



**Homeland  
Security**



## **LOCAL ARRANGEMENT FOR REPATRIATION OF MEXICAN NATIONALS**

The Consulate of Mexico in **Salt Lake City, Utah**, and the **Salt Lake City** Immigration and Customs Enforcement, Field Offices (Office of Investigations and Office of Detention and Removal) and the **Salt Lake City**, Field Office for Customs and Border Protection, 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 the United States and Mexico should be conducted in a manner that will be 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

Under this Arrangement:

The Consulate of Mexico in Salt Lake City, Utah, should take appropriate actions with respect to Mexican nationals found in, detained in or repatriated from the counties of see attachment A.

The Consulate of Mexico in Las Vegas, Nevada, should take appropriate actions with respect to Mexican nationals found in, detained in or repatriated from the counties of see attachment A - BIS.

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): Salt Lake City Office of Field Operations;
- b) Immigration and Customs Enforcement (ICE): Salt Lake City Detention and Removal Operations (DRO); Salt Lake City 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 this arrangement and is to be repatriated at a point of repatriation covered by another 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).

## **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. Consular notification should be made by fax at (801) 521-0534 for the Consulate of Mexico in Salt Lake City, Utah and by fax at (702) 838-0683 for the Consulate of Mexico in Las Vegas, Nevada or by phone (OR LIST APPROPRIATE CONTACTS IN ATTACHMENT B).

### **SECTION 5**

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

### **SECTION 6**

The DHS Participants should provide to the appropriate points of contact designated by the Mexican participants in Attachment 1 the names and appropriate information of Mexican nationals being directly repatriated at the ports of entry or from the borders of the United States for whom notifications have not previously been made but who are suspected of committing, or known to have committed criminal violations,

in the United States or Mexico, as well as those identified as being of special interest to the Government of Mexico. Such notification should be provided in a timely manner prior to any repatriation.

Local procedures should be developed as necessary to ensure that repatriation is accomplished in a coordinated manner through a mechanism developed by the appropriate officials of both countries when an individual who is suspected of committing, or known to have committed, criminal violations has been identified as being of special interest to the Government of Mexico in response to a previous notification.

## **SECTION 7**

The Participants should set forth the conditions for routine notification of repatriations of Mexican nationals from the interior, ports of entry, and at the border of the United States and Mexico. Notification of routine repatriations should be done in a manner consistent with logistical and operational needs.

The DHS Participants should whenever possible, consistent with logistical and operational needs, deliver to the appropriate Mexican Participants at established points 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.

The Mexican Participants should provide appropriate officials at the established points of repatriation to receive the requested information.

## **SECTION 8**

The Participants have established the points 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 points 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, pregnant women, 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 in a timely manner.

## **SECTION 12**

If additional preparation is required to receive an unaccompanied minor or an individual with medical, mental or other special needs, 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 Salt Lake City, Utah, on September 26, 2008, in two originals in Spanish and English languages, being both texts equally valid.**

FOR THE CONSULATE OF  
MEXICO IN SALT LAKE CITY, UTAH



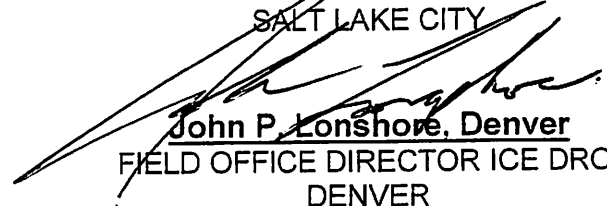
Eusebio Augusto Romero Esquivel  
*Acting Cónsul*

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

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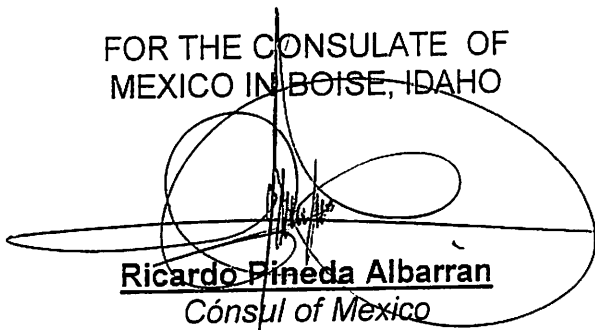


