

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

PROJECT SOUTH and CENTER FOR
CONSTITUTIONAL RIGHTS,

Plaintiffs,

v.

UNITED STATES IMMIGRATION AND
CUSTOMS ENFORCEMENT; UNITED STATES
DEPARTMENT OF HOMELAND SECURITY;
UNITED STATES CITIZENSHIP AND
IMMIGRATION SERVICES; UNITED STATES
DEPARTMENT OF JUSTICE EXECUTIVE
OFFICE FOR IMMIGRATION REVIEW; and
UNITED STATES DEPARTMENT OF STATE,

Defendants.

Case No. 1:21-CV-8440 (ALC) (BM)

**DECLARATION OF SAMAH SISAY, ESQ. IN SUPPORT OF
PLAINTIFFS' CROSS-MOTION FOR SUMMARY JUDGMENT AND RESPONSE IN
OPPOSITION TO DEFENDANT'S MOTION FOR SUMMARY JUDGMENT**

I, Samah Sisay, Esq., declare, pursuant to 28 U.S.C. § 1746 and subject to the penalties of perjury, that the following is true and correct:

1. I am a staff attorney with the Center for Constitutional Rights, counsel to Plaintiffs in the above-captioned matter.
2. I worked with congressional offices, human rights organizations, and community members to advocate for and win Temporary Protected Status (TPS) designation for Cameroon in June 2022. I also coordinated with legal organizations in the Cameroon Advocacy Network to file Federal Tort Claims Act (FTCA) on behalf of a group of Cameroonians who were deported in October and November 2020.

3. After months of discussions with DHS and ICE officials about creating a pathway to return certain Cameroonians who were wrongfully deported, I worked with other attorneys and advocates to submit humanitarian parole applications in May 2023 for a group of Cameroonians whose asylum documents were shared with Cameroonian authorities. ICE has not yet adjudicated these humanitarian parole applications.
4. Attached as Exhibit A is a true and correct copy of a document created by Plaintiffs' and published on February 6, 2023, titled "BRIEFING GUIDE: THE U.S. GOVERNMENT'S SYSTEMATIC MISTREATMENT OF CAMEROONIAN AND OTHER BLACK MIGRANTS," summarizing, documenting and linking to numerous FOIA records produced in this litigation for journalists, partner organizations and the general public. It is available on Plaintiff CCR's website.
5. Attached as Exhibit B, titled "ICE Exemptions Challenged by Plaintiffs," are true and correct copies of the documents produced to Plaintiffs by Defendant ICE, annexed to Exhibit B as Documents B.1.–B.6.
6. Attached as Exhibit C, titled "DHS Exemptions Challenged by Plaintiffs," are true and correct copies of the documents produced to Plaintiffs by Defendant DHS, annexed to Exhibit C as Documents C.1.–C.3.
7. Attached as Exhibit D, titled "State Exemptions Challenged by Plaintiffs," are true and correct copies of the documents produced to Plaintiffs by Defendant State, annexed to Exhibit D as Documents D.1.–D.3.
8. Attached as Exhibit E, titled "Additional Documents (Not Challenged)," are true and correct copies of the documents produced to Plaintiffs by Defendants in this litigation, annexed to Exhibit E as Documents E.1. –E.12.

9. Attached as Exhibit F is a true and correct copy of an October 7, 2020 complaint filed with the ICE Enforcement and Removal Operations, DHS Office for Civil Rights and Civil Liberties, and DHS Office of Inspector General by the Southern Poverty Law Center and Freedom for Immigrants.
10. Attached as Exhibit G is a true and correct copy of the April 25, 2022 transcript of proceedings before this Court in the above-styled matter.
11. Attached as Exhibit H is a true and correct copy of the “ICE Air Operations Handbook,” dated September 1, 2015, released as part of a separate FOIA litigation, *Transgender Law Center et al v. ICE, et al*, Dkt. 19-cv-03032 (Northern District of California).
12. Attached as Exhibit I is a true and correct copy of “Obtaining Required Fingerprints from Noncompliant Individuals,” ICE Directive 10089.1, retrieved via public records search and available at: <https://www.documentcloud.org/documents/23454022-ice-directive-100891-obtaining-required-fingerprints-from-noncompliant-individuals>.
13. Attached as Exhibit J is a true and correct copy of the March 3, 2022 transcript of proceedings before this Court in the above-styled matter.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Executed on June 23, 2023 in New York, New York.



Samah Sisay