



**Homeland  
Security**



**LOCAL ARRANGEMENT FOR REPATRIATION OF MEXICAN NATIONALS**

The Consulate of Mexico in Presidio, Texas (“the Consulate”), the Regional Office of the National Institute for Migration in the State of Chihuahua (“the INM”) of the Secretariat of Governance of the United Mexican States (Mexico) and the Marfa, Texas Offices of Customs and Border Protection (“CBP”) and Midland, Alpine, Presidio, and Pecos, Texas Immigration and Customs Enforcement (Investigations Resident Agents in Charge and Detention and Removal) (“ICE”) of the Department of Homeland Security (DHS) of the United States of America (the United States), all together hereinafter referred to as “the Participants”:

**RECOGNIZING** the obligations of Mexico and the United States of America set forth in the Vienna Convention on Consular Relations of April 24, 1963, of which both are Contracting Parties, and in the Consular Convention between the United Mexican States and the United States of America of August 12, 1942;

**BEARING IN MIND** the provisions of the Memorandum of Understanding on Consular Protection of Mexican and United States Nationals, of May 7, 1996; and the Memorandum of Understanding on Consultation Mechanisms of the Immigration and Naturalization Service Functions and Consular Protection, of June 11, 1998;

**RECOGNIZING** the need to regulate the flow of persons, particularly on the common border, as was reflected in the Memorandum of Understanding between the Department of Homeland Security of the United States of America and the Secretariat of Governance and the Secretariat of Foreign Affairs of the United Mexican States, on the Safe, Orderly, Dignified and Humane Repatriation of Mexican Nationals, signed on February 20, 2004 (hereinafter the MOU);

**CONSIDERING** that the Governments of the United States of America and the United States of Mexico have approached the topic of migration at the highest level, and

that the Joint Declaration "Towards a Partnership for Prosperity: The Guanajuato Proposal" addresses this issue as a matter of cooperation and shared responsibility;

**CONSIDERING** that in 1997 the Working Group on Migration and Consular Affairs of the Mexico-U.S. Binational Commission was established as a means of developing improved procedures for repatriating Mexican nationals in a safe, dignified and orderly way with respect to their human rights, and that this Working Group has strengthened the mutual collaboration in the subsequent sessions on those matters;

**DESIRING** to establish a local arrangement on the safe and orderly repatriation of Mexican nationals, as mentioned in the Plan of Action for Cooperation on Border Safety, of June 21, 2001; the U.S.-Mexico Border Partnership Action Plan, of March 22, 2002, and the U.S.-Mexico Action Plan for Cooperation on Border Safety, of February 20, 2004.

Have established the following Local Arrangement:

**CRITERIA AND PROCEDURES**

**SECTION 1**

The purpose of this Arrangement is to establish local procedures for the orderly and safe repatriation of Mexican nationals from the United States to Mexico, consistent with the criteria and principles referred to in Article 3 of the February 20, 2004 Memorandum of Understanding on the Safe, Orderly, Dignified and Humane Repatriation of Mexican Nationals (the MOU).

**SECTION 2**

Consistent with the MOU, repatriations from the interior, ports of entry and at the border of Mexico and the United States should be conducted in a manner consistent with the respect of the human rights and dignity of Mexican nationals found in the United States in violation of U.S. immigration law.

**SECTION 3**

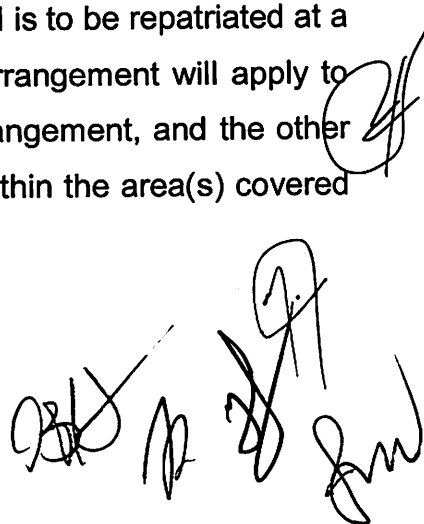
The Consulate of Mexico in Presidio, Texas, should take appropriate actions with respect to Mexican nationals found in, detained in or repatriated from the counties of Brewster, Crane, Culberson, Ector, Glasscock, Jeff Davis, Loving, Midland, Presidio, Reagan, Reeves, Upton, Ward and Winkler.