Steven M. Branch, Salt Lake City  
FIELD OFFICE DIRECTOR ICE DRO,  
SALT LAKE CITY



John P. Lonshore, Denver  
FIELD OFFICE DIRECTOR ICE DRO,  
DENVER

FOR THE CONSULATE OF  
MEXICO IN BOISE, IDAHO

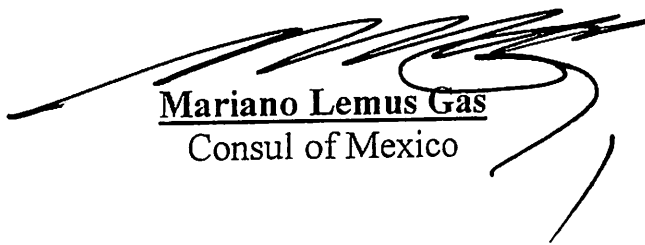


Ricardo Pineda Albarran  
*Cónsul of Mexico*



Richard Vigna  
ACTING DIRECTOR OF FIELD OPERATIONS  
CBP, San Francisco, CA

FOR THE CONSULATE OF  
MEXICO IN LAS VEGAS, NV



Mariano Lemus Gas  
Consul of Mexico

SAC

Leigh Winchell

AGENTE ESPECIAL A CARGO  
OFICINA DE INVESTIGACIONES  
BURO DE INMIGRACION, ICE, IO Seattle,  
WA

Michael Masto

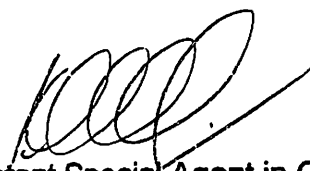
AGENTE ESPECIAL A CARGO  
OFICINA DE INVESTIGACIONES  
BURO DE INMIGRACION, ICE, IO Denver,  
CO

SAC NAME

Special Agent in Charge  
ICE OI Seattle Leigh Winchell

Special Agent in Charge  
ICE OI Denver Michael Masto



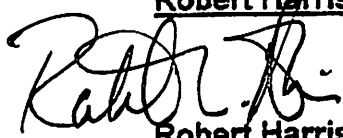


Assistant Special Agent in Charge  
ICE OI, Salt Lake City  
Jonathan Lines

Chief Name

Customs and Border Protection Office of  
the Border Patrol, Spokane Sector

Robert Harris



Robert Harris

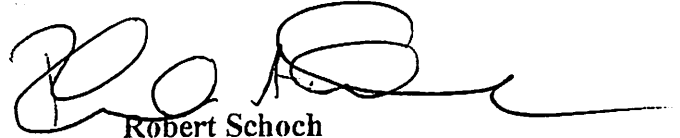
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ADUANAS Y PROTECCION FRONTERIZA,  
Spokane Sector.



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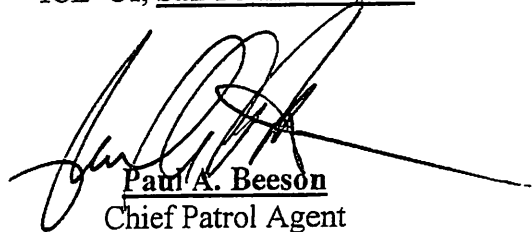
JEFE A CARGO DE LA OFICINA DE  
ADUANAS Y PROTECCION FRONTERIZA,  
Havre Sector.

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

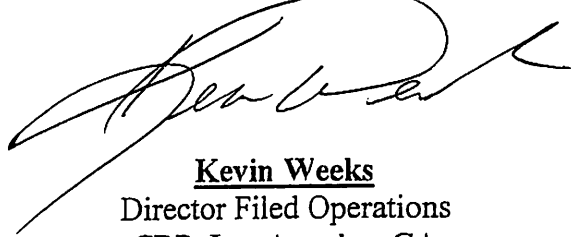


**Robert Schoch**  
Special Agent in Charge  
ICE DRO, Los Angeles, CA

**Mark Wollman**  
Special Agent in Charge  
ICE OI, San Francisco, CA



**Paul A. Beeson**  
Chief Patrol Agent  
CBP, Yuma, AZ Sector



**Kevin Weeks**  
Director Filed Operations  
CBP, Los Angeles, CA

## Attachment A

CONSULAR JURISDICTION OF THE CONSULATE OF MEXICO IN <b><u>Salt Lake City, UT</u></b>
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### Utah COUNTIES

