



**Homeland
Security**



LOCAL ARRANGEMENT FOR REPATRIATION OF MEXICAN NATIONALS

The Consulates General of Mexico in Atlanta, Georgia and in Raleigh, North Carolina ("the Consulate") and the Atlanta Offices of Customs and Border Protection ("CBP") and Immigration and Customs Enforcement (Investigations 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

Under this Arrangement:

The Consulates General of Mexico in Atlanta, Georgia and in Raleigh, North Carolina, should take appropriate actions with respect to Mexican nationals found in, detained in or repatriated from the counties of (listed in ATTACHMENT A).

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

- a) Customs and Border Protection (CBP): Atlanta Office of Field Operations.
- b) Immigration and Customs Enforcement (ICE): Atlanta Detention and Removal Operations (DRO); Atlanta 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. Notification should be made by phone (at numbers listed in ATTACHMENT A) and by fax (at numbers listed in ATTACHMENT A).

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

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 as soon as possible 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, 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 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 Atlanta, Georgia this DATE, in two originals in the Spanish and English languages, being both texts equally valid.

**FOR THE CONSULATE GENERAL OF
MEXICO IN ATLANTA, GEORGIA**



Salvador De Lara Rangel
Consul General

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




Felicia S. Skinner
Field Office Director
Atlanta, Georgia
Detention and Removal Operations
Immigration and Customs Enforcement


**FOR THE CONSULATE OF MEXICO
IN RALEIGH, NORTH CAROLINA**



Rosa C. Curto
Consul of Mexico



Kenneth A. Smith
Special Agent in Charge
Atlanta, Georgia
Office of Investigations
Immigration and Customs Enforcement



Robert C. Gomez
Director Field Operations
Office of Field Operation, Atlanta
Customs and Border Protection

ATTACHMENT A

A. As discussed in Section 3, the applicable counties for DHS are listed below:

- 1) **State of Georgia**: all counties in the State of Georgia.
- 2) **State of North Carolina**: all counties in the State of North Carolina.
- 3) **State of South Carolina**: all counties in the State of South Carolina.

B. As discussed in Section 3, the applicable counties for the Consulates General of Mexico in Atlanta, Georgia and Raleigh, North Carolina, are listed below:

- 1) **State of Georgia**: all counties in the State of Georgia (jurisdiction of the Consulate General of Mexico in Atlanta, Georgia).
- 2) **State of North Carolina**: all counties in the State of North Carolina (jurisdiction of the Consulate General of Mexico Raleigh, North Carolina).
- 3) **State of South Carolina**: all counties in the State of South Carolina (jurisdiction of the Consulate General of Mexico Raleigh, North Carolina).

C. As discussed in Section 4, Consular notification and access, for cases arising in the jurisdiction of:

- 1) The Consulate General of Mexico in Atlanta, Georgia, DHS should make notification by phone at 404-266-2233, (extensions 232, 234 or 246) or 404-266-1913, 404-262-4447 (for emergencies 404-625-1706), and by fax at 404-266-2309, or use the alternate fax 404-266-2302.
- 2) The Consulate General of Mexico in Raleigh, North Carolina, DHS should make notification by phone at 919-754-0046, 919-754-1729, 919-754-1726, (for emergencies 919-796-3637) and by fax at 919-754-1729, or use the alternate fax 919-754-1726.

ATTACHMENT 1**DHS Participants, Atlanta, Georgia****Immigration and Customs Enforcement**

For the purposes of this agreement jurisdiction is the State of Georgia, the State of North Carolina, and the State of South Carolina.

Office of Detention and Removal Operations (DRO)

Felicia S. Skinner
Field Office Director- Georgia, North Carolina, and South Carolina
Tel. (404) 893- [REDACTED]
Cell (404) 925- [REDACTED] B6 & 7C
Fax (404) 893-1255
email: [REDACTED] B6 & 7C

[REDACTED] B6 & 7C

Assistant Field Office Director – Stewart Detention Center
Tel. (229) 838- [REDACTED]
Cell (229) 321- [REDACTED] B6 & 7C
Fax (229) 838-1219
email: [REDACTED] B6 & 7C

[REDACTED] B6 & 7C

Assistant Field Office Director – Atlanta Detained Cases
Tel. (404) 893- [REDACTED]
Cell (404) 925- [REDACTED] B6 & 7C
Fax (404) 893-1344
email: [REDACTED] B6 & 7C

