 2, 2017, following his arrest at the Hidalgo, Texas Port of Entry after he attempted to unlawfully enter the United States. In October 2017, a federal immigration judge ordered Testfatsion removed from the U.S. He had remained in ICE custody while the agency finalized removal arrangements.

Share

- 
- 
- 
- 

Last Reviewed/Updated: 06/08/2018



## EMBASSY OF ERITREA

1708 NEW HAMPSHIRE AVE NW

WASHINGTON, D.C. 20009

TEL: (202) 319-1991 • FAX: (202) 319-1304

**Zeresenzy Ermias**

131

ملحوظات خاصة Special Remarks



Full Name **ZERESENAY ERMIAS TESHATSIDA**

I.D. Card No. **2034580** Occupation

Date and Place of Birth **09-05-1984 ADI KONTSI**

Address **WASHINGTON DC** Height **169**

Identifying Details

Date of Issue **16-04-18** Place of Issue **WASH, DC**

Expiry Date **15-09-2018**

Signature of Issuing Authority **Fatuma M. Omer**  
Assistant Head of Consular Affairs

Signature of Bearer











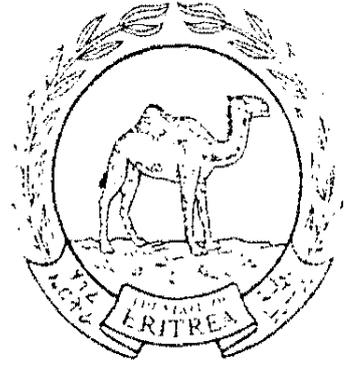
Special Remarks



Signature of Bearer

الاسم بالكامل **ZERESENAY ERMIAS TESFALSION**  
 Full Name  
 رقم البطاقة الشخصية **2034580** العمل  
 I.D. Card No. Occupation  
 تاريخ ومكان الميلاد **09-05-1984 ADI KONISI**  
 Date and Place of Birth  
 العنوان **WASHINGTON DC** القامة **169**  
 Address Height  
 علامات مميزة  
 Identifying Details  
 مكان الإصدار **WASH, DC** تاريخ الإصدار **16-04-18**  
 Place of Issue Date of Issue  
 تاريخ انتهاء الصلاحية **15-09-2018**  
 Expiry Date  
**Fatuma M. Omer**  
**Assistant Head of Consular Affairs**  
 Signature of Issuing Authority





Full Name **ZERESSENAY ERMIHES TESFAYESION**

Identification Number **20345870** Occupation \_\_\_\_\_

Date of Birth **09-05-1984** **ADILKONTSI**

Address **WASHING-DABA** Height **169**

Issuing Authority **ASHH D. G...**



Signature of Bearer \_\_\_\_\_  
Date of Issue **15-09-2018**  
Expiry Date \_\_\_\_\_  
**Fatuma M. Omer**  
Assistant Head of Consular Affairs  
Signature of Issuing Authority



ሃገረ ኢርትራ  
ግንቦት ፋይናንስ



دولة اريتريا  
وزارة المالية  
Customer  
Copy

THE STATE OF ERITREA  
Ministry of Finance

Ministry of Foreign Affairs  
Embassy Of Eritrea Washington DC  
Telephone: 202-319-1991

**Tax and Duties Payment Receipt**

Receipt No.: 0010116830 Date: 10/Apr/2018  
ID Number: 2034580 Payment Method: Cash  
Name: Zeresenay Ermias Tesfatsion  
Description: Laissez-passe

Item Code	Description	Amount (USD)
220101	Passport, visa and ID card	50.00
		<b>USD 50.00</b>

Amount in Words: **Fifty USD and Zero Cents**

Name: Simret Semere

Signature: 

Note: The receipt is prepared in coloured three copies. The first copy to the payee, the second copy to the accounts and the third copy remains in the computer.

To use white paper as a receipt is forbidden.

AILA Doc. No. 16050900. (Posted 10/22/18)

ሃገረ ኤርትራ  
ሚኒስቴር ፋይናንስ



دولة اريتريا  
وزارة المالية  
Customer  
Copy

THE STATE OF ERITREA

Ministry of Finance

Ministry of Foreign Affairs

Embassy Of Eritrea Washington DC

Telephone: 202-319-1991

**Tax and Duties Payment Receipt**

Receipt No.: 0010116830

Date: 10/Apr/2018

ID Number: 2034580

Payment Method: Cash

Name: Zeresenay Ermias Tesfatsion

Description: Laissez-passe

Item Code	Description	Amount (USD)
220101	Passport, visa and ID card	50.00

**USD 50.00**

Amount in Words: **Fifty USD and Zero Cents**

Name: Simret Semere

Signature:

Note: *The receipt is prepared in coloured three copies. The first copy to the payee, the second copy to the accounts and the third copy remains in the computer.*

*To use white paper as a receipt is forbidden.*

AILA Doc. No. 16050900. (Posted 10/22/18)





Alien's Name <b>ERMIAS, Zeresenay</b>	File Number A212903961 SIGMA Event: 9841682 Event No: HID1702000017	Date 02/01/2017
--	---	--------------------

IAFIS [redacted] (b)(7)(e)  
 NCIC [redacted]  
 TECS [redacted]

SECTION CODES  
 -----  
 212a7AiI

ERITREA NATIONAL PROCESSED FOR ER/CF

On February 1, 2017 ZERESENAY ERMIAS (DOB: 05/09/1984) arrived at the Hidalgo, Texas Port of Entry and applied for admission via pedestrian. Subject stated he was a national of Eritrea and was requesting asylum from the United States. Subject was escorted to CBP passport control secondary for further inspection.

Upon entering a CBP Passport Control secure secondary area, a pat down was conducted on ZERESENAY ERMIAS by CBPO [redacted] witnessed by CBPO [redacted] and approved by SCBPO [redacted] yielding negative results. Subject remained in passport control secondary for further inspection. (b)(7)(c)

On February 1, 2017 under a voluntarily sworn statement to CBPO [redacted] ZERESENAY ERMIAS stated he was a national of Eritrea. Subject added he resided with his wife and served in the Eritrea military for fourteen years. Subject went on to state that the Eritrea military has an unlimited time of service and that his government expects members to stay indefinitely. ZERESENAY ERMIAS stated he was ordered to kill a trainee member of the military who was looking to leave Eritrea illegally. Subject refused to kill the trainee and was put in prison for a year and six months for not respecting the military order given to him. ZERESENAY ERMIAS stated he was cooperating with a member of the prison staff and was let go through the prison gates. Subject stated he left Eritrea on January 20, 2015 in route to Sudan. Subject stated he live in Kartum, Sudan for two years and worked as a cleaner earning \$350-400(Sudan currency). Subject added he lived with two roommates. ZERESENAY ERMIAS stated he left Sudan on November 20, 2016 and was smuggled into Ethiopia by a business man by the name of [redacted] Subject stated he was funded \$15,000 USD from his father in Eritrea and sister in Israel. ZERESENAY ERMIAS stated his smuggler took him from Ethiopia to Brazil. Subject stated he traveled by plane, bus, vehicle and walking through the countries of Peru, Ecuador, Colombia, Panama, Costa Rica, Nicaragua, Honduras, Guatemala and Mexico. Subject added he was smuggled from Costa Rica to Nicaragua and paid a fee of \$500 USD. Subject stated he was not threatened or harmed during his travel to the U.S/Mexico border. (b)(7)(c)

ZERESENAY ERMIAS stated he was trained with a basic gun called Kalshen and had some training with bombs.

Subject stated he was not aware if the passport he used from Ethiopia to Brazil was fake. Subject added the person who received him in Brazil advised him to destroy the passport given to him.

Subject was given a meal, snacks and restroom privileges when needed.

Subject queries on ZERESENAY ERMIAS in IDENT/IAFIS yielded [redacted] TECS, CIS and NCIC yielded... (CONTINUED ON NEXT PAGE) (b)(7)(e)

Signature (b)(7)(c) [redacted]	Title CBP OFFICER
-----------------------------------	----------------------

Alien's Name ERMIAS, Zeresenay	File Number A212903961 SIGMA Event: 9841682 Event No: HID1702000017	Date 02/01/2017
-----------------------------------	---	--------------------

**[REDACTED]** findings. (b)(7)(c)

ZERESENAY ERMIAS stated he fears being returned to his home country of Eritrea. Subject added he left his home country illegally and would be harmed by his government.

ZERESENAY ERMIAS appears to be inadmissible pursuant to 212 (a) (7) (A) (i) (I). Subject was processed for an ER/CF as per SCBPO **[REDACTED]** with the concurrence of Watch Commander **[REDACTED]**. Subject was transported to the Port Isabel Detention Center to await a hearing with an asylum judge. Subject appeared in good mental and physical health. (b)(7)(c)

Point of Contact:  
No point of contact in the U.S

Signature <b>[REDACTED]</b>	Title CBP OFFICER
--------------------------------	----------------------































# Notice of Entry of Appearance as Attorney or Accredited Representative

Department of Homeland Security

DHS  
Form G-28  
OMB No. 1615-0105  
Expires 03/31/2018

## Part 1. Information About Attorney or Accredited Representative

1. USCIS ELIS Account Number (if any)

▶

### Name and Address of Attorney or Accredited Representative

(b)(6)

2.a. Family Name (Last Name)

2.b. Given Name (First Name)

2.c. Middle Name

3.a. Street Number and Name

3.b. Apt.  Ste.

3.c. City or Town

3.d. State

3.e. ZIP Code

3.f. Province

3.g. Postal Code

3.h. Country

4. Daytime Telephone Number

5. Fax Number

6. E-Mail Address (if any)

7. Mobile Telephone Number (if any)

## Part 2. Notice of Appearance as Attorney or Accredited Representative

This appearance relates to immigration matters before  
(Select only one box):

1.a.  USCIS

1.b. List the form numbers

2.a.  ICE

2.b. List the specific matter in which appearance is entered

3.a.  CBP

3.b. List the specific matter in which appearance is entered

I enter my appearance as attorney or accredited representative at  
the request of:

4. Select only one box:

Applicant  Petitioner  Requestor

Respondent (ICE, CBP)

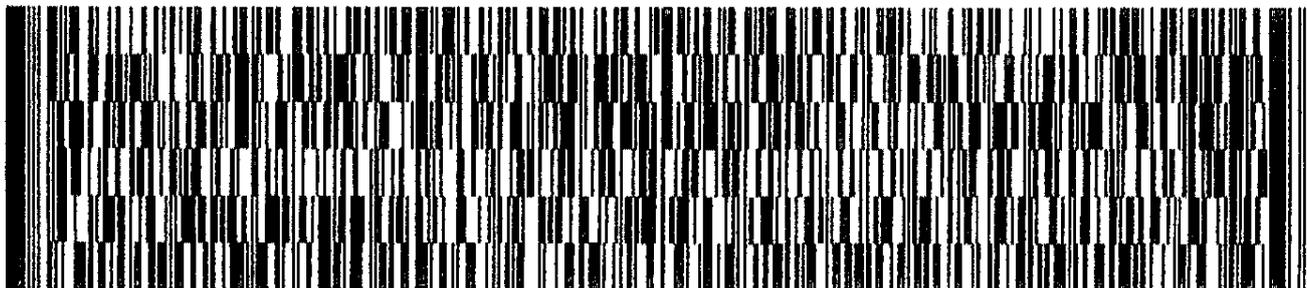
### Information About Applicant, Petitioner, Requestor, or Respondent

5.a. Family Name (Last Name)

5.b. Given Name (First Name)

5.c. Middle Name

6. Name of Company or Organization (if applicable)



**Part 2. Notice of Appearance as Attorney or Accredited Representative (continued)**

**Information About Applicant, Petitioner, Requestor, or Respondent (continued)**

- 7. USCIS ELIS Account Number (if any)  
▶
- 8. Alien Registration Number (A-Number) or Receipt Number
- 9. Daytime Telephone Number
- 10. Mobile Telephone Number (if any)
- 11. E-Mail Address (if any)

**Mailing Address of Applicant, Petitioner, Requestor, or Respondent**

**NOTE:** Provide the mailing address of the applicant, petitioner, requestor, or respondent. Do not provide the business mailing address of the attorney or accredited representative unless it serves as the safe mailing address on the application, petition, or request being filed with this Form G-28.

- 12.a. Street Number and Name
- 12.b. Apt.  Ste.  Flr.
- 12.c. City or Town
- 12.d. State  12.e. ZIP Code
- 12.f. Province
- 12.g. Postal Code
- 12.h. Country

**Part 3. Eligibility Information for Attorney or Accredited Representative**

Select all applicable items.