The Local Office of the Regional National Institute of Migration in Ojinaga, Chihuahua, should take appropriate actions with respect to Mexican nationals repatriated through this point of repatriation.

The following DHS authorities should take appropriate actions with respect to Mexicans found in, detained in or repatriated from the counties listed above:

- a) Customs and Border Protection (CBP): Presidio, Texas Office of Field Operations; Border Patrol, Marfa Sector.
  
- b) Immigration and Customs Enforcement (ICE): Pecos, Texas Detention and Removal Operations (DRO); El Paso, Midland, Alpine, and Presidio, Texas Office of Investigations.

When the repatriation of a Mexican national involves areas covered by this Arrangement and one or more additional local arrangements (e.g., the individual is detained by DHS in a county covered by other Arrangement and is to be repatriated at a point of repatriation covered by this local arrangement) this Arrangement will apply to the actions that take place within the area covered by this Arrangement, and the other local arrangement(s) will apply to the actions that take place within the area(s) covered by the other local arrangement(s).

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## CONSULAR NOTIFICATION AND ACCESS

### SECTION 4

The DHS Participants should advise every detained Mexican national (who is not also a U.S. national) that he/she may communicate with a consular official. When a detained Mexican national requests consular access, the DHS Participants should notify the Mexican Consulate, facilitate access and provide Mexican consular officials, to the extent practicable, the opportunity to conduct interviews in private. The DHS Participants should make available to the Mexican Participants copies of applicable regulations and the DHS Detention Standards applicable to all persons detained for a period longer than 72 hours. Notification should be done through telephone, fax or e-mail to the numbers and addresses stated in Attachment 1.

### SECTION 5

The Participants have listed in Attachment 1 the names and titles of, and contact information for, their officials responsible for the delivery to, or reception of Mexican nationals, in Mexico, or for the coordination of repatriation activities.

### SECTION 6

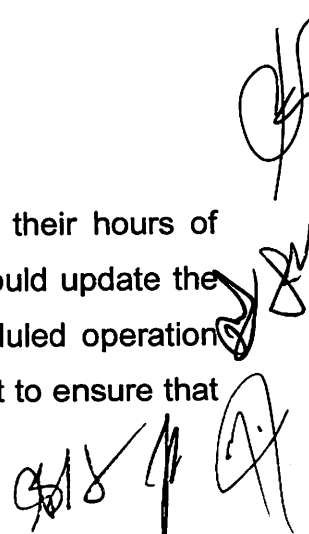
(This section does not apply at this point of repatriation)

### SECTION 7

The DHS Participants should whenever possible, consistent with logistical and operational needs, deliver to the appropriate Mexican Participants at established point of repatriation and at the time of repatriation, a list of Mexican nationals to be repatriated, which includes at least name, sex, date and place of birth.

### SECTION 8

The Participants have established the point of repatriation, and their hours of scheduled operation and staffing, in Attachment 2. The Participants should update the Attachment whenever the points of repatriation or their hours of scheduled operation and staffing change. The Mexican Participants should make every effort to ensure that



agreed-upon point of repatriation are fully staffed with appropriate local, state and/or federal entities responsible for the health, welfare and safety of Mexican nationals.

**SECTION 9**

The Participants have listed in Attachment 3 the points of contact to receive and/or convey information about incidents involving reported misconduct, mistreatment or violations of human rights.

In regard to the solution of differences in the application or interpretation of this Arrangement, the procedures established in Articles 8 and 1 (b) of the MOU remain applicable.

