

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

STATE OF TEXAS; STATE OF
LOUISIANA,

Plaintiffs,

v.

The UNITED STATES OF AMERICA;
ALEJANDRO MAYORKAS, Secretary of the
United States Department of Homeland
Security, in his official capacity; UNITED
STATES DEPARTMENT OF HOMELAND
SECURITY; TROY MILLER, Senior Official
Performing the Duties of the Commissioner of
U.S. Customs and Border Protection, in his
official capacity; U.S. CUSTOMS AND
BORDER PROTECTION; TAE JOHNSON,
Acting Director of U.S. Immigration and
Customs Enforcement, in his official capacity;
U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT; TRACY RENAUD,
Senior Official Performing the Duties of the
Director of the U.S. Citizenship and
Immigration Services, in her official capacity;
U.S. CITIZENSHIP AND IMMIGRATION
SERVICES,

Defendants.

Civ. Action No. 6:21-cv-00016

**PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE TO FILE SUPPLEMENTAL
DECLARATION OF JASON CLARK IN SUPPORT OF THEIR MOTION FOR
PRELIMINARY INJUNCTION**

Plaintiffs the State of Texas and the State of Louisiana move for leave to file the Supplemental Declaration of Jason Clark, attached as Exhibit A, in support of Plaintiffs' Motion for Preliminary Injunction. ECF 18. While reserving all other objections, Defendants do not oppose the motion to supplement insofar this declaration supplements the previous declaration.

This Supplemental Declaration notes minor corrections—affecting just 3 of 68 inmates listed—to the data submitted to the Court as Exhibit C to Plaintiffs' Motion for Preliminary Injunction on April 27, 2021. That exhibit lists the inmates in Texas Department of Criminal Justice custody who had detainers rescinded from January 20, 2021 through March 20, 2021 and explains the status of those inmates as of March 30, 2021. ECF 19-3; Exhibit A ¶¶ 2, 9.

These corrections change the number of inmates with rescinded detainers for the relevant time period from 68 to 65 and increase the number of inmates who had rescinded detainers subsequently reissued from 9 to 12. *Compare* ECF 19-3 ¶¶ 10-11 *with* Exhibit A ¶¶ 12-13.

Date: May 18, 2021

Respectfully submitted.

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Attorney General of Texas

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CERTIFICATE OF COMPLIANCE

I certify that the total number of words in this motion, exclusive of the matters designated for omission, is 176, as counted by Microsoft Word.

/s/ Patrick K. Sweeten
PATRICK K. SWEETEN

CERTIFICATE OF CONFERENCE

I certify that on May 17, 2021, I conferred with counsel for Defendants, who represented that Defendants are not opposed to this motion.

/s/ Patrick K. Sweeten
PATRICK K. SWEETEN

CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the foregoing document was filed electronically (via CM/ECF) on May 18, 2021, which automatically serves all counsel of record who are registered to receive notices in this case.

/s/ Patrick K. Sweeten
PATRICK K. SWEETEN

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Senior Official Performing the Duties of the
Director of the U.S. Citizenship and
Immigration Services, in her official capacity;
U.S. CITIZENSHIP AND IMMIGRATION
SERVICES,

Defendants.

Civ. Action No. 6:21-cv-00016

EXHIBIT A

**SUPPLEMENTAL DECLARATION OF JASON CLARK
IN SUPPORT OF PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION**

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

<p>STATE OF TEXAS; STATE OF LOUISIANA,</p> <p style="text-align: center;"><i>Plaintiffs,</i></p> <p>v.</p> <p>UNITED STATES OF AMERICA, <i>et al.,</i></p> <p style="text-align: center;"><i>Defendants.</i></p>	<p>Civ. Action No.6:21-cv-00016</p>
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SUPPLEMENTAL DECLARATION OF JASON CLARK

I, Jason Clark, pursuant to 28 U.S.C. § 1746, testify that:

1. I am over the age of 18 and fully competent in all respects to make this declaration. I make this declaration based on my own personal and professional knowledge, as well as the information available to me in my positions in public service.
2. I submit this supplemental declaration to make minor corrections to the information provided in my declaration executed on April 19, 2021 (and its attached Exhibit 1), which was submitted to the Court as Exhibit C to Plaintiffs' Motion for Preliminary Injunction (Dkt. #18) on April 27, 2021. These corrections are described in paragraph 10 of this supplemental declaration.
3. I am the Chief of Staff for the Texas Department of Criminal Justice ("TDCJ"). TDCJ is responsible for the care, custody, and rehabilitation of persons convicted of a felony offense in the State of Texas and incarcerated by the TDCJ. TDCJ is responsible for the care and custody of inmates in state prisons, state jails, and the supervision of individuals released from prison on parole or mandatory supervision.
4. I have been employed with TDCJ since December 2006, and I have served in my current position since May 2018. Prior to that, I served as TDCJ's Deputy Chief of Staff from November 2017 to April 2018; Director of Public Information from September 2013 to October 2017; and Public Information Officer from December 2006 to August 2013.
5. As a part of my duties as Chief of Staff, I oversee the Records Management Department of TDCJ, which provides research, insight, and recommendations for achieving efficiencies and consolidation of offender records. This department also provides governance, support,

and policy structure for all agency records; initiates and manages recordkeeping projects; and provides quality assurance reviews.

6. When it takes custody of an inmate who is suspected of being foreign born, TDCJ informs U.S. Immigration and Customs Enforcement ("ICE"). ICE then conducts further investigation and may issue a detainer request to TDCJ to ensure that ICE can take custody of any such individual for removal proceedings when the inmate is scheduled to be released from TDCJ custody.
7. TDCJ maintains records of inmates in its custody in a database referred to as the mainframe computer system. This database includes inmate identifying information, records of conviction and sentencing, and records of when a detainer is placed on an inmate in TDCJ custody, and when a detainer is rescinded. These records are kept in the usual course of TDCJ operations, and they are generally accurate and reliable. Only employees of TDCJ or, in limited circumstances, the Texas Board of Pardons and Paroles, can input or update the information in the database.
8. I have compiled a list of detainers previously issued to TDCJ that ICE rescinded between January 20, 2021 to March 20, 2021. I have also compared that data with data from the same time frame during the preceding year. Together with TDCJ Deputy Chief of Staff Karen Hall, who was acting at my direction, we compiled the information utilizing records in the custody of TDCJ and from the TDCJ database. The list includes detainers that were rescinded due to new ICE enforcement priorities. The list does not include detainers that were rescinded due to other reasons such as medical need, determination of U.S. citizenship, and detainers to countries that refuse to repatriate.
9. The spreadsheet attached as Exhibit 1 is a compilation of individuals in TDCJ custody who had a detainer rescinded from January 20, 2021, through March 20, 2021. The spreadsheet does not include rescinded detainers that were later reinstated. (In a few instances, ICE issued a detainer request, rescinded it, and reinstated it). This information comes from TDCJ's mainframe computer system. An explanation of each column listed in Exhibit 1 follows:

TDCJ#: This field contains the unique numerical identifier TDCJ assigned to the listed inmate.

Name: This field contains the name of the listed inmate.

Scheduled Release Date: This field contains the date the listed inmate was scheduled to be released from TDCJ custody.

Scheduled Release Type: This field contains the type of release for which the listed inmate was scheduled. "Parole" and "Mandatory - Discretionary" refer to the types of release established in Chapter 508 of the Texas Government Code. "Mandatory - Retzlaff" refers to release under the rule of *Ex Parte Retzlaff*, 135 S.W.3d 45 (Tex. Crim. App.

2004).¹ “Discharge” refers to release when an inmate has completed his sentence.

ICE Detainer Dropped Date: This field contains the date that ICE rescinded an existing detainer on the listed inmate.

Age: This field contains the current age of the listed inmate.

Offense: This field contains the statutory offense for which the listed inmate is currently serving his longest sentence.

NCIC Code: This field contains the code of the National Crime Information Center, a computerized index of criminal records operated by the Federal Bureau of Investigation (“FBI”) classifying crimes across jurisdictions.

Statute: This field contains the section of the Texas Penal Code (or, for drug offenses, the Texas Health and Safety Code) for the offense for which the listed inmate is currently serving his longest sentence. For example, Line 2 lists 481115 as the Statute. That refers to Texas Health and Safety Code § 481.115, which prohibits possession of a substance in penalty group 1.

Sentence: This field contains the sentence that incarcerates the individual for the longest amount of time. When no unit of time is specified, it refers to the number of years in the sentence. When the sentence is measured in months, the field includes “mo” after the number (*e.g.*, “10mo” to indicate 10 months).

County: This field contains the Texas County where the inmate was convicted of the offense that is the basis of the inmate’s confinement.