- 1.a.  I am an attorney eligible to practice law in, and a member in good standing of, the bar of the highest courts of the following states, possessions, territories, commonwealths, or the District of Columbia. (If you need additional space, use Part 6.)

Licensing Authority

- 1.b. Bar Number (if applicable)

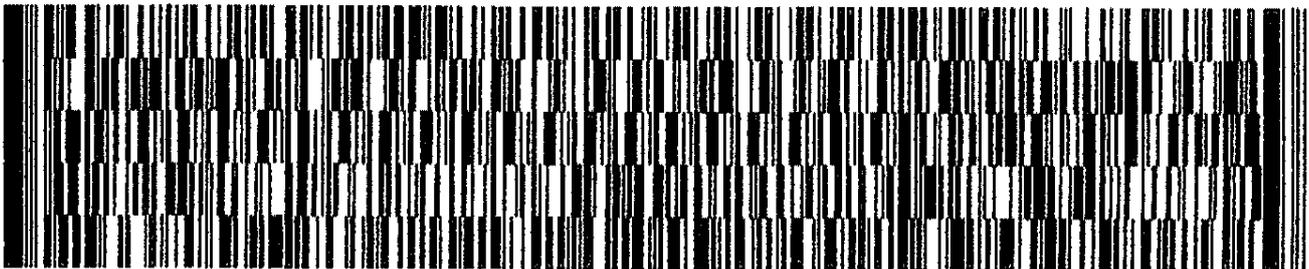
- 1.c. Name of Law Firm

- 1.d. I (choose one)  am not  am subject to any order of any court or administrative agency disbaring, suspending, enjoining, restraining, or otherwise restricting me in the practice of law. If you are subject to any orders, explain in the space below. (If you need additional space, use Part 6.)

- 2.a.  I am an accredited representative of the following qualified-nonprofit-religious, charitable, social service, or similar organization established in the United States, so recognized by the Department of Justice, Board of Immigration Appeals, in accordance with 8 CFR 292.2. Provide the name of the organization and the expiration date of accreditation.

- 2.b. Name of Recognized Organization

- 2.c. Date accreditation expires (mm/dd/yyyy) ▶



**Part 3. Eligibility Information for Attorney or Accredited Representative (continued)**

3.  I am associated with  
[Redacted]  
the attorney or accredited representative of record who previously filed Form G-28 in this case, and my appearance as an attorney or accredited representative is at his or her request.

NOTE: If you select this item, also complete Item Numbers 1.a. - 1.b. or Item Numbers 2.a. - 2.c. in Part 3. (whichever is appropriate).

4.a.  I am a law student or law graduate working under the direct supervision of the attorney or accredited representative of record on this form in accordance with the requirements in 8 CFR 292.1(a)(2)(iv).

4.b. Name of Law Student or Law Graduate  
[Redacted]

**Part 4. Applicant, Petitioner, Requestor, or Respondent Consent to Representation, Contact Information, and Signature**

**Consent to Representation and Release of Information**

1. I have requested the representation of and consented to being represented by the attorney or accredited representative named in Part 1. of this form. According to the Privacy Act of 1974 and DHS policy, I also consent to the disclosure to the named attorney or accredited representative of any record pertaining to me that appears in any system of records of USCIS, ICE or CBP.

When you (the applicant, petitioner, requestor, or respondent) are represented, DHS will send notices to both you and your attorney or accredited representative either through mail or electronic delivery.

DHS will also send the Form I-94, Arrival Departure Record, to you unless you select Item Number 2.a. in Part 4. All secure identity documents and Travel Documents will be sent to you (the applicant, petitioner, requestor, or respondent) at your U.S. mailing address unless you ask us to send your secure identity documents to your attorney of record or accredited representative.

If you do not want to receive original notices or secure identity documents directly, but would rather have such notices and documents sent to your attorney of record or accredited representative, please select all applicable boxes below:

2.a.  I request DHS send any notice (including Form I-94) on an application, petition, or request to the U.S. business address of my attorney of record or accredited representative as listed in this form. I understand that I may change this election at any future date through written notice to DHS.

2.b.  I request that DHS send any secure identity document, such as a Permanent Resident Card, Employment Authorization Document, or Travel Document, that I am approved to receive and authorized to possess, to the U.S. business address of my attorney of record or accredited representative as listed in this form or to a designated military or diplomatic address for pickup in a foreign country (if permitted). I consent to having my secure identity document sent to my attorney of record or accredited representative's U.S. business address and understand that I may request, at any future date and through written notice to DHS, that DHS send any secure identity document to me directly.

3.a. Signature of Applicant, Petitioner, Requestor, or Respondent  
→ [Signature]

3.b. Date of Signature (mm/dd/yyyy) ▶ [Redacted]

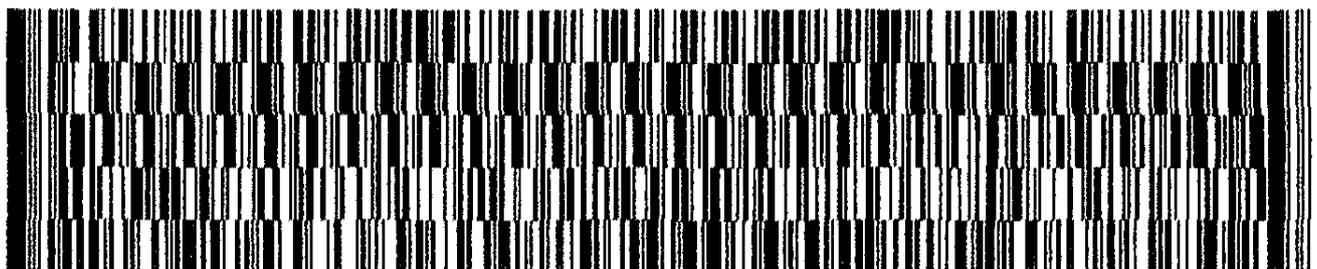
**Part 5. Signature of Attorney or Accredited Representative**

I have read and understand the regulations and conditions contained in 8 CFR 103.2 and 292 governing appearances and representation before the Department of Homeland Security. I declare under penalty of perjury under the laws of the United States that the information I have provided on this form is true and correct.

1. Signature [Redacted] re (b)(6)

2. Signature of Law Student or Law Graduate  
[Redacted]

3. Date of Signature (mm/dd/yyyy) ▶ 07/06/2017









Broward Transitional Center

*Work Program*  
*Certificate of Appreciation*  
Commissary Worker  
Zeresena Ermias

For Your Extensive Effort and Dedicated Service in the  
Work Program at the  
Broward Transitional Center

R. Martin  
Commissary Manager

August 8, 2017  
Date







THE STATE OF ERITREA  
DEP'T OF IMMIGRATION & NATIONALITY  
APPLICATION FOR A PASSPORT

3  
PASSPORT PHOTOGRAPH  
(35x45)  
**DO NOT STAPLE**

- 1. TYPE OF PASSPROT    ORDINARY     DIPLOMATIC     SERVICE     ALIEN
- 2. REASON                NEW     REPLACEMENT     LOST     RENEWAL
- 3. PHOTO: 35X45 (PLEASE FOLLOW INSTRUCTION)
- 4. SERVICE            LIVE PHOTOGRAPH     EXPRESS
- 5. ERITREAN ID No. \_\_\_\_\_

PLEASE USE CAPITAL LETTERS

6. NAME ZERESENAY

6.3 BIRTH PLACE \_\_\_\_\_

6.1. FATHER'S NAME  (b)(6)

6.4 BIRTH DATE 09 / 05 / 1984  
DD      MM      YYYY

6.5 SEX M

6.2. G/FATHER'S NAME \_\_\_\_\_

6.6 HEIGHT 1.69 cm

7. NAME/S OF UNDERAGE TO BE INCLUDED IN YOUR PASSPORT IF ANY (NAME/S ONLY)  
1. \_\_\_\_\_ 2. \_\_\_\_\_ 3. \_\_\_\_\_

8. CURRENT ERITREAN PASSPORT No. \_\_\_\_\_ TYPE: NORMAL  SERVICE  DIPLOMATIC  ALIEN

9. OTHER COUNTRY'S PASSPORT IF ANY: 9.1 NUMBER \_\_\_\_\_ 9.2 COUNTRY \_\_\_\_\_ 9.3 TYPE \_\_\_\_\_

10. PERMANENT ADDRESS: Adi-KORTSI HOME PHONE \_\_\_\_\_

CITY \_\_\_\_\_ CELL PHONE \_\_\_\_\_

STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_ FAX \_\_\_\_\_

COUNTRY \_\_\_\_\_ EMAIL \_\_\_\_\_

11. I DECLARE THAT THE INFORMATION GIVEN ABOVE TO BE CORRECT AND COMPLETE TO THE BEST OF MY KNOWLEDGE.

11.1. APPLICANT'S SIGNATURE

11.2 DATE \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_  
DD      MM      YYYY

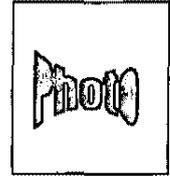
(PLEASE SIGN INSIDE THE BOX WITHOUT CROSSING THE LINES)

ZERESENAY-GRIMAS





**Embassy of Eritrea**  
**1708 New Hampshire Ave NW**  
**Washington, DC 20009**  
**Tel: (202)319-1991, Fax:(202)319-1304**



**ፎርም ንመተካእታ ወረቐት መንነት**

1. ምሉእ ስም: ዘርጅካናይ ጌርጌሳይ ተጎፋፋይ ቁ. ወ/መንነት \_\_\_\_\_  
ስም ስም አባ ስም አባሐን
2. አቀዲሙ ዝነበረ ስም: \_\_\_\_\_  
ስም ስም አባ ስም አባሐን
3. ምሉእ ስም ኣይ: ፈተካህን ዳጋይ ተጎፋፋይ  
ስም ስም አባ ስም አባሐን
4. ዕለት ልደት: 09/05/1984 5. ቦታ ልደት: ሓይ/ጌንጌ 6. መበቀል ግዲ: ሓይ/ጌንጌ
7. ወ/መንነት ዝተገባሉ ቦታ: \_\_\_\_\_  
ከተማ ዞን ምዕራፍ ሃገር
8. ወ/መንነት ዝተገባሉ ዕለት: \_\_\_\_\_ 9. ኣድራሻ: \_\_\_\_\_
10. ቁ. ስልክ: \_\_\_\_\_  
City State ZIP
11. ምክንያት መተካእታ: \_\_\_\_\_  
 ከተማ: \_\_\_\_\_ ዕለት: 16/11/2017 ክታም:

**መምርሒ:-**

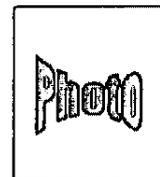
1. ክልተ ሕብራዊ ስእሊታት።
2. ቅዳሕ ኤርትራዊ ወረቐት መንነት ብክልተ ገጻት።
3. መሕወዪ ግብሪ 2% ካብ 1992 ክሳብ ሕጂ: ከምኡ'ውን ወፊያታት ንምክልኻል ሃገር።
4. ናይ መሳለጢ ክፍሊት \$80.00 ዶላር ሞኒ ኣርደር።
5. ናይ ፖሊስ ርፖርት ምቕራብ።
6. መምላሲ ቡስጣ : ኣድራሻ ተጻሒፋዎ ምስ ስታምፕ ይላኣኹ።

**ንበዓል መዚ ዝምልከት**

ቁ. መዝገብ \_\_\_\_\_ ቁ. ወ/መንነት \_\_\_\_\_ ዕለት ምትካእ \_\_\_\_\_ ክፍሊት: \_\_\_\_\_



**Embassy of Eritrea**  
**1708 New Hampshire Ave. NW**  
**Washington, DC 20009**  
**Tel: (202) 319-1991, Fax:(202)319-1304**



**APPLICATION FOR ID REPLACEMENT**

1. FULL NAME: ZERESENAY ERMIAS TESFATSION ER ID #       -        
FIRST FATHER'S NAME G RANDFATHER'S NAME
2. FORMER'S NAME: \_\_\_\_\_  
FIRST FATHER'S NAME GRAND FATHER'S NAME
3. FULL MOTHER' NAME  (b)(6)
4. DATE OF BIRTH: 9/5/1984 5. PLACE OF BIRTH A/KONTSI 6. PLACE OF ORIGN Adi-KONTSI  
(VILLAGE/TOWN)
7. PLACE OF ISSUE: \_\_\_\_\_ 8. DATE OF ISSUE: \_\_\_\_\_  
CITY ZOBA MEMHDAR COUNTRY
9. MAILING ADDRESS: \_\_\_\_\_ 10. TELE: \_\_\_\_\_  
(IN USA) CITY STATE ZIP CODE
11. Reason: \_\_\_\_\_

Date: 16/11/2017 CITY: \_\_\_\_\_ SIGNATURE:

**REQUIREMENTS:**

1. TWO PASSPORT SIZE PHOTO.
2. COPY OF ERITREAN ID BOTH SIDES (IF AVAILABLE).
3. PAYMENT OF 2% TAX (1992-PRESENT) AND DEFENCE CONTRIBUTIONS.
4. REPLACEMENT FEE \$80 MONEY ORDER PAYABLE TO : EMBASSY OF ERITREA.
5. SELF ADRESSED ENVELOPE WITH STAMP FOR RETURN.