1	Beaver	16	Piute
2	Box Elder	17	Rich
3	Cache	18	Salt Lake
4	Carbon	19	San Juan
5	Daggett	20	Sanpete
6	Davis	21	Sevier
7	Duchesne	22	Summit
8	Emery	23	Tooele
9	Garfield	24	Uintah
10	Grand	25	Utah
11	Iron	26	Wasatch
12	Juab	27	Washington
13	Kane	28	Wayne
14	Millard	29	Weber
15	Morgan		

### Idaho COUNTIES

1	Ada
2	Adams
3	Bannock
4	Bear Lake
5	Benewah
6	Bingham
7	Blaine
8	Boise
9	Bonner
10	Bonneville
11	Boundary
12	Butte
13	Camas
14	Canyon
15	Caribou
16	Cassia
17	Clark

### Montana COUNTIES

1	Beaverhead
2	Big Horn
3	Blaine
4	Broadwater
5	Carbon
6	Carter
7	Cascade
8	Chouteau
9	Custer
10	Daniels
11	Dawson
12	Deer Lodge
13	Fallon
14	Fergus
15	Flathead
16	Gallatin
17	Garfield

18	Clearwater	18	Glacier
19	Custer	19	Golden Valley
20	Elmore	20	Granite
21	Franklin	21	Hill
22	Fremont	22	Jefferson
23	Gem	23	Judith Basin
24	Gooding	24	Lake
25	Idaho	25	Lewis and Clark
26	Jefferson	26	Liberty
27	Jerome	27	Lincoln
28	Kootenai	28	McCone
29	Latah	29	Madison
30	Lemhi	30	Meagher
31	Lewis	31	Mineral
32	Lincoln	32	Missoula
33	Madison	33	Musselshell
34	Minidoka	34	Park
35	Nez Perce	35	Petroleum
36	Oneida	36	Phillips
37	Owyhee	37	Pondera
38	Payette	38	Powder River
39	Power	39	Powell
40	Shoshone	40	Prairie
41	Teton	41	Ravalli
42	Twin Falls	42	Richland
43	Valley	43	Roosevelt
44	Washington	44	Rosebud
		45	Sanders
		46	Sheridan
		47	Silver Bow
		48	Stillwater
		49	Sweet Grass
		50	Teton
		51	Toole
		52	Treasure
		53	Valley
		54	Wheatland
		55	Wibaux
		56	Yellowstone

## Wyoming COUNTIES

1	Big Horn	6	Sublette
2	Fremont	7	Sweetwater

3 Hot Springs  
4 Lincoln  
5 Park

8 Teton  
9 Uinta  
10 Washakie

Attachment A - BIS

CONSULAR JURISDICTION OF THE CONSULATE GENERAL OF MEXICO IN  
LAS VEGAS, NV

Nevada COUNTIES

- |    |            |
|----|------------|
| 1  | Carson     |
| 2  | Churchill  |
| 3  | Clark      |
| 4  | Douglas    |
| 5  | Elko       |
| 6  | Esmeralda  |
| 7  | Eureka     |
| 8  | Humboldt   |
| 9  | Lander     |
| 10 | Lincoln    |
| 11 | Lyon       |
| 12 | Mineral    |
| 13 | Nye        |
| 14 | Pershing   |
| 15 | Storey     |
| 16 | Washoe     |
| 17 | White Pine |

**Attachment B**

**Consular Notification  
For the Consulate of Mexico IN SALT LAKE CITY, UT**

FAX (801) 521-0534  
TEL. (801) 359-4843  
(801) 359-4766  
EXTS. 12, 13, 14,15 & 19

**Consular Notification  
For the Consulate of Mexico IN LAS VEGAS, NV**

FAX (702) 383-0683  
TEL. (702) 383-9129  
(702) 845-2629  
EXTS. 211, 212 & 215

Attachment 1  
DHS Participants

Office of Investigations

Leigh Winchell Special Agent in Charge Seattle

206-553

B6 & 7C

Michael Masto Special Agent in Charge Denver

303-721

Office of Detention and Removal

Steven M. Branch Field Office Director

801-313

B6 & 7C

John P. Longshore Field Office Director

303-371

Customs and Border Protection

Richard Vigna

415-744

B6 & 7C

Director of Field Operations San Francisco

Lashonda Jones

303-342

Director of Field Operations Denver

Robert Harris

509-353

B6 & 7C

Office of the Border Patrol, Spokane Sector

Brenna Neinast

406-262

Office of the Border Patrol, Havre Sector

Consulate of México, Salt Lake City, UTAH

Eusebio Augusto Romero Esquivel Acting Consul

801- 502

B6 & 7C



[Manuel Jose Morodo Fernandez](#)