Notes: Status as of March 30, 2021: This is a description of the status of the listed inmate as of March 30, 2021, whether discharged due to completion of serving a sentence, released by the Texas Board of Pardons and Paroles (“BPP”) on parole (or having a previously approved parole vote withdrawn by BPP due to new information, including a dropped detainer). This is the only column of information on the spreadsheet that employees of BPP have access to in TDCJ’s mainframe computer system to input or update information. As used in this field the term “continued release” means BPP considered the new information and did not withdraw its parole vote. The term “released to home plan” means TDCJ obtained the individual’s home address before release from custody. And the term “vote withdrawn” means BPP received additional information to include the rescinding of an ICE detainer, and subsequently withdrew the parole vote.

10. This supplemental declaration submits a corrected version of the spreadsheet that was attached as Exhibit 1 to my April 19, 2021 declaration. One inmate (Crisogono Gomez, TDCJ# 02298194) was inadvertently listed despite his detainer being reissued on March 17, 2021, and his being released to ICE on March 25, 2021 (the reissuance of his detainer

¹ See TDCJ, Victim Services Division, Ex Parte Retzlaff Cases, <https://www.tdcj.texas.gov/divisions/vs/retzlaff.html>.


was correctly noted in the prior Exhibit 1 in the column "Notes: Status as of March 30, 2021," though it also noted that he was "Released 03/25/21," without noting he was "released" to the custody of ICE). Two inmates (Gaspar Galaviz Ramirez, TDCJ# 02331047; and N Rebollar, TDCJ# 02012340) had their detainers reissued on March 26 (Ramirez) and March 25 (Rebollar). Their inclusion in the prior Exhibit 1 was due to delays in notification to our office of detainers being reissued; the Office of the Chief of Staff was not notified of these two reissued detainers until the week of April 26, 2021, after execution of my April 19, 2021 declaration, and it is unknown when this updated information was available on TDCJ's mainframe computer system. The statistics referenced in the paragraphs below reflect the corrected Exhibit 1 attached to this supplemental declaration.

11. The spreadsheet attached as Exhibit 2 is a compilation of individuals in TDCJ custody who had an ICE detainer rescinded during the same period of the previous year: between January 20, 2020 through March 20, 2020. The categories are the same as for the first spreadsheet. There were no detainers dropped based on similar enforcement priorities during this time period.
12. Based on my review of information from the TDCJ database, I determined that between January 20, 2021 and March 20, 2021, TDCJ received 77 detainer rescissions from ICE. Of the 77 inmates whose detainer was rescinded by ICE, ICE later (as of March 30, 2021) either took custody of or reissued the detainer for only twelve inmates after changing its mind and deciding to reinstate the detainer.
13. Additionally, of the remaining 65 inmates whose detainer was rescinded, 30 of those offenders were serving a sentence for a drug offense. None of these offenders were convicted of only a single offense involving possession for one's own use of 30 grams or less of marijuana and sentenced to TDCJ.
14. In addition, through an MOU agreement, TDCJ uploads inmate information to ICE officials through a secure server on daily basis. ICE uploads inmate immigration status information weekly to a shared secure server.
15. Information uploaded by ICE includes whether an inmate in TDCJ custody is listed as having a final order of removal. Based on my review of information provided by ICE, there are six TDCJ inmates whose detainers were released as having final orders of removal. This is not necessarily the total number of TDCJ inmates with final orders of removal. There may be others TDCJ inmates with final orders of removal that I am unable to access.
16. ICE's rescinding of detainers is not the only shift in its approach to taking custody of criminal aliens in TDCJ custody. Based on my experience at TDCJ, ICE is no longer sending detainer requests for individuals for whom I believe it would have previously sent detainer requests during the previous Administration.
17. As part of normal operations, TDCJ officials speak with ICE officials about detainer requests. When TDCJ officials asked ICE officials about ICE's shift regarding detainers, the ICE officials attributed it to the new "enforcement priorities" established by

memoranda during the Biden Administration.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 17, 2021.

A handwritten signature in black ink, appearing to read "Jason Clark", written over a horizontal line.