**FOR CONSULAR USE ONLY**

REF \_\_\_\_\_ ID# \_\_\_\_\_ DATE OF REP. \_\_\_\_\_ PAYMENT STAMP: \_\_\_\_\_  
 REMARKS: \_\_\_\_\_























(b)(6)

Zeresenay Ermias  
A# 212 903 961  
DOB: 5/9/1984  
Country of Origin: Eritrea

STATE OF MARYLAND :  
: SS  
PRINCE GEORGE'S COUNTY :

**AFFIDAVIT OF TEFOM DEBESAI**

I, [REDACTED] being of lawful age and being first duly sworn on oath, state and  
depose as follows:

1. I am over the age of eighteen years and, if sworn as a witness, I can competently  
testify to the matters stated herein. I have personal knowledge of the statements set forth in this  
Affidavit, which are true and correct to the best of my knowledge and belief.

2. I was born on [REDACTED]

3. My family's roots are in [REDACTED]  
the central region of Eritrea. I still have lots of family in [REDACTED] including many aunts,  
uncles and cousins.

4. Zeresenay Ermias ("Zeresenay") is from Adi Kontsi, Eritrea. I have known  
Zeresenay and his family my entire life. (See Photograph of Zerseny, Exhibit "3") Zeresenay's  
family, including his mother, father and seven (7) siblings still live in Adi Kontsi. (See Eritrean

(b)(6)

ID Cards, Exhibit "4.") Zeresenay was married to his wife,

[REDACTED]

(b)(6)

in Adi Kontsi.

[REDACTED]

(b)(6)

6. Over the years I have heard about Zeresenay's difficulties during his military service, and learned from his family that he had been arrested, detained and tortured. Sadly, this is a very common experience in Eritrea.

7. I am aware that Zeresenay is being detained at the Broward Transitional Center located at 3900 N. Powerline Road, Pompano Beach, FL 33073. I was one of the first people to learn of Zeresenay's detention. We speak on the phone frequently, and talk about our family, our lives, and I know how stressful and difficult detention has been for Zeresenay.

8. I believe that if Zeresenay is returned to Eritrea, he will be put in prison, tortured and possibly killed, as this is how people who protest military conscription and leave the country without the government's permission are treated in Eritrea.

9. I am eager to assist Zeresenay in any way I can, and as I stated in my letter, I am willing to serve as Zeresenay's sponsor and provide him with a place to live in my home in Maryland, employment, basic necessities, and transportation to his immigration hearings.

[Signature on the following page]



I declare under penalty of perjury that the foregoing is true and correct, to the best of my knowledge and belief.



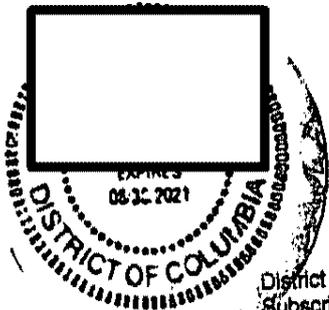
WASHINGTON )  
DISTRICT OF COLUMBIA )

Sworn to and subscribed before me this 26 day of September 2017, by  (Name of Affiant), personally known to me to be the person who executed this Affidavit.

WITNESS my hand and official seal  
SEAL OR STAMP



(Print, type or stamp commission name of Notary Public)



District of Columbia: SS  
Subscribed and Sworn to before me  
this 26 day of September 2017  
  
My commission expires 6/30/2021

(b)(6)

(b)(6)

















X

27

**To Whom It May Concern**

I, Zeresenay Ermias a Citizen of Eritrea Located in East Africa. My Government has for over 20 years cruelly abused its citizens through indefinite military conscriptions, jailing with beatings and torture, indefinite abusive detention, torture and intrusive surveillance. It severely represses the freedoms of religion or belief, expression and association, and has eliminated public media and political expression in order to maintain power through absolute control of people.

The Eritrean system of national service is a form of forced labor and amounts to modern day slavery. Conscripts have no rights and are forced to work under harsh conditions with inadequate food, water and shelter.

Forced conscription, indefinite military service lack of rule of law, and comprehensive repression has led to a mass exodus, and over 400,000 Eritreans have fled the country.

I eventually reached to Judge, where I sought Asylum.

I plead to be granted asylum and be allowed to live in the United States. If I forced to return to the country from which I fled, I would not only face problems, but I believe I might even face a life endangering sentence. I attest in the presence of God with my Signature that the foregoing declaration is true and accurate.

Signature:

Date:

---

Ermias, Zeresenay  
A#212903961  
C/O Broward Transitional Center  
3900 N Powerline Road  
Pompano Beach, FL 33073

## To Whom It May Concern

I am citizen of Eritrea in East Africa. My government has for over 20 years cruelly abused its citizens through indefinite military conscription, jailing with beatings and torture, indefinite abusive detention, torture and intrusive surveillance. It severely represses the freedoms of religion or belief, expression and - association, and has eliminated public media and - political expression in order to maintain power through absolute control of people.

The Eritrean system of national service is a form of forced labor and amounts to modern day slavery. - Conscripts have no rights and are forced to work under harsh conditions with inadequate food, water & shelter.

Forced conscription, indefinite military service - lack of rule of law, & comprehensive repression have - led to a mass exodus, and over 400,000 Eritreans have fled the country.

I eventually reached to Judge, where I sought - Asylum.

Thank You.

Signed

Date

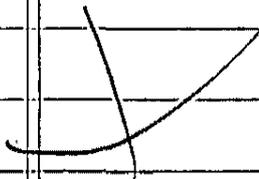
Emmas Zeresenay

A# 212903961

C/O Broward Transitional Center

3900 N. Powerline Road

Panama Beach, FL 33073



05/05/2011

This is [redacted] how you today .so I want to you know about zeresenay <sup>ermias</sup> erniams

He born in Eritrea zone adi konxis at 09/05/1984. He was my neighborhood and we are together

From 1986 until to 2011 [redacted] so this person I know him he came from Eritrea . I verify by my signature .this is the personal number A212903961 and if you guys you have any question about him just give me call after 4:00 pm any time by this phone [redacted]

Signature

[redacted signature box]

STATE OF FLORIDA  
COUNTY OF Orange

The foregoing instrument was acknowledged to me this 06 day of 05, 20

[redacted]  
Notary Public's Signature  
Personally Known \_\_\_\_\_ OR  
Type of Identification Produced

[redacted]

[redacted]

[redacted]

(b)(6)

(b)(6)

(b)(6)

05/05/2017

To Whom It May Concern

Name:  
Date of Birth:  
Place of Birth:  
Current Address:  
Occupation:  
ID No:

Zeresenay Ermias Tesfation was born to his mother [redacted] and me, his father [redacted] Zeresenay is our first child from our eight children.

Since he was a child, my son Zeresenay had the behavior of speaking up his opinion and being straight forward. Consequently, he was facing many problems and getting easily targeted. My son Zeresenay is an honest, very kind and a kind of person who speaks up his feelings and his opinion openly.

After Zeresenay fled the country, two men dressed in military uniforms came to our house and asked me the whereabouts of my son Zeresenay. After I told that we had no news on our son since he went to sawa, they said I was hiding my son purposefully, and therefore, I should either bring him back or tell them where he was. They threatened me, saying unless I told the truth, they would arrest me. After I insisted that I had nothing to tell them, they took me to the police station in Asmera and put me under arrest. There, I was told to either bring back my son or pay 50,000 Nakfa.

Fearing from getting into worse trouble, I did not tell them anything. So, I was held for twelve days. After twelve days, however, friend of mine bailed me out with his license.

I was ordered to pay the money in 10 months, by installments of 5,000 Nakfa every month. I paid the first 5000 Nakfa with the help of my brother and other relatives. I was warned that if I ever miss the due date of my payments, my wife or I will be arrested. I was given this warning at the [redacted] police station.

In conclusion, if Zeresenay returns to Eritrea, he will face serious danger to his life, because in Eritrea, any person considered as anti-government or even just suspected is getting executed or indefinitely imprisoned. They arrested even me at this old age. Thus, I petition to you to permit Zeresenay to peacefully stay where he is by granting him asylum.

Thank you,

From his Father

[REDACTED]  
[REDACTED] (b)(6)





### Credible Fear Flow Chart

Decision made on Temp File; A-file not available

Date Applicant Detained: 2/1/17

Principal A-number: 212 903 961  
Dependents (if any): \_\_\_\_\_

Receive A File from DRO: Date: 2/14/17  
Initials:

Update NFTS: Date: \_\_\_\_\_  
Initials: \_\_\_\_\_

Update APSS PREC: Date: \_\_\_\_\_  
Initials:

Update CF Database: Date: \_\_\_\_\_  
Initials: \_\_\_\_\_

M-444 Orientation: Date: 2/1/17  
MIA  FTL/PEV  CBP

OR Initials of APSO: \_\_\_\_\_ Interpreter Service:  LIS  LLS ID# \_\_\_\_\_ Time start \_\_\_\_\_ Time end \_\_\_\_\_

Consultant Contacted (if any): Date: \_\_\_\_\_  
Initials: \_\_\_\_\_

Interview Conducted: Date: 2/28/17  
Initials:  TP 174428 945-1050  
Interpreter Service:  LIS  LLS ID# \_\_\_\_\_ Time start \_\_\_\_\_ Time end \_\_\_\_\_

Security Checks: Date: 2/28/17 SAO review (sec checks): Date: 3/1/17  
Initials:  Initials:

Update APSS INTG: Date: 2/28/17 Update CF Database: Date: \_\_\_\_\_  
Initials:  Initials: \_\_\_\_\_

I-870/Assessment/I-863 w/I-869/I-862 OR dissolution documents submitted to SAO for review: Date: 2/28/17  
Initials:

Update APSS ADEC: Date: 2/28/17 OR APSS CLOS if Dissolution: Date: \_\_\_\_\_  
Initials:  Initials: \_\_\_\_\_

SAO Concurrence/Signature: Date: 3/1/17  
Initials:

QA review (if needed)  \_\_\_\_\_ Date sent \_\_\_\_\_ HQ review (if needed)  \_\_\_\_\_ Date sent \_\_\_\_\_ HQ concurrence  \_\_\_\_\_ Date received \_\_\_\_\_

Decision served on Applicant: Date: 3/1/17  
Initials:   
Interpreter Service:  LIS  LLS ID# \_\_\_\_\_ Time start \_\_\_\_\_ Time end \_\_\_\_\_

Update APSS (decision served): Date: 3/1/17 Update CF Database: Date: \_\_\_\_\_  
Initials:  Initials: \_\_\_\_\_

I-862 or I-863 Served on EOIR: Date: 3/2/17  
Initials:

File returned to DRO: Date: 3/2/17 Update NFTS: Date: \_\_\_\_\_  
Initials:  Initials: \_\_\_\_\_

# Credible Fear/Reasonable Fear Background Identity and Security Checklist

Name (LN1, LN2, Fo, Mn):	ERMIAS, Zerensenay		
Aliases or Alternate DCBs (if any):			
A-Number(s):	212903961	Date of Birth:	5/9/84
Memo of Adverse Information Completed:	[REDACTED]	Results Pending at Time of Decision:	<input checked="" type="checkbox"/> FBI Name Check <input type="checkbox"/> FBI Fingerprint Check
Mandatory Bar Flagged in APSS:	(b)(7)(e)		

**BIOGRAPHIC CHECKS** (b)(7)(e)

TECS: Must be completed for individuals age 14 and over on their primary name and DOB only.

Date/Initials	[REDACTED]
(b)(7)(c)	
[REDACTED]	
2/28/17	

**FBI Name Check** (b)(7)(e)

Must be initiated for individuals age 14-79 on the primary name and DOB only.