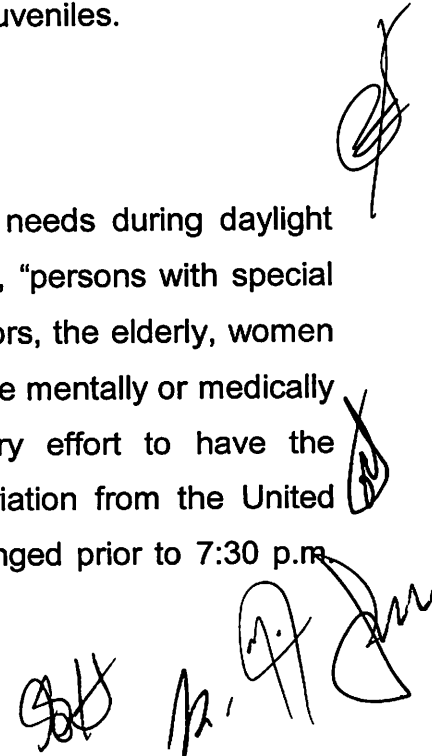
**INTERIOR AND BORDER COORDINATION**

**SECTION 10**

The unity of families should be preserved during repatriation, within administrative parameters. For purposes of this Arrangement, the Participants define "family" as including spouses (including common law spouses), children, siblings (brothers and sisters), parents, grandparents, aunts and uncles. When doubts about kinship between juveniles and adults exist, DHS participants should coordinate with the Consulate of Mexico in order to safe-guard the well-being of the juveniles.

**SECTION 11**

The Participants should repatriate persons with special needs during daylight hours to ensure their safety. For purposes of this Arrangement, "persons with special needs" may include, but are not limited to, unaccompanied minors, the elderly, women traveling alone, pregnant or with children, and individuals who are mentally or medically incapacitated. The Mexican participants should make every effort to have the appropriate representatives receive such persons upon repatriation from the United States. Repatriation of such persons should generally be arranged prior to 7:30 p.m. local time (Year round), as described in attachment 2.

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## SECTION 12

If additional preparation is required to receive an unaccompanied minor or an individual with medical, mental or other special needs that resides in this region, the DHS Participants should provide the information specified in Attachment 4 to the Mexican Participants.

## ARRANGEMENT'S EVALUATION

### SECTION 13

Based on the framework of Article 5 of the MOU, when specific circumstances so require and if deemed feasible, the Repatriation Technical Working Group will explore bilateral mechanisms for repatriation of Mexican nationals to their places of origin, conforming to the agreed principles.

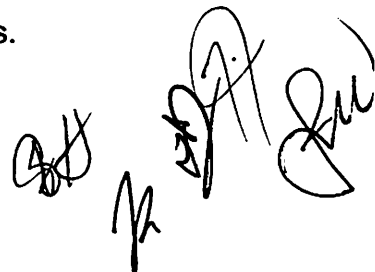
The Participants may also propose special programs for consideration by the Repatriation Technical Working Group.

The Participants should develop local procedures to implement approved special programs.

### SECTION 14

The Participants should meet no less than two times per year to review the Arrangement and discuss repatriation issues. The Participants should refer to the Repatriation Technical Working Group: (a) unresolved issues; (b) best practices; (c) new or emerging repatriation issues, and (d) proposed changes in, or proposed termination of, the Local Repatriation Arrangement.

The local repatriation procedures should be reviewed and updated in consultation with the Repatriation Technical Working Group at least on an annual basis.



Signed in El Paso, Texas this January 21, 2009, in two originals in the Spanish and English languages, being both texts equally valid.

**FOR THE SECRETARIAT OF  
GOVERNANCE OF THE UNITED  
MEXICAN STATES**



**Julieta Nuñez Gonzalez  
Regional Delegate of the INM  
in the State of Chihuahua**

**FOR THE DEPARTMENT OF  
HOMELAND SECURITY OF THE  
UNITED STATES OF AMERICA**

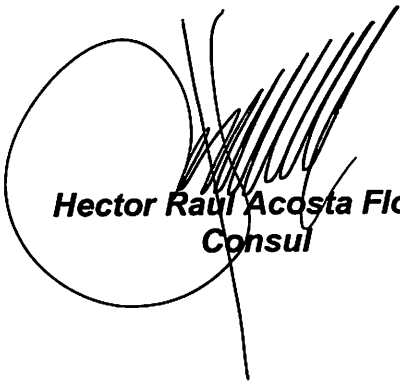


**Robert E. Policoeur  
Field Office Director  
Detention and Removal Operations  
Immigration and Customs Enforcement  
El Paso, Texas**

