

## McHenry, James (EOIR)

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**From:** McHenry, James (EOIR)  
**Sent:** Tuesday, January 30, 2018 2:35 PM  
**To:** Art Arthur; Hamilton, Gene (OAG); O'Malley, Devin (OPA)  
**Subject:** RE: Introduction

Main at 4 works for me.

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**From:** Art Arthur [mailto:ara@cis.org]  
**Sent:** Tuesday, January 30, 2018 2:30 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; McHenry, James (EOIR) <James.McHenry@EOIR.USDOJ.GOV>  
**Cc:** O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>  
**Subject:** RE: Introduction

It works for me.

Mr. Director?

Sent from [Mail](#) for Windows 10

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**From:** [Hamilton, Gene \(OAG\)](#)  
**Sent:** Tuesday, January 30, 2018 2:29 PM  
**To:** [Art Arthur](#); [McHenry, James \(EOIR\)](#)  
**Cc:** [O'Malley, Devin \(OPA\)](#)  
**Subject:** RE: Introduction

How about 4:00 here at Main Justice? If that works for you, I'll put you in touch with someone who will coordinate logistics.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Art Arthur [mailto:ara@cis.org]  
**Sent:** Tuesday, January 30, 2018 12:47 PM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>; McHenry, James (EOIR) <James.McHenry@EOIR.USDOJ.GOV>  
**Cc:** O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>  
**Subject:** RE: Introduction

If that works for everyone else, it will work for us. Or, we can punt to next week. Please advise what works best for you.

Sent from [Mail](#) for Windows 10

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**From:** [Hamilton, Gene \(OAG\)](#)

**Sent:** Tuesday, January 30, 2018 10:45 AM  
**To:** [Art Arthur](#); [McHenry, James \(EOIR\)](#)  
**Cc:** [O'Malley, Devin \(OPA\)](#)  
**Subject:** RE: Introduction

I hate to say it, but I'm now slammed Thursday morning. Thursday afternoon might work, maybe 4:30?

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** Art Arthur [<mailto:ara@cis.org>]  
**Sent:** Tuesday, January 30, 2018 10:33 AM  
**To:** [McHenry, James \(EOIR\)](#) <[James.McHenry@EOIR.USDOJ.GOV](mailto:James.McHenry@EOIR.USDOJ.GOV)>; [Hamilton, Gene \(OAG\)](#) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Cc:** [O'Malley, Devin \(OPA\)](#) <[domalley@jmd.usdoj.gov](mailto:domalley@jmd.usdoj.gov)>  
**Subject:** RE: Introduction

I will be accompanied by our Executive Director, Mark Krikorian, if that is acceptable to you.

What time works best for each of you? Also, will we be meeting at 5107 Leesburg Pike, Main Justice, or some third location? We are flexible.

Sent from [Mail](#) for Windows 10

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**From:** [McHenry, James \(EOIR\)](#)  
**Sent:** Friday, January 26, 2018 5:38 PM  
**To:** [Hamilton, Gene \(OAG\)](#); [Art Arthur](#)  
**Cc:** [O'Malley, Devin \(OPA\)](#)  
**Subject:** RE: Introduction

Thursday morning is fine with me.

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**From:** [Hamilton, Gene \(OAG\)](#)  
**Sent:** Friday, January 26, 2018 1:09 PM  
**To:** [Art Arthur](#) <[ara@cis.org](mailto:ara@cis.org)>  
**Cc:** [O'Malley, Devin \(OPA\)](#) <[domalley@jmd.usdoj.gov](mailto:domalley@jmd.usdoj.gov)>; [McHenry, James \(EOIR\)](#) <[James.McHenry@EOIR.USDOJ.GOV](mailto:James.McHenry@EOIR.USDOJ.GOV)>  
**Subject:** Re: Introduction

Thursday morning might be best for me

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Jan 26, 2018, at 10:50 AM, Art Arthur <[ara@cis.org](mailto:ara@cis.org)> wrote:

Devin-

Thank you.

James/Gene-

Would you gentlemen be available on Thursday or Friday next week?

Thanks,  
Art

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**From:** O'Malley, Devin (OPA) [<mailto:Devin.O'Malley@usdoj.gov>]  
**Sent:** Friday, January 26, 2018 10:30 AM  
**To:** Andrew Arthur <[ara@cis.org](mailto:ara@cis.org)>  
**Cc:** McHenry, James (EOIR) <[James.McHenry@usdoj.gov](mailto:James.McHenry@usdoj.gov)>; Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Subject:** Introduction

Hi Art-

Per your request, I reached out to James McHenry, who would appreciate the opportunity to meet. I've copied both James and Gene Hamilton (whom I think you know) in order to coordinate schedules. Keep me apprised of meeting times, as I'd like to either join or stop by to introduce myself to you.

Thanks

Devin

**Devin M. O'Malley**  
Department of Justice  
Office of Public Affairs  
Office: (202) 353-8763  
Cell: (b) (6)

**Bennett, Catherine T (OAG)**

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**From:** Bennett, Catherine T (OAG)  
**Sent:** Tuesday, January 30, 2018 2:46 PM  
**To:** Hamilton, Gene (OAG); Washington, Tracy T (OAG)  
**Cc:** Art Arthur  
**Subject:** RE: Thursday Meeting

Wii do.

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**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, January 30, 2018 2:45 PM  
**To:** Bennett, Catherine T (OAG) <cbennett@jmd.usdoj.gov>; Washington, Tracy T (OAG) <twashington@jmd.usdoj.gov>  
**Cc:** Art Arthur <ara@cis.org>  
**Subject:** Thursday Meeting

Good afternoon, Cathy and Tracy.

I've CC'd Art Arthur to this email. Art and his colleague, Mark Krikorian, will be meeting with me, James McHenry, and Devin O'Malley at 4:00 on Thursday afternoon in 5228 (assuming it's available). Could you please help them with information about how to access the building on Thursday?

Thank you!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice



**Bennett, Catherine T (OAG)**

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**From:** Bennett, Catherine T (OAG)  
**Sent:** Tuesday, January 30, 2018 3:04 PM  
**To:** Hamilton, Gene (OAG); Washington, Tracy T (OAG)  
**Cc:** Art Arthur  
**Subject:** RE: Thursday Meeting

Mr. Arthur,

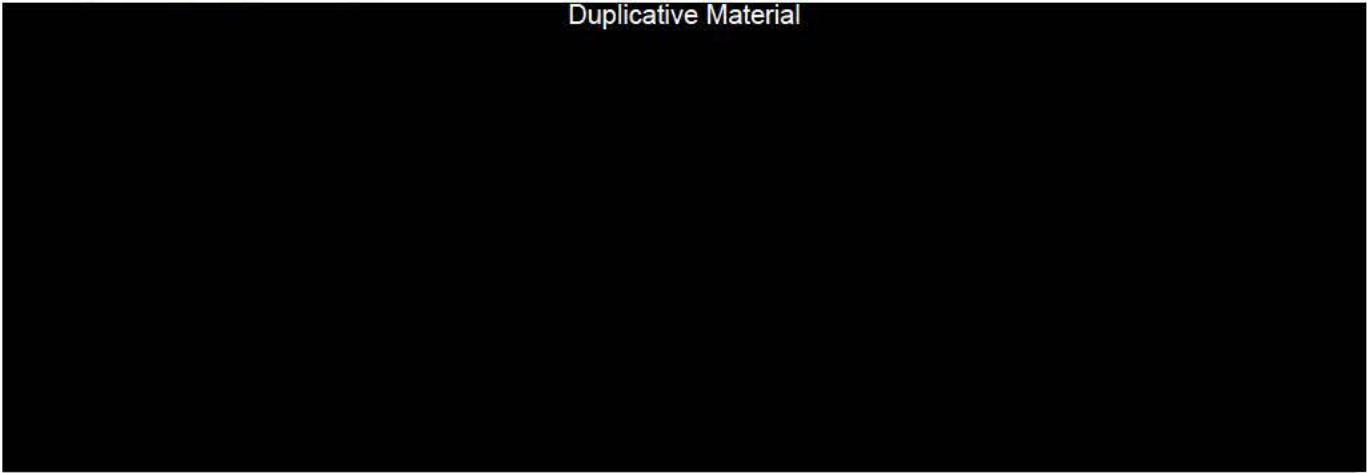
Please use the 10<sup>th</sup> & Constitution Avenue, NW entrance to the Department of Justice. Upon entering, please make an immediate left and go to the Visitor Center to check in with picture ID. A member of the Attorney General's Office will come down to escort you to Conference Room 5228.

Catherine T. Bennett  
Staff Assistant  
Office of the Attorney General  
Department of Justice  
202-514-2330

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, January 30, 2018 2:45 PM  
**To:** Bennett, Catherine T (OAG) <cbennett@jmd.usdoj.gov>; Washington, Tracy T (OAG) <twashington@jmd.usdoj.gov>  
**Cc:** Art Arthur <ara@cis.org>  
**Subject:** Thursday Meeting

Duplicative Material



**Wetmore, David H. (ODAG)**

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**From:** Wetmore, David H. (ODAG)  
**Sent:** Wednesday, February 7, 2018 4:08 PM  
**To:** Dale Wilcox  
**Subject:** RE: IRLI lawsuit

Look forward to talking with you tomorrow morning.

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

**From:** Dale Wilcox [<mailto:dwilcox@irli.org>]  
**Sent:** Wednesday, February 7, 2018 4:03 PM  
**To:** Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)>  
**Cc:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:** RE: IRLI lawsuit

Sure thing. 202-232-5590.

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**From:** Wetmore, David H. (ODAG) [<mailto:David.H.Wetmore@usdoj.gov>]  
**Sent:** Wednesday, February 7, 2018 3:54 PM  
**To:** Dale Wilcox  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** RE: IRLI lawsuit

Hi Dale,

It will just be me from DOJ. Do you mind if I just call you on your office line?

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

**From:** Dale Wilcox [<mailto:dwilcox@irli.org>]  
**Sent:** Wednesday, February 7, 2018 3:52 PM  
**To:** Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)>  
**Cc:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:** RE: IRLI lawsuit

Yes indeed. We can use IRLI's conference line:

(b) (6)  
Passcode = (b) (6)

Thank you,

Dale

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**From:** Wetmore, David H. (ODAG) [<mailto:David.H.Wetmore@usdoj.gov>]  
**Sent:** Wednesday, February 7, 2018 2:44 PM  
**To:** Dale Wilcox  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** RE: IRLI lawsuit

Hi Dale,

Does 10:00 am tomorrow work for a call?