Jason Clark
Chief of Staff
Texas Department of Criminal Justice

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Civ. Action No. 6:21-cv-00016

EXHIBIT A-1

**Texas Department of Criminal Justice
Inmates Scheduled for Release with ICE Detainers Dropped
January 20, 2021 through March 20, 2021**

Texas Department of Criminal Justice

Inmates Scheduled for Release with ICE Detainers Dropped

January 20, 2021 through March 20, 2021

TDCJ#	Name	Scheduled Release Date	Scheduled Release Type	ICE Detainer Dropped Date	Age	Offense	NCIC Code	Statute	Sentence	County	Notes: Status as of March 30, 2021
02326548	Sanchez,Javier	2/1/2021	Parole	2/1/2021	20	POSS CS PG 1 >=4G<200G	35990016	481115	2	Tarrant	BPP continued release. Released 02/20/21.
02323228	Sanchezvelazquez,Jose Manuel	2/1/2021	Parole	2/1/2021	43	TAMPER W/GOVERN RCD LIC/SEAL DEFR	26990170	037100	2	Tarrant	BPP continued release. Released 03/17/21.
02275151	Molina,Gustavo Ivan	2/1/2021	Parole	2/1/2021	29	POSS CS PG 1 >=4G<200G	35990016	481115	6	Hopkins	BPP continued release. Released 03/10/21.
02282083	Morales,Luis	2/1/2021	Parole	2/1/2021	29	DRIVING WHILE INTOXICATED 3RD OR M	54040011	049090	3	Brazos	BPP continued release. Release pending program.
02331045	Ortegagarcia,Victor Hugo	2/5/2021	Parole	2/5/2021	22	POSS CS PG 1 >=4G<200G	35990016	481115	2	Tarrant	BPP continued release. Release pending.
02323820	Escalona Gonzalez, Aurelio	2/5/2021	Parole	2/5/2021	41	DRIVING WHILE INTOXICATED 3RD OR M	54040011	049090	4	Harris	BPP continued release. Released 03/03/21.
02170431	Rocha,Juan Antonio	2/5/2021	Mandatory - Discretionary	2/5/2021	44	DRIVING WHILE INTOXICATED 3RD OR M	54040011	049090	5	Hidalgo	BPP continued release - Released 02/08/21
02054184	Leon-Haros,Hector	2/5/2021	Parole	2/5/2021	58	MAN DEL CS PG 1 >=400G	35990005	481112	23	Harris	Vote withdrawn by the BPP
02330312	Vasquez, Alfonso	2/5/2021	Discharge	2/5/2021	42	DRIVING WHILE INTOXICATED W/CHILD	54040028	049045	1	Cameron	TDCJ Released to Home Plan on 02/08/21
02332578	Abonza, Ruben Chavez	2/8/2021	Parole	2/8/2021	31	POSS MARIJ >50LBS<=2,000LBS	35620012	481121	4	Starr	BPP continued release. Released 03/15/21.
02236400	Tovar,Rigoberto Tovar	2/8/2021	Parole	2/8/2021	41	DRIVING WHILE INTOXICATED 3RD OR M	54040011	049090	10	Smith	BPP continued release. Released 02/26/21.
02122323	Amador,Feliciano Rosas	2/8/2021	Discharge	2/8/2021	42	DRIVING WHILE INTOXICATED 3RD OR M	54040011	049090	4	Hidalgo	TDCJ Released to Home Plan on 02/08/21
01813651	Elizando,Luis Martin Deleon	2/8/2021	Mandatory - Discretionary	2/8/2021	34	HARASSMENT BY PERSON IN CORRECTIO	70990135	022110	11	Reeves	Vote withdrawn by the BPP
02333549	Sanchez, Ulises Jesus	2/8/2021	Mandatory - Retzlaff	2/8/2021	27	IMPERSONATE PUBLIC SERVANT	26040034	037110	2	McLennan	Released 02/22/21
02328012	Avellana,Jorge Costilla	2/9/2021	Parole	2/8/2021	41	DRIVING WHILE INTOXICATED 3RD OR M	54040011	049090	2	Rockwall	BPP continued release - Released 02/24/21