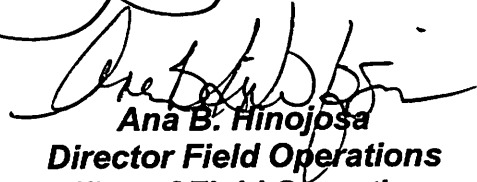


**John Smietana  
Chief Patrol Agent  
U. S. Customs and Border Protection  
U. S. Border Patrol, MARFA SECTOR**

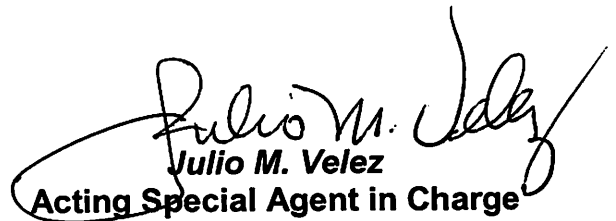
**FOR THE CONSULATE OF MEXICO IN  
PRESIDIO, TEXAS**



**Hector Raul Acosta Flores  
Consul**



**Ana B. Hinojosa  
Director Field Operations  
Office of Field Operations  
U. S. Customs and Border Protection  
El Paso, Texas**



**Julio M. Velez  
Acting Special Agent in Charge  
Office of Investigations  
Immigration and Customs Enforcement  
El Paso, Texas**

## ATTACHMENT 1

### 1. Notification of detention of Mexican nationals and Consular access.

#### **Consulate of Mexico in Presidio, Texas**

##### Department of Protection and Security

Vice-Consul Francisco J. Jacobi, Head of the Department

Phone: (432) 229- [REDACTED] (432) 229- [REDACTED]

Fax (432) 229-2792

Duty cell (432) 238-7933

E-mail: [conpresidio@bigbend.net](mailto:conpresidio@bigbend.net)

### 2. Names, positions and contact information of the Officers responsible of receiving Mexican nationals and coordinating repatriation activities.

#### **Local Office of the Regional National Institute of Migration in Ojinaga, Chihuahua**

##### Presidio-Ojinaga Port of Entry

Lic. Guadalupe Rivera Rodríguez

Head of INM Local Office

E mail [grivera@inami.gob.mx](mailto:grivera@inami.gob.mx)

Phone: (626) 453- [REDACTED]

Duty cell: (011-52) (1-626) 101-1148

C. Maria Guadalupe Villegas Carrasco  
Children Protective Services Officer (OPI)  
Phone & fax (011-52) (626) 453-1304

Duty telephones for weekends and holidays  
(011-52) (626) 453-0927,  
Phone & fax (011-52) (626) 453-1304

### 3. Names, positions and contact information of the Officers in charge of receiving information of the repatriation of ex-convicts

#### **On behalf of Mexico**

##### Legal Office of the Attorney General of Mexico in El Paso, Texas.

Lic. José Humberto López Portillo Sánchez  
Wells Fargo Bank Plaza



221 N. Kansas St., Suite 1104  
 El Paso, TX, 79901  
 Phone: (915) 545- [B6 & 7C]  
 Fax (915) 545-2160  
 E-mail: jlportillo@pgr.gob.mx

**Copy of the notification should be sent to:**

Consulado General de México en El Paso, Texas  
 Departamento de Protección y Seguridad  
 Vicecónsul Arturo Salgado Benítez  
 Tels. (915) 533- [B6 & 7C] (915) 544- [B6 & 7C] (915) 577- [B6 & 7C]  
 Extensión [B6 & 7C]  
 Celular de guardia (915) 549- [B6 & 7C]  
 Fax (915) 532-7163  
 Correo electrónico: [consulmexepa@elp.rr.com](mailto:consulmexepa@elp.rr.com)