Date/Initials	[REDACTED]
(b)(7)(c)	
[REDACTED]	
2/28/17	

**BIOMETRIC CHECKS** (b)(7)(e)

FBI Fingerprint Check: Must be initiated for all individuals age 14 and over.

Date/Initials	[REDACTED]
(b)(7)(c)	
[REDACTED]	
2/28/17	

**DHS IDENI Encounter Search** (b)(7)(e)

access through CH, M, H, N, A, C, A, search must be completed for all individuals age 14 and over.

Date/Initials	[REDACTED]
(b)(7)(c)	
[REDACTED]	
2/28/17	

**Identity Verification (Required For All Non-Detained Applicants Interviewed in person at a USCIS Office)**

Date/Initials	<input type="checkbox"/> CPMS-IVT Biometric Verification Completed <input type="checkbox"/> Visual Verification Completed (Under age 14 ONLY)	<input type="checkbox"/> Identity Mismatch (screen(s) attached) – <b>cannot be interviewed without resolution.</b> Explain steps taken to resolve below:
---------------	--	--

CHECK HERE IF THERE IS CLASSIFIED INFORMATION ON THIS CASE.

FUND IDENTITY AND SECURITY CHECK CLEARED FOR ADJUDICATION:  
 A [REDACTED] DATE: 2/28/17 SAO CONCURRENCE [REDACTED] DATE: 3/1/17

(b)(7)(c)

(b)(7)(c)

FBI Number: 135849HH2  
Name: ERMSAS, ZERESENAT  
TID: CBHID513020117170738

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION  
CLARKSBURG, WV 26306

DCD0J01JY ICN E2017032000000226235

THE FOLLOWING FBI IDENTIFICATION RECORD FOR 135849HH2 IS FURNISHED FOR OFFICIAL USE ONLY. THIS RECORD IS BEING FURNISHED AS THE RESULT OF A PRELIMINARY SEARCH OF THE CRIMINAL FINGERPRINT FILES AND ARE BASED ON FINGERPRINT CHARACTERISTICS ONLY. THE FBI, CANNOT GUARANTEE THAT THIS RECORD CONCERNS THE PERSON IN WHOM YOU ARE INTERESTED.

DESCRIPTORS ON FILE ARE AS FOLLOWS:

NAME ERMSAS,ZERESENAT

SEX RACE BIRTH DATE HEIGHT WEIGHT EYES HAIR  
M B 1984/06/15 508 180 BROWN BLACK

BIRTH CITY BIRTH PLACE  
UNREPORTED ERITREA

PATTERN CLASS  
RS RS AU WU RS WU LS WU RS WU

OTHER BIRTH DATES	SCARS-MARKS-TATTOOS	SOCIAL SECURITY	MISC NUMBERS
1984/05/15	NONE	NULL	FN-1218310832

ALIAS NAME(S)  
ERMIAS,ZERESENAY

END OF COVER SHEET

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

CRIMINAL JUSTICE INFORMATION SERVICES DIVISION  
CLARKSBURG, WV 26306

DCD0J01JY ICN E2017032000000226235

BECAUSE ADDITIONS OR DELETIONS MAY BE MADE AT ANY TIME, A NEW COPY SHOULD BE REQUESTED WHEN NEEDED FOR SUBSEQUENT USE.  
- FBI IDENTIFICATION RECORD -

WHEN EXPLANATION OF A CHARGE OR DISPOSITION IS NEEDED, COMMUNICATE DIRECTLY WITH THE AGENCY THAT FURNISHED THE DATA TO THE FBI.

NAME FBI NO. DATE REQUESTED  
ERMSAS,ZERESENAT 135849HH2 2017/02/01

SEX RACE BIRTH DATE HEIGHT WEIGHT EYES HAIR  
M B 1984/06/15 508 180 BRO BLK

BIRTH PLACE  
ERITREA

PATTERN CLASS  
RS RS AU WU RS WU LS WU RS WU

1-ARRESTED OR RECEIVED 2016/12/26  
AGENCY-ICE/HSI/OIA/ATTACHE CLAYTON (PMICE0000)  
AGENCY CASE-

FINGERPRINT INFORMATION  
BSI/40153432571  
PRINT DATE/2016/12/26

PHOTO INFORMATION - 1 PHOTOS AVAILABLE  
BSI/40153432570  
POSE/ DESC/  
PHOTO DATE/2016/12/26

CHARGE 1-SPECIAL INTEREST ALIEN - NOT ARRESTED BY U.S. AGENCY - SUBJECT BIOMETRICS WERE CAPTURED THROUGH PARTNER NATION COOPERATION AND SHARED FOR INTELLIGENCE AND SCREENING PURPOSES ONLY. DO NOT TAKE ANY ACTION BASED SOLELY ON THIS RECORD. REMARKS:

END OF PART 1 - PART 2 TO FOLLOW

UNITED STATES DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION  
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION  
CLARKSBURG, WV 26306

DCD0J01JY ICN E2017032000000226235  
PART 2  
- FBI IDENTIFICATION RECORD - FBI NO.-135849HH2

2-ARRESTED OR RECEIVED 2017/01/27  
AGENCY-ICE/HSI/OIA/ATTACHE MEXICO CITY (DFICE0000)  
AGENCY CASE-

FINGERPRINT INFORMATION  
BSI/40157226659  
PRINT DATE/2017/01/27

PHOTO INFORMATION - 1 PHOTOS AVAILABLE  
BSI/40157226658  
POSE/ DESC/  
PHOTO DATE/2017/01/27

NAME USED-ERMIAS,ZERESENAY  
CHARGE 1-SPECIAL INTEREST ALIEN - NOT ARRESTED BY U.S. AGENCY - SUB  
JECT BIOMETRICS WERE CAPTURED THROUGH PARTNER NATION  
COOPERATION AND SHARED FOR INTELLIGENCE AND SCREENING  
PURPOSES ONLY. DO NOT TAKE ANY ACTION BASED SOLELY ON  
THIS RECORD. CONTACT HSI JIOC AT [REDACTED] FOR FURTHER  
INFORMATION.

RECORD UPDATED 2017/01/30

(b)(7)(c)

ALL ARREST ENTRIES CONTAINED IN THIS FBI RECORD ARE BASED ON  
FINGERPRINT COMPARISONS AND PERTAIN TO THE SAME INDIVIDUAL.

THE USE OF THIS RECORD IS REGULATED BY LAW. IT IS PROVIDED FOR OFFICIAL  
USE ONLY AND MAY BE USED ONLY FOR THE PURPOSE REQUESTED.

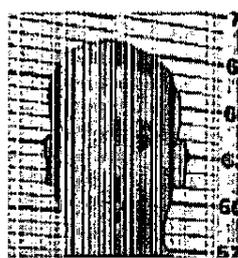
**VISUAL VERIFICATION**

**SUMMARY VIEW**

IDENTITY SUMMARY >>> FIN: 1218310832 | NAME: ERIMIAS, ZERESENAY

(b)(7)(e)

DEROGATORY STATUS:  



DOB	Country of Birth	Citizenship
May 09, 1984	ET	ERI

Person Ids
A 212903961

Gender	Race
M	B

Encounter Summary	
Agency	Number of Encounters
DHS.APPREHEND	1
DHS.CBP.OFO-SEC	1
DHS.ICE.OIA	2

**IDENTITY DETAILS VIEW**

⏪ Back to Search Panel

📄 Collapse All

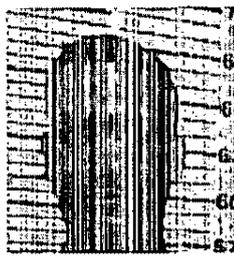
📄 Expand All

- 02/01/2017 DHS APPREHEND >>> FIN: 1218310832 | DEROGATORY STATUS:  
EID: 4018151583 | NAME: ERIMIAS, ZERESENAY  

(b)(7)(e)

📷 Collect Biometrics

**BIO DATA**

<b>EID 4018151583</b>	<b>NAME</b>		<b>Person ID Type / ID</b>
	ERIMIAS, ZERESENAY		A / 212903961
	<b>DOB</b>	<b>Country of Birth</b>	<b>Citizenship</b>
	May 09, 1984	ET	ERI
<b>FIN 1218310832</b>	<b>Gender</b>	<b>Race</b>	<b>Height (ins.)</b>
	M	B	66
	<b>Weight (lbs)</b>	<b>Eye Color</b>	<b>Hair Color</b>
	160	BLK	BLK

**- ENCOUNTER DETAILS**

DEROGATORY DATA		
Source	Type	Entry Date
	DHS-ESC	February 01, 2017 19:37:01 EST
COMMENT		
ALIEN INADMISSIBILITY UNDER SECTION 212		

TRANSACTION DATA				
Date Finger Printed	Site Code	Terminal ID	Date Loaded	Reason Finger Printed
February 01, 2017 00:00:00 EST	HID	CBHID513	February 01, 2017 19:38:01 EST	

- 02/01/2017 DHS CBP OFO-SEC >>> FIN: 1218310832 DEROGATORY STATUS:  
 | EID: 4018036832 | NAME: ERIMIAS, ZERESENAY



(b)(7)(e)

Collect Biometrics

**BIO DATA**

EID 4018036832	NAME	Person ID Type / ID	
	ERIMIAS, ZERESENAY		
	A / 212903961		
FIN 1218310832	DOB	Country of Birth	Citizenship
	May 09, 1984	ET	ERI
	Gender	Race	Height (ins.)
	M	B	66
	Weight (lbs)	Eye Color	Hair Color
	160	BLK	BLK

**- ENCOUNTER DETAILS**

DEROGATORY DATA		
Source	Type	Entry Date
	RECID	February 01, 2017 17:07:38 EST
DHS APPREHEND	C4-T1	February 01, 2017 17:07:38 EST
COMMENT		
ERITREA NATIONAL PROCESSED FOR ER/CF		

COMMENTS				
ERITREA NATIONAL PROCESSED FOR ER/CF #5				
TRANSACTION DATA				
Date Finger Printed	Site Code	Terminal ID	Date Loaded	Reason Finger Printed
February 01, 2017 18:07:43 EST	HID	CBHID513	February 01, 2017 18:07:46 EST	

- 02/01/2017 DHS ICE OIA >>> FIN: 1218310832 | EID: DEROGATORY STATUS: 4017012904 | NAME: ERMIAS, ZERESEYAY



(b)(7)(e)

Collect Biometrics

BIO DATA

EID 4017012904



FIN 1218310832

NAME		
ERMIAS, ZERESEYAY		
DOB	Country of Birth	Citizenship
May 15, 1984	ET	
Gender	Race	Height (ins.)
M	A	0
Weight (lbs)	Eye Color	Hair Color
0	BLK	BLK

- ENCOUNTER DETAILS

DEROGATORY DATA		
Source	Type	Entry Date
	SIA	February 01, 2017 02:13:08 EST
COMMENT		
ASL: SPECIAL INTEREST ALIEN - NOT ARRESTED BY U.S. AGENCY - SUBJECT BIOMETRICS WERE CAPTURED THROUGH PARTNER NATION COOPERATION AND SHARED FOR INTELLIGENCE AND SCREENING PURPOSES ONLY. DO NOT TAKE ANY ACTION BASED SOLELY ON THIS RECORD. CONTACT HSI JIOC AT [REDACTED] FOR FURTHER INFORMATION. NOTES:		

(b)(7)(C)

TRANSACTION DATA				
Date Finger Printed	Site Code	Terminal ID	Date Loaded	Reason Finger Printed
February 01, 2017 02:13:08 EST	CIMS		February 01, 2017 02:13:12 EST	CJIS SEARCH OF US-VISIT

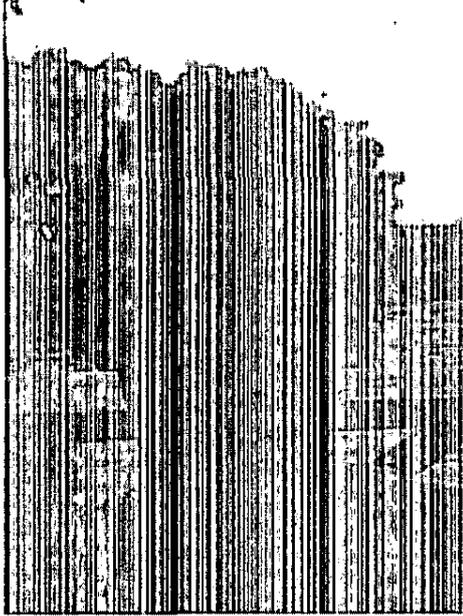
- 12/28/2016 DHS ICE OIA >>> FIN: 1218310832 | EID: DEROGATORY STATUS: 3969581041 | NAME: ERMSAS, ZERESENAT [REDACTED]

