From:	Pham, Tony H
Sent:	1 Jun 2020 12:45:33 +0000
To:	Albence, Matthew
Cc:	(b)(6); (b)(7)(C) ;Allen, Matthew C;(b)(6); (b)(7)(C) Johnson, Tae D;Benner, Derek N;Davis, Mike P
Subject:	RE: NOC Response: DHS Support to DOJ RFI (NOC 0378-20-003)

Thank you. Will do.

Tony H. Pham
Principal Legal Advisor
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
U.S. Department of Homeland Security
(O) 202.732.5000

(b)(6); (b)(7)(C)

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From: Albence, Matthew (b)(6); (b)(7)(C)
Sent: Monday, June 1, 2020 8:44 AM
To: Pham, Tony H (b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)   Allen, Matthew C (b)(6); (b)(7)(C)
Johnson, Tae D (b)(6); (b)(7)(C)   ; Benner, Derek N (b)(6); (b)(7)(C)   Davis, Mike P (b)(6); (b)(7)(C)
Subject: RE: NOC Response: DHS Support to DOJ RF(b)(7)(E)

Tony:

(b)(5)

Matt

From: Pham, Tony H < (b)(6); (b)(7)(C)
Sent: Monday, June 1, 2020 5:54 AM
To: Albence, Matthew (b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

Johnson, Tae D (b)(6); (b)(7)(C)   Davis,
Mike P (b)(6); (b)(7)(C)
Subject: RE: NOC Response: DHS Support to DOJ RF (b)(7)(E)

Matt. OPLA has engaged OGC on the matter yesterday evening. We will follow up with additional
discussion this morning.

(b)(5)

Thanks.

Tony

Sent with BlackBerry Work
(www.blackberry.com)

From: Albence, Matthew (b)(6); (b)(7)(C)
Date: Sunday, May 31, 2020, 10:03 PM
To: Pham, Tony H (b)(5); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
Matthew C (b)(5); (b)(7)(C)   Johnson,
Tae D (b)(5); (b)(7)(C)   Benner, Derek N < (b)(5); (b)(7)(C)   Davis, Mike P
(b)(6); (b)(7)(C)
Subject: FW: NOC Response: DHS Support to DOJ RF (b)(7)(E)

Tony:

(b)(5)

From: Benner, Derek N
Sent: 29 May 2020 22:24:24 +0000
To: Albence, Matthew
Subject: FW: CBP UAS flying over Minneapolis

Fysa

From: Allen, Matthew C (b)(5); (b)(7)(C)
Date: Friday, May 29, 2020, 6:08 PM
To: Benner, Derek N (b)(6); (b)(7)(C) , Albence, Matthew
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Subject: RE: CBP UAS flying over Minneapolis

Sirs,

Further to my last, we have learned that AMO will be sending the UAS back to fly
tonight, this time at the request of local authorities.

V/r,

Matt

From: Allen, Matthew C (b)(5); (b)(7)(C)
Date: Friday, May 29, 2020, 5:15 PM
To: Benner, Derek N (b)(6); (b)(7)(C) Albence, Matthew
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C) ,
(b)(6); (b)(7)(C)
Subject: RE: CBP UAS flying over Minneapolis

Sirs,

I'm copying in the summary that AMO in Great Falls provided to their HQ on this. (b)(5)
(b)(5)

Matt

NASOC-GF [Great Falls, MT] received a request for air support from the HSI Minneapolis air
coordinator on the evening of 5/28 to provide aerial situational awareness to protect life and
property in response to the domestic event. Our AS350 helicopter was not available due to

maintenance and our next UAS flight was scheduled for the morning of 5/29. We commonly receive air support requests from HSI Minneapolis to support their mission and it became a preplanned mission to be executed on 5/29.

(b)(7)(E)

From: (b)(6); (b)(7)(C)
Sent: Friday, May 29, 2020 4:22 PM
To: Allen, Matthew (b)(5); (b)(7)(C) Albence, Matthew (b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Subject: RE: CBP UAS flying over Minneapolis

10-4 thanks (b)(adding AD1

From: Allen, Matthew C(b)(6); (b)(7)(C)
Sent: Friday, May 29, 2020 2:10 PM
To: Benner, Derek N(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Subject: FW: CBP UAS flying over Minneapolis

(b)(7)(E)

Matt

From: (b)(6); (b)(7)(C)
Sent: Friday, May 29, 2020 2:04 PM
To: Allen, Matthew C(b)(5); (b)(7)(C)
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
Subject: FW: CBP UAS flying over Minneapolis

Per my text.

(b)(6); (b)(7)(C)
Special Agent in Charge
Homeland Security Investigations
St.Paul, MN
(b)(6); (b)(7)(C)

To: CBP OPA Front Office (b)(6); (b)(7)(C)
Subject: article: CBP UAS flying over Minneapolis

https://www.vice.com/en_ca/article/5dzbe3/customs-and-border-protection-predator-drone-minneapolis-george-floyd

Customs and Border Protection Is Flying a Predator Drone Over Minneapolis

The surveillance drone is flying in a circle above the city, which has broken out in protests over the police killing of George Floyd.