-AND-

Regional Office of the National Migration Institute in the State of Chihuahua  
 Lic. Julieta Núñez González  
 Regional Head Officer of the INM  
 Phone: (011-52) (656) 611- [B6 & 7C] ; (011-52) (656) 611- [B6 & 7C]  
 Fax (011-52) (656) 616-7010  
 E mail: [jnunez@inami.gob.mx](mailto:jnunez@inami.gob.mx)

Regional Office of the National Migration Institute in the State of Chihuahua  
 Lic. Jose Luis Arronte Holguin  
 Assistant Director of Human Repatriation  
 Phone (011-52) (656) 615- [B6 & 7C]  
 E mail: [larronte@inami.gob.mx](mailto:larronte@inami.gob.mx)

**On behalf of the United States**

4. Names, positions and contact information of the Officers responsible of delivering the Mexican nationals and coordinating repatriation activities.

**U. S. Customs and Border Protection (CBP)**

Office of Field Operations

[B6 & 7C]  
 Assistant Director  
 Border Security and Facilitation  
 Tel. (915) 633- [B6 & 7C]  
 Fax (915) 633-7249  
 E-mail: [B6 & 7C]

U. S. Border Patrol, Marfa Sector

B6 & 7C

Deputy Chief Patrol Agent  
Tel. (432) 729- [redacted]  
Fax (432) 729-5487

B6 & 7C

Assistant Chief Patrol Agent  
Tel. (432) 729- [redacted]  
Fax (432) 729-5487

B6 & 7C

Assistant Chief Patrol Agent  
Tel. (432) 729- [redacted]  
Fax (432) 729-5487

B6 & 7C

Special Operations Supervisor  
Wackenhut COTR  
Tel. (432) 729- [redacted]  
Fax (432) 729-5487

U. S. Border Patrol, Marfa Sector Stations

Alpine Station

B6 & 7C

Patrol Agent in Charge  
Tel. (432) 837- [redacted]  
Fax (432) 837-2780

Fort Stockton Station

B6 & 7C

Patrol Agent in Charge  
Tel. (432) 336- [redacted]  
Fax (432) 336-6418

Lubbock Station

B6 & 7C

Patrol Agent in Charge  
Tel. (806) 472- [redacted]  
Fax (806) 472-7393

Marfa Station

B6 & 7C

Patrol Agent in Charge  
Tel. (432) 729- [REDACTED] B6 & 7C  
Fax (432) 729-4690  
Midland Station

[REDACTED] B6 & 7C

Patrol Agent in Charge  
Tel. (432) 561- [REDACTED] B6 & 7C  
Fax (432) 563-9106

Pecos Station

[REDACTED] B6 & 7C

Patrol Agent in Charge  
Tel. (432) 447- [REDACTED] B6 & 7C  
Fax (432) 447-4514

Presidio Station

[REDACTED] B6 & 7C

Patrol Agent in Charge  
Tel. (432) 229- [REDACTED] B6 & 7C  
Fax (432) 229-3898

Sanderson Station

[REDACTED] B6 & 7C

Patrol Agent in Charge  
Tel. (432) 345- [REDACTED] B6 & 7C  
Fax (432) 345-2609

Sierra Blanca Station

[REDACTED] B6 & 7C

Patrol Agent in Charge  
Tel. (915) 369- [REDACTED] B6 & 7C  
Fax (915) 369-4110

Van Horn Station

[REDACTED] B6 & 7C

Patrol Agent in Charge  
Tel. (432) 283- [REDACTED] B6 & 7C  
Fax (432) 283-3196

**Immigration and Customs Enforcement (ICE)**

Office of Detention and Removal Operations (DRO)

[REDACTED] B6 & 7C

Assistant Field Office Director  
Pecos Resident Office

Tel. (432) 447-  
Cell. (432) 447-  
Fax (432) 447-6111

B6 & 7C

Supervisory Detention & Deportation Officer

Tel. (432) 447-  
Cell (432) 447-  
Fax (432) 448-7016

B6 & 7C

Supervisory Immigration Enforcement Agent  
Mexican Repatriation Program

Tel. (432) 447-  
Cell (432) 448-  
Fax (432) 447-6111

Pecos Duty Officer (432) 448-1925

B6 & 7C

Juvenile Deportation Officer

(915) 892-

Assistant Field Office Director

Tel. (915) 225-  
Cell. (915) 726-  
Fax (915) 225-1923

B6 & 7C

Deputy Field Office Director

Tel. (915) 225-  
Fax (915) 225-0830

Office of Investigations (OI)

