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WITHDRAWAL SHEET

Ronald Reagan Library

Collection: ROBERTS, JOHN G.: Files

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File Folder: Immigration & Naturalization [12] OA12662

Date: 2/12/98

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
1. memo	Roberts to Fred Fielding re: case before U.S. immigration. 2p.	12/20/83	PS B6
2. memo	Roberts to Linas Kojelis re: correspondence from Edward Rubel. 1p.	01/16/85	PS B6
3. letter	Kojelis to Elliott Abrams re: same subject as item 2. 1p., partial.	01/18/85	PS B6 CB 12/14/00

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P-1 National security classified information [(a)(1) of the PRA].
- P-2 Relating to appointment to Federal office [(a)(2) of the PRA].
- P-3 Release would violate a Federal statute [(a)(3) of the PRA].
- P-4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA].
- P-5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA].
- P-6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA].

C. Closed in accordance with restrictions contained in donor's deed of gift.

Freedom of Information Act - [5 U.S.C. 552(b)]

- F-1 National security classified information [(b)(1) of the FOIA].
- F-2 Release could disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA].
- F-3 Release would violate a Federal statute [(b)(3) of the FOIA].
- F-4 Release would disclose trade secrets or confidential commercial or financial information [(b)(4) of the FOIA].
- F-6 Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA].
- F-7 Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA].
- F-8 Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA].
- F-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA].

RONALD W. REAGAN LIBRARY

THIS FORM MARKS THE FILE LOCATION OF ITEM NUMBER 1 LISTED ON THE
WITHDRAWAL SHEET AT THE FRONT OF THIS FOLDER.

THE WHITE HOUSE

WASHINGTON

December 20, 1983

MEMORANDUM FOR MORTON C. BLACKWELL
SPECIAL ASSISTANT TO THE PRESIDENT
FOR PUBLIC LIAISON

FROM: FRED F. FIELDING *Orig. signed by FFF*
COUNSEL TO THE PRESIDENT

SUBJECT: Dr. Peter Ng's Case Before
U.S. Immigration

You forwarded to this office a letter you received from Bob Jones III, requesting the White House to intervene on behalf of a private party with an application pending before the INS. A copy of our reply to Jones is attached for your information.

Attachment

FFF:JGR:aea 12/20/83
cc: FFFielding/JGRoberts/Subj/Chron

THE WHITE HOUSE

WASHINGTON

December 20, 1983

Dear Mr. Jones:

Your letter of October 26, 1983 to Morton Blackwell has been referred to this office for consideration and response. In that letter and accompanying materials you outlined the circumstances surrounding Dr. Peter Ng's pending application before the Immigration and Naturalization Service (INS), and requested that the White House intervene to help Dr. Ng.

I must advise you that established White House policy does not permit such intervention on behalf of private parties with respect to matters those parties have pending before agencies with adjudicative functions, such as INS. The purpose of this policy is to maintain public confidence in the impartial administration of our laws. Accordingly, we cannot intervene with the INS on Dr. Ng's behalf.

I hope you will understand the reasons for our policy. I am sorry that we cannot be more responsive to your request.

Sincerely,

Orig. signed by FFF

Fred F. Fielding
Counsel to the President

Mr. Bob Jones III
President
Bob Jones University
Greenville, SC 29614

FFF:JGR:aea 12/20/83
bcc: FFFielding/JGRoberts/Subj/Chron

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WASHINGTON

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Counsel to the President

Mr. Bob Jones III
President
Bob Jones University
Greenville, SC 29614

FFF:JGR:aea 12/20/83
bcc: FFFielding/JGRoberts/Subj/Chron

ID # _____

END

- INCOMING**

Date Correspondence
Received (YY/MM/DD)

Bob Jones III

- User Codes:** (A) _____ (B) _____ (C) _____

Subject: Dr. Peter Ng's case before U.S. Immigration

DISPOSITION

Code	Completion Date
YY/MM/DD	

PLBIAC

ORIGINATOR

9B, 21, 27

1

✓ Fred Fielding

Referral Note:

D 2312101

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WAT 18

Referral Note:

D 83112102

58311212

Referral Note:

1. 1

1

Referral Note:

111

1

Referral Note:

DISPOSITION CODES:

A - Answered C - Completed
B - Non-Special Referral S - Suspended

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments:

1983 DEC -1 PM 5: 53

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NORTH HASKELL SLAUGHTER YOUNG & LEWIS
PROFESSIONAL ASSOCIATION

800 FIRST NATIONAL - SOUTHERN NATURAL BUILDING

BIRMINGHAM, ALABAMA 35203

TELEPHONE (205) 251-1000

TELECOPIER (205) 324 1133

PERRY ELIZABETH PEARCE

October 4, 1983

U.S. Immigration & Naturalization Service
Room 1408 Federal Building
75 Spring Street, S.W.
Atlanta, Georgia 30303

Re: Eng Hoe Ng; Case No. A26 841 781

Dear Sirs:

I am writing in response to your decision to deny the application for status as a permanent resident of Eng Hoe Ng in the above-numbered case.

We submit that the District Office should reconsider the denial of Reverend Ng's application. The letter received by Reverend Ng from the District Office states that he was denied adjustment of his status to that of a lawful permanent resident which he had requested pursuant to the provisions of Section 101(a)(27)(C) of the Immigration and Naturalization Act on the basis that he was not carrying on the vocation of minister.

The basis for the District Office's denial was their belief that Reverend Ng had not established that he had been a minister the entire two years immediately preceding the submission of his application. Reverend Ng's position, substantiated by Calvary Bible College, is that Reverend Ng has in fact been an ordained minister for over 20 years and has continued to carry on the vocation of minister during the two years immediately preceding the time of his application. Evidently, the District Office has considered that Reverend Ng's employment by Calvary Bible College as a Professor of Religion negates Reverend Ng's position that he has been a minister for the entire two years preceding submission of this application. Such a decision is contrary to the evidence in this case. We believe that a rehearing should be granted in this case for two reasons: First, Reverend Ng was not represented by counsel in Atlanta at the time he filed his papers. Accordingly, we are filing a Notice of Appearance to advise the District Office that counsel should be present. Second, Reverend Ng has available additional evidence that will substantiate that he has been an ordained minister of religion for over twenty (20) years and has continued to carry on that vocation. This evidence consists of affidavits as well as direct testimony of respected members of the religious and business community in Birmingham.

UNITED STATES DEPARTMENT OF JUSTICE
IMMIGRATION AND NATURALIZATION SERVICE
75 Spring Street, S.W. Room 1408
Atlanta, Georgia 30303

VIA CERTIFIED MAIL

Eng Hoe NG
338 2nd Street West
Birmingham, AL 35204

Refer To This File No.
A26 841 781
SC/Exams/clf
Date:

SEP 19 1983

DECISION ON APPLICATION FOR STATUS AS PERMANENT RESIDENT

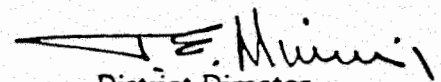
Upon consideration, it is ordered that your application for status as a permanent resident be denied for the following reasons:

SEE ATTACHMENT

You are granted to _____ to effect your departure from the United States voluntarily, without the institution of proceedings to enforce your departure. You must notify this office before that date on the enclosed card (Form I-438) of the arrangements you have made to depart from the United States. *At the time of your departure from the United States, do not fail to surrender Form I-94, Arrival-Departure Record, in accordance with the instructions on that form.*

If you fail to depart from the United States by the date specified, proceedings will be instituted to enforce your departure. You may renew your application for status as a permanent resident during such proceedings.

Sincerely yours,


District Director

Enclosure(s)

- ☐ I-438
- ☐ I-94
- ☐ Passport
- ☐

Applicant seeks adjustment of status to that of a lawful permanent resident of the United States as a special immigrant, pursuant to the provisions of Section 101(a)(27)(C) of the Immigration and Nationality Act, which states in pertinent part:

"... an immigrant who continuously for at least two years preceding the time of his application for admission to the United States has been, and who seeks to enter the United States solely for the purpose of carrying on the vocation of minister of a religious denomination ...".

The record reflects that the applicant last entered the United States as visitor for pleasure on May 27, 1982, and subsequently had his nonimmigrant classification changed to that of an alien of distinguished merit and ability (H-1). The petitioner, Calvary Bible College, sought his services as an instructor in their institution in Kansas City, Missouri. The applicant's authorized stay in the United States as an H-1 nonimmigrant expires on June 30, 1984. His stay was authorized for the purpose of continuing to render his services to Calvary Bible College. At the time of applying for his last extension of stay as an H-1 nonimmigrant in June of 1983, the applicant was still employed as a professor at Calvary Bible College.

In view of the record in this case it has not been established that the Reverend Eng Ng has been a minister for the entire two years immediately preceding the submission of his application and he is not eligible for special immigrant classification.