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

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**From:** Dale Wilcox [<mailto:dwilcox@irli.org>]  
**Sent:** Wednesday, February 7, 2018 11:44 AM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>; Wetmore, David H. (ODAG) <[dhwetmore@jmd.usdoj.gov](mailto:dhwetmore@jmd.usdoj.gov)>  
**Subject:** RE: IRLI lawsuit

Good morning Gene and David,

Would either or both of you have a few minutes to chat tomorrow or Friday regarding the matter below that I raised with John?

Best regards,

**Dale L. Wilcox**

Executive Director & General Counsel



25 Massachusetts Ave. NW, Suite 335  
Washington, DC 20001  
Tel: (202) 232-5590  
Fax: (202) 464-3590  
[www.irli.org](http://www.irli.org)

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**From:** Zadrozny, John A. EOP/WHO [mailto: (b) (6)]  
**Sent:** Friday, February 2, 2018 8:43 AM  
**To:** Dale Wilcox; Hamilton, Gene (OAG); Wetmore, David H. (ODAG)  
**Subject:** RE: IRLI lawsuit

Dale:

Good to hear from you.

I am connecting you with **Gene Hamilton** in the Attorney General's office and **Dave Wetmore** in the Deputy Attorney General's office.

Gene and Dave:

Apologies if you already know Dale, but if not, **Dale Wilcox** is the executive director and general counsel of the Immigration Reform Law Institute (IRLI). Dale and his staff at IRLI have been hugely helpful to us over the last year.

JZ

w: (b) (6)  
c: (b) (6)

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**From:** Dale Wilcox [mailto:[dwilcox@irli.org](mailto:dwilcox@irli.org)]  
**Sent:** Thursday, February 1, 2018 5:26 PM  
**To:** Zadrozny, John A. EOP/WHO (b) (6)  
**Subject:** [EXTERNAL] IRLI lawsuit

Hi John,

Hope all is well. I'd like to speak to someone with ties to DOJ. IRLI is considering filing a lawsuit against a recalcitrant sanctuary jurisdiction, but we do not want to get out in front of the administration and mess up any case they are planning to bring. Do you have a few minutes to chat?

Best regards,



## **Dale L. Wilcox**

Executive Director & General Counsel



25 Massachusetts Ave. NW, Suite 335

Washington, DC 20001

Tel: (202) 232-5590

Fax: (202) 464-3590

[www.irli.org](http://www.irli.org)

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Jessica Vaughan

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**From:** Jessica Vaughan  
**Sent:** Tuesday, February 13, 2018 12:03 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Useful publication

Hi Gene,

Hope you're well. I'm writing up testimony for a hearing, and re-read a publication that I've always found very useful to share with LEAs, and it occurred to me that maybe it could be updated or a new version written to share with US Attorney's offices and personnel who have had little exposure to immigration law in recent years: <https://www.hsdl.org/?abstract&did=30468>. The article is the one by Claude Arnold on immigration authorities and gang enforcement. I can't believe this is more than 10 years old.... Best, Jessica

Jessica M. Vaughan  
Director of Policy Studies  
Center for Immigration Studies  
(508)346-3380  
[jmv@cis.org](mailto:jmv@cis.org)  
@JessicaV\_CIS

**Wetmore, David H. (ODAG)**

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**From:** Wetmore, David H. (ODAG)  
**Sent:** Friday, February 16, 2018 5:44 PM  
**To:** Dale Wilcox  
**Subject:** RE: IRLI Files Brief Calling for End to Stealth Executive Amnesty

Thank you for passing this along, Dale.

Have a good holiday weekend,

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

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**From:** Dale Wilcox [mailto:dwilcox@irli.org]  
**Sent:** Friday, February 16, 2018 5:26 PM  
**To:** Wetmore, David H. (ODAG) <dhwetmore@jmd.usdoj.gov>  
**Subject:** IRLI Files Brief Calling for End to Stealth Executive Amnesty

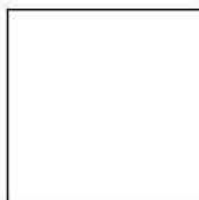
David,

Hope all is well. Passing this along as you might find it interesting.

Best,  
Dale

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**From:** Immigration Reform Law Institute [mailto:info@irli.org]  
**Sent:** Friday, February 16, 2018 5:19 PM  
**To:** Dale Wilcox  
**Subject:** IRLI Files Brief Calling for End to Stealth Executive Amnesty



February 16, 2018  
For Immediate Release

**IRLI Files Brief Calling for End to Stealth Executive Amnesty**



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## ***Protecting the rule of law and the integrity of our immigration system***

WASHINGTON – At the request of Attorney General Jeff Sessions, the Federation for American Immigration Reform (FAIR) has filed an important [legal brief](#) denouncing yet another unlawful de facto amnesty program operated by the Obama Administration: so-called “administrative closure.” The Immigration Reform Law Institute (IRLI) prepared the brief on FAIR’s behalf.

Well over 100,000 and possibly as many as 200,000 illegal aliens were effectively amnestied through administrative closures during the second term of the Obama administration alone. Many of these illegal aliens became eligible for work authorization. Officials used administrative closure to manipulate court records to designate these cases as “closed” in official records, when in reality, the backlog of unresolved cases only grew and grew.

The legal abuses identified in the FAIR brief are the handiwork of a coterie of mid-level bureaucrats in the Justice and Homeland Security Departments. Some knowingly promoted illegitimate amnesty-like policies that are clearly outside of federal immigration laws. Others selfishly hoped to boost the performance statistics for the immigration hearings they were employed to conduct.

“Attorney General Sessions spotted this highly irregular activity after his confirmation, when he was confronted with a massive unexplained backlog in immigration court removals. That backlog is a major impediment to immigration law enforcement,” explained IRLI’s executive director and general counsel Dale L. Wilcox. “Sessions ordered a secretarial-level review, including a call for friend-of-the-court briefs, when he learned that Reynaldo Castro-Tum, a 19-year-old Salvadoran illegal alien who was classified as an ‘unaccompanied alien child’ after crossing the Mexican border into the U.S., had received an administrative closure even after failing to appear in court. The Attorney General’s concerns have turned out to be very real.”

“With absolutely no basis in federal law or regulation, the Obama administration promoted a shocking surge in cases where ongoing removal proceedings in immigration court, against admitted illegal aliens, were quietly and indefinitely dropped from the docket,” said IRLI attorney Elizabeth Hohenstein, co-drafter of FAIR’s brief.

“The Obama administration explained away this *de facto* amnesty as ‘prosecutorial discretion,’” added Hohenstein. “In fact the immigration courts have a full panoply of lawful case management tools that provide flexibility for immigration proceedings when needed. So today we are confronted with this expanding population of illegal aliens living and working in this country with impunity.”

The FAIR brief calls for an immediately halt to administrative closure as a tool for immigration courts, arguing that this practice “has been abused for far too long and the Attorney General should focus on correcting the issues created by this flagrant abuse.”

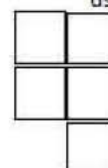
The case is *Matter of Reynaldo Castro-Tum*, No. A 206-842-910 (BIA 2018).

**For additional information, contact: Brian Lonergan • 202-232-5590 • [blonergan@irli.org](mailto:blonergan@irli.org)**

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This email was sent from the [Immigration Reform Law Institute](#)  
25 Massachusetts Ave. NW, Suite 335 Washington, DC, 20001, United States

Connect with  
us.





Mark Krikorian

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**From:** Mark Krikorian  
**Sent:** Wednesday, February 21, 2018 3:36 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Resume  
**Attachments:** Bajger resume2.doc; bajger cover.docx

Gene: I don't know if you're the person to send this to, but I've attached a cover letter and resume of (b) (6) who's looking for a job in DC. He looks like he'd be a fit for the criminal division, as he's done white collar and public integrity prosecutions. (I think he did the anti-corruption stuff a little too energetically in Albany and they weren't sad to see him move, to (b) (6) Anyway, I'd be grateful if you could pass it on to whomever might be interested.  
Thanks -- MK

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Mark Krikorian, Executive Director  
Center for Immigration Studies  
1629 K Street NW, Suite 600  
Washington, DC 20006  
(202) 466-8185 fax, (202) 466-8076  
[msk@cis.org](mailto:msk@cis.org) [www.cis.org](http://www.cis.org)  
Twitter: @MarkSKrikorian

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To Whom It May Concern:

My background as a prosecutor and experience dealing with local, state, and federal law enforcement agencies across the State of New York sparked my interest in a potential opportunity with your agency. My family and I also just moved back to the Washington, D.C. area to be closer to relatives and my wife's new employment.

I graduated from Columbia University in 2007 and the Catholic University, Columbus School of Law in 2010. From 2014 to August 2017, I worked as an Assistant Attorney General in the Public Integrity Bureau of the New York Attorney General's Office. In that capacity, I led complex fraud, money laundering, and bribery investigations regarding corrupt public officials and state employees.

Before working as an Assistant Attorney General, I spent almost three years at the Sussex County Prosecutor's Office in New Jersey. In 2013, I was named the Chief of the White Collar Unit, supervising a team of detectives and attorneys. As an Assistant Prosecutor, I tried cases, conducted multiple evidentiary hearings, questioned expert witnesses, presented cases to the grand jury, argued appeals before the Appellate Division, and filed briefs with the New Jersey Supreme Court.

Moreover, during my senior year at Columbia University, I was elected captain of the varsity baseball team. In this leadership role, I employed my competitive instincts while learning the value of teamwork and time management skills.

If there is any further information you require, please do not hesitate to contact me. I look forward to hearing from you.

Sincerely,

Daniel Bajger

Telephone (b) (6)

Email: (b) (6)

Address: (b) (6)

# Daniel Patrick Bajger

---

(b) (6)  
(b) (6) E-mail (b) (6)

## **EXPERIENCE**

2014- **OFFICE OF THE NEW YORK ATTORNEY GENERAL** **Assistant Attorney General**  
2017 *New York, New York & Albany, New York* *Public Integrity Bureau*

Served as an Assistant Attorney General with statewide jurisdiction prosecuting and investigating elected officials and government employees relating to public corruption and fraud. Indicted a current and former New York State Senator and obtained a guilty plea from the Director of New York State Off Track Betting in a high profile public corruption case. Led a fraud and bribery investigation with the FBI in Buffalo and the 1<sup>st</sup> Assistant United States Attorney in the Western District of New York regarding a Chief of Staff for a Congressman, Mayor, Deputy Mayor, and numerous politicians and political committees. Secured election law convictions against a City Councilman from Niagara County and a State Assembly candidate from Brooklyn. Successfully indicted co-defendants after a month long grand jury presentation in a case that involved a 2.4 million dollar bribery and kickback scheme between state employees and commercial driving schools in the Bronx.