B6 & 7C

Resident Agent in Charge

Midland, Texas

Tel. (432) 617-  
Cell (915) 726-  
Fax (432) 617-0380

B6 & 7C

Resident Agent in Charge

Alpine, Texas

Tel. (432) 837-  
Cell (915) 726-  
Fax (432) 837-3059

B6 & 7C

**Resident Agent in Charge**

**Presidio, Texas**

**Tel. (432) 229-** B6 & 7C

**Cell (432) 386-** B6 & 7C

**Fax (432) 229-3098**

B6 & 7C

**Assistant Special Agent in Charge**

**Tel. (915) 231-** B6 & 7C

**Cell. (915) 726-** B6 & 7C

**Fax (915) 231-3227**

**Duty Telephone (24 hours) 1-800-973-2867**



## ATTACHMENT 2

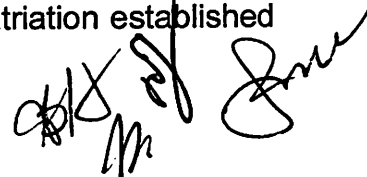
### Ports of Repatriation, Schedules of Repatriation and Conditions for Routine Notification of Repatriations of Mexican Nationals

PORTS OF REPATRIATION	SCHEDULES OF REPATRIATION
1. Presidio-Ojinaga  Telephones (011-52) (626) 453-0927 (011-52) (626) 453-1304	Schedule for repatriations in general: 24 hours  Schedule for persons with special needs that reside locally: 08:00 to 19:30 hrs. (Year round)

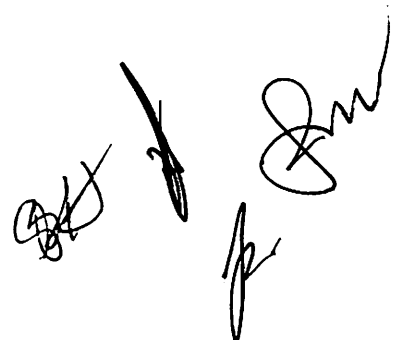
#### Conditions for routine notifications of repatriations of Mexican nationals

In compliance with Sections 7 and 8 of this Arrangement, the DHS Participants should take in consideration the following conditions for routine notifications of repatriations of Mexican nationals:

1. All notifications should be done through telephone, fax or e-mail to the numbers and electronic addresses stated in Attachments 1 and 2, as well as through radio in the Ports of Repatriation that have one. All notifications should be confirmed by telephone when the group arrives to the area of the Port of Entry and the INM will receive the group within fifteen (15) minutes of such confirmation.
2. Before any local repatriation takes place, the DHS participants should notify the National Institute of Migration (INM) fifteen minutes before the arrival, at the telephone numbers of the Port of Repatriation.
3. If it is not possible to establish immediate communication to the telephone numbers stated in the table above, the Local Office of the INM can be notified directly to telephones (011-52) (1-626) 101-1148
4. The DHS participants should provide the Mexican authorities lists of the persons to be repatriated, which will be signed as acknowledgement of receipt of the repatriated group. The list should contain the basic information included in the DHS form I-216. The DHS participants will submit a form for each group repatriated. The Mexican authorities will provide appropriate Officials at the Points of Repatriation established to receive the requested information.



5. Formal removals that involve individuals that have been convicted of criminal offenses, for which they are being repatriated, will not be performed at Presidio-Ojinaga but through El Paso-Ciudad Juarez ports of entry.
6. Each repatriated group will include a maximum of fifty-five (55) adult persons per event, during the established schedules for the Port of Repatriation. Nonetheless, after one hour of the last event, the number of persons can be less.
7. If a group larger than fifty-five (55) persons is to be repatriated, the DHS participants should notify the INM at least two (2) hours before, to ensure that the appropriate number of Officers are available and to reduce the period of delivery and reception of the repatriated Mexican nationals.
8. The repatriations of persons with special needs should occur in accordance with the schedule and conditions established in the table that appears at the start of this Attachment 2, as well as to the conditions specified in Attachment 4.
9. In case of doubt about a person's nationality, the DHS participants should request from the detention point that he/she is interviewed over the telephone by the Mexican Consulate and Mexican immigration Officers will conduct an interview upon their arrival to their offices.
10. Any national of a third country delivered through removal to the Mexican authorities should be returned to the DHS Officers in Presidio, Texas, as soon as possible.



