

Memorandum

DBK:CG:tkb



cc: Kmiec*
Cooper
Carvin
Williams
Files
Murphy ✓
R. File
Retrieval

Subject.

Use of Amnesty Application Information

Date

JUL 1 1987

To

Mark Everson
Deputy Commissioner
Immigration and Naturalization
Service

From

Douglas W. Kmiec
Deputy Assistant
Attorney General
Office of Legal
Counsel

We have recently received a memorandum (copy attached) from the Assistant Attorney General for the Civil Division asking for our opinion on whether the regulations of the Immigration and Naturalization Service (INS) on use of amnesty application information are lawful. See 8 C.F.R. 245A.2(t)(4), -.210.2 (1)(4), printed at 52 Fed. Reg. 16190 (1987). Prior to examining this question we would like to give you the opportunity to provide us with the INS' legal basis for these regulations.

If you have any questions, please call Carol Williams, Senior Counsel, on 633-3865.

cc: Richard K. Willard
Assistant Attorney General
Office of Legal Counsel