Consul in Charge of the  
Department of Protection

[801-560](#) B6 & 7C

[Teresa Salazar de Bahena](#)

Consular Representative of  
Immigration Affairs

[801- 471](#) B6 & 7C

Consulate of México, **Boise, IDAHO**

[Ricardo Pineda Albarran](#)

Consul

[619- 778-](#) B6 & 7C

[Ana Mercedes Hernandez Fernandez](#)

Deputy Consul

[208- 850](#) B6 & 7C

Consulate of México, **Las Vegas, NEVADA**

[Mariano Lemus Gas](#)

Consul

[702-383](#) B6 & 7C

[Miriam Villanueva Ayon](#)

Deputy Consul

[702-845-](#) B6 & 7C

Schedule is missing

## Attachment 2

The participants have agreed to closely coordinate repatriations in a safe, humane, and orderly manner. In the interest of all participants, it is agreed that the primary vehicle for effecting repatriation will continue to be the utilization of the Justice Prisoner Alien Transport System (JPATS).

Under most circumstances, JPATS flights will continue to be staged at Salt Lake City and depart Salt Lake City International Airport every Thursday morning. Any changes to the JPATS schedule will be communicated to the Consulate of Mexico in Salt Lake City advance.

## Attachment 3

The Participants agree to report any incidents or allegations involving employees, in writing, as soon as possible, after the incident or allegation occurs. The relevant points of contact for matters of concern are listed below. In case of an emergency, reports may be made telephonically and followed by a written report.

### DHS Participants

#### Office of Investigations

**Michael Masto**  
Special Agent in Charge  
Denver, Colorado

**303-721-** B6 & 7C

**Leigh Winchell**  
Special Agent in Charge  
Seattle, Washington 98108

**206-553-** B6 & 7C

#### Office of Detention and Removal

**Steven Branch**  
Field Office Director  
5272 S. College Drive Suite 100  
Salt Lake City, Utah

**801-313-** B6 & 7C

**John Longshore**  
Field Office Director  
4730 Paris Street  
Denver, CO 80239

**303-371-** B6 & 7C

#### Customs and Border Protection

**Richard Vigna**  
Director of Field Operations CBP  
San Francisco, CA

**415- 744-** B6 & 7C

[Lashonda Jones](#)

[303-342](#) B6 & 7C

Director of Field Operations CBP  
Denver, Colorado

[Robert Harris](#)

[509-353](#) B6 & 7C

Office of the Border Patrol, [Spokane Sector](#)

[Brenna Neinast](#)

[406-262](#) B6 & 7C

Office of the Border Patrol, [Havre Sector](#)

## Consulate of México, Salt Lake City , UTAH

Consulate of Mexico  
Acting Consul

[Eusebio Augusto Romero Esquivel](#)

[801- 521-](#) B6 & 7C

155 S. 300 W., Suite 300  
Salt Lake City, Utah 84101

## Consulate of México, Boise, IDAHO

Consulate of Mexico  
Consul

[Ricardo Pineda Albarran](#)

[619- 778-](#) B6 & 7C

Provisional Address:  
720 Park Boulevard, Suite 260, 2nd. Floor  
Boise, IDAHO 83712

## Consulate of México, Las Vegas, NEVADA

Consulate of Mexico  
Consul

[Mariano Lemus Gas](#)

[702-383](#) B6 & 7C

330 South 4<sup>th</sup> Street  
Las Vegas, NV 89101

## Attachment 4

For all cases requiring additional preparation to receive an unaccompanied minor or an individual with medical, mental or other special needs, the DHS participants should coordinate directly with the Mexican Consulate to make the necessary arrangements prior to the removal.

It is also agreed that unaccompanied minors 17 years with criminal record will be repatriated via the Justice Prisoner Alien Transport System (JPATS).