ATTACHMENT TO FORM I-291 DATED: SEP 19 1983
FILE: A26 841 781

CALVARY BIBLE COLLEGE



Kansas City, MO 64147 - Phone (816) 322-0110

he

September 16, 1983

U. S. Immigration & Naturalization Service
75 Spring Street, S.W.
Room 1408, Federal Building
Atlanta, Georgia 30303

RE: Case #A26841781

Dear Sirs:

I am writing to you for clarification regarding the status of Dr. Peter Ng.

Each year, Calvary Bible College seeks to strengthen its Missions Department by bringing to our campus an individual who is given the title of Missionary in Residence. This one is able to challenge our students because of his extended service on the mission field.

Since I attended Dallas Theological Seminary with Dr. Ng and knew of his work among the slum people in Singapore and other Asian countries, I asked him to come to Calvary for the position of Missionary in Residence for the 1982-83 school year. Dr. Ng is a very capable teacher and our students have enjoyed his ministry.

Late in 1983, Dr. Ng desired to demonstrate to our students in this country what he has done in the Far East by establishing mission works among the slum people. He sought for a suitable location here in Kansas City and St. Louis, Missouri. However, the best location appeared to be in Birmingham, Alabama.

I wrote a letter to the Kansas City Immigration office stating the change in Dr. Ng's address but affirming that he would still be under the supervision and authority of the college. Our local office did not object to his being classified as a teacher of missions by extension courses. They were concerned that we still be responsible for his support and be in ready contact with him. This we have done. I personally have been in regular contact with Dr. Ng, often on more than a once per week basis. We are concerned that his material needs are being met and that his teaching of missions and establishing of a work for the poor in the slum areas meet with the requirements of our school.

Building Christian Character for Effective Ministry!





STATE OF ALABAMA

GOVERNOR'S OFFICE

MONTGOMERY 36130

GEORGE C. WALLACE
GOVERNOR

September 30, 1983

TO WHOM IT MAY CONCERN

From what I have heard from various individuals I understand that Rev. Dr. Peter Ng and his family are ministering the Gospel to the poor and needy in various parts of Birmingham.

They are apparently filling a need in these communities, especially to the poor, aged, handicapped and the children.

Your consideration in allowing them to continue their ministry will be appreciated.

Sincerely yours,

George C. Wallace

GCW:mm

TENANTS' COUNCIL OF SOUTHTOWN

2501 - 8TH AVENUE, SOUTH
BIRMINGHAM, ALABAMA 35233

August 29, 1983

TO WHOM IT MAY CONCERN:

RE: MINISTRY OF REV DR PETER NG IN BIRMINGHAM, ALABAMA

It is my pleasure to introduce missionaries Rev Dr Peter Ng and family who are ministering the Gospel of Christ to the poor and needy in Birmingham housing projects of-- Elyton Village, Metropolitan Gardens, Smithfield and Southtown, and elsewhere.

Their ministry to the total man in the totality of his needs consists of measures physical, educational & social and spiritual. Their physical ministry: 1. Games like soccer and other indoor ones have been conducted for children. 2. Dr Ng activates nerves and blood circulation through acupress. 3. Dr Ng drives the sick, aged and handicapped to hospitals, clinics and stores. 4. Dr Ng coordinates with christian doctors to visit and treat the overly sick and aged. 5. Mrs Ng cooks and supplies Saturday meals for the disabled, sick and aged. 6. The Ng family encourage and challenge christians and churches to donate foods, clothings, shoes, etc to help the poor. Their educational & social ministry: 1. Mrs Ng gives free tuition lessons to backward children. 2. The Ng family offer counselling for children, youths, adults and aged regarding careers, matrimony, family upbringing, social problems and adjustments, etc. 3. The Ngs have organised an excursion for the elderly folks to the zoo. Their Spiritual ministry: 1. The Ngs' desire to bring Christ and the church to the unchurched and lost through holding Sunday School and 3 worship services in the housing projects. 2. Dr Ng conducts preaching and Holy Communion sessions with the shut-ins individually. 3. Dr Ng teaches a weekly Bible Study Class of 80 elderly handicapped at community center of Elyton Village. 4. The Ng family runs a phone service called, "Dial For God's Word" which has been instrumental in encouraging many who have reading problems, to hear the Word of God. 5. Last June saw the Ngs conduct 3 weeks of Children's Gospel Rallies at 3 housing projects much to the enjoyment and blessing of hundreds of poor kids. 6. Dr Ng visits night transients with the Gospel, biscuits and hot coffee; and he has been preaching in county and city jails.

Therefore, any services rendered to the Ng family who live by faith, shall be in a very real sense, rendered to us. Thanks.

Yours truly,

Bennerea Daniel

Bennerea Daniel

Commissioner, Housing Authority of the Birmingham District
Coordinator, Mustard Seed Program

HOUSING AUTHORITY OF THE BIRMINGHAM DISTRICT

ELYTON VILLAGE
31 4th Court West
Birmingham, Alabama 35204

To Whom It May Concern:

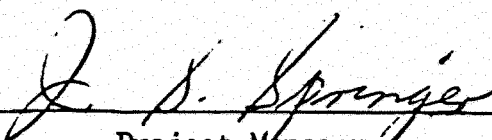
RE: REV. DR. PETER NG'S MINISTRY IN BIRMINGHAM, ALABAMA

I hereby certify that missionaries Rev. Dr. Peter Ng and family have been and are still ministering the Gospel of Jesus Christ to the poor and needy in the housing projects of Elyton Village, Metropolitan Gardens, Smithfield and Southtown in Birmingham, AL.

Their ministry consists of visiting homes especially to the aged, sick, handicapped and shut-ins to whom Dr. & Mrs. Ng would preach and teach the Bible, hold Holy Communion, do acupress, and pray for them. Dr. Ng drives the sick and handicapped to hospitals, clinics, and stores; and coordinates christian doctors to visit and treat shut-ins and overly sick ones. The Ngs cook and supply free Chinese meals for those who are too weak and to the handicapped every Saturday. Mrs. Ng gives free tutoring lessons to slow students. Juvenile, youth, adult and family counselling is available at all times. The Ngs maintain a daily phone ministry called, "Dial For God's Word" through which many desperate souls, even suicidals have been reached and saved. Through the Ngs, christians and churches have been encouraged and challenged to supply the poor with foods, clothings, shoes, etc. Dr. Ng also teaches the weekly Bible Study Class of 80 elderly, handicapped citizens at the community center of Elyton Village. Last June the Ng family conducted three weeks of Children Gospel Rallies at three housing projects much to the enjoyment and blessing of the children. Recently they have organized an excursion for the elderly folks to go to the zoo. To bring Christ and church to the unchurched and lost, the Ng family conduct a Sunday School and three worship services in the housing projects' ministry, Dr. Ng has been to the county and city jails to preach; and his weekly nights are dotted with visitation to transients with his Bible, biscuits, and hot coffee.

Dr. Ng and his family have been a real asset and blessing to our community especially the poor, aged, handicapped aged, and children. Anything that is done to help them to continue their ministry here is helping us. Thank you.

Yours faithfully,


Project Manager



U.S. Department of Justice
Office of the Deputy Attorney General

2/1

To: John Roberts

From: Roger Clegg

Here is an added Friday
bonus for you. I told your
still charming secretary about
this case this afternoon.

file w/ other
Cuban stuff

OFFICE OF THE CLERK
SUPREME COURT OF THE UNITED STATES
WASHINGTON, D. C. 20543

February 1, 1985

Re: Moises Garcia-Mir, et al. v. William French
Smith, Attorney General of the United States,
A-582

To all counsel:

Your application to vacate stay order issued by the Eleventh Circuit in the above-entitled case has been presented to Justice Rehnquist, who has endorsed thereon the following:

"2/1/85. Denied
WHR"

Enclosed is a copy of the memorandum opinion issued by Justice Rehnquist on February 1, 1985 in connection with the denial of the application to vacate stay in the above-entitled case.

Very truly yours,

ALEXANDER L. STEVAS, Clerk

By

Francis J. Lorson
Chief Deputy Clerk

VMM

cc: Hon. Rex E. Lee
Solicitor General

Clerk, U.S. Court of Appeals
for the Eleventh Circuit
(Your Nos. 84-8993 & 85-8043)

SUPREME COURT OF THE UNITED STATES

No. A-582

MOISES GARCIA-MIR, ET AL., APPLICANTS *v.* WILLIAM FRENCH SMITH, ATTORNEY GENERAL OF THE UNITED STATES, ET AL.

ON APPLICATION TO VACATE STAY

[February 1, 1985]

JUSTICE REHNQUIST, Circuit Justice.

