

# EXHIBIT 1-6

*PII Redacted Pursuant to Fed. R. Civ. P. 5.2*  
*Redacted Pursuant to ECF 470*



U.S. Department of Homeland Security  
1010 East Whittley Road  
Oakdale, LA 71463



U.S. Immigration  
and Customs  
Enforcement

June 21, 2017

Embassy of Iraq  
1801 P Street, NW  
Washington, DC 20036

RE: [REDACTED]

Dear Consul General:

Please accept this letter with the enclosed documents as a formal request for a travel document on behalf of [REDACTED], a native and citizen of IRAQ.

Mr. [REDACTED] entered the United States AT New York City, New York on 05/11/2009.

Mr. [REDACTED] was afforded a hearing before an Immigration Judge or other authorized immigration process to answer the charges on the attached Notice to Appear. As a result of this hearing, Mr. [REDACTED] was ordered removed from the United States as documented by the attached Order.

As you know, your country is a party to the Convention on International Civil Aviation. Annex 9 of the Convention states in Chapter 5.26 through 5.29:

5.26 A Contracting State shall, when requested to provide travel documents to facilitate the return of one of its nationals, respond within a reasonable period of time and not more than 30 days after such a request was made either by issuing a travel document or by satisfying the requesting State that the person concerned is not one of its nationals.

5.27 A Contracting State shall not make the signing by the person concerned of an application for a travel document a prerequisite for the issuance of that document.

5.28 When a Contracting State has determined that a person for whom a travel document has been requested is one of its nationals but cannot issue a passport within 30 days of the request, the State shall issue an emergency travel document that attests to the nationality of the person concerned and that is valid for readmission to that State.

5.29 A Contracting State shall not refuse to issue a travel document to or otherwise thwart the return of one of



its nationals by rendering that person stateless.

In light of these provisions, ICE respectfully requests that you issue a passport or other suitable travel document to Mr. [REDACTED] within 30 days of this request.

Mr. [REDACTED] will be scheduled to depart the United States upon receipt of a passport or other suitable travel document.

If you require further information, please contact Officer Manuel at [REDACTED] or email [REDACTED].

Sincerely,



Scott Sutterfield

DFOD

Enclosed Copies of

- (1) Removal Order
- (2) Charging Document
- (3) I-217
- (4) Information for Travel Document or Passport
- (5) Copy of National ID
- (6) Biometric Information



UNITED STATES DEPARTMENT OF JUSTICE  
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW  
IMMIGRATION COURT  
MEMPHIS, TENNESSEE

IN THE MATTER OF:

RESPONDENT

IN REMOVAL PROCEEDINGS

CHARGE: Section 237(a)(2)(A)(iii) of the Immigration and Nationality Act - Convicted of an aggravated felony

ON BEHALF OF THE RESPONDENT:

Law Offices of Barry L. Frager  
5100 Poplar Avenue, Suite 2222  
Memphis, TN 38137

ON BEHALF OF THE SERVICE:

H. Lee Leatherwood  
Assistant District Counsel  
1342 Sycamore Road, Suite 100  
Memphis, TN 38134

ORDER OF THE IMMIGRATION JUDGE

FACTS

Respondent is a native and citizen of Iraq. (Ex. 1) On January 7, 1997, he pled guilty in the Criminal Court of Davidson County, Tennessee, of statutory rape, in violation of Tennessee Code Annotated (TCA) § 39-13-506, (Ex. 2). A grand jury had previously handed up a seven count indictment charging Respondent with kidnaping, aggravated rape, and aggravated sexual battery. (Ex. 2). Respondent was sentenced to one year in the workhouse, followed by one year unsupervised probation after Respondent spent 45 days incarcerated. (Ex. 2). This sentence was characterized by the sentencing judge as being within the standard range under TCA §§ 40-35 - 101 et. seq., the Tennessee Criminal Sentencing Reform Act of 1989. <sup>1</sup>

Respondent is hereby ordered removed to Iraq.

Dated: January 7, 1999

Charles E. Pazar  
Charles E. Pazar  
Immigration Judge



U.S. Department of Justice  
Immigration and Naturalization Service

Notice to Appear

In removal proceedings under section 240 of the Immigration and Nationality Act

File No: [REDACTED]

In the Matter of:

Respondent: [REDACTED]

[REDACTED] (Number, street, city, state and ZIP code) [REDACTED] (Area code and phone number)

- ☐ 1. You are an arriving alien.  
☐ 2. You are an alien present in the United States who has not been admitted or paroled.  
☒ 3. You have been admitted to the United States, but are deportable for the reasons stated below.

The Service alleges that you:

1. You are not a citizen or national of the United States;
2. You are a native of Iraq and a citizen of Iraq;
3. You were admitted to the United States at New York, New York on or about 09/22/94
4. On 12/06/95, your status was adjusted to that of a permanent resident;
5. You were, on 01/07/95, convicted in the Criminal Court of Davidson County, Tennessee for the offense of Statutory Rape, in violation of Tennessee Code Annotated 39-13-506.

On the basis of the foregoing, it is charged that you are subject to removal from the United States pursuant to the following provision(s) of law:

Section 237(a)(2)(A)(iii) of the of the Immigration and Nationality Act (Act), as amended, in that, at any time after admission, you have been convicted of an aggravated felony as defined in section 101(a)(43) of the Act.

☐ This notice is being issued after an asylum officer has found that the respondent has demonstrated a credible fear of persecution.

☐ Section 235(b)(1) order was vacated pursuant to: ☐ 8 CFR 208.30(f)(2) ☐ 8 CFR 235.3(b)(5)(iv)

YOU ARE ORDERED to appear before an immigration judge of the United States Department of Justice at: To be calendared and notice provided by the office of the Immigration Judge. Notice will be mailed to the address

on [REDACTED] at [REDACTED] to show why you should not be removed from the United States based on the charge(s) set forth above.

[Signature]  
Officer in Charge

(Signature and Title of Issuing Officer)

Date: 08/26/97

Memphis, Tennessee  
(City and State)

See reverse for important information