Directed multifaceted public corruption investigations from inception to prosecution, overseeing teams of forensic accountants and investigators. Analyzed bank records and complex monetary transactions, interviewed witnesses with law enforcement officers, issued subpoenas, obtained search warrants, and negotiated plea agreements.

2011- **SUSSEX COUNTY PROSECUTOR'S OFFICE** **Assistant Prosecutor**  
2014 *Newton, New Jersey* *Chief, White Collar Crime Unit*

Worked as an assistant prosecutor with principal responsibility for prosecuting white collar crimes. Appointed as head of the White Collar Crime Unit in 2013, overseeing civil asset forfeitures along with the investigation and prosecution of all fraud, money laundering, and identity theft cases. After serving for almost two years in the Grand Jury Unit, named Chief of the Appellate Unit in 2012. Appeared before the Appellate Division on several occasions. Appellate cases of note include:

State v. Delvecchio, 2012 WL 3046709 (App. Div., 2012), an ineffective assistance of counsel claim in a first degree robbery case;  
State v. Korpita, 2012 WL 4867463 (App. Div., 2012), a constitutional challenge to New Jersey's DWI and refusal statutes;  
State v. Konecnik, 2013 WL 1845529 (App. Div., 2013), a probable cause determination in a roadside stop.

Presented over 40 cases to the grand jury and appointed as lead or co-counsel in trials, including the following cases:

A second degree arson trial that involved a defendant who burned her family's house down;  
First degree attempted murder case brought against a defendant who ran her boyfriend over with a motor vehicle.

Oversaw the investigation of a large multi-jurisdiction foreclosure fraud case, leading a team of ten detectives and uncovering a complex money laundering scheme and criminal enterprise. Worked in conjunction with local, state, and federal law enforcement officers throughout the investigation. Obtained search warrants and communications data warrants, eventually leading to the return of a twenty-five count indictment.

2010 - **HON. CHARLES E. POWERS, New Jersey Superior Court** **Judicial Clerk**  
2011 *Hackensack, New Jersey*  
Duties included researching, drafting memoranda and opinions, and advising the Judge on legal issues regarding various aspects of civil law. Successfully completed a mediation and conciliation skills training program, becoming a certified mediator in the State of New Jersey.

Summer **U.S. DEPT. OF ENERGY** **Intern, Office of the General Counsel**  
2009 *Washington, D.C.*  
Assisted in drafting and editing an environmental impact statement. Researched constitutional and environmental law issues pertaining to federal cleanup sites.

Spring **U.S. DEPT. OF JUSTICE** **Intern, Domestic Security Section**  
2009 *Washington, D.C.*  
Researched and drafted memoranda concerning human smuggling, complex border crimes, international crimes, and national security issues.

Summer **U.S. DEPT. OF JUSTICE** **Intern, Environmental Torts Section**  
2008 *Washington, D.C.*  
Researched and drafted memoranda on issues pertaining to toxic torts and class action lawsuits, including the FEMA trailer litigation in the wake of Hurricane Katrina.

## **EDUCATION**

### **Columbia University, New York, NY**

B.A.: English and Comparative Literature (2007) Minor: Creative Writing (2007)  
GPA: 3.55 Major GPA: 3.9

#### **Activities and Awards**

Varsity Baseball Team (2003-2007), Co-Captain (2007)  
The Order of Omega Honor Society (2007)  
Columbia Scholar Athlete Award (2005)  
Florence A. Sanders Creative Writing Scholarship Recipient (2003)  
Myrna Abelman Siegel Scholarship Writing Fund Recipient (2003)

### **The Catholic University of America, Columbus School of Law, Washington, D.C.**

Juris Doctor (2010)

#### **Activities and Awards**

*Journal of Contemporary Health Law and Policy*, Production Editor (2009-2010)  
*Journal of Contemporary Health Law and Policy*, Staff Member (2008-2009)  
General Practice Law Clinic, Catholic University Law School, Student Attorney (2008)  
Soapbox Appellate Oral Advocacy Contest, Competitor (2008)

## **PUBLICATIONS**

*Extending the Fresh Complaint Doctrine*, Dictum, N.J. Bar Association Newsletter (2013).  
*Commonly Misunderstood Warrant Exceptions*, N. J. Law Journal (2011).  
*The Use of Virtual Representation and Collateral Estoppel in FTCA Claims after Taylor v. Sturgell*, FORUM, Legal Magazine of the Federal Bar Association (2009).

## **BAR ADMISSIONS**

New Jersey; U.S. District Court of New Jersey; and New York (Washington, D.C. *pending*).



Jessica Vaughan

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**From:** Jessica Vaughan  
**Sent:** Thursday, March 1, 2018 2:31 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Time for a phone call at some point?

Hi Gene,

Would you have time for a phone call at some point soon? I'd like to discuss an issue with you, that a group of us at CIS are working on together with NAFBPO. If so, please let me know when would be good for you, or feel free to call me at your convenience any time. Best, Jessica

Jessica M. Vaughan  
Director of Policy Studies  
Center for Immigration Studies  
(508)346-3380  
[jmv@cis.org](mailto:jmv@cis.org)  
@JessicaV\_CIS

Mark Krikorian

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**From:** Mark Krikorian  
**Sent:** Thursday, March 8, 2018 12:43 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Resume  
**Attachments:** (b) (6) Resume.pdf

Gene: Attached is (b) (6) resume (with a cover letter from him below). He was at (b) (6)  
(b) (6). Contrary to the impression from his resume, (b) (6)  
(b) (6)

Anyway, if there's an unfilled space for a political anywhere, I think he'd be a good candidate. — MK.

(b) (6)

---

Mark Krikorian, Executive Director  
Center for Immigration Studies  
1629 K Street NW, Suite 600  
Washington, DC 20006  
(202) 466-8185 fax, (202) 466-8076  
[msk@cis.org](mailto:msk@cis.org) [www.cis.org](http://www.cis.org)  
Twitter: @MarkSKrikorian

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**Wetmore, David H. (ODAG)**

---

**From:** Wetmore, David H. (ODAG)  
**Sent:** Monday, March 12, 2018 4:43 PM  
**To:** Dale Wilcox  
**Subject:** RE: Matter of A-B-, 27 I&N Dec. 227 (A.G.2018)---100 Orgs and Attorneys Request Original BIA decision

Please give me a call.

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

**From:** Dale Wilcox [mailto:dwilcox@irli.org]  
**Sent:** Monday, March 12, 2018 4:39 PM  
**To:** Wetmore, David H. (ODAG) <dhwetmore@jmd.usdoj.gov>  
**Subject:** Matter of A-B-, 27 I&N Dec. 227 (A.G.2018)---100 Orgs and Attorneys Request Original BIA decision

Dave,

You might already be aware of the attached. The open-borders groups are upset as they usually get the underlying decisions from respondents' attorneys as they are all on the same team. As discussed recently, we encounter this situation *every time* we submit an amicus brief to the BIA when the respondent's attorney refuses to provide us with the underlying opinion because we represent a rule of law point of view.

Dale



**Wetmore, David H. (ODAG)**

---

**From:** Wetmore, David H. (ODAG)  
**Sent:** Friday, April 6, 2018 1:43 PM  
**To:** Dale Wilcox  
**Subject:** RE: PRESS RELEASE: Firestorm of opposition grows against California sanctuary laws

Thanks, Dale. This list is great!

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

**From:** Dale Wilcox <dwilcox@irli.org>  
**Sent:** Friday, April 6, 2018 1:41 PM  
**To:** Wetmore, David H. (ODAG) <dhwetmore@jmd.usdoj.gov>  
**Subject:** PRESS RELEASE: Firestorm of opposition grows against California sanctuary laws

Dave,

FYI...cities and officials joining at this hour include:

The City of Aliso Viejo  
The City of Barstow  
The City of Escondido  
The City of Fountain Valley  
The City of Hesperia  
The City of Mission Viejo  
The City of Yorba Linda  
The Hon. Mike Spence, Mayor of West Covina  
The Hon. David Harrington, Mayor of the City of Aliso Viejo  
The Hon. Jim Desmond, Mayor of San Marcos  
The Hon. Rebecca Jones, Vice-Mayor of San Marcos  
The Hon. Ryan A. Vienna, Council Member of San Dimas  
The Hon. Dana T. Rohrabacher, Member of Congress

Best,  
Dale



April 6, 2018  
For Immediate Release

## **Firestorm of opposition grows against California sanctuary laws**

*IRLI plays key role in mounting legal assault*

WASHINGTON—The Immigration Reform Law Institute (IRLI) is fighting California's dangerous and unconstitutional sanctuary laws by filing two friend-of-the-court briefs with the U.S. District Court for the Eastern District of California in support of the federal government's lawsuit against these unlawful enactments.

On March 6, the U.S. Department of Justice filed a lawsuit to stop California's defiance of federal immigration law. Last year the state enacted laws that restrict the ability of local law enforcement agents to cooperate with federal immigration officials. The lawsuit, titled *U.S. v. California*, claims that three California state laws, "The California Values Act" (SB54), "The Immigrant Worker Protection Act" (AB450), and Assembly Bill 103 (AB103) unconstitutionally obstruct the federal government's ability to enforce immigration laws.

IRLI takes aim at SB54 and AB450 in the [motion](#) and [brief](#) it filed this morning on behalf of the National Sheriffs' Association (NSA), Advocates for Victims of Illegal Alien Crime (AVIAC), and the group Fight Sanctuary State. This brief shows that SB54 and AB450 directly interfere with federal enforcement of immigration law, even in ways that invite armed confrontations between state and federal officers. The brief also shows that authority to pass these laws is not reserved to the states in the Tenth Amendment, and that SB54, in which California decides for itself which categories of aliens get to stay in the United States, usurps the federal government's exclusive authority over foreign relations.

IRLI addresses all three state laws in a separate [brief](#) that will be filed tonight on behalf of a coalition of California municipalities and elected officials, including the cities of Escondido, Mission Viejo and Yorba Linda, and U.S. Rep. Dana Rohrabacher (CA-48). These municipalities and officials have grave concerns that the challenged state laws not only violate federal supremacy, but will make cities and officials criminally liable. Among other things, the brief shows that by restricting the ability of local governments and private businesses to cooperate with federal immigration officers, AB450 and SB54 compel them to commit the federal crime of concealing, harboring, or shielding illegal aliens. The brief also demonstrates that contacting and working with governmental enforcement authorities is protected First Amendment activity that California cannot constitutionally prohibit.

"Elected officials in California are free to name their bills 'The California Values Act' and the like, but the federal government and the Constitution speak for Californians on matters of immigration," said Dale L. Wilcox, executive director and general counsel of IRLI. "There is ample legal precedent in this area, and it clearly supports the federal government's position. This is a textbook application of the Supremacy Clause," Wilcox continued, "and laws like SB54 and AB450 are not only flagrantly unconstitutional but extremely dangerous – to both the safety of the American people and the integrity of our federal republic."