(b)(7)(E)

 Collect Biometrics

---

**BIO DATA**

EID 3969581041    FIN 1218310832	NAME ERMSAS, ZERESENAT						
	<table style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">DOB</th> <th style="text-align: left;">Country of Birth</th> <th style="text-align: left;">Citizenship</th> </tr> <tr> <td>June 15, 1984</td> <td>ET</td> <td></td> </tr> </table>	DOB	Country of Birth	Citizenship	June 15, 1984	ET	
DOB	Country of Birth	Citizenship					
June 15, 1984	ET						
	<table style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Gender</th> <th style="text-align: left;">Race</th> <th style="text-align: left;">Height (ins.)</th> </tr> <tr> <td>M</td> <td>B</td> <td>68</td> </tr> </table>	Gender	Race	Height (ins.)	M	B	68
Gender	Race	Height (ins.)					
M	B	68					
	<table style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">Weight (lbs)</th> <th style="text-align: left;">Eye Color</th> <th style="text-align: left;">Hair Color</th> </tr> <tr> <td>180</td> <td>BRO</td> <td>BLK</td> </tr> </table>	Weight (lbs)	Eye Color	Hair Color	180	BRO	BLK
Weight (lbs)	Eye Color	Hair Color					
180	BRO	BLK					

**- ENCOUNTER DETAILS**

DEROGATORY DATA		
Source	Type	Entry Date
	SIA	December 28, 2016 23:46:33 EST
COMMENT		
ASL: SPECIAL INTEREST ALIEN - NOT ARRESTED BY U.S. AGENCY - SUBJECT BIOMETRICS WERE CAPTURED THROUGH PARTNER NATION COOPERATION AND SHARED FOR INTELLIGENCE AND SCREENING PURPOSES ONLY. DO NOT TAKE ANY ACTION BASED SOLELY ON THIS RECORD. REMARKS:NOTES:		

TRANSACTION DATA				
Date Finger Printed	Site Code	Terminal ID	Date Loaded	Reason Finger Printed

TRANSACTION DATA			
December 28, 2016 23:46:33 EST	CIMS	December 28, 2016 23:46:39 EST	CJIS SEARCH OF US-VISIT

Welcome to the Customer Profile Management System (CPMS) Identity Verification Tool (IVT) Version: USCIS CPMS 7.1  
 To request a User ID or if you have any difficulty accessing your account, please contact the USCIS Service Desk at 888-220-5228 or submit your request/issue with myIT (<http://oit.uscis.dhs.gov/MyIT>)  
[Accessibility Statement](#)



INSTITUTO NACIONAL DE MIGRACIÓN  
DELEGACIÓN FEDERAL DEL INM EN EL  
ESTADO DE CHIAPAS

Oficio No.: DFCHIS/JUR/2187/2017

Exp. No.: E.A./1s.9/DFCHIS/JUR/CEX/1338/2017

Tapachula, Chiapas, a 27 de Enero del 2017

SECRETARÍA DE GOBERNACIÓN  
INSTITUTO NACIONAL DE MIGRACIÓN

NOMBRE: **ZERESDAY ERMIAS**

NACIONALIDAD: **ERITREA**

FECHA DE NACIMIENTO: **15 DE MAYO DE 1934.**



OFICIO DE SALIDA DEL PAÍS.

En la Ciudad de Tapachula, Chiapas, el día 27 de Enero del dos mil diecisiete, en cumplimiento al resolutive segundo de la resolución que recayó en el Procedimiento Administrativo Migratorio aperturado al extranjero **ZERESDAY ERMIAS**, de nacionalidad **ERITREA**, y en virtud que el citado extranjero no habla ni entiende el idioma español, por lo que este acto, con fundamento en lo previsto en el artículo 14 y segundo párrafo del artículo 70 de la Ley de Migración, artículo 222 y 226 fracción VIII del Reglamento de la Ley de Migración, Oficio Instrucción número INM/DGCVM/1892/2012 relativo a los Lineamientos Generales del Procedimiento Administrativo Migratorio de fecha 08 de noviembre de 2012, esta autoridad migratoria designa a la Licenciada Farah Gertrudis Cerdio Moisés, para que funja como traductor práctico del idioma inglés al castellano en la presente diligencia, quien por sus generales manifestó llamarse como ha quedado escrito, ser de nacionalidad Mexicana, tener la edad 36 años, con fecha de nacimiento 30 de Agosto de 1980, estado civil casada, ocupación servidor público, con domicilio laboral en Carretera Tapachula a Nueva Alemania, km 1.5, Col. 5 de Febrero C.P. 30710 Tapachula, Chiapas, misma que se identifica con Gafete No. 1863, expedida a su favor por el Instituto Nacional de Migración y en ejercicio de las facultades que nos confiere el artículo 1, 11, 14 y 16 de la Constitución Política de los Estados Unidos Mexicanos; 1, 2, 3 fracción XXVII, 7, 12, 13 fracciones I y III, 14 primero y segundo párrafo, 16 fracción III, 20 fracciones III, VII y X, 66, 67, 68, 70, 77, 79, 80 y 111 de la Ley de Migración, 1, 2, 3 fracción XVI, 55, 58, 194, 222, 232, y 233 del Reglamento de la Ley de Migración, publicado en el Diario Oficial de la Federación en fecha 28 de septiembre de 2012, vigente a partir del día 09 de noviembre de 2012, 1, 3, 9, 12, 13, 16 fracciones I, III, IV, V, VI, IX y X, 18, 19, 28, 29, 30, 32, 33, 35, 36, 38, 39, 44 y 49 de la Ley Federal de Procedimientos Administrativos, 1, 2 inciso C fracción III, 4, 69, 77 párrafo infine, del Reglamento Interior de la Secretaría de Gobernación publicado el 02 de abril del 2013, en el Diario Oficial de la Federación, Artículo 23 fracción VII y XII, del Acuerdo por el que se Delegan Atribuciones para Autorizar Trámites Migratorios y Ejercer Diversas Atribuciones Previstas en la Ley de Migración y su Reglamento a los Servidores Públicos adscritos a las Delegaciones Federales del Instituto Nacional de Migración, publicado en el Diario Oficial de la Federación el 13 de noviembre de 2012; se hace de su conocimiento:

Que esta Autoridad Migratoria con fundamento en el Artículo 240 fracción VI del Reglamento de la Ley de Migración, y de conformidad a lo establecido en el Resolutive Segundo de la Resolución de fecha **27 de Enero del 2017**, de cuyo contenido se desprende que le otorga al extranjero **ZERESDAY ERMIAS**, de nacionalidad **ERITREA**, un plazo de **20 DÍAS NATURALES**, contados a partir de la fecha de notificación, para que abandone territorio nacional sin que la autoridad migratoria por donde efectúe su salida le exija documento alguno, en tal sentido esta autoridad tiene a bien emitir un oficio de salida definitiva del país a favor de dicho extranjero.

El presente oficio se extiende a favor del extranjero **ZERESDAY ERMIAS**, de nacionalidad **ERITREA**, al que se dirige y tendrá validez y efectos solo en su exhibición en original.

Así lo acordó y firma la Jefa de Departamento de Control Migratorio del INM en Chiapas, la Licenciada Adriana Ojeda Velasco, adscrita a la Delegación Federal en el Estado de Chiapas, del Instituto Nacional de Migración, en presencia de dos testigos de asistencia, que firman al margen y al final para constancia del presente acto.

LA JEFA DE DEPARTAMENTO DE CONTROL MIGRATORIO **COMPLASE** EL EXTRANJERO

LIC. LAURA CARAVANTES PAGHECO

ZERESDAY ERMIAS

TESTIGOS DE ASISTENCIA

TESTIGOS DE ASISTENCIA

LIC. WENDY SELENE OJEDA CUE

LIC. CARLA CECILIA GONZALEZ RABELES

TRADUCTOR PRÁCTICO

LIC. FARAH GERTRUDIS CERDIO MOISÉS

DEPARTAMENTO DE ASUNTO  
JURIDICOS DEL I.N.M.  
CHIAPAS

# **WARNING!!!**

**SUBJECT IS SUSPECTED  
OF FRAUDULENTLY  
CONCEALING A SECOND  
NATIONALITY/IDENTITY  
TO GAIN ASYLUM.  
PLEASE CONTACT**

(b)(7)(c)



**FOR SUPPORTING  
DOCUMENTS**

Subject ID :358035258

SIGMA Event: 9841682

**ORDER TO DETAIN OR RELEASE ALIEN**

TO: (NAME and TITLE of Person in Charge of Facility)

(Name of Facility) PORT ISABEL SPC  
27991 BUENA VISTA Blvd.  
LOS FRESNOS, TX 78566

Please  Detain  Release

Date

Time

02/01/2017

10:00pm

Name of Alien

Zeresenay ERMIAS

File Number

A212 903 961

Event No: HID1702000017

Age  
32

Date of Birth (Mo.Day.Yr.)  
05/09/1984

Sex  
M

Nationality  
ERITREA

Foreign Address  
ADI KONSTI VILLAGE  
ADI KONSTI, ERITR, ERITREA

Nature of Proceedings

ERITREA NATIONAL ER/CF

Signature of Officer Receiving Alien

**REMARKS:**

APPEARS IN GOOD MENTAL/PHYSICAL HEALTH

Signature of Officer Authorizing Action

[Redacted Signature]

(b)(7)(c)

Title

Supervisor

Office

/HID

Form I-203 (Rev. 08/01/07)

**UNITED STATES DEPARTMENT OF HOMELAND SECURITY**

DEPARTMENT OF HOMELAND SECURITY  
U.S. Customs and Border Protection

CAUTION SHEET ON DETAINED INDIVIDUAL

Directive 3440-0330B

Subject Name: <i>Zere Senay Erimias</i>		
DOB: <i>5-9-84</i>	Date:	Time:

Check appropriate box(es):

<input type="checkbox"/>	Medical Condition:
	Remarks:

<input type="checkbox"/>	Requires Medication Type/Frequency:
	Remarks:

<input type="checkbox"/>	Hostile or Uncooperative:
	Remarks:

<input type="checkbox"/>	Depressed or Suicidal:
	Remarks:

<input type="checkbox"/>	Suspected or Known Communicable Disease:
	Remarks:

<input checked="" type="checkbox"/>	Political Asylum:
	Remarks: <i>Entire national processed for ERICF</i>

<input type="checkbox"/>	Juvenile:
	Remarks:

<input type="checkbox"/>	Other:
	Remarks:

Instructions/Observations/Disposition:
<i>Appears in good mental / physical health</i>

CBP Form 3503 (06/08)



(b)(7)(e)

(b)(7)(C) (b)(7)(E)

(b)(7)(c)

(b)(7)(e)

