



U. S. Department of Justice

Executive Office for Immigration Review

Office of the Chief Immigration Judge

Chief Immigration Judge

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Falls Church, Virginia 22041

November 27, 1995

MEMORANDUM

TO: All Assistant Chief Immigration Judges
All Immigration Judges
All Court Administrators
All Support Staff

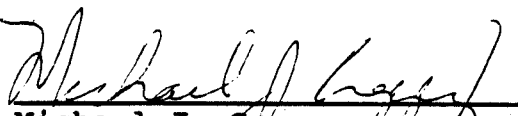
FROM: The Office of the Chief Immigration Judge

SUBJECT: Operating Policies and Procedures Memorandum
No. 95-2: Earliest Possible Release Dates on
Institutional Hearing Program cases

This Operating Policies and Procedures Memorandum outlines the acceptance and rejection of Institutional Hearing Program (hereinafter IHP) filings, with specific emphasis on Earliest Possible Release Dates (hereinafter EPRD) from incarceration.

As a result of the release restriction being lifted on IHP filings, you are required to accept charging documents regardless of time remaining. However, all charging documents submitted for calendaring into the IHP from the Immigration and Naturalization Service (hereinafter INS) must at a minimum include an EPRD, and all EPRDs must be for a date in the future.

The practice of accepting charging documents with past EPRDs and/or without EPRDs is hereby eliminated. Should the incarcerated alien still be in the custody of the state, county, or Bureau of Prisons, the INS must supply your office with a future EPRD before the charging document can be accepted.


Michael J. Creppy
Chief Immigration Judge