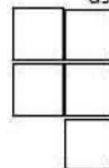
The case is *U.S. v. California*, No. 18-490 (U.S. District Court, Eastern District of California).

**For additional information, contact: Brian Lonergan • 202-232-5590 • [blonergan@irli.org](mailto:blonergan@irli.org)**

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This email was sent from the [Immigration Reform Law Institute](#)  
[25 Massachusetts Ave, NW, Suite 335](#) Washington, DC, 20001, United States

Connect with

us.



Immigration Reform Law Institute, 25 Massachusetts Avenue, NW, Suite 335, Washington, D.C. 20001,  
United States

■



Gene P. Hamilton

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**From:** Gene P. Hamilton  
**Sent:** Thursday, July 19, 2018 2:11 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Fwd: Question

----- Forwarded message -----

**From:** Marguerite Telford <[mrt@cis.org](mailto:mrt@cis.org)>  
**Date:** Thu, Jul 19, 2018, 1:45 PM  
**Subject:** Question  
**To:** Gene Hamilton (b) (6)

We are going to be coming out with a piece discussing the steps U.S. agencies have taken to modernize. This includes new websites, improvements for processing various backlogs, and more process automation and streamlining. I just realized that DOJ has been left out (with the exception of EIOR). I would like to include any efforts DOJ has made in the immigration areas of the agency. Could you point me in the right direction to find information? Thoughts?

Thanks,  
MRT

--  
Marguerite Telford  
Director of Communications  
Center for Immigration Studies  
1629 K Street NW, Suite 600  
Washington, DC 20006  
(202) 466-8185 fax: (202) 466-8076  
[mrt@cis.org](mailto:mrt@cis.org) [www.cis.org](http://www.cis.org)

**RJ Hauman**

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**From:** RJ Hauman  
**Sent:** Tuesday, August 14, 2018 9:51 AM  
**To:** O'Malley, Devin (OPA)  
**Cc:** Hamilton, Gene (OAG)  
**Subject:** RE: FAIR's Annual Immigration Radio Row

Devin –

Fantastic to hear. The event wouldn't be complete without the AG! Let's stay in touch over the next few weeks. I think we'll send out the final guest list update on Friday, August 31.

RJ

**RJ Hauman**  
Government Relations Director



25 Massachusetts Ave. N.W., Suite 330  
Washington, DC 20001  
Tel: (202) 328-7004  
Fax: (202) 387-3447  
[www.FAIRus.org](http://www.FAIRus.org)

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**From:** O'Malley, Devin (OPA) <Devin.O'Malley@usdoj.gov>  
**Sent:** Tuesday, August 14, 2018 8:31 AM  
**To:** RJ Hauman <rjhauman@fairus.org>  
**Cc:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Subject:** RE: FAIR's Annual Immigration Radio Row

Hi RJ-

Thanks for following up! We do not have clarity for the Attorney General's schedule that week, but will continue to work on that front. That said, I'm confident we'll be able to find some time to have the Attorney General over to the radio row.

Thanks!

Devin

**Devin M. O'Malley**  
Department of Justice  
Office of Public Affairs  
Office: (202) 353-8763



Cell: (b) (6)

---

**From:** RJ Hauman <[rjhauman@fairus.org](mailto:rjhauman@fairus.org)>  
**Sent:** Monday, August 13, 2018 2:35 PM  
**To:** O'Malley, Devin (OPA) <[domalley@jmd.usdoj.gov](mailto:domalley@jmd.usdoj.gov)>  
**Cc:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** RE: FAIR's Annual Immigration Radio Row

Devin,

Hope you had a good weekend. Just wanted to follow up on this, as our first guest list goes out this week.

If you guys need more time for schedules to become more clear, that is fine as well. We send out weekly updates all the way up to the event.

Also glad to chat over the phone if you have any questions.

RJ

**RJ Hauman**  
Government Relations Director



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Fax: (202) 387-3447  
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**From:** RJ Hauman  
**Sent:** Friday, August 03, 2018 9:33 AM  
**To:** 'O'Malley, Devin (OPA)' <[Devin.O'Malley@usdoj.gov](mailto:Devin.O'Malley@usdoj.gov)>  
**Cc:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Subject:** RE: FAIR's Annual Immigration Radio Row

Perfect. I've attached the station chart for your reference. A lot of different markets across the country but also some bigger nationally syndicated folks... Lars Larson, Joe Pags etc.

Also, the admin officials who we expect to participate are: Vitiello from ICE, Cissna from USCIS, and McAleenan and Provost from CBP. Ironing out details with all of them now.

Glad to chat at any time to answer questions.

RJ

**RJ Hauman**  
Government Relations Director





25 Massachusetts Ave. N.W., Suite 330  
Washington, DC 20001  
Tel: (202) 328-7004  
Fax: (202) 387-3447  
[www.FAIRus.org](http://www.FAIRus.org)

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**From:** O'Malley, Devin (OPA) <Devin.O'Malley@usdoj.gov>  
**Sent:** Friday, August 03, 2018 9:20 AM  
**To:** RJ Hauman <[rjhauman@fairus.org](mailto:rjhauman@fairus.org)>  
**Cc:** Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)>  
**Subject:** Re: FAIR's Annual Immigration Radio Row

Thanks, RJ. Let me run the traps. Thank you for thinking of the AG!

Sent from my iPhone

On Aug 3, 2018, at 9:18 AM, RJ Hauman <[rjhauman@fairus.org](mailto:rjhauman@fairus.org)> wrote:

Hi Devin,

I don't believe we've met before, but Danielle pointed me in your direction.

I wanted to flag an event we are having in September on Capitol Hill that Attorney General Sessions attended numerous times while in the Senate. It is actually the largest annual gathering of talk radio hosts in America and the preeminent immigration issue-media event. This year we have 65 hosts participating from every region of the country. Additionally, dozens of Administration officials and Members of Congress have already confirmed interview availability.

Considering that the Attorney General has long been a friend of FAIR and a tireless champion for immigration enforcement and the rule of law, we would be thrilled if he could participate. If this is something you guys are interested in, all we are looking to do is include the Attorney General in a booklet of available guests that will be provided to the talk hosts. Agreeing to be included at this time is not a firm commitment to attend. Hosts and producers will reach out directly to schedule specific interviews, just like a normal radio hit. You can then accept or deny requests as you see fit. We also welcome the participation of other Justice Department officials who talk to the press – you included.

We're hoping to confirm our guest list **by August 15**.

Please see our press release below for more information and feel free to reach out directly to me with any questions at 202-328-7004 or [rjhauman@fairus.org](mailto:rjhauman@fairus.org).

Best,

RJ Hauman  
Government Relations Director  
Federation for American Immigration Reform (FAIR)



<image001.jpg>

## **12<sup>th</sup> Annual “Hold Their Feet to the Fire” Radio Row Announced for September 5<sup>th</sup> and 6<sup>th</sup> in Washington, D.C.**

### **“America at the Midterms” Special Event**

Washington, D.C., August 1, 2018 – The Federation for American Immigration Reform (FAIR) announces Wednesday, September 5 and Thursday, September 6 as the dates for its 12<sup>th</sup> annual *Hold Their Feet to the Fire/America at the Midterms* radio row in Washington, D.C. Talk radio hosts from across the country will broadcast live both days, debating immigration policy while interviewing members of Congress, law enforcement officials, high-profile experts, activists, Administration officials, and others.

The event started in 2006 when a handful of talk hosts approached FAIR with a novel idea; together they would broadcast from Capitol Hill to draw attention to the burgeoning problem of illegal immigration. That first *Hold Their Feet to the Fire* launched what has become the largest annual gathering of talk radio hosts in America and the largest yearly immigration issue-media event.

“The outcome of this year’s midterms will determine whether President Trump will have an opportunity to fully deliver on his campaign promises to secure our borders, stop illegal immigration, enhance national security, rein in sanctuary policies, and push for reforms that serve our broad American interests,” said Bob Dane, FAIR’s Executive Director. “This year’s event will focus on the political landscape halfway through the Trump Administration, educate Americans about what has been accomplished, what’s left to do, what’s at stake and what listeners can do to make informed voting choices on the immigration issue.”

Congressional guests, activists, high-profile media personalities, and immigration experts will attend and engage in wall-to-wall interviews with 65 talk hosts from every region of the country. The event is broadcast live from the Phoenix Park Hotel on Capitol Hill in Washington, D.C.

Participation is by invitation only and the event is closed to the general public.

## Marguerite Telford

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**From:** Marguerite Telford  
**Sent:** Monday, October 15, 2018 8:39 AM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: Invitation to speak

Friday prior! Would love to have you share your wisdom!  
Any headway on finding a time for Sessions to participate in our Immigration Newsmaker?  
MRT

On Sun, Oct 14, 2018 at 9:57 PM Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Hi Marguerite!

Thank you so much for the emails, and for following up. Things have just been so busy—and I don't mean to leave you hanging. I don't think that I can make it at the moment, but what's the latest I can let you know?

Thanks!

Gene P. Hamilton

Counselor to the Attorney General

U.S. Department of Justice

**From:** Marguerite Telford <[mrt@cis.org](mailto:mrt@cis.org)>  
**Sent:** Thursday, October 11, 2018 10:07 AM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>; Gene Hamilton (b) (6)  
(b) (6)  
**Subject:** Re: Invitation to speak

Gene -

I am bringing this invitation to the top of your mailbox! We would love to have you participate in our October 30 immigration bootcamp at the NPC. The audience is primarily immigration LAs and LDs from the House and Senate. But we have a handful of political appointees coming as well. Asylum and



sanctuaries are two areas these individuals need to understand. I hope you will be able to spend some time with us - you choose the time slot!

Marguerite

The Center for Immigration Studies is pleased to invite you to a day-long seminar on immigration to be held at the National Press Club.

This invitation-only event is designed to provide legislative staffers and agency personnel with an opportunity to delve into current immigration impacts and trends, as well as the deeper policy issues. Our experts will go beyond the clichés, providing data, context, and resources to equip individuals involved in immigration policy.

The interactive sessions will cover current legislation, visa programs, national security, law enforcement, labor markets, fiscal costs, and the most recent statistics.

Speaking at the **Tuesday, October 30**, event will be the following CIS experts:

- **Todd Bensman**, Senior National Security Fellow
- **Dan Cadman**, Fellow
- **Andrew Arthur**, Resident Fellow in Law and Policy
- **Jessica Vaughan**, Director of Policy Studies
- **Steve Camarota**, Director of Research
- **Mark Krikorian**, Executive Director

The sessions will be off the record. Breakfast and lunch will be provided.