[REDACTED] B6 & 7C

Assistant Field Office Director- North Carolina and South Carolina
6130 Tyvola Centre Drive
Charlotte, NC 28217
Tel. (704) 672- [REDACTED]
Cell (980) 722- [REDACTED] B6 & 7C
Fax (704) 672-6998
email: [REDACTED] B6 & 7C

[REDACTED] B6 & 7C

Supervisory Detention and Deportation Officer – Travel Unit
Tel. (404) 893- [REDACTED]
Cell (770) 925- [REDACTED] B6 & 7C
Fax (404) 893-1340
email: [REDACTED] B6 & 7C

B6 & 7C

Juvenile Coordinator/ Deportation Officer- Georgia, North Carolina and South Carolina

Tel. (404) 893-

Cell (404) 925-

Fax (404) 893-1341

email

Juvenile Deportation Officer- Washington, DC (202) 538-5581

Office of Investigations (OI)

B6 & 7C

Assistant Special Agent in Charge - Georgia/South Carolina

Tel. (404) 346-

Cell. (404) 227-

Fax (404) 346-2374

email:

B6 & 7C

Assistant Special Agent in Charge – North Carolina

Tel. (704) 679-

Cell. (704) 507-

Fax (704) 679-6143

email

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

Customs and Border Protection (CBP)

For the purposes of this agreement jurisdiction is the State of Georgia, the State of North Carolina, and the State of South Carolina.

Office of Field Operations, Atlanta

B6 & 7C

Assistant Director, Border Security

Tel. (678) 284-

Fax (678) 284-

Cel (404) 472-4156

email

B6 & 7C

Border Security Coordinator

Tel. (678) 284- [redacted] B6 & 7C

Fax (678) 284-5932

Cel (770) 527- [redacted] B6 & 7C

email: [redacted] B6 & 7C

Port of Atlanta

Stephen Kremer

Port Director

Tel. (404) 765- [redacted] B6 & 7C

Fax (404) 675-1231

Cel (404) 925- [redacted] B6 & 7C

email: [redacted] B6 & 7C

B6 & 7C

Assistant Port Director

Tel. (404) 765- [redacted] B6 & 7C

Fax (404) 765-5792

Cel (404) 557- [redacted] B6 & 7C

email: [redacted] B6 & 7C

B6 & 7C

Assistant Port Director

Tel. (404) 765- [redacted] B6 & 7C

Fax (404) 675-1231

Cel (404) 557- [redacted] B6 & 7C

email: [redacted] B6 & 7C

Port of Charlotte and Raleigh NC

Charlotte

Patty Fitzpatrick - Area Port Director – Charlotte/Raleigh

Office - 704 329- [redacted] B6 & 7C

Cell - 704 201-9654

Fax- 704-329- [redacted] B6 & 7C

email: [redacted] B6 & 7C

B6 & 7C

Asst PD-Pax

Cell – 980-722- [redacted] B6 & 7C

Office – 704-401- [redacted] B6 & 7C

Fax- 980-235-1674

email: [redacted] B6 & 7C

Ed Hiser, Chief CBPO –

Cell 980-722- [redacted] B6 & 7C

Office – 704-401- [redacted] B6 & 7C

Fax- 980-235-1674
email: [REDACTED] B6 & 7C

Raleigh (Port Director currently vacant)

Patty Fitzpatrick Area Port Director – Charlotte/ Raleigh
Office - 704 329 [REDACTED] B6 & 7C
Cell - 704 201 [REDACTED] B6 & 7C
Fax- 704-329-6103
email: [REDACTED] B6 & 7C

[REDACTED] B6 & 7C Supervisory CBPO
Cell – 1919-697 [REDACTED] B6 & 7C
Office – 919-467 [REDACTED] B6 & 7C
Fax – 919-467-0706
email: [REDACTED] B6 & 7C

[REDACTED] B6 & 7C CBPO
Cell – 919-369 [REDACTED] B6 & 7C
Office 919-467 [REDACTED] B6 & 7C
Fax – 919-467-0706
email: [REDACTED] B6 & 7C

Consulate General of México in Atlanta, Georgia

For the purposes of this Arrangement jurisdiction is the State of Georgia.