Applicants are members of a class of Cuban nationals who unlawfully entered the United States as part of the Mariel boatlift in 1980. They have been detained in the federal penitentiary in Atlanta pending Cuba's willingness to accept their return, and have had final orders of exclusion entered against them by the Board of Immigration Appeals. The instant proceedings are the most recent stage of litigation which has lasted for more than four years. Attorneys for the class have sought to reopen the administrative exclusion hearings of two individual class members on the theory that they belong to a "social group," defined as the Mariel boatlift participants, whose members allegedly would be subject to persecution if returned to Cuba, thus making them eligible for consideration for asylum. See 8 U. S. C. §§ 1101(a)(42)(A), 1158. The parties stipulated that the decisions on the two individual motions to reopen "will be binding on all asylums/withholding of deportation issues relating to membership in the Freedom Floatilla as a social group," but they also expressly provided that the decisions would have no binding effect over the determinations of other class members "with respect to statutory and regulatory exceptions to asylum/withholding eligibility."

The Board of Immigration Appeals denied the two test motions to reopen on the ground that the aliens had not pre-

sented a *prima facie* case of persecution. The District Court ruled on October 15, 1984, that the aliens had presented sufficient evidence of a likelihood of persecution and, therefore, that the Board had abused its discretion in failing to reopen the test cases. The District Court remanded the test cases to the Board and set aside all outstanding orders of exclusion.

Meanwhile, the United States and Cuba on December 14, 1984, concluded an agreement on immigration matters in which Cuba consented to the return of 2,746 named boatlift participants in exchange for the resumption of this Country's normal processing of preference immigration visas for Cuban nationals. The agreement limits the number of boatlift participants that may be returned to 100 per month, except that, if fewer than 100 are returned in a calendar month, the shortfall may be made up in subsequent months up to a total of 150 returnees per month. The Cuban government apparently has indicated that it will not mistreat anyone returned under the agreement. Respondents contend that the United States will be severely prejudiced by any delay in carrying out this agreement because Cuba may refuse at some future time to complete its end of the bargain after it has received the domestic political benefits of the eased immigration to this Country.

The Government appealed the District Court's October 15, 1984, order and sought a stay pending appeal, which was denied by the District Court. The Court of Appeals for the Eleventh Circuit granted a partial stay on January 16, 1985, which it modified by order of January 24, 1985. The net effect of the stay as modified is threefold: first, to stay the vacation and remand of all outstanding orders of exclusion; second, to acknowledge the Government's voluntary agreement not to deport any class members until February 8, 1985; and third, to prohibit the Government from taking any "action to return to Cuba any of those class members identified in the stipulations who claim eligibility for asylum on the ground that they have a well-founded fear of persecution because of

membership in the social group, and who are not returnable under subsection 2 of 8 U. S. C. § 1253(h), until such time as the issues on this appeal are resolved or until further order of this Court" (footnotes omitted). Applicants seek to have this stay set aside or further modified.

A stay granted by a court of appeals is entitled to great deference from this Court because the court of appeals ordinarily has a greater familiarity with the facts and issues in a given case. See *Bonura v. CBS, Inc.*, 459 U. S. 1313 (1983) (WHITE, J., in chambers); *O'Connor v. Board of Education*, 449 U. S. 1301, 1304 (1980) (STEVENS, J., in chambers); *Coleman v. PACCAR, Inc.*, 424 U. S. 1301, 1304 (1976) (REHNQUIST, J., in chambers). There is no need to evaluate applicants' likelihood of success on the merits; they simply have not made a showing of irreparable injury which would warrant interference with the partial stay granted by the Court of Appeals. The Court of Appeals merely refused to further delay deportation of class members who would not be eligible for asylum under the "social class" theory even if the two individual test motions were ultimately successful on the merits. These are persons who are excludable and not entitled to asylum under 8 U. S. C. § 1253(h)(2) because they have committed serious crimes or they otherwise pose a danger to the security of the United States. There is no reason to grant these individuals automatic relief simply because some of their fellow class members may be eligible to be considered for asylum.

Under the partial stay, every class member may pursue his own individual remedies during the pendency of the appeal and, if he is not excludable under § 1253(h)(2), prevent his deportation. In fact, the terms of the partial stay shift to the Government the burden of proving that the alien is within that statutory provision before he may be excluded, when ordinarily the burden would be on the alien to prove his entitlement to remain in this country. Applicants' principal argument against the partial stay is that requiring individual

motions to reopen would present significant administrative difficulties. Each of the more than 1,500 class members will have to file individual motions to reopen. The necessary balancing of these difficulties against the prejudice to the Government from further delay is something the Court of Appeals is in a far better position than this Court to do. The specificity of the partial stay order indicates that it was drafted with some care and that it endeavors to reflect a considered balancing of the various interests at issue. This Court is not in a position to second-guess a balancing of this kind.

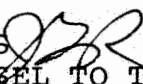
The application is denied.

THE WHITE HOUSE

WASHINGTON

February 26, 1985

MEMORANDUM FOR BRANDEN BLUM
LEGISLATIVE ANALYST
OFFICE OF MANAGEMENT AND BUDGET

FROM: JOHN G. ROBERTS 
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: Draft Testimony on Immigration
and Refugee Policy

Counsel's Office has reviewed the above-referenced
testimony, and finds no objection to it from a legal
perspective.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1 / 1Name of Correspondent: Dr. Edward Rubel☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Fyodor Fedorenko

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>PLKOJE</u>	ORIGINATOR	<u>8510107</u>		<u>C</u>	<u>8510107</u>
<u>✓ CUFIEL</u>	Referral Note: <u>A</u>	<u>8510107</u>			<u>1 / 1</u>
<u>COAT18</u>	Referral Note: <u>R</u>	<u>8510111</u>		<u>S</u>	<u>8510121</u>
	Referral Note: <u>DDI</u>	<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:	<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:	<u>1 / 1</u>			<u>1 / 1</u>

ACTION CODES:

A - Appropriate Action
 C - Comment/Recommendation
 D - Draft Response
 F - Furnish Fact Sheet
 to be used as Enclosure

I - Info Copy Only/No Action Necessary
 R - Direct Reply w/Copy
 S - For Signature
 X - Interim Reply

DISPOSITION CODES:

A - Answered
 B - Non-Special Referral
 C - Completed
 S - Suspended

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Type of Response = Initials of Signer
 Code = "A"
 Completion Date = Date of Outgoing

Comments: _____

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EDUARD RUBEL, DR. OF SC.

University of Tartu (Dorpat) Estonia
Kaiser-Wilhelm-Institute (now Max Planck) Seestadt Rostock
Georg-August University at Gottingen, University Stuttgart-Hohenheim Germany

TEL.: (516) 481-2291

244 WOODLAWN ROAD
WEST HEMPSTEAD, N.Y. 11552

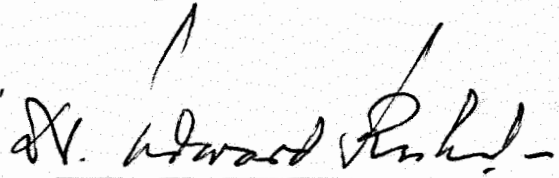
283940

Mr. Linas Kojelis
Associate Director of Public Liason
White House
Washington, D.C., 20500

Sir:

We are sending you a copy of a letter we sent to
the President, and would very much appreciate your
bringing this serious question to his personal attention.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Ed. Edward Rubel', written over a horizontal line.

/ Edward Rubel./

Affiliations:

Member of the Board
of the Captive Nations
Committee, Inc.
Life Member of the Repub-
lican Party National Committee.
Active Member of the N.Y.
Academy of Science.

Captive Nations Committee, Inc.

P.O. Box 540, New York, N.Y. 10028, U.S.A.

HON. MATTHEW J. TROY SR., Honorary President

DR. IVAN DOCHEFF, Honorary President



HORST A. UHLICH
President

Reply to: C.N.C. COMMITTEE OF DOCTRINE AND RESOLUTIONS
EDWARD RUBEL, DR. OF SC., CHAIRMAN
244 Woodlawn Road, West Hempstead, N.Y. 11552
Tel.: (516) 481-2291

The Honorable Ronald Reagan
White House
Washington, D.C. 20500

Re: Deportation of Eastern
European nationals.

**Captive
Nations
Include:**

Afghanistan
Albania
Armenia
Azerbaijan
Bulgaria
Byelorussia
Cambodia
China
Crimean Tartars
Cossackia
Croatia
Cuba
Czechia
E. Germany
Estonia
Georgia
Hungary
Idel ural
Karatchays
Laos
Latvia
Lithuania
Mongolia
No. Caucasus
North Korea
North Vietnam
Poland
Romania
Serbia
Slovakia
Slovenia
South Vietnam
Tibet
Turkestan
Ukraine

Mr. President:

Captive Nations people in Europe and elsewhere, and tens of millions of Americans of Captive Nations ancestry here, are shocked and saddened by your inaction in allowing your Administration to deport to the evil empire of Soviet Russia an old, dying man, the Ukrainian refugee Fyodor Fedorenko, who is reportedly senile, and does not understand much of what is going on.

The Office of Special Investigations of the Department of Justice, in its disgraceful collaboration with the Soviet K.G.B., has used the K.G.B.'s witnesses' for accusing Mr. Fedorenko of alleged crimes of which no jury has found him guilty.