DATE PREPARED 02/01/2017		INFORMATION FOR TRAVEL DOCUMENT OR PASSPORT				FILE A 212 903 961
1. NAME Zerezenay ERMIAS					2. SEX M	
3. OTHER NAMES USED OR KNOWN BY					4. CITIZENSHIP ERITREA	
5. DATE OF BIRTH 05/09/1984		6. PLACE OF BIRTH ADI-KONSTI N/A ERITREA				
7. HEIGHT 66	WEIGHT 160	EYES BLK	HAIR BLK	COMPLEXION BLK	MARKS OR SCARS None Indicated	
8. NEAREST LARGE CITY TO PLACE OF BIRTH				9. DISTANCE AND DIRECTION OF PLACE OF BIRTH FROM THIS LARGE CITY		
10. IF CITIZENSHIP IS DIFFERENT FROM COUNTRY OF BIRTH, EXPLAIN. IF NATURALIZED IN ANY COUNTRY, SHOW DATE AND PLACE OF NATURALIZATION, CERTIFICATE NUMBER, AND STATE HOW CITIZENSHIP WAS ACQUIRED. ERITREA						
11. NAMES, LOCATIONS AND DATES (YEARS) OF ATTENDANCE OF FOREIGN SCHOOLS STADAKERISTIAN SCHOOL				12. NAMES, EXACT LOCATIONS AND DATES (YEARS) OF ATTENDANCE OF FOREIGN CHURCHES. INCLUDE DATE AND NATURE OF ANY RELIGIOUS CEREMONY WHICH MAY HAVE BEEN RECORDED. KUDUS MICHEL (CHRISTIAN)		
13. LAST PERMANENT RESIDENCE IN COUNTRY OF CITIZENSHIP (Show dates of residence)						
14. ADDRESS IN COUNTRY OF LAST FOREIGN RESIDENCE (Show dates of residence, and immigration status there)						
15. PLACE OF ENTRY INTO UNITED STATES HIDALGO, TX					DATE OF ENTRY INTO UNITED STATES 2/1/2017 1747	
16. LIST DATE AND PLACE OF ISSUANCE AND NUMBER OF PASSPORT, BIRTH CERTIFICATE, BAPTISMAL CERTIFICATE OR DOCUMENT OF IDENTITY. SPECIFY DATES OF MILITARY SERVICE, COUNTRY AND UNIT, RANK, SERIAL NUMBER, AND PLACES OF INDUCTION AND DISCHARGE. MEXICAN DETENTION DOCUMENT						
17. IN POSSESSION OF TRAVEL DOCUMENT OR PASSPORT AT TIME OF ENTRY: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO. DESCRIBE DOCUMENT (S), IF SUBJECT DID NOT HAVE TRAVEL DOCUMENT OR PASSPORT AT TIME OF ENTRY, OR DOES NOT HAVE SUCH A DOCUMENT NOW, INDICATE WHETHER EVER OBTAINED ONE: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO. STATE HOW, WHEN, AND WHERE IT WAS OBTAINED: WHAT KIND OF DOCUMENT IT WAS, AND WHAT BECAME OF IT.  Not Applicable						
18. FATHER'S NAME [REDACTED] (b)(6)		DATE OF BIRTH //		PLACE OF BIRTH ERITREA		
PRESENT ADDRESS						
19. MOTHER'S MAIDEN NAME [REDACTED] (b)(6)		DATE OF BIRTH //		PLACE OF BIRTH ERITREA		
PRESENT ADDRESS						
20. NAME, RELATIONSHIP, AND ADDRESSES OF RELATIVES ABROAD  Not Applicable						
21. PREVIOUSLY <input type="checkbox"/> EXCLUDED <input type="checkbox"/> DEPORTED <input type="checkbox"/> REQUIRED TO DEPART FROM THE UNITED STATES Not Applicable ON _____ (Date) VIA _____ (Port) TO _____ (Country)						
22. INDICATE WHETHER EVER ARRESTED, IN PRISON OR A PUBLIC INSTITUTION IN THE COUNTRY OF WHICH A NATIONAL, SUBJECT OR CITIZEN: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO. IF SO, GIVE DATES AND PLACES  Not Applicable						
23. NAME, NATIONALITY AND PRESENT ADDRESS OF SPOUSE, AND DATE AND PLACE OF MARRIAGE						
24. NAMES, AGES, AND ADDRESSES OF ALL CHILDREN						
25. IF NONCANADIAN DEPORTABLE TO CANADA, GIVE DATE AND PORT OF ARRIVAL IN CANADA, AND NAME OF VESSEL  Not Applicable						

FIN#: 1218310832

Encounter ID	External System Id	Type	Encounter Date	Database	Select
4018036832	175359022	BP	02/01/2017 18:07:46		
4017012904	FBI:sscn2017032000002375	BP	02/01/2017 02:13:12		
3969581041	FBI:sscn2016363000044932	BP	12/28/2016 23:46:39		

Print

View/Add Alerts

Show Bio

Cancel

(b)(7)(e)

Encounter IDs



4018036832



4017012904



3969581041

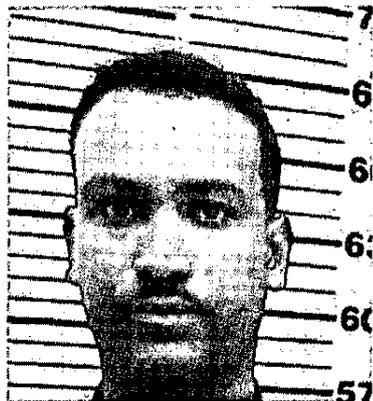
User [Redacted]

(b)(7)(C)

Terminal WHID01A018

Client Status

Picture



Last Name

ERIMIAS

First Name

ZERESENAY

Sex

M

DOB (MM/DD/YYYY)

05/09/1984

Country of Birth

ET

Country of Citizenship

[Redacted]

A#

212903961

Location

[Redacted]

Address-City Residence

[Redacted]

Address-State Residence

[Redacted]

Address-Country Residence

[Redacted]

Comments

ERITREA NATIONAL PROCESSED FOR ER/CF #5

Method of Location/Apprehension

[Redacted]

Location of Apprehension

[Redacted]

Date/Time of Apprehension (dd-Mon-yy HR:MM)

[Redacted]

Apprehended By

[Redacted]

Status of Entry

UNK

Length of Time Illegally in US

[Redacted]

Misc 1

[Redacted]

Misc 2

[Redacted]

Misc 3

[Redacted]

View Images

View/Add Alerts

Print

Ok

FIN: 1218310832

Encounter ID: 4018036832

External System ID: 175359022

Encounter Type: BP

Encounter Date: 02/01/2017 18:07:46



Print OK

Alert(s) exist for TID:

Print

Verify

OK

---

FINS: 1218310832      EID: 4018036832

Class: 4

Type: 4\*1

Alert Text:

ERITREA NATIONAL PROCESSED FOR ER/CF

---

R-84 (Rev. 5-14-80)

FINAL DISPOSITION REPORT

Leave Blank

Note: This vital report must be prepared on each individual whose arrest fingerprints have been forwarded to the FBI Identification Division without final disposition noted thereon. If no final disposition is available to arresting agency, also obtain subject's right four finger impressions on this form, complete left side and forward the form when cased referred to prosecutor and/or courts. Agency on notice as to final disposition should complete this form and submit to: Director, FBI, Washington D.C. 20537, Attention: Identification Division. (See instructions on reverse side)

FBI No. <b>135849HH2</b>		Final Disposition & Date (If convicted or subject pleaded guilty to lesser charge, include this modification with disposition.)
Name on Fingerprint Card Submitted to FBI Last First Middle <b>ERMIAS, Zerese nay</b>		
Date of Birth <b>05/09/1984</b> Sex <b>Male</b>		
Henry Fingerprint _____ Classification _____ Form <b>FBI J-B Response</b>		

State Bureau No. (SID)	Social Security No. (SOC)	This Form Submitted By: (Name, Title, Agency, ORI No., City & State) <b>(b)(7)(c)</b>
Contributor of Fingerprints (Include complete name and location of agency, together with ORI number.)  <b>HIDALGO PORT OF ENTRY INTERNATIONAL BRIDGE STREET HIDALGO TX 78557 US</b>		ORI# <b>TXCBP3100</b> <b>HIDALGO, TX, POE</b> <b>HIDALGO TX</b>
		<b>02/01/2017</b> Date <b>CBP OFFICE</b> <b>(b)(7)(c)</b>

ORI# <b>TXCBP3100</b>	Arrest No. (OCA) <b>A212 903 961</b>	Date of Arrested or Received <b>02/01/2017</b>	<input type="checkbox"/> COURT ORDERED EXPUNGEMENT: Return Arrest Fingerprint Card to Contributing Agency: Certified or Authenticated Copy of Court Order Attached.
-----------------------	---	---	---

Offense Charged at Arrest <b>ram proc</b>	Right Four Fingers Taken Simultaneously  
--	---

If additional space is needed, check  and continue on reverse side of this form.



INSTITUTO NACIONAL DE MIGRACIÓN  
DELEGACIÓN FEDERAL DEL INM EN EL  
ESTADO DE CHIAPAS

Oficio No.: DFCHIS/JUR/2187/2017  
Exp. No.: E.A./1s.9/DFCHIS/JUR/CEX/1338/2017  
Tapachula, Chiapas, a 27 de Enero del 2017



NOMBRE: ZERESDAY ERMIAS  
NACIONALIDAD: ERITREA  
FECHA DE NACIMIENTO: 15 DE MAYO DE 1984.



OFICIO DE SALIDA DEL PAÍS.

En la Ciudad de Tapachula, Chiapas, el día 27 de Enero del dos mil diecisiete, en cumplimiento al resolutivo segundo de la resolución que recayó en el Procedimiento Administrativo Migratorio aperturado al extranjero ZERESDAY ERMIAS, de nacionalidad ERITREA, y en virtud que el citado extranjero no habla ni entiende el idioma español, por lo que este acto, con fundamento en lo previsto en el artículo 14 y segundo párrafo del artículo 70 de la Ley de Migración, artículo 222 y 226 fracción VIII del Reglamento de la Ley de Migración, Oficio Instrucción número INM/DGCV/M/1892/2012 relativo a los Lineamientos Generales del Procedimiento Administrativo Migratorio de fecha 08 de noviembre de 2012, esta autoridad migratoria designa a la Licenciada Farah Gertrudis Cerdio Moisés, para que funja como traductor práctico del idioma inglés al castellano en la presente diligencia, quien por sus generales manifestó llamarse como ha quedado escrito, ser de nacionalidad Mexicana, tener la edad 36 años, con fecha de nacimiento 30 de Agosto de 1980, estado civil casada, ocupación servidor público, con domicilio laboral en Carretera Tapachula a Nueva Alemania, km 1.5, Col. 5 de Febrero C.P. 30710 Tapachula, Chiapas, misma que se identifica con Gafete No. 1863, expedida a su favor por el Instituto Nacional de Migración y en ejercicio de las facultades que nos confiere el artículo 1, 11, 14 y 16 de la Constitución Política de los Estados Unidos Mexicanos; 1, 2, 3 fracción XXVII, 7, 12, 13 fracciones I y III, 14 primero y segundo párrafo, 16 fracción III, 20 fracciones III, VII y X, 66, 67, 68, 70, 77, 79, 80 y 111 de la Ley de Migración, 1, 2, 3 fracción XVI, 55, 58, 194, 222, 232, y 233 del Reglamento de la Ley de Migración, publicado en el Diario Oficial de la Federación en fecha 28 de septiembre de 2012, vigente a partir del día 09 de noviembre de 2012, 1, 3, 9, 12, 13, 16 fracciones I, III, IV, V, VI, IX y X, 18, 19, 28, 29, 30, 32, 33, 35, 36, 38, 39, 44 y 49 de la Ley Federal de Procedimientos Administrativos, 1, 2 inciso C fracción III, 4, 69, 77 párrafo infine, del Reglamento Interior de la Secretaría de Gobernación publicado el 02 de abril del 2013, en el Diario Oficial de la Federación, artículo 23 fracción VII y XII, del Acuerdo por el que se Delegan Atribuciones para Autorizar Trámites Migratorios y Ejercer Diversas Atribuciones Previstas en la Ley de Migración y su Reglamento a los Servidores Públicos adscritos a las Delegaciones Federales del Instituto Nacional de Migración, publicado en el Diario Oficial de la Federación el 13 de noviembre de 2012; se hace de su conocimiento:

Que esta Autoridad Migratoria con fundamento en el Artículo 240 fracción VI del Reglamento de la Ley de Migración, y de conformidad a lo establecido en el Resolutivo Segundo de la Resolución de fecha 27 de Enero del 2017, de cuyo contenido se desprende que le otorga al extranjero ZERESDAY ERMIAS, de nacionalidad ERITREA, un plazo de 20 DÍAS NATURALES, contados a partir de la fecha de notificación, para que abandone territorio nacional sin que la autoridad migratoria por donde efectúe su salida le exija documento alguno, en tal sentido esta autoridad tiene a bien emitir un oficio de salida definitiva del país a favor de dicho extranjero.

El presente oficio se extiende a favor del extranjero ZERESDAY ERMIAS, de nacionalidad ERITREA, al que se dirige y tendrá validez y efectos solo en su exhibición en original.

Así lo acordó y firma la Jefa de Departamento de Control Migratorio del INM en Chiapas, la Licenciada Adriana Ojeda Velazco, adscrita a la Delegación Federal en el Estado de Chiapas, del Instituto Nacional de Migración, en presencia de dos testigos de asistencia, que firman al margen y al final para constancia del presente acto.