Immigration is voters' top political issue for the mid-terms and will undoubtedly remain at the center of the national discussion for the foreseeable future. We would like this seminar to help inform those engaged in that discussion. I hope you will join us.

- Mark Krikorian

**To RSVP please contact:**

Marguerite Telford

Director of Communications, Center for Immigration Studies

[mrt@cis.org](mailto:mrt@cis.org)

(202) 466-8185



On Mon, Oct 8, 2018 at 12:31 PM Marguerite Telford <[mrt@cis.org](mailto:mrt@cis.org)> wrote:

Gene -

The Center is planning an immigration seminar for October 30th at the NPC. As those informed on immigration leave the Hill to work for the Administration, we have found a need for immigration education for staffers. Also, as political appointees have started leaving the Administration to work outside the government, we have found a need to educate those at the agencies. We would love to have you speak at this event and speak about asylum reform, sanctuaries, immigration court . . . or anything you think is important.

Interested????? I would love to have you speak near the end of the day, but I am open to whatever works best for you.

Below is a draft invitation.

Marguerite

The Center for Immigration Studies is pleased to invite you to a day-long teaching seminar on immigration to be held at the National Press Club.

This invitation-only event is designed to provide legislative staffers and agency personnel with in-depth background in immigration issues. Our experts will go beyond the clichés, providing data, context, and resources to equip individuals involved in immigration policy.

The interactive sessions will cover current legislation, national security, law enforcement, labor markets, fiscal costs, and the most recent statistics.

Speaking at the **Tuesday, October 30**, event will be:

- **Todd Bensman**, Senior National Security Fellow, Center for Immigration Studies
- **Dan Cadman**, Fellow, Center for Immigration Studies
- **Andrew Arthur**, Resident Fellow in Law and Policy
- **Jessica Vaughan**, Director of Policy Studies, Center for Immigration Studies
- **Steve Camarota**, Director of Research, Center for Immigration Studies
- **Mark Krikorian**, Executive Director, Center for Immigration Studies

The sessions will be off the record. Breakfast and lunch will be provided.

Immigration is voter's top political issue for the mid-terms and will undoubtedly remain at the center of the national discussion for the foreseeable future. We would like this seminar to help inform those engaged in that discussion. I hope you will join us.

To RSVP or for more information, contact Marguerite Telford, our Director of Communications, at [mrt@cis.org](mailto:mrt@cis.org).

--

Marguerite Telford  
Director of Communications  
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**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Thursday, November 1, 2018 8:40 AM  
**To:** Marguerite Telford  
**Subject:** RE: Invitation for AG Sessions

Thank you! And glad to hear it.

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**From:** Marguerite Telford <mrt@cis.org>  
**Sent:** Thursday, November 1, 2018 8:37 AM  
**To:** Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** Re: Invitation for AG Sessions

Of course. I just don't want you to forget us! By the way, thank you for considering speaking at our immigration bootcamp . . . Feere felt the same way. But, all went really well!

MRT

On Thu, Nov 1, 2018 at 8:29 AM Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Hi Marguerite,

Thanks for the note. We are slammed with some things going on right now in the immigration world and otherwise, but can we touch base in a couple weeks?

Thanks!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

On Oct 29, 2018, at 3:37 AM, Marguerite Telford <[mrt@cis.org](mailto:mrt@cis.org)> wrote:

Gene,  
I just wanted to check in about setting a date for AG Sessions to participate in our Newsmaker Series. Any feedback from OPA? Would it help for Mark to speak directly with Sessions?  
Hope life isn't too stressful at DOJ!  
Marguerite

On Mon, Oct 1, 2018 at 9:49 AM Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:



Thanks, Marguerite. I've pinged our OPA and we will be in touch.

Thanks,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

**From:** Marguerite Telford <[mrt@cis.org](mailto:mrt@cis.org)>  
**Sent:** Sunday, September 30, 2018 8:43 AM  
**To:** Hamilton, Gene (OAG) <[ghamilton@jmd.usdoj.gov](mailto:ghamilton@jmd.usdoj.gov)>  
**Subject:** Invitation for AG Sessions

Gene,

The Center for Immigration Studies launched a new speaker series this past spring, *Immigration Newsmaker Series*. I am pleased to extend an invitation to Attorney General Sessions to participate in our December or January event.

Guests are government agency leaders (USCIS, EOIR, PRM, DOJ) and members of Congress; our first four guests were James McHenry, Director of EOIR, Tom Homan, acting Director of ICE, and Francis Cissna, Director of USCIS, and Rep. Lamar Smith.

The one-hour event with AG Sessions, to be held at the National Press Club, would be a seated, casual conversation between Sessions and our executive director, Mark Krikorian. This is meant to be a friendly sit down - an opportunity for him to talk about immigration challenges and priorities.

As to format, I am planning a 45 minute conversation, with Q & A to follow, which would come from the audience and CIS staff. Attendees will not be able to ask questions from the floor, questions will be passed to staff who will select questions to be asked.

The event audience includes media, legislative staff, academia and some non-profits. C-SPAN covers most of these events. The event will be videotaped and posted online, along with a transcript.

There is some flexibility in the format and the attendee list, if you have any concerns. We are also flexible on the date; we prefer a Tuesday or Wednesday. The best time slot would be 9:00 or 9:30 because reporters can write up the story before lunch and before the WH press briefing. But once again, we are flexible. We would even be open to an evening event.

Thank you for your assistance,  
Marguerite Telford



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Marguerite Telford  
Director of Communications  
Center for Immigration Studies  
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(202) 466-8185 fax: (202) 466-8076  
[mrt@cis.org](mailto:mrt@cis.org) [www.cis.org](http://www.cis.org)

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**Wetmore, David H. (ODAG)**

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**From:** Wetmore, David H. (ODAG)  
**Sent:** Tuesday, November 6, 2018 4:23 PM  
**To:** Dale Wilcox  
**Subject:** RE: DOJ Briefing in E. Chicago Sanctuary-City Case

Hi Dale,

Thanks for your email. We have filed briefs in many cases like this over the past year-and-a-half, and we are actively looking at this case. Will get in touch once we have a firm position.

Dave

**DAVID H. WETMORE**  
Senior Counsel  
Office of the Deputy Attorney General  
U.S. Department of Justice  
Office: (202) 514-9340  
Mobile: (b) (6)

---

**From:** Dale Wilcox <dwilcox@irli.org>  
**Sent:** Tuesday, November 6, 2018 3:10 PM  
**To:** Wetmore, David H. (ODAG) <dhwetmore@jmd.usdoj.gov>  
**Subject:** FW: DOJ Briefing in E. Chicago Sanctuary-City Case

Hi Dave,

Sure could use your input. IRLI is co-litigating this case with Bopp.

Hope you are well.

Best,  
Dale

---

**From:** Rich Coleson [<mailto:RColeson@bopplaw.com>]  
**Sent:** Tuesday, November 6, 2018 2:58 PM  
**To:** Reuveni, Erez R. (CIV)  
**Cc:** [jboppjr@aol.com](mailto:jboppjr@aol.com); Corrine Youngs; Amanda Narog; Dale Wilcox; Chris Hajec  
**Subject:** DOJ Briefing in E. Chicago Sanctuary-City Case

Erez,

Thanks for speaking with me today about DOJ briefing in our East Chicago sanctuary-city case and agreeing to take our request for a DOJ brief up the chain of command as needed. As discussed, the DOJ brief would be like the one in the *Lopez-Aguilar* case out of Marion County, Indiana, now in the Seventh Circuit, which involves Indiana's anti-sanctuary-city law ("Chapter 18.2"). The DOJ would likely not address the scope of 8 U.S.C. 1373 and 1644, but would address immigration law, how detainers operate, preemption, etc. Such a brief would be of great help in our case.

As I understand it, your current proposal would be to file a brief in state court about a week before the currently scheduled summary-judgment hearing on December 13, which would allow Defendants time to seek to respond to it.

As discussed, Defendants have stated their intent to remove this case to federal court, so the schedule is likely to change. I shall advise you of schedule updates so you can decide when would be best for the DOJ to file the brief if removal is noticed.

Regarding briefing to date, our [complaint](#) and [summary-judgment memo](#) are linked and available at bopplaw.com, but if you wish me to email those, please advise. These documents will show the counts and arguments. The challenged ordinance and key statutory provisions are appended to the complaint and memo. Defendants currently have a summary-judgment opposition memo due on November 9, and will likely file a cross-motion for summary judgment at that time.

Since the State was allowed to intervene on October 30, Defendants will have to notice removal to federal court by November 29. That could happen at any time. As you know, any briefs that are filed in state court will be taken to federal court. If they remove, we intend to move to remand, based on the facts that our Plaintiffs have statutory and public-interest standing and the State intervened solely to defend Chapter 18.2, not to join our federal challenges.

Please advise if you need anything further. Thanks for your assistance in this request.

Cordially,  
Rich

---

**Richard E. Coleson**  
Attorney

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The National Building | 1 South 6th Street | Terre Haute, Indiana 47807-3510  
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**From:** Marguerite Telford  
**Sent:** Friday, November 16, 2018 10:17 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Sessions

## Jeff Sessions's Impact on Immigration as Attorney General

By [Andrew R. Arthur](#) on November 15, 2018

Fa T G E Pr

On November 7, 2018, President Donald Trump fired Jeff Sessions, the then-attorney general of the United States, as reported in [USA Today](#). This was an unusual move, given the president's focus on immigration, and the positive impact that Sessions made in the area in the short period of time he served as the eighty-fourth attorney general of the United States.



The last, and most lasting impact that Sessions made in the area was in providing more resources to the immigration courts. As I stated in an October 2018 [post](#):

*In a July 2017 Backgrounder captioned "The Massive Increase in the Immigration Court Backlog, Its Causes and Solutions", I analyzed the reasons why the immigration court backlog, which had been identified by the Government Accountability Office (GAO) in a June 2017 report, had grown so large, more than doubling between FY 2006 and FY 2015. The first factor that I identified was a lack of resources, and in particular too few immigration judges (IJs). Attorney General Jeff Sessions has begun to deliver on his promise to fix this problem.*

Sessions had [promised](#) in April 2017 that the Department of Justice (DOJ) would hire 125 new IJs in two years; it overachieved on that mark by three, [hiring 128 new judges](#) between January 2017 and September 28, 2018. More importantly, as a September 2018 Department of Justice (DOJ) press release stated:

*In 2017, Attorney General Sessions announced a "streamlined hiring plan" promoting the use of clear deadlines and efficient hiring processes, resulting in a reduction of 74 percent in the time it takes to onboard immigration judges since then.*



The effect of this hiring cannot be overstated. The biggest driver of the immigration court backlog, which is exploited by aliens seeking to remain in the United States, is a lack of resources, and in particular, IJs. By streamlining hiring and bringing on new immigration judges, Sessions helped to chip away at one of the biggest pull factors encouraging aliens to come to the United States: A belief that once they are here, they can remain indefinitely, even if they are caught by U.S. Immigration and Customs Enforcement (ICE) or by U.S. Customs and Border Protection (CBP).