Salvador De Lara Rangel
Consul General
Tel. 404-266-2233
email: sdelara@sre.gob.mx

Ezequiel Morones Diaz
Deputy Consul General
Tel. 404-266 [REDACTED] B6 & 7C
email: emorones@sre.gob.mx

René David Mejía Quintana
Consul in Charge of the Protection Department
Tel. 404-266 [REDACTED] B6 & 7C
email: rmejiaq@sre.gob.mx

Raul Carlos Saavedra
Consul in Charge of Political and Economic Affairs
Tel. 404-266 [REDACTED] B6 & 7C
email: rsaavedra@sre.gob.mx

Irving Vidal Terrazas
Protection Department
Tel. 404-266 [REDACTED] B6 & 7C
email: iterrazas@sre.gob.mx

Jorge Ramos Valle
Protection Department
Tel. 404-266 [REDACTED] B6 & 7C
email: jramosv@sre.gob.mx

Consulate General of México in Raleigh, North Carolina

For the purposes of this Arrangement jurisdiction is the State of North Carolina and the State of South Carolina.

Rosa Clementina Curto Pérez
Consul of México in Raleigh,
Tel. 919-754 [REDACTED] B6 & 7C
email: rcurto@consulraleigh.com

Felix Herrera Herrera
Head of the protection department
Tel 919-754-0046, ext [REDACTED] B6 & 7C
Cell 919-796 [REDACTED] B6 & 7C
email: fherrera@consulraleigh.com

Abril Marcela Torres Samaniego
Immigration Affairs
Tel. 919-754-0046 ext. [REDACTED] B6 & 7C
email: atorres@consulraleigh.com

Other phone lines:

919-754 [REDACTED] B6 & 7C
919-754 [REDACTED] B6 & 7C

Facsimile lines:

919-754-1729,
919-754-1726

Emergency phone number: 919-796-3637

ATTACHMENT 2**Ports of Repatriation, Schedules of Repatriation and Conditions
for Routine Notification of Repatriations of Mexican Nationals**

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 scheduled flights from the ICE Flight Operation Unit (FOU) located in Kansas City, or the Justice Prisoner Alien Transport System (JPATS).

Under most circumstances, FOU/JPATS flights will continue to be staged at the Stewart Detention Center (males), Etowah County Detention Center (females) or Atlanta City Detention Center (males) and depart from the Columbus Metropolitan Airport located in Columbus, Georgia, every Tuesday and Thursday morning. However, weather and other unpredictable factors can delay flight schedules. ICE may adjust schedules or add additional flights as needed. ICE will communicate any substantial changes to the JPATS schedule to the Consulate General of Mexico in Atlanta in advance of change.

ICE will communicate the repatriation of known fugitives wanted by the Government of Mexico to the Consulate General of Mexico in Atlanta in advance of removal.

As discussed in Section 12, this attachment is not intended to address unaccompanied minors or persons with certain medical conditions, including mental disorders, that are determined to require other means of transportation. Attachment 4 addresses unaccompanied minors and persons with medical conditions determined to require other means of transportation.

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, Atlanta, Georgia

Office of Detention and Removal (DRO)

B6 & 7C

404-893- B6 & 7C

Atlanta, Ga. 30303

Office of Investigations (OI)

B6 & 7C

404-346- B6 & 7C

East, Point, GA

Customs and Border Protection (CBP)

B6 & 7C

678-284- B6 & 7C

Suite B6 & 7C
College Park , GA 30349

The Consulates General of Mexico

Consulate General of México in Atlanta, Georgia

Consul General Salvador De Lara Rangel
2600 Apple Valley Road
Atlanta, GA 30319

404-266- B6 & 7C

Consulate General of México in Raleigh, NC

Consul of Mexico Rosa Clementina Curto Pérez
336 E. Six Forks Rd.
Raleigh, NC 27609

919-754- B6 & 7C

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 of age with criminal record will be repatriated via the ICE Flight Operation Unit (FOU) flights or the Justice Prisoner Alien Transport System (JPATS).

The DHS participants agree to notify the Consulate General of México as soon as practical when unaccompanied minors or persons with certain medical conditions, including mental disorders are arrested.

The phrase "timely manner" as used in Section 11 of this Arrangement, means as soon as practical after notification from the Consulate General of Mexico that satisfactory arrangements for repatriation are in place.