02332991	Chawda, Harshil	2/10/2021	Mandatory - Retzlaff	2/9/2021	28	STALKING	13160014	042072	2	Dallas	Released 02/24/21. Warrant issued 04/07/21.
02292222	Serban,Tezaur	2/11/2021	Parole	2/9/2021	18	FRAUD USE/POSS IDENTIFYING INFO # IT	26040044	032510	5	Llano	BPP continued release - Released 02/20/21
02234189	Almanza,Luis Manuel	2/12/2021	Parole	2/9/2021	28	SEXUAL ASSAULT CHILD	11990002	022011	4	Tarrant	Vote withdrawn by the BPP
02283081	Monsivaiz,Josue	2/13/2021	Mandatory - Discretionary	2/9/2021	27	EVADING ARREST DET W/VEH	48010020	038040	2	Hidalgo	BPP continued release - Released 02/25/21
02333502	Rodriguez-Silva, Jose Arturo	2/12/2021	Discharge	2/10/2021	35	DRIVING WHILE INTOXICATED W/CHILD	54040028	049045	10mo	Harris	TDCJ Released to Home Plan on 02/12/21
02309215	Vallejosmendoza,Alfredo	2/12/2021	Mandatory - Discretionary	2/11/2021	46	POSS CS PG 1 >=4G<200G	35990016	481115	3	Tarrant	BPP continued release. Released 02/26/21.
02217441	Camarillo,Luis Miguel Val	2/12/2021	Discharge	2/11/2021	27	MAN DEL CS PG 1 >=1G<4G	35990002	481112	2	Hidalgo	TDCJ Released to Home Plan on 02/12/21
02107171	Mendoza-Corza,Lorenzo	2/12/2021	Parole	2/11/2021	39	MAN DEL CS PG 1 >=400G	35990005	481112	15	Rockwall	Vote withdrawn by the BPP
02329430	Medina, Enrique	3/1/2021	Parole	2/22/2021	23	DWI	54040011	049090	2	Denton	Vote withdrawn by the BPP. Approved for Release 03/29/21
01003963	Araus, Rogerto Gonzales	2/22/2021	Mandatory - Discretionary	2/23/2021	48	MAN DEL CS PG 1 >=4G<200G	35990003	481113	23	Harris	Vote withdrawn by the BPP
02253434	Cardenas, Marco Antonio Saldana	2/23/2021	Mandatory - Discretionary	2/23/2021	22	POSS MARIJ >50LBS<=2,000LBS	35620012	481121	4	Cameron	Vote withdrawn by the BPP
02118936	Silva, Fernando Garcia	2/23/2021	Mandatory - Discretionary	2/23/2021	33	MAN DEL CS PG 1 >=4G<200G	35990003	481112	10	Montgomery	BPP continued release. Released 03/04/21. Violated Supv. Warrant Withdrawn.
02223664	Orozco, Francisco Medellin	2/24/2021	Parole	2/23/2021	40	POSS CS PG 1 >=400G	35990018	481115	14	Harris	Vote withdrawn by the BPP
02274451	Palacios, Saul	2/25/2021	Mandatory - Discretionary	2/24/2021	28	POSS CS PG 1 >=4G<200G	35990016	481115	2	Bexar	BPP continued release - Released 02/25/21
02252514	Mercado, Miguel	2/25/2021	Mandatory - Discretionary	2/24/2021	56	POSS CS PG 1 >=4G<200G	35990016	481115	6	Deaf Smith	Vote withdrawn by the BPP
02127701	Tovar, Jose Eleuterio	2/25/2021	Mandatory - Discretionary	2/24/2021	52	MAN DEL CS PG 1 >=200G <400G	35990004	481112	10	Hidalgo	Vote withdrawn by the BPP
02279171	Rodriguez, Cesar	2/22/2021	Parole	2/24/2021	48	DWI	54040011	049090	5	Tarrant	BPP continued release - Released 03/04/21
02324180	Leon, Juan	3/6/2021	Discharge	2/24/2021	31	POSS CS PG 1 <1G	35990014	481115	6 mo	Tarrant	Discharged 03/05/21
02334348	Flores, Mauricio Uribe	3/12/2021	Discharge	2/24/2021	42	POSS CS PG 1 <1G	35990014	481115	6 mo	Dallas	Discharged 03/12/21
02334586	Mainsah, Charles	2/27/2021	Discharge	2/24/2021	52	THEFT PROP >=\$2,500<\$30K	23990194	031030	1	Denton	Discharged 02/26/21