The second most significant impact that Sessions made on immigration was in providing guidelines for IJs to follow in issuing continuances and adjudicating asylum applications, as well as ending the practice of "administrative closure", using his so-called "certification" authority.

In my March 6, 2018, post "[An Unusual Amicus Argument](#)", I quoted former Attorney General Alberto Gonzales and Patrick Glen, who described that authority in the *Iowa Law Review*:

*An additional tool, used only twice by the Obama Administration, is the authority of the Attorney General to adjudicate immigration cases under the Immigration and Nationality Act [INA]. This authority can be exercised on the Attorney General's own motion, or through the referral of cases to him by the Board of Immigration Appeals [BIA] or the Secretary of the Department of Homeland Security. As has been recognized: "This certification power, though sparingly used, is a powerful tool in that it allows the Attorney General to pronounce new standards for the agency and overturn longstanding BIA precedent." This authority, which gives the Attorney General the ability "to assert control over the BIA and effect profound changes in legal doctrine," while providing "the Department of Justice final say in adjudicated matters of immigration policy," represents an additional avenue for the advancement of executive branch immigration policy that is already firmly embodied in practice and regulations.*

*Why is such review possible? As Gonzales and Glen explain, the BIA is simply the attorney general's "delegate", lacking "any independent statutory existence":*

*It is the Attorney General who was statutorily charged, and remains charged together with the Secretary of the Department of Homeland Security, with the administration and enforcement of the immigration laws. The Board has authority to act only to the extent that the Attorney General, by regulation, so provides.*

One of the most crucial certification decisions involved continuances. As I stated in an August 2018 [post](#):

*In another move intended to reduce the backlog facing the immigration courts, Attorney General Jeff Sessions issued a decision on August 16, 2018, in Matter of L-A-B-R-, in which he established bright-line rules for immigration judges to follow in considering continuances under 8 C.F.R. § 1003.29. That regulation states: "The Immigration Judge may grant a motion for continuance for good cause shown."*

...

*In his August 2018 decision, the attorney general logically explained that:*

*When a respondent requests a continuance to accommodate a*



*When a respondent requests a continuance to accommodate a collateral proceeding, the good-cause inquiry thus must focus on whether the collateral matter will make a difference in the removal proceedings — that is, "whether a continuance is likely to do any good." ... This will turn out to be true only if the respondent receives the collateral relief and that relief materially affects the outcome of respondent's removal proceedings.*

*Therefore, the attorney general held, continuances should not be granted where the respondent's "collateral pursuits are merely speculative."*

*In addition, he held, "immigration judges must also consider any other relevant factors," although the attorney general admitted that not every good-cause factor could be identified. He stated, however, that "germane secondary factors may include ... the respondent's diligence in seeking collateral relief, [the Department of Homeland Security's (DHS's)] position on the motion for continuance, and concerns of administrative efficiency."*

Such guidance is again crucial to reducing the immigration-court backlog, because of the effect that the continuances have on case completions. As I stated in a March 2018 [post](#):

*In a June 2017 report, the Government Accountability Office (GAO) found that between FY 2006 and FY 2015, the immigration court caseload increased 44 percent "due to an increase in the case backlog, while case receipts remained steady." Significantly, it found:*

*The increase in the immigration court case backlog occurred as immigration courts completed fewer cases annually. Specifically, the number of immigration court cases completed annually declined by 31 percent from fiscal year 2006 to fiscal year 2015 — from about 287,000 cases completed in fiscal year 2006 to about 199,000 completed in 2015.*

*Fewer cases were likely adjudicated, at least in part, because case completion times ballooned during this period. GAO determined that the median initial case completion time — that is, the period between the filing of the charging document (known as a Notice to Appear, or "NTA") and the point at which the immigration judge makes a final decision — increased more than 500 percent, "from 43 days in fiscal year 2006 to 286 days in fiscal year 2015."*

*The number of continuances granted between FY 2006 and FY 2015 also increased significantly, as did the number of cases with multiple continuances. GAO concluded that "the use of all types of continuances increased by 23 percent" during this period, and that "9 percent of cases completed in fiscal year 2006 experienced four or more continuances compared to 20 percent of cases completed in fiscal year 2015." Logically, GAO noted, "cases with multiple continuances took longer to complete than cases with no or fewer continuances."*



*Curbing the number of continuances, therefore, is critical to reducing the backlog before the immigration courts.*

By putting meat on the bones of the regulatory phrase "good cause shown", Sessions gave IJs crucial tools that they needed to gain control of their dockets. As the Supreme Court recognized in *INS v. Doherty*, "in a deportation proceeding ... as a general matter, every delay works to the advantage of the deportable alien who wishes merely to remain in the United States."

In the absence of such guidance, it was very difficult for IJs to deny continuances, and very easy to grant them, as I explained my *Backgrounder* "[The Massive Increase in the Immigration Court Backlog](#)":

*If an alien is unrepresented, the court will generally grant at least one continuance to find counsel. If the court subsequently goes ahead thereafter, notwithstanding the request of the alien for an additional continuance to find counsel, the case will likely be remanded, and the IJ runs the risk of being accused of denying due process. Similarly, an IJ who refuses to grant multiple continuances to an alien to file an application for relief, or to submit evidence in a case, may be accused by a reviewing court of violating due process. In such an instance, the IJ's reputation would be besmirched, and the BIA or circuit court would simply remand the case, in essence granting the continuance requested.*

*If an IJ grants a continuance, on the other hand, there is little downside for the court. Attorneys for the government (who work for U.S. Immigration and Customs Enforcement (ICE)) have in the past been limited by policy in the number of appeals that they are allowed to take. Moreover, an appeal from a continuance would be "interlocutory" in any case, that is, it would ask "the [BIA] to review a ruling by the Immigration Judge before the Immigration Judge issues a final decision." As the BIA has often held, however: "To avoid piecemeal review of the myriad questions that may arise in the course of proceedings ... [it does] not ordinarily entertain interlocutory appeals." For these reasons, and to conserve resources, ICE attorneys rarely appeal continuance grants, even if they don't like them: As GAO noted, government attorneys to whom it spoke told it "that granting multiple continuances in cases resulted in inefficiencies and wasted resources such as [those] attorneys having to continually prepare for hearings that continued multiple times."*

Similarly, Sessions also provided IJs and asylum officers with clear guidance on adjudicating asylum claims related to harm arising from purely personal criminal conduct in *Matter of A-B-*. As I explained in a June 2018 [post](#):

*In Matter of A-B-, the attorney general returned to fundamental issues of asylum law, including what "persecution" is, how a "particular social group" is defined, and the requirement that there be a "nexus" between the social group identified and the persecution that was purportedly inflicted or is feared.*

Or, as I put in the caption of that post: "AG Provides Guidance for Crime-Based Asylum Claims ... by Applying Current Law." In *Matter of A-B-*, Sessions did not really create new standards for asylum



relier; on the contrary, he reached the conclusions that he did by applying the prevailing law that was applied to identifying "particular social groups" for asylum purposes generally.

Given the massive numbers of aliens claiming credible fear from the so-called Northern Triangle of Central America (NTCA) countries of El Salvador, Honduras, Guatemala (which I discussed in a November 2018 [post](#)), and the fact that many if not most of those claims related to harm inflicted by private criminal actors, such guidance is crucial to bringing the rate at which asylum officers find credible fear (89 percent of all cases in which decision is issued on the merits) in line with the rate at which IJs actually grant asylum to aliens who have passed credible fear from NTCA countries (23 percent of cases where those aliens' claims were adjudicated on the merits).

Sessions also used his certification authority to end the use of a court tool that hid the actual number of cases in the backlog, administrative closure. I explained "administrative closure" in a January 2018 [post](#):

*The [BIA] has described it as "a procedural tool created for the convenience of the Immigration Courts and the Board." As the BIA explained:*

*Administrative closure, which is available to an Immigration Judge and the Board, is used to temporarily remove a case from an Immigration Judge's active calendar or from the Board's docket. In general, administrative closure may be appropriate to await an action or event that is relevant to immigration proceedings but is outside the control of the parties or the court and may not occur for a significant or undetermined period of time.*

*This procedure is purely a matter of administrative convenience, and does not result in a final order in the matter.*

Under the Obama administration, administrative closure became a back-door amnesty by which cases that did not meet the administration's so-called "priorities" could be removed from the active docket and placed in a suspended status, effectively sweeping them under the carpet and hiding the true size of the backlog. More than half of the 350,000 administratively closed cases were closed in just four years of that administration, according to the [ABA Journal](#). And, as the [American Immigration Council](#) stated:

*Administrative closure was used extensively as a form of prosecutorial discretion during the later years of the Obama Administration; in particular, [DHS] often joined in motions to administratively close cases that did not fall within its enforcement priorities.*

Sessions effectively ended the practice on an ongoing basis in [Matter of Castro-Tum](#). As he stated:

*I hold that immigration judges and the Board do not have the general authority to suspend indefinitely immigration proceedings by administrative closure. Accordingly, immigration judges and the Board may only administratively close a case where a previous regulation or a previous judicially approved settlement expressly authorizes such an action.*

In order for DOJ to accurately identify the resources that it needs to carry out its mission, it is crucial



that the courts' dockets accurately reflect the number of cases that are pending. Moreover, once charges are filed, it is incumbent on IJs to complete those cases as quickly as possible, consistent with due process; justice requires no less, and allowing an IJ to administratively close a case involving a removable alien with no relief over the objection of the government essentially gives the court "prosecutorial discretion" over the matter, reversing the role of prosecutor and adjudicator.

