

Keith Ketterling, OSB No. 913368
Email: kketterling@stollberne.com
Nadia H. Dahab, OSB No. 125630
Email: ndahab@stollberne.com
STOLL STOLL BERNE LOKTING & SHLACHTER P.C.
209 SW Oak Street, Suite 500
Portland, Oregon 97204
Telephone: (503) 227-1600

Mathew W. dos Santos, OSB No. 155766
Email: mdossantos@aclu-or.org
Kelly K. Simon, OSB No. 154213
Email: ksimon@aclu-or.org
ACLU FOUNDATION OF OREGON, INC.
PO Box 40585
Portland, OR 97240
Telephone: (503) 227-3186

Attorneys for Plaintiffs-Petitioners

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

INNOVATION LAW LAB and LUIS
JAVIER SANCHEZ GONZALEZ by
XOCHITL RAMOS VALENCIA as next
friend,

Plaintiffs-Petitioners,

v.

KIRSTJEN NIELSEN, Secretary, Department
of Homeland Security, THOMAS HOMAN,
Acting Director, Immigration and Customs
Enforcement, ELIZABETH GODFREY,
Acting Field Office Director, Seattle Field
Office of ICE, JEFFERSON BEAUREGARD
SESSIONS, III, U.S. Attorney General,
HUGH J. HURWITZ, Acting Director,
Federal Bureau of Prisons, JOSIAS
SALAZAR, Warden, FCI Sheridan Medium
Security Prison, in their official capacity only,

Defendants-Respondents.

Case No. 3:18-cv-01098

**DECLARATION OF LELAND BAXTER-
NEAL IN SUPPORT OF PLAINTIFFS-
PETITIONERS' EX PARTE
APPLICATION FOR TEMPORARY
RESTRAINING ORDER**

I, Leland Baxter-Neal, declare as follows:

1. I am an attorney licensed to practice in the State of Oregon and am a member in good standing of the Oregon State Bar and the United States District Court for the District of Oregon. My Oregon State Bar number is 155347. I am over 18 and have personal knowledge of the facts described herein.

2. I am a staff attorney for the American Civil Liberties Union of Oregon with experience in immigration law, including experience representing individuals in removal proceedings. That experience includes working with detainees in the South Texas Family Residential Center as a member of the Dilley Pro Bono Project. In that capacity, I met with and interviewed asylum seekers who had been recently detained at the United States-Mexico border in order to assess their claims for asylum. I also assisted them in preparing for their credible fear interviews, the first stage in the asylum process, and also sat in with them during those interviews.

3. On Friday, June 15, 2018, I volunteered to be a part of the team of pro-bono attorneys available to provide legal advice to the immigrant detainees being held at the Federal Correctional Institution of Sheridan.

4. On Monday, June 18, 2018, I drove to Sheridan, Oregon prepared to provide legal services to those detainees. I arrived in Sheridan at approximately 10:45 am. However, I was informed at approximately 11:00 am that no attorneys would be allowed to enter the facility and meet with the detainees. I was therefore unable to meet with any detainees at the facility.

5. On Thursday, June 21, 2018, I returned to the Federal Correctional Institution of Sheridan at approximately 12:45 pm. I had been advised that we would be allowed to see

**PAGE 1 - DECLARATION OF LELAND BAXTER-NEAL IN SUPPORT OF
PLAINTIFFS' EX PARTE APPLICATION FOR TEMPORARY
RESTRAINING ORDER**

detainees, and specifically four detainees who had requested legal services. I was in possession of the names, dates of birth, Bureau of Prison identification numbers, and A numbers of those detainees seeking representation.


6. Upon arrival at the Sheridan prison, we were stopped at closed gates at the entrance to the grounds by an official identified as Palominos on his Bureau of Prisons uniform. Two other officials in desert camouflage uniforms were also present, and who identified themselves as Bureau of Prisons employees. Their uniforms had no identifying information visible. Palominos requested our names and identification. I provided him my name, my Oregon state driver's license, and my Oregon State Bar card. Traveling with me was Ian Philabaum, an authorized paralegal for attorney Stephen Manning, and Chelsea Strautman, an immigration attorney. Both Philabaum and Strautman provided Palominos their names and identification.

7. Palominos spoke with someone over his radio, and then advised us that his instructions were to "take down our names and turn us around." After we insisted, Palominos said that he would "run [our] names," that we needed to leave the property but could come back in 10 minutes and see if we would be allowed in.

8. Strautman, Philabaum and myself did as instructed. When we returned 10 minutes later, at about 1:10 pm, Palominos told us that we would not be allowed to enter the facility.

I hereby declare under the penalty of perjury pursuant to the laws of the United States that the above is true and correct to the best of my knowledge.

EXECUTED this 21st day of June, 2018.



Leland Baxter-Neal, OSB #155347

**PAGE 2 - DECLARATION OF LELAND BAXTER-NEAL IN SUPPORT OF
PLAINTIFFS' EX PARTE APPLICATION FOR TEMPORARY
RESTRAINING ORDER**