**CUMPLASE**

<p>LA JEFA DE DEPARTAMENTO DE CONTROL MIGRATORIO</p> <p>LIC. LAURA CARAVANTES PACHECO</p> <p>TESTIGOS DE ASISTENCIA</p> <p>LIC. WENDY SELENE OJEDA CUE</p> <p>TRADUCTOR PRÁCTICO</p> <p>LIC. FARAH GERTRUDIS CERDIO MOISÉS</p>		<p>EL EXTRANJERO</p> <p>ZERESDAY ERMIAS</p> <p>TESTIGOS DE ASISTENCIA</p> <p>LIC. CARLA CECILIA GONZALEZ RABELES</p>
--	--	--

ACUERDO DE ASISTENCIA  
TESTIGOS DEL INM  
CHIAPAS

CIMSND  
COMMAND:

DEPARTMENT OF HOMELAND SECURITY - USCIS  
CENTRAL INDEX SYSTEM - "SOUNDS LIKE" SEARCH

02/01/17  
18:50:50

\* LAST NAME: ERMIAAS (40-CHARS MAX)  
FIRST NAME: ZERESENAY (25-CHARS MAX)

LAST NAME MATCH: 0 (NUMBER OF EXACT CHARACTERS TO MATCH (0-9))  
FIRST NAME MATCH: 0 (NUMBER OF EXACT CHARACTERS TO MATCH (0-9))  
PREVIEW NAME: N (Y/N)

EXACT DOB: 05091984 (MMDDYYYY)  
DOB RANGE: (DATE RANGE = YYYYR; YYYY=YEAR, R=0-9)

COB: (5-CHARACTER COUNTRY CODE)  
COC: (5-CHARACTER COUNTRY CODE)  
POE: (3-CHARACTER PORT OF ENTRY CODE)  
DOE: (MMDDYYYY)  
COA: (3-CHARACTER CLASS OF ADMISSION CODE)  
SEX: (M/F)

\*LAST NAME IS REQUIRED FIELD. OTHER FIELDS ARE OPTIONAL.

SPECIFY SEARCH CRITERIA, PRESS ENTER TO INITIATE "SOUND LIKE" SEARCH

CLEAR EXIT PF3 REFRESH PF4 MENU PF5 HELP PF6 MAIN MENU

DISPLAYED NAME AND DOB NOT FOUND



U.S. Customs and Border Protection  
U.S. Department of Homeland Security  
NNSV Query Result

02/01/2017 17:38 EST

Generated By [REDACTED]

(b)(7)(C)

Page 1 of 1

REQUEST		
Request Message Detail	Date and Time	Seq
2L01NN36897894 OH TXCBP3100 NAM/ERIMIAS, ZERESENY.DOB/19840509.RAC/B.SEX/M .PUR/C.ATN [REDACTED]	02/01/2017 17:38:19	36897894

(b)(7)(C)

RESPONSE		
Source	Date and Time	Status
III	02/01/2017 17:38:19	Acknowledged
NL01NN36897894 TXCBP3100 NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX (III) FOR NAM/ERIMIAS, ZERESENY.DOB/19840509.RAC/B.SEX/M.PUR/C. ATN [REDACTED] END		

(b)(7)(C)



U.S. Customs and Border Protection  
U.S. Department of Homeland Security  
TECS - Person Query

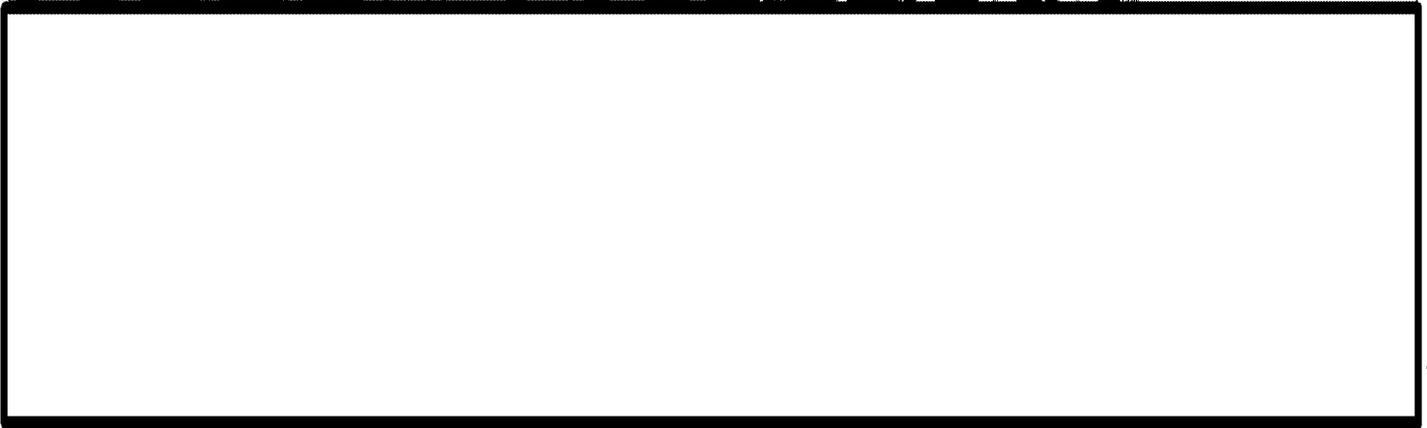
02/01/2017 17:39 PM EST

Generated By:



(b)(7)(c)

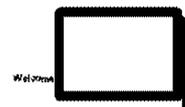
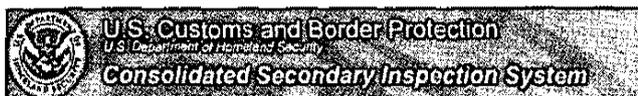
Page 1 of 1



(b)(7)(e)

For Official Use Only / Law Enforcement Sensitive

(b)(7)(C) (b)(7)(E)



(b)(7)(c)

- Referral List
- Print
- Tools
  - o Display Primary Workstations
  - o Launch Incident Report
  - o Launch Electronic Media Report
  - o Launch Travel Document Query
  - o Launch SISA
  - o Launch Super Query
  - o Launch Person Query
- Admin
  - o User Preferences
- Query
  - o View
  - o Modify
- Help
  - o Screenview Help
  - o Online Help System

LOGOUT (E:10)

No Photo Found

Package ID: 2319364753

Original Encounter Data

Last Name: ERIMIAS  
 First Name: ZERESEHAY  
 DOB: 05/09/1984  
 Hispanic: N/A  
 Gender: M  
 Race: N/A  
 Travel Doc. Presented: N  
 Doc Number: N/A  
 Doc Type: N/A  
 Issuing Country: N/A  
 Nationality: ERI  
 Conveyance Type: W  
 License State: N/A  
 License Plate Number: N/A

Launch Super Query

Admissibility  
Person Encounter ID : 62412366

Referral Source Information:  
 Referred By: [Redacted] Referred Date: 02/01/2017 | Referred Time: 16:32 CST | Referred From: Pedestrian Primary  
 Referral Reason: ER/CF

Inspections Primary Query Results Supplemental Query Results  
 Admissibility View Background View Agricultural View Referral List

Conveyance Type \* W - PEDESTRIAN  
 License Plate State \* [Redacted] License Plate Number \* [Redacted]  
 Last Name \* ERIMIAS  
 First Name \* ZERESEHAY DOB \* 05/09/1984 32 years old  
 Hispanic \* N - No Gender \* M - Male Race \* B - BLACK OR AFRICAN AMERICAN  
 Travel Document Presented \* N - No Lost / Stolen Document (Y/N) \* [Redacted] Doc Number \* [Redacted]  
 Doc Type \* [Redacted]  
 Issuing Country \* [Redacted]  
 State/Province \* [Redacted]  
 Nationality \* ERI - ERITREA  
 City of Birth \* [Redacted]  
 Country of Birth \* [Redacted]  
 Father's Last Name \* [Redacted]  
 Father's First Name \* [Redacted] Father's Middle Name \* [Redacted]  
 Mother's Last Name \* [Redacted]  
 Mother's First Name \* [Redacted] Mother's Middle Name \* [Redacted]

Secondary Officer Name: [Redacted] Site Id: L238 | Inspection Start Date and Time: 02/01/2017 17:14 CST  
 Stated Last Name \* [Redacted]  
 Stated First Name \* [Redacted] Stated DOB \* [Redacted]  
 Disposition \* ERF - EXPEDITED REMOVAL - REFERRED FOR CREDIBLE FEAR INTERVIEW  
 Admit Until Date \* [Redacted]  
 Deferred To \* [Redacted] CCD Used \* N - No  
 WHTI Compliant \* [Redacted] FIN Number \* [Redacted] Related Document Number \* [Redacted]  
 Create Incident Log? (Y/N) \* N - No Incident Log Report # \* [Redacted] SAS Number \* [Redacted]  
 IOEM Required? \* N - No IOEM Number \* [Redacted]  
 Charge Code \* ZA1 - IMMIGRANT WITHOUT VISA  
 Referral Code \* [Redacted]  
 Comments \* ERITREA NATIONAL PROCESSED FOR ER/CF

Send to Another Inspection \* [Redacted]  
 Hide Referral Reason History Referred By: GARCIA, ALMENDRA | Referred Date: 02/01/2017 | Referred Time: 16:32 CST | Referred From: Pedestrian Primary  
 ER/CF  
 Create PLOR (Y/N) \* N - No Admissibility Inspection Complete (Y/N) \* Y - Yes  
 Inspection Start Date \* 02/01/2017 Start Time \* 17:14 Inspection End Date \* 02/01/2017 End Time \* [Redacted]

Save Admissibility Inspection Clear Form Referral List

For Official Use Only/Law Enforcement Sensitive Version: 2.4.0

Page#: FRD Workstation: WRC014918

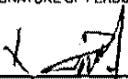
(b)(7)(c)



Incident Log Report has been saved. Incident Log Number is 20172305569236.

Transaction No.

Afis No.

LEAVE BLANK		CRIMINAL		(STAPLE HERE)				LEAVE BLANK			
STATE USAGE		NFF SECOND		SUBMISSION		APPROXIMATE CLASS		AMPUTATION		SCAR	
STATE USAGE		LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX ERMIAS, ZERESEYAY									
SIGNATURE OF PERSON FINGERPRINTED 				SOCIAL SECURITY NO.				LEAVE BLANK			
ALIASES/MAIDEN LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX											
FBI NO.		STATE IDENTIFICATION NO.		DATE OF BIRTH NM DD YY 05/09/1984		SEX M	RACE B	HEIGHT 506	WEIGHT 160	EYES BLK	HAIR BLK
											
1. R. THUMB		2. R. INDEX		3. R. MIDDLE		4. R. RING		5. R. LITTLE			
											
				8. L. MIDDLE							
											
LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY				L. THUMB		R. THUMB		RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY			

THE IMAGES AND/OR DATA CONTAINED HEREIN WERE OBTAINED FROM THE LOS ANGELES COUNTY REGIONAL IDENTIFICATION SYSTEM ARCHIVE AND ARE RESTRICTED FOR OFFICIAL LAW ENFORCEMENT USE ONLY.

\*\*\*\*NOTE\*\*\*\*THESE IMAGES AND DATA ARE PART OF THE ORIGINAL NIST FILE IN THE LIVESCAN IDENTIFICATION REQUEST RECEIVED BY LACRIS. \*\*\*\*NOTE\*\*\*\*

Transaction No.

Afis No.

FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE			
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION, CLARKSBURG, WV 26306			
PRIVACY ACT OF 1974 REQUIRES THAT FEDERAL, STATE OR LOCAL AGENCIES INFORM INDIVIDUALS WHOSE SOCIAL SECURITY IS REQUESTED WHETHER SUCH DISCLOSURE IS MANDATORY OR VOLUNTARY, BASIS OF AUTHORITY FOR SUCH SOLICITATION, AND USES WHICH WILL BE MADE OF IT			
JUVENILE FINGERPRINT SUBMISSION YES <input type="checkbox"/> TREAT AS ADULT YES <input type="checkbox"/>	DATE OF ARREST MM DD YY 02/01/2017	ORI TXCBP3100 CONTRIBUTOR ADDRESS REPLY YES DESIRED? <input checked="" type="checkbox"/>	
SEND COPY TO: (ENTER ORI)	DATE OF OFFENSE MM DD YY 02/01/2017	PLACE OF BIRTH (STATE OR COUNTRY) ERITREA	COUNTRY OF CITIZENSHIP ERITREA
MISCELLANEOUS NUMBERS AR-212903961	SCARS, MARKS, TATTOOS AND AMPUTATIONS		
	RESIDENCE/COMPLETE ADDRESS	CITY	STATE
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER)	LOCAL IDENTIFICATION / REFERENCE HID1702000017	PHOTO AVAILABLE? YES <input checked="" type="checkbox"/> PALM PRINTS TAKEN? YES <input type="checkbox"/>	
EMPLOYER: IF US GOVERNMENT, INDICATE SPECIFIC AGENCY IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO	OCCUPATION		
CHARGE/CITATION 1. 20170201 - ALIEN INADMISSIBILITY UNDER SECTION 212	DISPOSITION 1. Pending		
2.	2.		
3.	3.		
ADDITIONAL	ADDITIONAL		
ADDITIONAL INFORMATION FOR CAUTION	STATE BUREAU STAMP		

THE IMAGES AND/OR DATA CONTAINED HEREIN WERE OBTAINED FROM THE LOS ANGELES COUNTY REGIONAL IDENTIFICATION SYSTEM ARCHIVE AND ARE RESTRICTED FOR OFFICIAL LAW ENFORCEMENT USE ONLY.

