

If ICE comes to Church

Just as at home, in private or restricted areas of the church, staff or volunteers do not have to open the door to ICE or law enforcement without seeing a judicial warrant first. **However, situations involving law enforcement may be high-stress and dynamic, even risk-filled. Pay attention to your own safety.**

Know your rights:

- ICE officials are not permitted to enter the building or (if the building is open) move beyond the main lobby unless they have a judicial warrant (see below) and an employee escort.
- Ask for identification.
- If there is a deacon or priest serving your congregation, notify them immediately; inform the Wardens.
- Notify Canon Rosalind Hughes: rughes@dohio.org; 216 774 0456.
- Take a copy of the ICE official's credentials and request the official's business card.
- If the ICE official refuses to provide identification, politely stop the conversation and ask the individual to leave the building.
- Exercise your right to remain silent; do not share any information about parishioners, clients, or staff.
- Do not sign any documents that ICE provides to you.
- Do not provide any documents or verification of any information to the ICE official without a warrant.
- After the encounter, send all information relating to the incident to Canon Rosalind Hughes.

An **administrative warrant** can be self-issued by an agency such as ICE; it allows law enforcement to detain a person in public places;

A **judicial warrant** is needed to enter private spaces without invitation or permission. A judicial warrant should have the name of the person being sought, the location in which the warrant is to be exercised, the date by which the warrant is to be exercised, and the signature of a judge or magistrate.

JUDICIAL WARRANT

A judicial warrant issued by a court; Una orden judicial es emitida por una corte

UNITED STATES DISTRICT COURT
for the
District of New Jersey

In the Matter of the Search of
(Briefly describe the property to be searched
or identify the person by name and address)
123 Broad Street, Newark, NJ, Apt. 4

A judicial warrant includes the address being searched; Una orden judicial incluye la dirección de la búsqueda

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government of the following person or property located in the _____ District of _____ requests the search _____

123 Broad Street, Newark, NJ; Apt. 4 and all common hallways and lobby of building

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property described above, and that such search will reveal identity of person _____ describe the property to be seized: John Doe, A-123-456-789, a deportee, with convictions for crimes involving moral turpitude. Goods stolen from XYZ Retail at 123 Commerce Street, Newark, NJ on April 1, 2017, in a robbery allegation involving John Doe.

A judicial warrant includes the time when the search must take place; Una orden judicial incluye el tiempo cuando la búsqueda debe de ocurrir

YOU ARE COMMANDED to execute this warrant on or before April 24, 2017 (not to exceed 14 days)
 in the daytime 6:00 a.m. to 10:00 p.m. at any time in the day or night because good cause has been established.

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or whom (his) premises the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return this warrant and inventory to _____ Jane Smith, U.S.M.J. (United States Magistrate Judge)

Pursuant to 18 U.S.C. § 3103a(b), I find that immediate notification may have an adverse result listed in 18 U.S.C. § 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized (check the appropriate box):
 for _____ days (not to exceed 30) until the facts justifying the later specific date of _____.

Date and time issued: 04/10/2017 10:00 am

City and state: Newark, NJ

A judicial warrant must be signed by a judge; Una orden judicial tiene que estar firmado por una jueza

Jane Smith
Jane Smith, United States Magistrate Judge
Printed name and title

ADMINISTRATIVE WARRANT

DEPARTMENT OF HOMELAND SECURITY
U.S. Immigration and Customs Enforcement

WARRANT OF REMOVAL/DEPORTATION

An administrative warrant is issued by DHS or ICE, not a court; Una orden administrativa de ICE es emitida por DHS o ICE, no una corte

File No: _____ Date: _____

To any Immigration officer of the United States Department of Homeland Security:

(Full name of alien)

who entered the United States at _____ on _____ (Place of entry) (Date of entry)

is subject to removal/deportation from the United States, based upon a final order by:

an immigration judge in exclusion, deportation, or removal proceedings
 a designated official
 the Board of Immigration Appeals
 a United States District or Magistrate Court Judge

and pursuant to the following provisions of the Immigration and Nationality Act:

I, the undersigned officer of the United States, by virtue of the power and authority vested in the Secretary of Homeland Security under the laws of the United States and by his or her direction, command you to take into custody and remove from the United States the above-named alien, pursuant to law, at the expense of _____

An ICE administrative warrant is signed by an immigration officer or an immigration judge; Una orden administrativa de ICE es firmada por un oficial de Inmigración o por un juez de Inmigración

(Signature of immigration officer)

(Title of immigration officer)

(Date and office location)