According to news reports, Mr. Fedorenko was deported on the grounds of an immigration law violation -- his failure to report prison guard assignments during his past military service. At the same time, you are offering mass amnesty and American citizenship to some ten million or more illegal aliens who never bothered to report even their names and whereabouts, let alone reporting their past military service or prison guard assignments.

Do you really think that the human sacrifice and crucifixion at the Kremlin's altar of some old, feeble refugees could buy the United States any worthwhile favors from the Soviet Union?

And, if it does, how about our country's dignity and national honor?

During the recent national elections, Americans of the many ethnic groups whom we represent were behind you. In most cases, they supported the full Republican ticket in all districts. When you were victorious, they were cheerful and joyous, and full of hope for a better future.

Now we are beaten and stunned. No President before you

has allowed Eastern European refugees to be thrown out to the wolves. And what a masterful timing for that: the delivery of a sick man for crucifixion just on Christmas Eve!

There was, years ago, the case of Simas Kudirka. That, however was different. It happened at sea, there were communications problems, and his forcible return to the Soviet ship was not a Government decision. Also, the then President took decisive steps to undo the harm done to Mr. Kudirka.

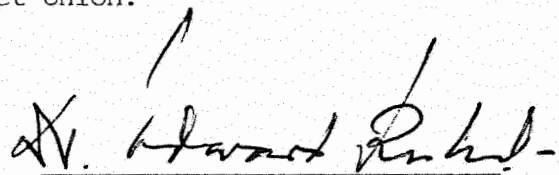
However, we are still hoping. We are trying to believe that what happened was done without your knowledge. That your Justice Department, and your State Department, did not tell you what they were up to. And that, regrettably, your White House staff also neglected to inform you.

We respectfully urge you to make a public statement on the facts and circumstances of the Federenko case, with firm assurances that such things will never again happen and that the persons responsible for that blunder will be reprimanded, as were those responsible for handling over Simas Kudirka.

Also, inasmuch as Mr. Fedorenko's deportation was unconstitutional (cruel and unusual punishment for an alleged immigration law violation, without due process of law), we respectfully ask you to use all the diplomatic ways and means that are at your disposal to have the Soviet Union return him, if still alive, to the United States.

To conclude, we wish to point out one possibility: The Soviet Union may, for political considerations, decide not to kill Mr. Fedorenko. Should this happen, we hope that you will not let this lull you into believing that they have reformed. We hope that you will not forget the Soviet massacre in the Katyn forests of 12000 Polish officers, and the murder of tens of millions (60,000,000) of people of many nationalities in Soviet death camps, as reported by Aleksander Solzhenitsyn, Robert Conquest and many other scholars dealing with the history of the Soviet Union.

Respectfully yours,



/ Edward Rubel, Dr. of Sc./

Member of the Board
of Directors, C.N.C.

December 24, 1984

cc: Hon. George Bush.
Hon. James A. Baker III
Hon. Edwin Meese III
Hon. Michael K. Deaver
Hon. Paul Laxalt
Hon. Richard G. Lugar
Hon. Larry Speakes
Assistant of Ethnic Affairs
Assistant of National Security
Assistant of Political Affairs
Senate Committees: Foreign Relations, Judiciary.
House Committees: Foreign Affairs.

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1/1/Name of Correspondent: Edward Rubel☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Reportation of Poalts to the
Soviet Union

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)

Action
CodeTracking
Date
YY/MM/DDType
of
Response

Code

Completion
Date
YY/MM/DD

ORIGINATOR

Referral Note:

Referral Note:

Referral Note:

Referral Note:

Referral Note:

ACTION CODES:

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C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

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R - Direct Reply w/Copy
S - For Signature
X - Interim Reply

DISPOSITION CODES:

A - Answered C - Completed
B - Non-Special Referral S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: see ID 259696

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Send all routing updates to Central Reference (Room 75, OEOb).

Always return completed correspondence record to Central Files.

Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

Freedom for All Captive Nations

"I have sworn upon the altar of God eternal hostility against every form of tyranny over the mind of man."

—THOMAS JEFFERSON

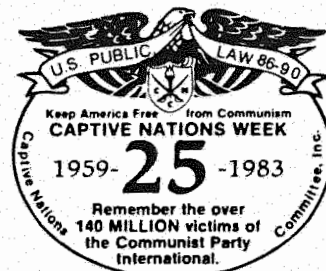


Captive Nations Committee, Inc.

P.O. Box 540, New York, N.Y. 10028, U.S.A.

HON. MATTHEW J. TROY SR., Honorary President

DR. IVAN DOCHEFF, Honorary President



HORST A. UHLICH

President

Reply to: C.N.C. COMMITTEE OF DOCTRINE AND RESOLUTIONS
EDWARD RUBEL, DR. OF SC., CHAIRMAN
244 Woodlawn Road, West Hempstead, N.Y. 11552
Tel.: (516) 481-2291

**Captive
Nations
Include:**

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Crimean Tartars
Cossackia
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Hungary
Idel ural
Karatchays
Laos
Latvia
Lithuania
Mongolia
No. Caucasus
North Korea
North Vietnam
Poland
Romania
Serbia
Slovakia
Slovenia
South Vietnam
Tibet
Turkestan
Ukraine

Sir:

We are sending you a copy of a letter we sent to the President, and would very much appreciate your bringing this serious question to his personal attention.

Ed. Edward Rubel

/ Edward Rubel, Dr. of Sc./
Member of the Board, C.N.C.

December 6. 1984.

259696CW



Captive Nations Committee, Inc.

P.O. Box 540, New York, N.Y. 10028, U.S.A.

HON. MATTHEW J. TROY SR., Honorary President

DR. IVAN DOCHEFF, Honorary President



Reply to: C.N.C. COMMITTEE OF DOCTRINE AND RESOLUTIONS
EDWARD RUBEL, DR. OF SC., CHAIRMAN
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HORST A. UHLICH
President

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Romania
Serbia
Slovakia
Slovenia
South Vietnam
Tibet
Turkestan
Ukraine

The Honorable Roland Reagan
The White House
Washington, D.C. 20500

Re: Deportation of Balts to
the Soviet Union

Mr. President:

We have learned that the Department of State concurs with the Department of Justice in planning to deport Mr. Karl Linas, a resident of Greenlawn, Long Island N.Y. 21 Goldsmith Ave, either to Soviet occupied Estonia, or to Soviet Union.

We respectfully request that you do not allow this to happen, because of the following reasons:

1. If deported, he would be executed by Soviet firing squads without due process of law;
2. The forcible delivery of Mr. Karl Linas into the hands of the Soviet K.G.B., which would be equal to his American death sentence, would be cruel and unusual punishment for a minor immigration law violation, and thus unconstitutional.
3. We understand that the United States has never recognized the military occupation by the Soviet Union of the formerly free and independent Republic of Estonia. This makes it absolutely unthinkable that our Government could have dealings with the Soviet Union affecting the life or death of anti-Communist Estonian refugees in our country;
4. Your State Department's intention to approve of Mr. Linas' deportation, and of his subsequent execution without due process of law would establish a precedent for deporting other anti-Communists to the Soviet Union, and to its satellite countries, to be executed.
5. The intended plan, if allowed to be carried out, would be a terrible shame to our country, never to be erased from the pages of history.

Mr. Linnas is a victim of persecution by the Justice Department's Office of Special Investigations, which operates in close cooperation and collaboration with the infamous K.G.B. of the Soviet Union.

He has been accused of complicity in war crimes, but never tried here for these accusations, and never found guilty. However, some newspapers report that he failed to indicate on his immigration papers that he had served in the German armed forces and in the Estonian Homeguard.

For this, he was stripped of his American citizenship. (A comparison: There used to be a question on immigration applications, as to whether or not one had ever committed adultery. Has the Justice Department ever prosecuted those who did not report their extramarital affairs?)

We are not familiar with the merits of the proceedings of his denaturalization, but we do feel that throwing him into the Soviet death row, would be cruel and unusual punishment for an alleged omission on his application form of military service information.

At least, Mr. Linnas should be allowed to have political asylum.

Allegations that he was a "concentration camp commandant" are absurd: the then victorious German military in its "master race" arrogance was not likely to appoint camp commandants from among the subjugated peoples, especially from among inexperienced college students.

In, or about 1962 the Soviet Government, in its drive to attempt to silence anti-Communist refugee-activists in the Free World decided to sentence Mr. Linnas to death in absentia.

A mock trial was ordered, but, because a slipshod scheduling of the court calendar, the Government-ordered death sentence was already published before the actual date of the mock trial.