Finally, Sessions cast light on the fact of fraud in the asylum process. In an October 2017 [speech](#) at the Executive Office for Immigration Review (EOIR), the DOJ component with jurisdiction over immigration courts and the BIA, Sessions explained:

*We have a generous asylum policy that is meant to protect those who, through no fault of their own, cannot co-exist in their home country no matter where they go because of persecution based on fundamental things like their religion or nationality. Unfortunately, this system is currently subject to rampant abuse and fraud. And as this system becomes overloaded with fake claims, it cannot deal effectively with just claims. The surge in trials, hearings, appeals, bond proceedings has been overwhelming.*

*This is how it works. The Department of Homeland Security is tasked in the first instance with evaluating whether an apprehended alien's claim of fear is credible. If DHS finds that it may be, the applicant is placed in removal proceedings and allowed to present an asylum claim to an immigration judge.*

*If, however, DHS finds that the alien does not have a credible fear, the alien can still get an immigration judge to review that determination. In effect, those who would otherwise be subject to expedited removal get two chances to establish that their fear is credible.*

*But in 2009, the previous Administration began to allow most aliens who passed an initial credible fear review to be released from custody into the United States pending a full hearing. These changes — and case law that has expanded the concept of asylum well beyond Congressional intent — created even more incentives for illegal aliens to come here and claim a fear of return.*

*The consequences are just what you'd expect. Claims of fear to return have skyrocketed, and the percentage of claims that are genuinely meritorious are down.*

*The system is being abused to the detriment of the rule of law, sound public policy, public safety, and of just claims. This, of course, undermines the system and frustrates officers who work to make dangerous arrests in remote areas. Saying a few simple words is now transforming a straightforward arrest and immediate return into a probable release and a hearing — if the alien shows for the hearing.*

*...*

*The system is being gamed. The credible fear process was intended to be a lifeline for persons facing serious persecution. But it has become an easy ticket to illegal entry into the United States.*

*We also have dirty immigration lawyers who are encouraging their otherwise*



*unlawfully present clients to make false claims of asylum providing them with the magic words needed to trigger the credible fear process.*

*In a December 2015 GAO report, it was noted that: "As of March 2014, a joint fraud investigation led by the U.S. Attorney's Office for the Southern District of New York, resulted in charges against 30 defendants, including 8 attorneys, for their alleged participation in immigration fraud schemes." Nearly 4,000 individuals who were connected to these attorneys and preparers have been granted asylum.*

*Our asylum laws are meant to protect those who because of characteristics like their race, religion, nationality, or political opinions cannot find protection in their home countries. They were never intended to provide asylum to all those who fear generalized violence, crime, personal vendettas, or a lack of job prospects. Yet, vague, insubstantial, and subjective claims have swamped our system.*

*Under current practice, there is no cost or risk for those who make a baseless asylum claim. There is no fee associated with an asylum application, and the applicant routinely is provided work authorization once an application has been pending at least six months, regardless of the merit of the application.*

*Current case law requires a court hearing on every asylum application, even if it is obviously without merit. Denying an asylum application is difficult to prove — and so it seldom happens. There is no way to reasonably investigate the claims of an asylum claimant in their own country. And flawed confidentiality provisions inhibit investigations into possible fraud schemes.*

*That's why there's a common, fatalistic refrain you'll hear from immigration judges and immigration enforcement that "the case isn't over until the alien wins." There are almost no costs, but potentially many rewards, for filing a meritless asylum application.*

*This is a compassionate country —and lawfully admits more immigrants than any country in the world. But we must recognize that our generous system is being terribly abused.*

Much of the current debate over credible fear arose from the points that Sessions made in that speech.

The president made the immigration system, and in particular fixing the immigration system, a key point in his election campaign. Attorney General Jeff Sessions helped President Trump to carry out many of the promises he made to fix that system.

--  
Marguerite Telford  
Director of Communications  
Center for Immigration Studies  
1629 K Street NW, Suite 600  
Washington, DC 20006  
(202) 466-8185 fax: (202) 466-8076



[mrt@cis.org](mailto:mrt@cis.org)

[www.cis.org](http://www.cis.org)

**Marguerite Telford**

---

**From:** Marguerite Telford  
**Sent:** Sunday, November 18, 2018 8:34 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Re: Immigration Newsmaker

Thanks! I will!  
MRT

On Sun, Nov 18, 2018 at 7:59 PM Hamilton, Gene (OAG) <[Gene.Hamilton@usdoj.gov](mailto:Gene.Hamilton@usdoj.gov)> wrote:

Hi Marguerite,

Thanks for the note. Given that he has now left DOJ, please send me an email to my personal account on this at (b) (6). Please include a description of what y'all would be seeking from him (speaking at the event, where/when, etc.), and I'll happily provide it to him. I know you did before, but it will be easiest in a clean email.

Thanks!

Gene P. Hamilton

Counselor to the Attorney General

U.S. Department of Justice

**From:** Marguerite Telford <[mrt@cis.org](mailto:mrt@cis.org)>  
**Sent:** Friday, November 16, 2018 10:18 PM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>  
**Subject:** Immigration Newsmaker

Gene -

We still very much want Session to participate in our Newsmaker series. How can we contact him and try to make that happen?

MRT

-----  
--  
Marguerite Telford  
Director of Communications  
Center for Immigration Studies  
1629 K Street NW, Suite 600  
Washington, DC 20006  
(202) 466-8185 fax: (202) 466-8076  
[mrt@cis.org](mailto:mrt@cis.org) [www.cis.org](http://www.cis.org)

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Howell, Mike

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**From:** Howell, Mike  
**Sent:** Monday, December 3, 2018 4:08 PM  
**To:** Howell, Mike  
**Subject:** Invitation to Heritage for Oversight Event on 12/10  
**Attachments:** Invitation to Oversight Event.pdf

Good Afternoon,

The Heritage Foundation invites you to a presentation on Congressional Oversight in the 116<sup>th</sup> Congress. This event is open to all appointees from across the Administration who are involved with congressional oversight matters in their professional capacity. Please feel free to distribute as appropriate.

An [RSVP](#) is required for attendance. Email or call me at (b) (6) with any questions.

Hope to see you there,  
Mike Howell  
*Senior Advisor for Executive Branch Relations*  
*The Heritage Foundation*



INVITATION

*Congressional Oversight in the 116<sup>th</sup> Congress, Featuring:*

**The Honorable Darrell Issa**

Former Chairman of the House Committee on Oversight and Government Reform

**Rick Dearborn**

Former Deputy Chief of Staff for President Donald J. Trump, Current Distinguished Fellow at Heritage

**William Burck**

Former Special Counsel and Deputy Counsel to President George W. Bush

**Rob Borden**

Former Director of Oversight, Speaker John Boehner and Majority Leaders Eric Cantor and Kevin McCarthy

*Co-hosted by*

**Thomas Binion**

Vice President, Government Relations, Heritage

**Please join The Heritage Foundation for an opportunity to hear from experts with experience in congressional oversight from both the executive and legislative branch perspective. This event will provide an opportunity for you meet and engage with oversight professionals from across the government.**

**The Honorable Darrell Issa** is the current representative for California's 49<sup>th</sup> congressional district and President Trump's nominee to be the Director of the United States Trade and Development Agency. He served as Chairman of the House Committee on Oversight and Government Reform 2011 to 2015.

**Rick Dearborn** is currently a distinguished visiting fellow at The Heritage Foundation where he focuses on the issue of federalism. Rick served in the White House as deputy chief of staff for legislative, intergovernmental affairs and implementation in the administration of President Trump. Rick was also executive director of Trump's transition team. Earlier in his career, he worked at Heritage as director of congressional relations. Rick has served six U.S. senators over a span of more than 25 years on Capitol Hill. In 2003, the Senate confirmed him to become assistant secretary of energy for congressional affairs in the U.S. Department of Energy. He is now with the Washington-based consulting firm Cypress Group.

**William Burck** is the former Special Counsel and Deputy Counsel to President George W. Bush and a former federal prosecutor in New York City. In his role at the White House, Mr. Burck provided legal advice to the President and senior White House officials on a wide range of issues, including congressional and other government investigations, national security and foreign affairs, the financial crisis of 2008 and complex constitutional questions. He is currently co-managing partner and head of the white collar practice for Quinn Emanuel Urquhart & Sullivan LLP in Washington DC.

**Rob Borden** is the Chief of Staff for the General Services Administration. Previously, he served in a variety of roles for the House of Representatives, including as the Director of Oversight for Speaker John Boehner and Majority Leaders Eric Cantor and Kevin McCarthy, Senior Advisor for the Select Committee on Benghazi, and General Counsel and Deputy Staff Director for the House Committee on Oversight and Government Reform.

**December 10, 2018 at Noon**

12:00 p.m. – Program | 1:00 p.m. – Networking/Lunch Provided

**The Heritage Foundation's Allison Auditorium**

[RSVP online](#)

[Terms and Conditions of Attendance](#)

**214 Massachusetts Avenue, NE | Washington, DC 20002 | (202) 546-4400**

---

**Mike Howell**

*Senior Advisor, Executive Branch Relations*

The Heritage Foundation

214 Massachusetts Avenue, NE

Washington, DC 20002

202-546-5908

[heritage.org](http://heritage.org)

***Must RSVP to Attend***



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INVITATION

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**Congressional Oversight in the 116<sup>th</sup> Congress, Featuring:**

**The Honorable Darrell Issa**

Former Chairman of the House Committee on Oversight and Government Reform

**Rick Dearborn**

Former Deputy Chief of Staff for President Donald J. Trump, Current Distinguished Fellow at Heritage

**William Burck**

Former Special Counsel and Deputy Counsel to President George W. Bush

**Rob Borden**

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*Co-hosted by*

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Vice President, Government Relations, Heritage

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**William Burck** is the former Special Counsel and Deputy Counsel to President George W. Bush and a former federal prosecutor in New York City. In his role at the White House, Mr. Burck provided legal advice to the President and senior White House officials on a wide range of issues, including congressional and other government investigations, national security and foreign affairs, the financial crisis of 2008 and complex constitutional questions. He is currently co managing partner and head of the white collar practice for Quinn Emanuel Urquhart & Sullivan LLP in Washington DC.

**Rob Borden** is the Chief of Staff for the General Services Administration. Previously, he served in a variety of roles for the House of Representatives, including as the Director of Oversight for Speaker John Boehner and Majority Leaders Eric Cantor and Kevin McCarthy, Senior Advisor for the Select Committee on Benghazi, and General Counsel and Deputy Staff Director for the House Committee on Oversight and Government Reform.

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**214 Massachusetts Avenue, NE | Washington, DC 20002 | (202) 546-4400**



**Hamilton, Gene (OAG)**

---

**From:** Hamilton, Gene (OAG)  
**Sent:** Tuesday, February 19, 2019 3:07 PM  
**To:** Clark, Maiya  
**Subject:** RE: If you have any free time would love to catch up

Thanks!

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

-----Original Message-----

From: Clark, Maiya <Maiya.Clark@heritage.org>  
Sent: Tuesday, February 19, 2019 3:04 PM  
To: Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
Subject: RE: If you have any free time would love to catch up

That works just fine! No special instructions to get in the building - our address is 214 Massachusetts Ave NE. Just tell the receptionists you have a meeting with Jim. Please feel free to contact me if you have any questions.