02333087	Nunez, Eduardo	2/26/2021	Mandatory - Retzlaff	2/25/2021	26	POSS CS PG 1 >=4G<200G	35990016	481115	2	Denton	Pending Release
02256049	Rodriguez, Eduardo	3/1/2021	Mandatory - Discretionary	2/25/2021	23	POSS MARIJ	35620012	481121	6	Cameron	Vote withdrawn by the BPP
02294491	Macias, Miguel	3/1/2021	Parole	2/25/2021	25	MAN DEL CS PG 1 >=4G<200G	35990003	481112	7	Harris	Vote withdrawn by the BPP
02327603	Gonzalez, Juan Marcario	3/1/2021	Parole	2/26/2021	41	DWI	54040011	049090	2	Williamson	BPP continued release. Released 03/15/21
02332619	Ortiz, Enrique Arreola	3/1/2021	Parole	2/26/2021	39	DWI	54040011	049090	2	Hidalgo	Vote withdrawn by the BPP
02294614	Mendoza, Alejandro Pacheco	3/1/2021	Mandatory - Discretionary	2/26/2021	28	INTOXICATION ASSLT W/VEHICLE SBI	54040032	049070	2	Dallas	BPP continued release. Released 03/26/21.
02332448	Cervantes, Jose	3/18/2021	Discharge	2/26/2021	38	UNAUTH USE OF VEHICLE	24110003	031070	6 mo	Navarro	Discharged 03/18/21
02330592	Ocampo, Mayco	3/1/2021	Parole	2/26/2021	22	EVADING ARREST DET W/VEH	48010020	038040	4	Harris	Vote withdrawn by the BPP
02319666	Serrato, Luis Figuero	Not Scheduled		2/26/2021	28	MAN DEL CS PG 1 >=400G	35990005	481112	5	Travis	
02326067	Velasquez, Antonio Mejia	3/18/2021	Discharge	2/26/2021	40	FRAUD USE/POSS IDENTIFYING INFO	26040042	032510	1.5	Deaf Smith	Discharged 03/18/21
02330185	Torres-Cruz, Rodolfo	3/1/2021	Parole	2/26/2021	34	DWI	54040011	049090	2	Caldwell	BPP continued release. Released 03/09/21. Violated Supv. Warrant Withdrawn.
02323649	Rodriguez, Martin	3/1/2021	Parole	2/26/2021	42	DWI	54040011	049090	3	Washington	Pending BPP decision.
02334842	Rivas, Angel Omar Gudino	3/4/2021	Discharge	2/26/2021	19	POSS C/S PG1 <1G (LIO)	35990014	481115	6 mo	Hidalgo	Discharged 03/04/21
02327154	Bretado-Longoria, Jose	3/2/2021	Parole	3/1/2021	29	DWI	54040011	049090	2	Kaufman	Vote withdrawn by the BPP
02304825	Aguirre, Jose	3/2/2021	Mandatory - Discretionary	3/1/2021	43	DWI	54040011	049090	4	Ector	Vote withdrawn by the BPP
02313461	Drljaca, Damir	3/2/2021	Parole	3/1/2021	59	DWI	54040011	049090	3	Galveston	BPP continued release - Released 3/02/21
02293401	Mendoza-Camacho, J	3/2/2021	Parole	3/1/2021	43	MAN DEL CS PG 1 >=200G <400G	35990004	481112	10	Harris	Vote withdrawn by the BPP
02322459	Cabreraacruz, Domingo	3/3/2021	Parole	3/1/2021	21	FORGE GOVERN FINANCIAL INSTR	25890002	032210	2	Dallas	BPP continued release. Released 03/24/21
02200842	Canseco, Edson	3/3/2021	Parole	3/1/2021	24	POSS CS COCAINE 400G/M	35990018	481115	10	Hays	Vote withdrawn by the BPP
02330406	Jassoaleman, Albaro	3/4/2021	Parole	3/3/2021	41	DWI	54040011	049090	2	Dallas	Vote withdrawn by the BPP
02330228	Hernandez, Christian	3/5/2021	Parole	3/3/2021	20	POSS MARIJ 50-2000LBS	35620012	481121	2	Hidalgo	Vote withdrawn by the BPP
02294991	Enriquez, Eloy Cano	3/4/2021	Parole	3/4/2021	39	DWI	54040011	049090	4	Bexar	BPP continued release. Release pending.
02331036	Marquez, Javier Chavarria	3/8/2021	Parole	3/5/2021	35	POSS CONT SUB 4-200G COCAINE	35990016	481115	3	Tarrant	BPP continued release. Release pending.