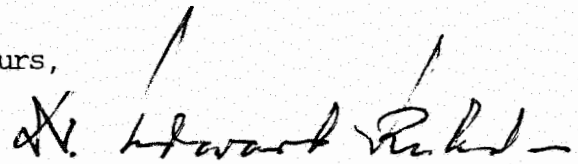
We understand that testimony about this blunder in the Soviet "due process" was offered into evidence at Mr. Linnas' trial at a court hearing in Westbury, Long Island, N.Y.,

This should be sufficient to do away with any illusion that an active anti-Communist, if caught by the K.G.B., could survive the Soviet brand of "JUSTICE".

Mr. President, Administrations before yours have stand firm for the honor of the United States, and have refused to deliver Karl Linnas to the K.G.B.'s executioners.

We urge you to be as firm, and not allow your State Department to dishonor your Presidency.

I am very sincerely yours,



/ Edward Rubel, Dr. of Sc./
C.N C.Board Director.

December 4. 1984.

EDUARD RUBEL, DR. OF SC.

University of Tartu (Dorpat) Estonia
Kaiser-Wilhelm-Institute (now Max Planck) Seestadt Rostock
Georg-August University at Gottingen. University Stuttgart-Hohenheim Germany

TEL.: (516) 481-2291

244 WOODLAWN ROAD
WEST HEMPSTEAD, N.Y. 11552

The Honorable George Shultz
The Office of the Secretary of State
2201 C. Street NW.
Washington, D.C. 20520

Re: Deportation of an Estonian national.

Sir:

It has come to my attention that the State Department legal staff has stated that deportation of an Estonian national, Mr. Karl Linna, to the Soviet Union is not in contradiction to the United States policy on non-recognition of Soviet Union illegal annexation, i.e. incorporation of the Baltic States.

I would like to know what the rationale behind this political statement is? It looks like the State Department administration is insensitive to the linkage between the Justice Department Office of Special Investigations (OSI) and the notorious K.G.B., which is directed exclusively against Eastern Europeans, Ukrainians, Latvians, Estonians, Lithuanians, Croats, Rumanians, and Russians, who are victimized by the OSI in its search for alleged Nazi collaborators in the United States.

I feel that the K.G.B. link with the OSI is as intolerable as would be such a link with the Gestapo.

Eastern Europeans, who suffered in World War II under the Soviet Union yoke (Note: USSR was at this time exclusively ruled by Marxist Zionist Jews as the ruling class) should not be singled out for prosecution as anti-Communists, i.e. "Nazis".

Eastern Europeans were not Nazis. Nazism was only an internal German phenomenon, not meant for foreign consumption. If nationals from Eastern Europe served in German military and paramilitary units, this did not make them Nazis, i.e. "war criminals".

What these men did was to defend their families, homes and homelands by fighting against the Soviet Union army and their extermination battalions behind the front (Istribitelnyie battalliony).

Strangely enough, a proportionally high percentage of Baltic Jews became loyal collaborators with the Soviet Union internal security forces in 1940 and after. They worked as informers on "bourgeois nationalists", helped the Soviet functionaries to complete lists of people to be arrested or deported, and operated behind the front as leaders of extermination (Shock) battalions, killing innocent people and burning their abodes.

After all this, I question the motives of the Justice Department and the State Department for getting involved in its "Nazi hunt" at this late date, 40 years after World War II?

Why did the Justice Department create their Office of Special Investigations, whose Director and his large staff are in direct collaboration with the Soviet Government ?

We Eastern Europeans do not know the answer, - however there have been some observations that behind this is pressure from Jewish Zionist special interest groups in the United States.

Why are the members of the Jewish JUDENRAT, who profited from the Holocaust and have escaped U.S.A. and Israeli justice, allowed to remain free in the United States and are not sought out by the OSI ?

Why does United States Government permit ex-NKVD (KGB) agents as immigrants to live in the United States free of the threat of deportation ?

Soviet Jews as a ruling class in the USSR were as vicious as the Nazis.

You may wish to examine the OSI position in the matter of Karl Linnas. Mr. Linnas has been found deportable from the United States. The merits of the trial process aside, the OSI has taken upon itself to expressly rewrite the United States foreign policy as to the non-recognition of the Soviet occupation of the Baltic States (Estonia, Latvia, and Lithuania). The OSI has requested in open court that Karl Linnas, a native and citizen of independent Estonia, be deported to the USSR, because Estonia no more exists. This is in complete contradiction of all U.S. Government pronouncements on the issue, beginning with the President Truman and his administration.

If the OSI is successful in deporting a single elderly Balt to the Soviet Union, all U.S. Government proclamations are rendered meaningless lip-service and a hypocrisy. And it is clear and reassuring that the Jewish Zionist pressure group in Washington speaks through the OSI for the U.S. Government.

"Equality under the Law" is one of the few precepts that stands between Eastern European ethnics, and the Jewish Zionist special interest groups, corruption of power, and ultimate tyranny in its many guises in Washington.

The Office of Special Investigations pious disclaimer, that we should consider the life of the Jew of more value than that of any other individual - lacks conviction. Therefore, to break the silence of the 25 million Eastern European ethnics, plus 52 million German origin Americans silence, and truthfully elucidate the ticklish question about the Office of Special Investigations, I undersigned hereby petition the United States Administration, be it resolved as follows:

1. To end miscarriage of justice and abuses of Government power by the Office of Special Investigations. The Office of Special investigations is a fraud, - a hoax. By fraud, - an act of deception practiced to gain a thing which, legally and morally, could not be acquired without deception. Even if my demand does not get any heed by the U.S. Government, it will stay good in annals of human history as a shame, a condemnation for those who created it. U.S.A. as great sovereign state interests and honor shall stand for us all on the first place, above all, - sacred, unshaken and supreme without fail, and shall not be altered by dubious loyal special interest groups in Washington.
2. The Office of Special Investigations staff members shall be fully investigated for use of double standards on prosecuted war criminal cases, which is alien, - as justice is known in the United States.

3. The Office of Special Investigations shall be investigated for presenting to the U.S. Courts highly questionable documents and witnesses with perjury. Prosecutors and other staff members shall be investigated for DUAL LOYALTY in the war crime cases, and in this dual loyalty, when the occasion arises, -greater loyalty to a country or state, -including the State of Israel, then to the United States of America, i.e. the country of one's birth or adoption. This is not only consistent with good citizenship, but has in it the most fertile seeds for proliferation of so called "anti-Semitism". The world today does not bother itself with race, but character, ideas, ideology and culture.

4. The U.S.A. President shall propose and Congress shall create a special Committee which shall investigate and clear up once and for all; Nazi hunters', the 'Holocaust' propaganda, its intentions and goals beginning in 1933, and communist 'Red Holocaust' criminal perpetrators by names and affiliations, beginning in 1917.

5. I propose, i.e., I demand that the leaders of the anti-communist ethnic groups have the right to representation at these Congressional hearings and call witnesses to the violators against human rights and World War II war criminals on BOTH SIDES.

6. The president of the United States, Ronald Reagan shall authorize United States representatives to both The United Nations and International Court of Justice to present to their respective membership all the facts exposing all the afore-stated anti-humane crimes against captive or other nations ever committed by the Soviet Union, and other communist or dictatorial governments.

7. Whereas the Office of Special Investigations sets an alarming precedent for the use of millions and millions of Federal tax money and Government personell to perpetuate the 'DARK BUSINESS MOVEMENT' in the history of this great land, would do great harm to foster respect and love and aliens, indeed. It would engender ill-will and be a breeding ground for hatred against Jews. The time has arrived for the U.S. Zionist political party to be honest, just, and to start to think and act honestly in this and other international matters.

Therefore U.S. Government Appropriation Committees in the Senate and Congress shall revoke all funds for the Office of Special Investigations.

It is ironic indeed to authorize funds and waste tax-payers money for this kind of "offices". We shall keep in mind that not only U.S.A. Government, her population honour, but also her shame, is an indivisible obligatory liability.

While Nazism is a dead 'horse' and does not need to be resurrected, international communism is still very much alive.

A question would be raised as to whether the OSI should be reorganized for other purposes. May be the OSI should be made to take over the identification of communist war-criminals, especially former members of the Soviet Extermination (shock) Battallions. It could also be commissioned to investigate K.G.B. immigrants, agents, who work here and undermine the strength and security of our country.

But, I trust that all this can be done more intelligently, less expensively, and at better professional standards by the Immigration and Naturalization Services, F.B.I. and C.I.A..

Also, the current officials of the OSI, with a record of collaboration with the Soviet Union, would probably not be too enthusiastic to work for the U.S. security interests.

Therefore, that Office should be abolished.

I firmly hope and believe that the time will come when some representatives in the House and Senate, as true Americans, shall have courage to stand up and act for America and condemn the OSI with its "U.S.A. Zionist System". EX INJURIA JUS NON ORITUR.