**ATTACHMENT 3**

**Officers in charge of receiving and/or conveying information about incidents involving reported misconduct, mistreatment or violations of human rights**

**Consulate of Mexico in Presidio, Texas**

Department of Protection and Legal Affairs

Vice Consul Francisco Jacobi-Durán, Head of the Department  
Tels. (432) 229- [REDACTED] B6 & 7C

Duty cell (432) 238-7933  
Fax (432) 229-2792  
E-mail: conpresidio@bigbend.net

**Local Office of the National Institute for Migration in Ojinaga, Chihuahua**

Lic. Guadalupe Rivera Rodríguez  
Head of INM Local Office  
E mail [grivera@inami.gob.mx](mailto:grivera@inami.gob.mx)  
Phone (626) 453- [REDACTED] B6 & 7C  
Duty cell (011-52) (1-626) 101-1148

Duty telephones for weekends and holidays

(011-52) (626) 453-0927  
(011-52) (626) 453-1304

**U. S. Customs and Border Protection (CBP)**

Office of Field Operations

John T. Prewit  
Port Director  
Presidio Port of Entry  
Tel. (432) 229- [REDACTED] B6 & 7C

[REDACTED] B6 & 7C  
Assistant Director  
Border Security and Facilitation  
Tel. (915) 633- [REDACTED] B6 & 7C  
Fax (915) 633-7249

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**Immigration and Customs Enforcement (ICE)**

**Office of Detention and Removal Operations (DRO)**

**Deputy Field Office Director**

B6 & 7C

Tel. (915) 225-

B6 & 7C

Cell (915) 487-

Fax (915) 225-0830

**Office of Investigations**

**Roberto G. Medina  
Special Agent in Charge**

Tel. (915) 231-

B6 & 7C

Fax (915) 231-3227

## ATTACHMENT 4

### Repatriation of persons with special needs

The repatriation of persons with special needs, in compliance with Section 12 of this Arrangement the DHS Participants should consider the following:

#### 4.1 Repatriation of unaccompanied minors

- The Consulate of Mexico in Presidio, Texas should invariably be notified in order that the minors are interviewed.
- Interviews of unaccompanied minors will be held at least 3 times a day, by telephone; from 08:00 to 18:00 hours. Additional interviews should be conducted when an unaccompanied minors is ready to be repatriated.
- The repatriation of unaccompanied minors will take place only until 19:30 hours. (Year round)

#### 4.2 Repatriation of Mexican nationals requiring follow-up medical treatment in Mexico

- If a special device (crutches, wheelchair, walker) to allow the mobilization of Mexican Nationals is needed, in order to speed up their deportation, it should be supplied by the medical center in which the victims were cared for. Otherwise, the DHS participants should allow the Consulate of Mexico a reasonable time to provide the device considering the region's limitations.
- The repatriation should not take place until the necessary arrangements with the family or medical institution that will receive the ill or disabled person are made.
- The repatriation should take place as early in the day as possible.

#### 4.3 Repatriation of mentally incapacitated persons


- The Consulate should be notified as soon as possible of the intended removal of a mentally incapacitated person and the repatriation should take place as soon as possible after the notification.
- The DHS participants and the Mexican Consulate will make every effort to obtain the medical file and all information about the mentally incapacitated person, including medical attention to be provided, as well as any information about any known family member of the person.
- The repatriation should take place as early in the day as possible.

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**ATTACHMENT 5**

**Property, valuables and money**

DHS participants should take all feasible steps, to ensure that all property valuables and money retained, are returned to the rightful owner at the time of repatriation at the Port of Repatriation.

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