Texas Department of Criminal Justice

Inmates Scheduled for Release with ICE Detainers Dropped

January 20, 2021 through March 20, 2021

TDCJ#	Name	Scheduled Release Date	Scheduled Release Type	ICE Detainer Dropped Date	Age	Offense	NCIC Code	Statute	Sentence	County	Notes: Status as of March 30, 2021
02270170	Pacheco, Humberto Elizondo	3/12/2021	Mandatory - Discretionary	3/5/2021	27	TAMP W/PHYS EVID	48040002	037090	3	Bell	Vote withdrawn by the BPP
02205361	Perez, Alberto	3/10/2021	Parole	3/5/2021	33	MANUF CS 400G METH	35990005	481112	15	Dallas	Vote withdrawn by the BPP
02138381	Cardenas-Montoya, Christian	3/12/2021	Parole	3/9/2021	26	ACCIDENT INVOLVING DEATH	54010008	550021	12	Houston	Vote withdrawn by the BPP
02303333	Aleman, Uriel Solorio	3/11/2021	Parole	3/10/2021	36	POSS CONT SUB 400G OR MORE	35990018	481115	10	Harris	Vote withdrawn by the BPP
02336404	Caniz, Julio Casar Tax	3/15/2021	Mandatory - Retzlaff	3/12/2021	41	DWI	54040011	049090	2	Harris	Released 03/15/21
02318542	Hernandez, Marco	Not Scheduled		3/12/2021	47	DEL MARIHUANA 5-50 LBS LIO	35640013	481120	2	Tarrant	
02328392	Gonzalez, Adrian Santiago	3/15/2021	Parole	3/15/2021	36	POSS MARIJ 50LBS-2,000LBS	35620012	481121	2	Hidalgo	Vote withdrawn by the BPP

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

STATE OF TEXAS; STATE OF
LOUISIANA,

Plaintiffs,

v.

The UNITED STATES OF AMERICA;
ALEJANDRO MAYORKAS, Secretary of the
United States Department of Homeland
Security, in his official capacity; UNITED
STATES DEPARTMENT OF HOMELAND
SECURITY; TROY MILLER, Senior Official
Performing the Duties of the Commissioner of
U.S. Customs and Border Protection, in his
official capacity; U.S. CUSTOMS AND
BORDER PROTECTION; TAE JOHNSON,
Acting Director of U.S. Immigration and
Customs Enforcement, in his official capacity;
U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT; TRACY RENAUD,
Senior Official Performing the Duties of the
Director of the U.S. Citizenship and
Immigration Services, in her official capacity;
U.S. CITIZENSHIP AND IMMIGRATION
SERVICES,

Defendants.

Civ. Action No. 6:21-cv-00016

EXHIBIT A-2

**Texas Department of Criminal Justice
Inmates Released with ICE Detainers Dropped
January 20, 2020 through March 20, 2020**

Texas Department of Criminal Justice

Inmates Released with ICE Detainers Dropped

January 20, 2020 through March 20, 2020

TDCJ#	Name	Scheduled Release Date	Scheduled Release Type	ICE Detainer Dropped Date	Age	Offense	NCIC Code	Statute	Sentence	County	Notes: Status
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No detainers were dropped due to similar policies from January 20, 2020 through March 20, 2020.

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
VICTORIA DIVISION**

STATE OF TEXAS; STATE OF
LOUISIANA,

Plaintiffs,

v.

The UNITED STATES OF AMERICA;
ALEJANDRO MAYORKAS, Secretary of the
United States Department of Homeland
Security, in his official capacity; UNITED
STATES DEPARTMENT OF HOMELAND
SECURITY; TROY MILLER, Senior Official
Performing the Duties of the Commissioner of
U.S. Customs and Border Protection, in his
official capacity; U.S. CUSTOMS AND
BORDER PROTECTION; TAE JOHNSON,
Acting Director of U.S. Immigration and
Customs Enforcement, in his official capacity;
U.S. IMMIGRATION AND CUSTOMS
ENFORCEMENT; TRACY RENAUD,
Senior Official Performing the Duties of the
Director of the U.S. Citizenship and
Immigration Services, in her official capacity;
U.S. CITIZENSHIP AND IMMIGRATION
SERVICES,

Defendants.

Civ. Action No. 6:21-cv-00016

ORDER

Pending before the Court is Plaintiffs' Unopposed Motion for Leave to File Supplemental Declaration of Jason Clark in Support of Their Motion for Preliminary Injunction (the "Motion"). After due consideration, the Court GRANTS the Motion. Therefore, it is hereby ORDERED that the Supplemental Declaration of Jason Clark is filed.

It is SO ORDERED.

Signed this ____ of _____, 2021.

DREW B. TIPTON
UNITED STATES DISTRICT JUDGE