Respectfully submitted for evaluation and criteria, by

December 1. 1984

Edward Rubel
/Edward Rubel, Dr. of Sc./

Copys to: The Hon. George Bush
White House Chief of Staff
Counselor to the President
Ethnic Affairs Assistant
National Security Affairs Ass.
Political Affairs Assistant
Press Secretary

Senate Committees:

Foreign Relations
Select Intelligence
Judiciary
Appropriation

House Committees:

Foreign Affairs
Judiciary
Select Intelligence

Affiliations:

Board Director of the Captive Nations Committee, Inc.
Life Member of the Republican Party National Committee
Charter Member of the Republican President Task Force
Permanent Member of the Nationln. Republ. Senatorial Committee
Member of the Congressional Advisory Board
Active Member of the N.Y. Academy of Science
Member of the Schiller Institute
Member of the American Security Council Foundation

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1 / 1Name of Correspondent: Yolanda Branche☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Draft Testimony on Immigration
and Refugee Policy

ROUTE TO:

ACTION

DISPOSITION

Office/Agency (Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>CU HOLL</u>	ORIGINATOR	<u>85102125</u>			<u>1 / 1</u>
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<u>CUAT 18</u>	<u>R</u>	<u>85102125</u>		<u>S</u>	<u>85102127</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>
	Referral Note:				
		<u>1 / 1</u>			<u>1 / 1</u>

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DRAFT

**STATEMENT
OF
ALAN C. NELSON
COMMISSIONER
IMMIGRATION AND NATURALIZATION SERVICE**

BEFORE

THE

**COMMITTEE ON THE JUDICIARY
SUBCOMMITTEE ON IMMIGRATION AND REFUGEE POLICY
UNITED STATES SENATE**

**CONCERNING
IMMIGRATION AND NATURALIZATION SERVICE AUTHORIZATION
ON**

FEBRUARY 28, 1985

DRAFT BUDGET TESTIMONY

Mr. Chairman and Members of the Subcommittee:

I am pleased to have the opportunity to appear before you in support of the Fiscal Year 1986 budget request of \$557,510,000 and 11,599 positions for the Immigration and Naturalization Service. This budget is in keeping with the need to do our part to reduce the national deficit and to improve productivity in government operations. We expect to do more during FY 86 with roughly the same number of personnel and supporting resources available to INS during this budget year.

The budget which is before you today is a current Services budget. Consistent with the Administration's policies, savings are expected to result from several management initiatives. First, as the second phase of implementation of the Grace Commission recommendations, a reduction of \$1,600,000, 50 positions, and 50 FTE workyears is contained in this budget. These savings will be achieved through a realignment of the roles and responsibilities of personnel in the Central and Regional Offices.

The budget also contains a decrease of \$5,000,000 in appropriated funds for the Inspections program. This reflects an anticipated increase from changes in regulations that INS is currently pursuing regarding aircraft carrier payments of inspectional overtime at certain airports.

The INS Management Team has been greatly involved in the development of improved and more economical methods of managing resources and providing required administrative support. It will concentrate in the future on planning and carrying out measures designed to increase employee productivity, reduce costs and achieve greater efficiency.

We also stand ready to implement much needed immigration reform legislation which we hope will be reintroduced and adopted by the Congress this year. While immigration reforms are needed during this session, personnel and resources for immigration reform have not been included in this FY 86 budget request.

INS is making excellent progress in putting in place the increases authorized in this year's budget. As of January, 1985, 370 Border Patrol Agent Trainees had reported for duty. A new Border Patrol class starts every two weeks this year, and the classes are running on schedule.

Last year a record breaking 1,138,566 aliens were apprehended. Ninety-three percent of these were at the Southern border. We believe that Fiscal Years 1985 and 1986 will also be record years in view of the continuing unrest and economic problems in Mexico and Central America.

Of the \$55.6 million in narcotics seizures made at the border in 1984, the Border Patrol alone seized \$37.5 million. Joint drug seizures by INS and Customs officers amounted to \$9.8 million.

In an effort to control border crime, a unique foot patrol has been formed in El Paso, where police officers and Border Patrol agents walk specific "beats" together. A similar program, using San Diego Police officers, has been established in Chula Vista, California, to reduce violence by border bandits. To further the fight against increased border crime and to meet unanticipated emergencies, in 1984 the Service created a Border Patrol Tactical Team of specially trained and equipped agents who are ready to respond to unusual situations on an emergency basis.

During 1986 we project that the Border Patrol will apprehend 1,320,000 deportable aliens and 105,600 smuggled aliens. As the new members of the expanded Border Patrol become more experienced, we believe their presence will deter many aliens from attempting to enter the U.S. illegally.

In Fiscal Year 1984, Investigations' principal objectives were to concentrate two-thirds of their resources on high-impact-level cases, emphasize apprehensions of illegal aliens in high-paying jobs, focus anti-fraud efforts on the acquisition of benefits by illegal aliens, and initiate task force operations to target major fraud facilitators and document vendors. The new Case Management System, which concentrates resources on priority objectives, greatly aided Investigations in achieving these goals.

More than 40 percent of all illegal aliens apprehended by Investigators at employment sites were in high-paying jobs. Efforts to forestall the fraudulent receipt of entitlement benefits exceeded expectations and resulted in actual savings of \$114 million -- mostly in the Western Region -- through the Systematic Alien Verification for Entitlement (SAVE) Program.

Successful investigations resulted in nearly 1,200 major notorious employers agreeing to cease employing and/or hiring illegal aliens. These operations reduce the job "pull" appeal for illegal aliens, a significant factor in causing illegal immigration.

INS has worked with other federal and state agencies in document task forces to target major fraud facilitators and counterfeit document vendors. These activities have resulted in the successful arrest and prosecution or denial of benefits in 2,600 cases involving marriage, labor certification and visa fraud.

Alien smuggling activity is expected to be greater during the coming year, due in part to continuing economic growth in the U.S. Major investigations involving interagency and interregional task forces resulted in the indictment of 29 persons operating a multimillion dollar smuggling ring from Yugoslavia, of five labor contractors and harvesters in Florida, and of 31 principals engaged in smuggling individuals of seven different nationalities.

In Fiscal Year 1984, INS officers apprehended 14,000 alien smugglers and seized 11,500 vehicles valued at \$20 million.

Because we are using resources more efficiently, we project Servicewide apprehensions of an estimated 20,500 alien smugglers in FY 1986. Record numbers of prosecutions and convictions are anticipated. Increased emphasis will be given to close coordination with the U.S. Attorneys in efforts to improve the

success rates for prosecutions as measured by convictions. Continuing to work with officials of the Mexican and Canadian governments will be a priority. For example, as a result of cooperative efforts, the Mexican government has assigned special units at interior road checks. This has resulted in the apprehension of a number of Central American aliens before they could be smuggled across the U.S. border. Changes in Canadian law now make it possible for smugglers in Canada who violate U.S. laws to be prosecuted in Canada for those offenses.

The Detention and Deportation programs detain and deport aliens who are in the United States in violation of the law. A major priority of the Service in Fiscal Year 1984 was to increase detention capabilities. In an effort to curtail costs, the Service contracted for detention centers instead of new construction. New facilities were opened or existing buildings renovated in Boston, Houston, Denver, Washington, D.C., Miami and Port Isabel, Texas. An emergency detention center, capable of housing 5,000 detainees, is being built by INS and the Bureau of Prisons in Oakdale, Louisiana for completion in 1985.

During FY 1986 we anticipate that a total of 250,000 aliens will be detained. Of this number, 100,000 are expected to be detained in non-INS facilities including state and local jails.

Largely due to management improvements and assistance from the inspections program, adjudications backlogs were greatly reduced in the past year, and all backlogs are expected to be eliminated in FY 1985.

The naturalization/nationality backlog was reduced 61.7 percent nationwide, despite a 23 percent increase in new applications over the previous year. Adjudications backlogs were reduced 12.5 percent, and asylum backlogs by 89 percent.

This was effected mainly through our Priorities Management System, which sets numerical goals for each region to reduce severe backlogs, and a new Balanced Adjudications System, under which certain types of applications are sent either to ports of entry for completion by inspectors during standby time or to Remote Adjudications Centers. As a result, port of entry completions increased 23 percent and Remote Adjudications Center completions increased 45 percent.

Working with the courts to secure additional hearings, INS arranged naturalization proceedings for more than 225,000 persons in 1984, an increase of 20.4 percent over the previous year. In Miami, at one of the largest naturalization ceremonies ever held, nearly one thousand persons became citizens.

In 1986 adjudications and naturalization employees assisted by other Service personnel will complete the adjudication of an estimated 1,172,000 cases, and will process a projected 423,500 naturalization petitions. This is a heavy workload which has been steadily increasing each year. It has been possible for INS to meet this challenge due to the commitment of managers and staff members to improve productivity.

This is an important example of what has been done to handle a very large and growing processing workload using existing personnel and resources more efficiently.

As a result of efforts which have been carried out during the last two years, the implementation of the Service's ADP Plan is making excellent progress. New systems have become operational and are being maintained.

