ABA IJP EFFORTS TO RELEASE DETAINED IMMIGRANTS DURING COVID-19
Who ends up in ICE detention?

- Individuals in removal proceedings can be detained by ICE (see: Section 235(b)(2) of the Immigration and Nationality Act (INA))

- People from all walks of life
  - Every country in the world is represented in ICE detention
  - Every professional background represented
  - Healthy to terminally ill
  - More people being detained than ever, and for longer periods of time, especially now with the COVID-19 shutdown
What does ICE detention look like?
Detained Population in San Diego

- Subject to Third Country Transit ban
- Subjected to metering
- Languages other than English: Spanish, Russian, Pulaar, Arabic, Creole
- Former MPP
- COVID-19 positive or exposed to the virus-outbreak at the facility
Three meals a day...
Bond & Parole Representation

**BOND**
- Eligibility
- Scheduling control
- Remote representation now 100% available
- EOIR registration necessary
- Appearance before a judge
  - COVID-19 Standing Order for Telephonic Representation
- Client released from detention!

**PAROLE**
- Eligibility
- 100% Remote representation
- No appearance before a judge - ICE discretion
- Client released from detention!

ABA Immigration Justice Project
Why Detained Clients Need Pro Bono Attorneys

- No access to appointed counsel in across the United States
- Government represented by trained attorney/ need to level the playing field

✓ Success rate correlates with representation

- Shrinking private immigration bar = more reliance on non-profit legal service providers to step in
- Psychological impact of detention
- Impact of COVID-19
Volunteering with the ABA Immigration Justice Project (IJP)

✓ Benefit of malpractice insurance through IJP
✓ Mentoring through Immigration Justice Campaign for detained cases - no experience needed!
✓ Ongoing training offered locally and online
✓ Remote volunteering
✓ COVID-19-specific release work