\*\*\*\*NOTE\*\*\*\*THESE IMAGES AND DATA ARE PART OF THE ORIGINAL NIST FILE IN THE LIVESCAN IDENTIFICATION REQUEST RECEIVED BY LACRIS. \*\*\*\*NOTE\*\*\*\*

BIOGRAPHICAL INFO/INFORMACION BIÓGRAFICA

Last Name / Apellido(s) ERMIAS		Name/Nombre ZERESENAY		Middle Name / Segundo Nombre -	
Place of Birth/Lugar de Nacimiento (Ciudad y Estado o Provincia) Adi-Konsti			Country/Pais Eritrea	Date Birth/Fecha de Nacimiento 09/05/1984	Age/Edad 32
Hair/Cabello (Color) Black	Eyes/Ojos (Color)	Height/Estatura 1.69 cm	Weight/Peso 52 kg	Sex/Sexo M	Marital Status/Estado Civil Marriage
Last Known Address/Última Dirección de Domicilio Adi-Konsti			City, State/Ciudad, Estado o Provincia Adi-Konsti		Country/Pais Eritrea
Place of Last Employment (Company Name and Location / Lugar de Último Trabajo (Nombre de Compañía y Locación))					

HEALTH / SALUD (IMMEDIATELY NOTIFY AN OFFICER / NOTIFIQUE A UN OFICIAL INMEDIATAMENTE)

Injured (Bleeding, Cuts)	Ill (Cough, Fever, Rash)	Contagious	Medical Conditions	Medication	Pregnant
Herido (Sangrado, Cortadas)	Enfermo (Tos, Fiebre, Roncha)	Contagioso	Condiciones Médicas	Medicamento	Embarazada

ROUTE OF TRAVEL/RUTA DE VIAJE:

Sudan - Eritrea - Brazil - Peru - Ecuador - Colombia - Panama - Costa Rica - Nicaragua - HM - (a-mix)

MOTHER/MADRE:

Date of Birth/Fecha de Nacimiento		Citizenship/Ciudadanía Eritrea		(b)(6)
-----------------------------------	--	-----------------------------------	--	--------

FATHER/PADRE:

Date of Birth/Fecha de Nacimiento		Citizenship/Ciudadanía		(b)(6)
-----------------------------------	--	------------------------	--	--------

SPOUSE/ESPOSO(A):

LAST NAME / APELLIDOS		Name/Nombre		Middle Name/Segundo Nombre	

POINT OF CONTACT IN U.S./PUNTO DE CONTACTO EN LOS ESTADOS UNIDOS:

Last Name / Apellido(s)		Name/Nombre		Relationship/Relación	
Complete Address / Domicilio Completo			City, State/Ciudad, Estado		Telephone/Teléfono

OFFICIAL USE ONLY:

Date Arrived	Time Arrived	A#	SIGMA EVENT #	Date Departed	Time Departed
--------------	--------------	----	---------------	---------------	---------------

#5

**CURRENCY ITEMIZATION WORKSHEET**

DATE: 2/1/17

INCIDENT NUMBER: \_\_\_\_\_

VIOLATOR/DETAINEE NAME: \_\_\_\_\_

**U.S. CURRENCY**

DENOMINATION	QUANTITY	TOTAL
\$100	3	300 \$0
\$50	5	250 \$0
\$20		\$0
\$10		\$0
\$5		\$0
\$2		\$0
\$1		\$0
<b>TOTAL</b>	0	<u>550</u> \$0

~~\$~~ 550<sup>00</sup>

TOTAL U.S. CURRENCY: \$0

**FOREIGN CURRENCY:**

TYPE: \_\_\_\_\_

**EXCHANGE RATE:**

DENOMINATION	QUANTITY	FOREIGN VALUE	DOMESTIC VALUE
\$500		\$0	\$0
\$200		\$0	\$0
\$100		\$0	\$0
\$50		\$0	\$0
\$20		\$0	\$0
\$10		\$0	\$0
\$5		\$0	\$0
<b>TOTALS</b>	0	\$0	\$0

TOTAL FOREIGN CURRENCY: (2) \$0

(b)(7)(c)



GRAND TOTAL OF ITEMS

\$0

OFFICER:

SIGNATURE



(b)(7)(c)

WITNESS:

SIGNATURE

SIGNATURE OF VIOLATOR/DETAINEE

*[Handwritten Signature]*

NOTES:

1220 - 1220



**U.S. Customs and  
Border Protection**

**Detainee Assessment**

**Assessment for Transport, Escort, and Detention**

**Detainee Information**

**A Number (if any):** 212903961  
**Name:** ERMIAS, ZERESENAY  
**Date of Birth:** 05/9/1984  
**Height:** 66 inches

**Date of Assessment:** 02/01/2017  
**Gender:** M  
**Age:** 32  
**Weight:** 160 lbs

**Guidelines**

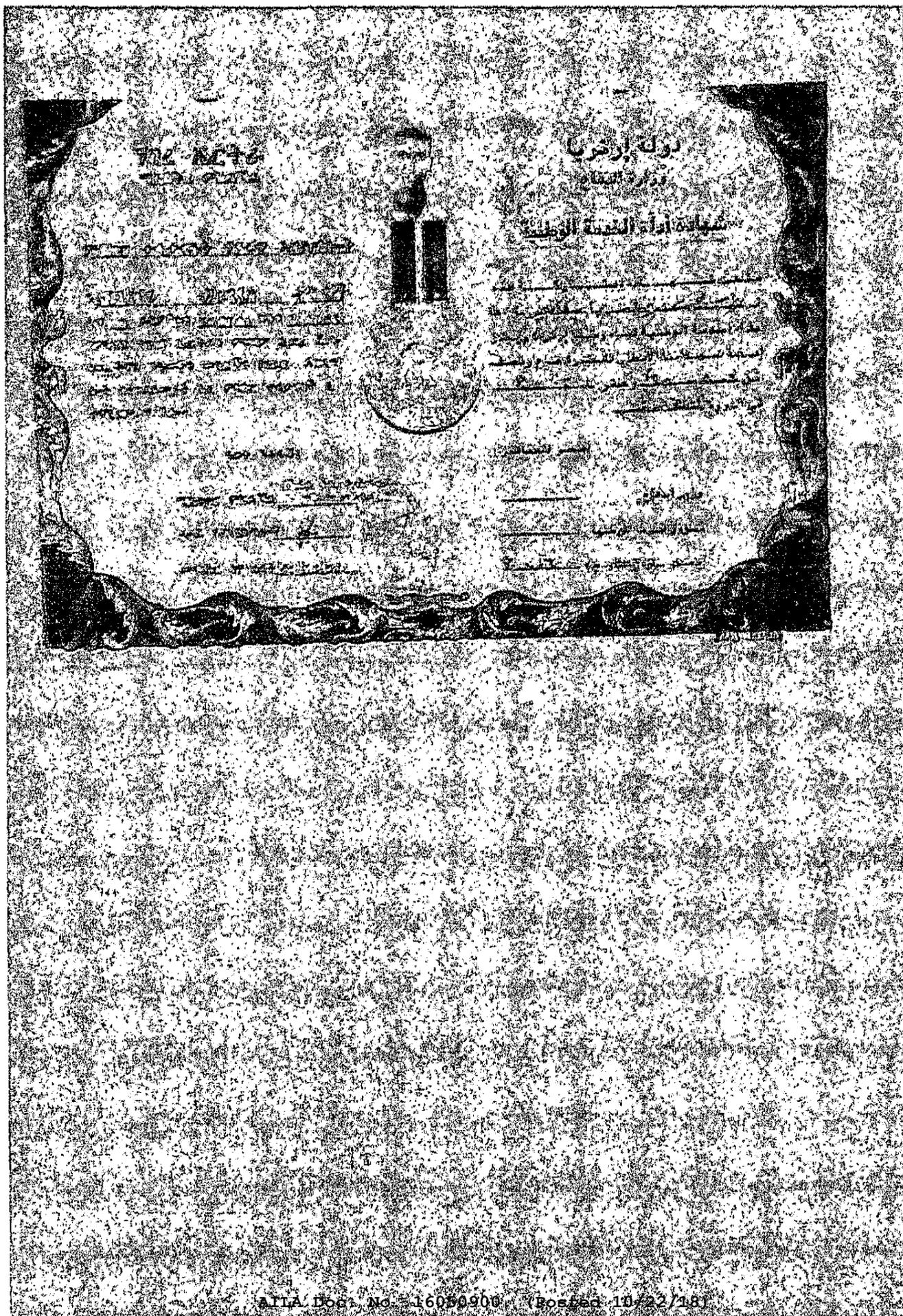
Complete this assessment for all detainees in CBP custody, including U.S. Citizens, to evaluate each detainee's safety, whether they may be considered an at-risk detainee or at risk of posing a threat to others, known or reported medical or mental health issues and level of risk to themselves, other detainees, and staff based on the information available at the time of the assessment. Assessments of an individual may change. Any newly available information that could effect this assessment must be recorded herein.

**At-Risk Indicators**

	Yes	No	Comments/Explain:
Does the detainee appear to have or have they identified as having a mental, physical, or developmental disability?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Has the detainee self-identified as gay, lesbian, bisexual, transgender, intersex, or gender nonconforming?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Has the detainee self-identified as having previously experienced sexual victimization?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Has the detainee stated concerns about his or her safety?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

**Medical Concerns**

	Yes	No	Comments/Explain:
Does the detainee appear to have physical or psychological medical needs?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Are there indications that the detainee requires, or have they indicated they are on medication?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Does the detainee appear to be under the influence of an illicit substance?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Is the detainee pregnant or nursing?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Is the detainee able bodied?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Is the detainee blind, deaf, or mute?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	



Level of Risk to self/others			
	Yes	No	Comments/Explain:
Has the detainee been previously incarcerated or detained?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Does the detainee have any prior history for sex offenses?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Does the detainee have any prior history of violent offenses?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Does the detainee have any signs of gang affiliation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Evaluating the totality of the circumstances, is this detainee at a high risk for sexual abuse?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Evaluating the totality of the circumstances, is this detainee at a high risk of being abusive to others?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

CBP Process			
	Yes	No	Comments/Explain:
Prosecution	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Notice To Appear	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Expedited Removal	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Withdrawal of application	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Visa Waiver Program Refusal/Removal	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Other Removal Proceedings (e.g. Reinstatement, Landing revocation, GMR, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Outstanding Warrant/Extradition	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Unknown at time of assessment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

Notes:

ERITREA NATIONAL PROCESSED FOR ER/CF. APPEARS IN GOOD MENTAL/PHYSICAL HEALTH

(b)(7)(C) (b)(7)(C)

Ass 

2-1-17  
Date/Time



2/1/17 2132  
Date/Time

A212 903 961

21  
V

PROPERTY OF THE U.S. GOVERNMENT  
IF FOUND RETURN TO  
DEPARTMENT OF HOMELAND SECURITY  
U.S. CITIZENSHIP AND IMMIGRATION SERVICE  
NATIONAL RECORDS CENTER  
150 SPACE CENTER LOOP  
LEE'S SUMMIT MO 64064

YOB: 1984

ALIEN NAME: ANY SCHEIDMAN  
PRIORITY: CLE  
REQ. DATE: 7/12/08  
PRINT DATE: 8/12/08  
10/1  
1st Print

AB1207 A212 903 961 1207  
LOCATION: SRC AB  
FILE ROOM NUMBER: 111.B  
HOW AB SHELF 1207 - AB1207  
SEND TO: CLE CLEVELAND FIELD OFFICE  
OFFICE OF PRINCIPAL LEGAL ADV.  
ANY SCHEIDMAN

21

Estreall

A212 903 961

permclip permclip permclip permclip

NF	FCO	Date	Initials
		Date	Initials
Verf		Date	Initials
CONS A#	FCO	Date	Initials

A212 903 961

permclip perm  
permclip permclip  
permclip permclip  
permclip permclip



A212 903 961

IF FOUND RETURN TO  
USCIS NATIONAL RECORDS CENTER  
150 SPACE CENTER LOOP  
LEE'S SUMMIT MO 64064

M-67281 (02/01/17)