Throughout Fiscal Year 1984, our Information Systems office worked with other Service components to develop three primary systems under the Integrated Case Tracking umbrella: the Deportable Alien Control System, which tracks illegal aliens; the Naturalization Casework System; and the Legal Case Tracking System. These automated systems eliminate duplicate and nonessential data and assure the use of consistent data capture and presentation techniques.

The Central Index, which will replace the Master Index, was installed on a prototype basis and will serve as the focus of all systems data on persons of interest to the Service. Using information available through the Central Index the Systematic Alien Verification for Entitlement (SAVE) Program became operational in California, Colorado, and Illinois in 1984. The program has the potential to save \$10.7 billion in Federal funds nationwide if all states check with INS before allotting welfare and other benefits to applicants.

Two systems for tracking aliens became operational in Fiscal Year 1984. The Anti-Smuggling Information System, which collects information on known and

suspected smugglers, is in force in Swanton, Vermont and at the El Paso Intelligence Center. The Student/Schools System, which became operational in September, identifies and tracks students and schools authorized to enroll non-immigrant students for INS and other government enforcement agencies.

Several systems have proved their usefulness and been expanded, including the Nonimmigrant Information System -- which has eliminated backlogs in logging arrivals and departures -- and the National Automated Immigration Lookout System, which is now online Servicewide.

During the new budget year, further execution of the long range Service ADP Plan will be carried out. The systems to be installed at additional locations are: Legal Case Tracking, Adjudications Casework Support, Naturalization Casework Support, Deportable Alien Control, Anti-Smuggling Information, and Marriage Fraud Identification. These are examples of the types of efforts planned and under way to provide greater support for Service operations. The net result is providing versatile, accessible information to increase employee productivity and improve the use of existing resources.

The Nonimmigrant Information System (NIIS), the only automated means the Nation has to account for foreign visitors, diplomats and students, has been expanded. It now contains a database of over 36 million on-line records, and we have the capability to load 350,000 alien records in a twenty-four hour period. In addition to providing the current status of nonimmigrants, NIIS

provides reports on violators and other statistical information, further proof of its value in support of Service operations.

During Fiscal Year 1984, Records Systems continued to develop new services to the public and improve past activities. Among these are the establishment of two permanent Telephone Service Centers, one in the East serving four major northeastern cities (New York, Newark, Philadelphia, and Boston), and a second in the West serving four California cities (Los Angeles, San Francisco, San Jose, and San Diego).

The "Ask Immigration" tape library systems were added for offices in Atlanta, Detroit and Seattle in 1984, for a total of sixteen located in major cities. In Miami, client-activated "Ask Immigration" phone equipment and self-service video equipment were installed, enabling the public to receive immigration information through unattended direct-dial phones and other means.

"Ask Immigration" allows INS to answer many more questions regarding policies and application procedures without additional personnel. During FY 86 it is expected to receive 2.6 million calls, roughly one-third of the telephone inquiries expected to be received by INS. If "Ask Immigration" were not available, our contact personnel would simply be overwhelmed.

To assist other offices in streamlining records management, our Records Office set up a 17-member team of highly trained specialists who provided on-site records clean-up assistance, thereby reducing workloads, improving file systems, and eliminating records backlogs.

INS expects to pursue a continuous effort to contain costs, improve productivity, and increase efficiency. The members of the Service's management team are well - aware of the importance of these activities which will ultimately contribute to reducing the federal budget deficit.

I feel, that the budget which is before you for examination today reflects the needs of INS, at a minimum, to cover the ongoing personnel and operational support needed to carry out the Service's diverse statutory responsibilities and to realize fully the potential of changes which have been made in recent years.

I will be pleased at this time to answer any questions you or the other members of this committee may have.

RONALD W. REAGAN LIBRARY

THIS FORM MARKS THE FILE LOCATION OF ITEM NUMBER 2 LISTED ON THE
WITHDRAWAL SHEET AT THE FRONT OF THIS FOLDER.

January 18, 1985

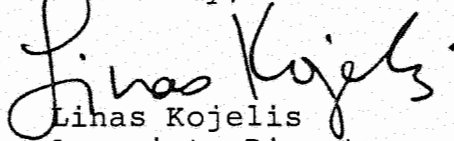
-REDACTED

Unfortunately, this lack of legal national authority by the UNIS/Captive Nations office makes it possible for just about anyone to organize a Captive Nations group, and even to incorporate locally. The "Captive Nations Committee, Inc." of New York, on whose behalf Dr. Rubel wrote, holds no national mandate or authority.

I have discussed Dr. Rubel's letter with Myron Wasylyk, Executive Director of UNIS, who shares our views regarding the letter and is especially concerned about its effect on the Captive Nations movement. Mr. Wasylyk has advised me that, unfortunately, he is unable to control this one group's actions for the previously mentioned reasons.

I hope this information is useful to you. Please let me know if I might be of further assistance to you on this or any other matter in the future.

Sincerely,

A handwritten signature in dark ink, appearing to read "Linas Kojelis". The signature is fluid and cursive, with a large initial "L" and a stylized "K".

Linas Kojelis
Associate Director
Office of Public Liaison

Mr. Elliott Abrams
Assistant Secretary for Human Rights
and Humanitarian Affairs
Room 7802
Department of State
Washington, D.C. 20520

bcc: John Roberts

THE WHITE HOUSE

WASHINGTON

January 29, 1985

MEMORANDUM FOR ROGER CLEGG
ASSOCIATE DEPUTY ATTORNEY GENERAL
U.S. DEPARTMENT OF JUSTICE

FROM: JOHN G. ROBERTS *JGR*
ASSOCIATE COUNSEL TO THE PRESIDENT

SUBJECT: (1) Political Asylum for Esam Shikorie
and Samir Shikorie
(2) Sarkissian and Mouradian -- Armenian
Christian Refugees Iraq

The attached is forwarded for handling as you deem appropriate. Please note that action sooner rather than later is needed, and that a response of some sort should be sent promptly to Senator Kelly (with a blind copy to me). Dick Hauser and I were also surprised to receive the attached letter from Mr. Gelenian about the two other Iraqis; our last understanding was that they were going to Argentina. We would appreciate a report on what transpired.

Many thanks.

cc: Richard A. Hauser

633- 633-
4338 d 2268
cy. of
response to
Rm. 438-
1207elis

**WHITE HOUSE
CORRESPONDENCE TRACKING WORKSHEET**

☒ **O - OUTGOING**

☐ **H - INTERNAL**

☐ **I - INCOMING**

Date Correspondence
Received (YY/MM/DD) 1/1/11

Name of Correspondent: John Kelly

☐ **MI Mail Report**

User Codes: (A) _____ (B) _____ (C) _____

Subject: Political asylum for Esam Shikorie and Samir Shikorie

ROUTE TO:

ACTION

DISPOSITION

Office/Agency	(Staff Name)	Action Code	Tracking Date YY/MM/DD	Type of Response	Code	Completion Date YY/MM/DD
<u>CU Holland</u>		<u>ORIGINATOR</u>	<u>85101125</u>			<u>1 1</u>
<u>CUA 718</u>		<u>R</u>	<u>85101128</u>		<u>S</u>	<u>85102108</u>

ACTION CODES:

A - Appropriate Action
C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

I - Info Copy Only/No Action Necessary
R - Direct Reply w/Copy
S - For Signature
X - Interim Reply

DISPOSITION CODES:

A - Answered
B - Non-Special Referral
C - Completed
S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
Send all routing updates to Central Reference (Room 75, OEOB).
Always return completed correspondence record to Central Files.
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

THE WHITE HOUSE
WASHINGTON

1-25

TO: DGH

FROM: John G. Roberts, Jr.
Associate Counsel
to the President JGR

☐ FYI

☐ COMMENT

☐ ACTION

STAFFING.

THE WHITE HOUSE
WASHINGTON

Date: January 22, 1985

TO: John Roberts
Associate Counsel to the President

FROM: LINAS KOJELIS/LK
Associate Director
Office of Public Liaison
Room 438 OEOB, Ext. 2741

SUBJECT: The enclosed correspondence which
was hand-delivered to us

The attached is for your:

- | | |
|---|---|
| ☐ Information | ☐ Review & Comment |
| ☒ Direct Response | ☐ Appropriate Action |
| ☐ Draft Letter | ☐ Signature |
| ☐ File | ☐ Other |
| ☐ Please Return By _____ | |

Comments: I would appreciate it if your office
could respond to this directly as soon as
possible. Thanks.

THE SENATE

STATE OF MICHIGAN
OFFICE OF THE MAJORITY WHIP
LANSING

SENATOR JOHN F. KELLY

January 7, 1985

President Ronald Reagan
The White House
1600 Pennsylvania Avenue
Washington, D.C.

Dear President Reagan:

I am writing on behalf of two Michigan residents, Esam Shikorie and Samir Shikorie, who are seeking political asylum in the United States but will be deported soon to Iraq. For humanitarian reasons we cannot allow this to happen.