Best,  
Maiya

Maiya Clark  
Research and Administrative Assistant, Foreign Policy and National Security The Heritage  
Foundation 214 Massachusetts Avenue, NE Washington, DC 20002 202-608-6071  
heritage.org

-----Original Message-----

From: Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
Sent: Tuesday, February 19, 2019 2:23 PM  
To: Clark, Maiya <Maiya.Clark@heritage.org>  
Subject: RE: If you have any free time would love to catch up

Thanks very much, Maiya. I'll plan to meet him at his office if that works for y'all. Do I need to know  
anything special to get in the building?

anything special to get in the building?

Best,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

-----Original Message-----

From: Clark, Maiya <Maiya.Clark@heritage.org>  
Sent: Tuesday, February 19, 2019 1:20 PM  
To: Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
Subject: RE: If you have any free time would love to catch up

Dear Gene,

Excellent - I have you on Jim's calendar for this Friday at 8am. He would be happy to meet with you at Bistro Bis for coffee and some breakfast, or just in his office at Heritage if you would prefer. I will let you decide.

Best,  
Maiya

Maiya Clark  
Research and Administrative Assistant, Foreign Policy and National Security The Heritage  
Foundation 214 Massachusetts Avenue, NE Washington, DC 20002 202-608-6071  
heritage.org

-----Original Message-----

From: Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
Sent: Tuesday, February 19, 2019 11:28 AM  
To: Clark, Maiya <Maiya.Clark@heritage.org>  
Subject: RE: If you have any free time would love to catch up

Hi Maiya,

Thanks very much. Sure, how about Friday the 22 at 8:00 AM? Does he have a preference as to location?

Thank you,

Gene P. Hamilton

Counselor to the Attorney General  
U.S. Department of Justice

-----Original Message-----

From: Clark, Maiya <Maiya.Clark@heritage.org>  
Sent: Tuesday, February 19, 2019 10:31 AM  
To: Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
Subject: RE: If you have any free time would love to catch up

Dear Gene,

Would you be available for coffee with Jim on one of the following dates/times?

Thursday, Feb 21, 9am  
Friday, Feb 22, 8am  
Wednesday, Feb 27, 2:30pm

Best,  
Maiya

Maiya Clark  
Research and Administrative Assistant, Foreign Policy and National Security The Heritage  
Foundation 214 Massachusetts Avenue, NE Washington, DC 20002 202-608-6071  
heritage.org

-----Original Message-----

From: Carafano, James <James.Carafano@Heritage.org>  
Sent: Monday, February 18, 2019 5:05 PM  
To: Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
Cc: Clark, Maiya <Maiya.Clark@heritage.org>  
Subject: Re: If you have any free time would love to catch up

Will ask maiya to look. Let's not plan Wednesday might be snow out day

Sent from my iPhone

> On Feb 18, 2019, at 4:38 PM, Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov> wrote:  
>  
> Sounds great. What does your schedule look like this week and next? Coffee? Hope all is well!  
>  
> Best,



>  
> Gene P. Hamilton  
> Counselor to the Attorney General  
> U.S. Department of Justice  
>  
>>

James Jay Carafano  
Vice President for the Kathryn and Shelby Cullom Davis Institute for National Security and Foreign Policy, and the E. W. Richardson Fellow<BR>Davis Institute for National Security and Foreign Policy  
x6161

On Feb 18, 2019, at 4:04 PM, Carafano, James <James.Carafano@heritage.org> wrote:

>>  
>> Lots going on  
>>  
>> Sent from my iPhone  
>>  
>>  
>> James Jay Carafano  
>> Vice President for the Kathryn and Shelby Cullom Davis Institute for  
>> National Security and Foreign Policy, and the E. W. Richardson Fellow  
>> Davis Institute for National Security and Foreign Policy The Heritage  
>> Foundation  
>> 214 Massachusetts Avenue, NE  
>> Washington, DC 20002  
>> 202-608-6161  
>> heritage.org  
>>  
>

Carafano, James

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**From:** Carafano, James  
**Sent:** Wednesday, February 20, 2019 9:05 PM  
**To:** Hamilton, Gene (OAG)  
**Subject:** Now Online: An Agenda for American Immigration Reform

#### **An Agenda for American Immigration Reform**

<http://report.heritage.org/sr210>

By Kay Coles James, James Jay Carafano, PhD, John G. Malcolm, Jack Spencer  
*Special Report No. 210*  
February 20, 2019

*To address immigration and border security in a manner that keeps America free, safe, and prosperous, Congress must take a step-by-step approach to the full range of issues: Reject amnesty and open borders; secure our southern border; end “catch and release;” combat transnational criminal networks, fraud, humanitarian abuses, and human trafficking; restore the integrity of immigration enforcement; and sustain productive regional engagement. Our flawed immigration system cannot be fixed without adoption and implementation of these initiatives. Legal immigration reform should include transitioning to a merit-based system, ending practices like birthright citizenship, and promoting patriotic assimilation. Moreover, legal immigration, border security, and enforcement reforms should stand alone and advance on their own merits, not bundled into a comprehensive package.*

---

#### **James Jay Carafano**

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202-608-6161  
[heritage.org](http://heritage.org)

**Carafano, James**

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**From:** Carafano, James  
**Sent:** Friday, February 22, 2019 11:07 AM  
**To:** Hamilton, Gene (OAG); Clark, Maiya  
**Cc:** Stimson, Charles; von Spakovsky, Hans; Winfree, Paul; Spencer, Jack; Inserra, David; Quintana, Ana; Shedd, David; Spoehr, Thomas; Swearer, Amy; Binion, Thomas; Garrett Bess (Heritage Action); Jessica Anderson (Heritage Action); Wagner, Bridgett  
**Subject:** RE: Discussion at Heritage

Maiya will follow up

---

**James Jay Carafano**

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[heritage.org](http://heritage.org)

---

**From:** Hamilton, Gene (OAG) <Gene.Hamilton@usdoj.gov>  
**Sent:** Friday, February 22, 2019 11:06 AM  
**To:** Carafano, James <James.Carafano@Heritage.org>; Clark, Maiya <Maiya.Clark@heritage.org>  
**Cc:** Stimson, Charles <Cully.Stimson@heritage.org>; von Spakovsky, Hans <Hans.VonSpakovsky@heritage.org>; Winfree, Paul <Paul.Winfree@heritage.org>; Spencer, Jack <Jack.Spencer@heritage.org>; Inserra, David <David.Inserra@heritage.org>; Quintana, Ana <Ana.Quintana@heritage.org>; Shedd, David <David.Shedd@heritage.org>; Spoehr, Thomas <Thomas.Spoehr@heritage.org>; Swearer, Amy <Amy.Swearer@heritage.org>; Binion, Thomas <Thomas.Binion@heritage.org>; Garrett Bess (Heritage Action) <Garrett.Bess@heritageaction.com>; Jessica Anderson (Heritage Action) <Jessica.Anderson@heritageaction.com>; Wagner, Bridgett <bridgett.wagner@heritage.org>  
**Subject:** RE: Discussion at Heritage

It would be my pleasure. Looking forward to speaking with y'all.

Best,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

---

**From:** Carafano, James <[James.Carafano@Heritage.org](mailto:James.Carafano@Heritage.org)>  
**Sent:** Friday, February 22, 2019 10:36 AM  
**To:** Hamilton, Gene (OAG) <[gghamilton@jmd.usdoj.gov](mailto:gghamilton@jmd.usdoj.gov)>; Clark, Maiya <[Maiya.Clark@heritage.org](mailto:Maiya.Clark@heritage.org)>  
**Cc:** Stimson, Charles <[Cully.Stimson@heritage.org](mailto:Cully.Stimson@heritage.org)>; von Spakovsky, Hans



<Amy.Johnson@heritage.org>; von Spakovsky, Hans  
<Hans.VonSpakovsky@heritage.org>; Winfree, Paul <Paul.Winfree@heritage.org>; Spencer, Jack  
<Jack.Spencer@heritage.org>; Inserra, David <David.Inserra@heritage.org>; Quintana, Ana  
<Ana.Quintana@heritage.org>; Shedd, David <David.Shedd@heritage.org>; Spoehr, Thomas  
<Thomas.Spoehr@heritage.org>; Swearer, Amy <Amy.Swearer@heritage.org>; Binion, Thomas  
<Thomas.Binion@heritage.org>; Garrett Bess (Heritage Action) <Garrett.Bess@heritageaction.com>; Jessica  
Anderson (Heritage Action) <Jessica.Anderson@heritageaction.com>; Wagner, Bridgett  
<bridgett.wagner@heritage.org>

**Subject:** Discussion at Heritage

Gene, I would love to invite you back over to sit down with our team that works on immigration and border security issues and just have an open off-the-record discussion. Maiya can help set a good time.

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**James Jay Carafano**

*Vice President for the Kathryn and Shelby Cullom Davis Institute for National Security and Foreign Policy, and the E. W. Richardson Fellow*

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**Hamilton, Gene (OAG)**

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**From:** Hamilton, Gene (OAG)  
**Sent:** Friday, February 22, 2019 11:07 AM  
**To:** (b)(6) per DHS Carafano, James  
**Subject:** RE: Introduction

Thanks for the introduction, Jim. (b)(6) per DHS great to be connected. Let's plan to connect sometime in the next couple of weeks.

Best,

Gene P. Hamilton  
Counselor to the Attorney General  
U.S. Department of Justice

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**From:** (b)(6) per DHS  
**Sent:** Friday, February 22, 2019 10:32 AM  
**To:** Carafano, James <james.carafano@heritage.org>; Hamilton, Gene (OAG) <ghamilton@jmd.usdoj.gov>  
**Subject:** Re: Introduction

Jim, thanks for the introduction!

Gene, I've heard your name many times here at DHS since I work with many of the folks that you were working with while over here. Glad to make your acquaintance. I am S1's LE Advisor and handle TOC, opioids, HT, etc. Happy to connect over coffee sometime.

(b)(6) per DHS

(b)(6) per DHS  
Law Enforcement Advisor to the Secretary  
U.S. Department of Homeland Security

(b)(6) per DHS

---

**From:** Carafano, James <[James.Carafano@Heritage.org](mailto:James.Carafano@Heritage.org)>  
**Sent:** Friday, February 22, 2019 10:22:16 AM  
**To:** [gene.hamilton@usdoj.gov](mailto:gene.hamilton@usdoj.gov) (b)(6) per DHS  
**Subject:** Introduction

(b)(6) per DHS Gene is at DOJ, a good friend from transition team days, you guys should hook up

---

**James Jay Carafano**

*Vice President for the Kathryn and Shelby Cullom Davis Institute for National Security and Foreign Policy, and the E. W. Richardson Fellow*  
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