I am writing to you because your recent address commemorating Bill of Rights Day, Human Rights Day and Week on December 10, 1984, makes reference to the nations with which the United States has friendly relations but, is in fact, authoritarian. You stated "there are occasions when quiet diplomacy is not enough, when we must remind the leaders of nations who are friendly to the United States that such friendship also carries responsibilities for them and us." I agree to that statement and ask you to put some meaning behind it by preventing the death of these two men, Esam and Samir, both of whom are economically self-sufficient. Please request that the Attorney General suspend deportation for Iraqis who will be put to death by the present Ba'ath regime due to any political or moral reasons. I understand the necessity for the political reapproachment with Iraq because of the war with Iran.

It is without question in our best strategic interest to tilt towards the regime in Baghdad. However, in reality it means that hundreds of refugees presently living and working in our sanctuary of freedom will be expelled and face certain death. We cannot allow this to happen and be accessories to this destruction of human life. You can do this by merely requesting that their deportation be suspended.

Please let us know if your good office can be called upon to assist these young refugees in their hour of need. We should not allow them to go to their deaths without at least trying an act which costs us nothing in terms of expenditures but could bring great credit to your administration among Arab Americans.

Sincerely,

John Kelly
John Kelly
State Senator

WHITE HOUSE CORRESPONDENCE TRACKING WORKSHEET

☐ O - OUTGOING☐ H - INTERNAL☐ I - INCOMINGDate Correspondence
Received (YY/MM/DD) 1/1/Name of Correspondent: Milton C. Gelenian☐ MI Mail Report

User Codes: (A) _____ (B) _____ (C) _____

Subject: Sarkissian and Mouradian -- Armenian
Christian Refugees IRAQ

ROUTE TO:

Office/Agency (Staff Name)

CU HOLLCU AT 18

ACTION

Action
CodeTracking
Date
YY/MM/DDType
of
Response

Code

Completion
Date
YY/MM/DD

ORIGINATOR

Referral Note:

Referral Note:

Referral Note:

Referral Note:

Referral Note:

ACTION CODES:

A - Appropriate Action
C - Comment/Recommendation
D - Draft Response
F - Furnish Fact Sheet
to be used as Enclosure

I - Info Copy Only/No Action Necessary
R - Direct Reply w/Copy
S - For Signature
X - Interim Reply

DISPOSITION CODES:

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C - Completed
S - Suspended

FOR OUTGOING CORRESPONDENCE:

Type of Response = Initials of Signer
Code = "A"
Completion Date = Date of Outgoing

Comments: _____

Keep this worksheet attached to the original incoming letter.
Send all routing updates to Central Reference (Room 75, OEOB).
Always return completed correspondence record to Central Files.
Refer questions about the correspondence tracking system to Central Reference, ext. 2590.

LAW OFFICES
MILTON C. GELENIAN

WASHINGTON OFFICE
ONE FARRAGUT SQUARE SOUTH
(AT CONNECTICUT AND EYE STREETS, N. W.)
WASHINGTON, D. C. 20006
(202) 785-0300

January 24, 1985

→ JGR For advice
as follow-up
or response
RGR
1/28

Richard Hauser, Esquire
Deputy Counsel to the President
The White House
Washington, D.C. 20500

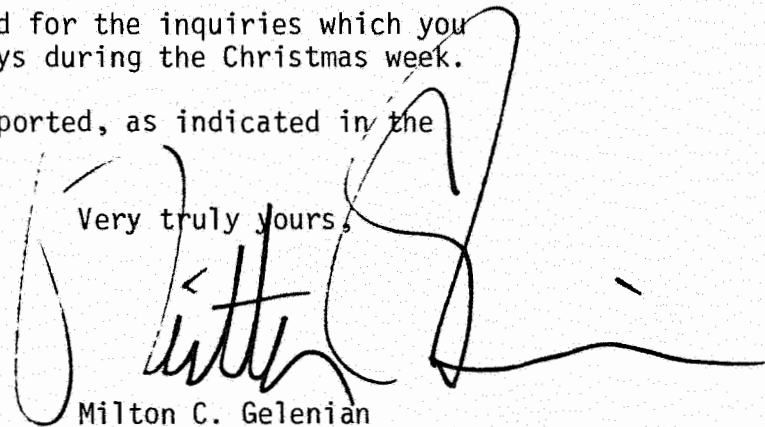
Re: Sarkissian and Mouradian

Dear Mr. Hauser:

Thank you for your help and for the inquiries which you made on behalf of the above boys during the Christmas week.

Unfortunately they were deported, as indicated in the enclosed letters.

Very truly yours,

A large, stylized handwritten signature in black ink, appearing to read 'Milton C. Gelenian', written over the typed name.

Milton C. Gelenian

MCG:sw
Enclosures

284355C4

MILTON C. GELENIAN

WASHINGTON OFFICE
ONE FARRAGUT SQUARE SOUTH
(AT CONNECTICUT AND EYE STREETS, N. W.)
WASHINGTON, D. C. 20006
(202) 785-0300

January 14, 1985

COPY

Honorable George P. Shultz
Secretary of State
U.S. Department of State
Washington, D.C. 20520

Re: SARKISSIAN AND MOURADIAN
ARMENIAN CHRISTIAN REFUGEES
IRAQ

Dear Sir:

I am outraged and protest the lack of sensitivity displayed by the State Department in allowing the deportation of the above aliens to Iraq Saturday January 12, from New York.

These young boys fled Iraq three years ago and came to Boston aboard BOAC Flight #275, on June 17, 1982. They were kept in INS detention in New York until their forced deportation.

The BHRHA gave an advisory opinion on their asylum claims which, in effect, recommended against the grant of asylum. Undoubtedly that opinion was colored by the political climate preceeding the eventual re-establishment of diplomatic relations with the repressive and terroristic regime of Iraq.

The deportation order to Iraq was executed despite protests to the State Department and to INS by the Armenian Church community, the UNHCR, the National Council of Churches, the Canadian Council of Churches, Senators, Governors and many, many concerned citizens of the United States.

Nothing was done by the State Department or through the BHRHA to see that INS allowed a month longer to resettle these boys in a third country.

MILTON C. GELENIAN

Honorable George P. Shultz
January 14, 1985
Page Two

Established and customary International Law prohibiting "refoulement" was violated in this case. Under Article 33, 1951 Convention Relating to the Status of Refugees, our country has agreed not to expel or return refugees where life or freedom would be threatened. That was the case here.

The fact of the matter is that if these two young boys had been from any East European Communist country, they would not have been deported to their native land.

This case appears to be a particularly grievous disregard of human rights when there were available alternatives in process for resettlement in a third country. I can only assume there were punitive reasons for the Department allowing this miscarriage of justice.

Please let me hear from you.

Very truly yours,

Milton C. Gelenian

MCG:sw

cc: [REDACTED]
UNHCR

MILTON C. GELENIAN

WASHINGTON OFFICE

ONE FARRAGUT SQUARE SOUTH #900
(AT CONNECTICUT AND EYE STREETS, N. W.)
WASHINGTON, D. C. 20006
(202) 785-0300

January 21, 1985

COPY

Richard York, Assistant Regional
Commissioner, DD&P
Immigration & Naturalization Service
Eastern Region
Federal Building
Burlington, Vermont 05401

Re: SARKIS & MOURAD
A24 583 821 A24 583 822

Dear Sir:

I am addressing this letter to you since a deportation matter is involved.

On January 12, my above clients were placed aboard Royal Jordanian Airlines Flight No. 262 for deportation directly to Iraq.

This appears to be in clear violation of 8 CFR 237. According to that regulation, which has the effect of law, the aliens should have been "deported to the country where the alien boarded the vessel or aircraft on which the alien arrived in the United States."

These aliens were boarded in Athens, and then London, and brought to Boston on British Airways Flight No. 275 on June 17, 1982. Why were your regulations not followed in this case?

My understanding further is that BOAC is subject to a penalty for bringing these undocumented aliens here as well as for their care. What has been done or what do you intend to do about enforcing this?

MILTON C. GELENIAN

Mr. Richard York
January 21, 1985
Page Two

Finally, I want to know why established and customary International law of "refoulement" was not followed in this case. Under Article 33, 1951 Convention Relating to the Status of Refugees, a State is prohibited from expelling or returning a refugee where his life or freedom would be threatened. This appears to be a particularly grievous violation on the part of INS when you had available alternatives of deportation to the UK or Greece, which you chose not to enforce. Am I safe in assuming there were punitive reasons for this choice?

Please let me hear from you.

Very truly yours,

Milton C. Gelenian

MCG:sw

cc:

~~Donald Reagan, The President~~
William J. Anderson, Director
General Government Division
U.S. General Accounting Office
Senator William Proxmire
Senate Appropriations Committee
William French Smith, Attorney General
Edward C. Schmults, Deputy Attorney General
Richard K. Willard, Acting Assistant
Attorney General
The Hon. Howard Eugene Douglas, Ambassador
at Large and U.S. Coordinator for
Refugee Affairs
UNHCR