Customs and Border Protection (CBP) is flying a Predator drone, military technology used for surveilling and killing terrorists abroad, over Minneapolis as protesters continue to demonstrate against police brutality, according to publicly available flight data. The drone flown over Minneapolis is an unarmed version of the aircraft.

The drone was first spotted on a flight tracking tool by members of the ADB-S Exchange, a community of flight watchers who

use open-source flight data to monitor America's skies. Presumably, the drone is surveilling protests there, though CBP did not respond to a request for comment about what the drone is doing there.

"CBP Predator Drone CPB104 circling over Minneapolis at 20K feet," Jason Paladino, an investigative reporter at The Project on Government Oversight tweeted on Friday. "Took off from Grand Forks Air Force Base."

These latest protests come after a white police officer killed George Floyd, an unarmed black man, earlier this week. The officer and three others involved in the incident were fired, but have not faced any criminal charges yet.

Motherboard verified the flight path of CPB104 with flight data from ADB-S Exchange, a repository of unfiltered flight data. The drone took off from the Air Force Base before making several hexagonal-shaped flyovers around Minneapolis, according to the data. At the time of writing, the drone is still above the city.

CBP-104 is a drone with a history. In a 2007 Popular Mechanics article, author Jeff Wise names that aircraft as a Predator. "CBP-104 has no pilot on board. The plane is a Predator B, a sophisticated unmanned aerial vehicle (UAV)," the article says, describing a surveillance action on the U.S.-Mexico border.

CBP-104 is also named in daily drone flight logs from CBP from 2012, published by the Electronic Frontier Foundation. The drone's activities at the time included collecting synthetic-aperture radar imagery and full-motion video to aid in actions such as surveilling the border, as well as surveilling and busting cannabis grow ops and methamphetamine labs. In one instance, the logs note that the drone continued to circle and feed video to officers until every suspect in a lab raid was arrested. According to the logs, this ongoing surveillance "played an invaluable role" in the arrests.

In an online chat with Motherboard, Paladino also pointed to the aircraft's previous flights along the Canadian border, its near perfect hexagonal flight path, and its constant altitude of

20,000ft mentioned in the flight data as additional evidence that the aircraft is a drone.

Motherboard has previously visited Grand Forks Air Force base, where remote pilots fly unarmed MQ-9 Reaper drones (also known as Predator drones) and Global Hawk drones both domestically and abroad. Its pilots operate out of trailers there, and Customs and Border Patrol has a presence at the base; it flies its Predator drones along the US-Canada and US-Mexico borders, but has also been known to operate them domestically in the interior of the country, as it is currently doing over Minneapolis.

Unarmed Predator drones were first used within the United States in 2012, when the Department of Homeland Security flew one over the property of a cattle farmer named Rodney Brossart to surveil him, and to help end a 16-hour standoff between him and another rancher over a stolen-cattle dispute. The use was highly controversial at the time; since then, CBP has used drones hundreds of times, and has not kept very good records about their use.

In 2015, the FBI surveilled Black Lives Matter protests using aircraft over Baltimore after people there protested the police killing of Freddie Gray.

Customs and Border Patrol did not immediately respond to a request for comment.

This article originally appeared on VICE US.

From: Benner, Derek N
Sent: 31 May 2020 00:16:58 +0000
To: (b)(6); (b)(7)(C)];Davis, Mike P;Davidson, [(b)(6)];Allen, Matthew C;Johnson, Tae D;(b)(6); (b)(7)(C) ;Albence, Matthew;(b)(6); (b)(7)(C)
(b)(6); Pham, Tony H (b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) ;Loiacono, Adam V (b)(6); (b)(7)(C)
Subject: RE: 2pm - Civil Unrest Discussion

Thanks (b)(6);

From: (b)(6); (b)(7)(C)
Date: Saturday, May 30, 2020, 8:07 PM
To: Davis, Mike P (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   Allen, Matthew C (b)(6); (b)(7)(C)], Johnson,
Tae D < (b)(6); (b)(7)(C)   Albence,
Matthew (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   Benner, Derek N (b)(6); (b)(7)(C)   Pham, Tony H
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)   ,
(b)(6); (b)(7)(C)

(b)(5); (b)(7)(C)   Loiacono, Adam V (b)(5); (b)(7)(C)
(b)(5); (b)(7)(C)
Subject: RE: 2pm - Civil Unrest Discussion

ERO El Paso just finished a conference call with the USA for the Western District of
Texas. (b)(5)
(b)(5)

(b)(5)

HQ OPLA may be looped in by DOJ on these efforts soon if not already.

From: Davis, Mike P (b)(6); (b)(7)(C)
Date: Saturday, May 30, 2020, 4:30 PM

To: Davidson, Michael J (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Allen, Matthew C (b)(6); (b)(7)(C) , Johnson,
Tae D (b)(6); (b)(7)(C) Albence,
Matthew (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Benner, Derek N < (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Pham, Tony H
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C) (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Loiacono, Adam (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Subject: RE: 2pm - Civil Unrest Discussion

(b)(5); (b)(7)(E)

Thanks,
Mike

From: (b)(5); (b)(7)(C)
Sent: Saturday, May 30, 2020 4:25 PM
To: Davis, Mike P (b)(6); (b)(7)(C)
(b)(5); (b)(7)(C) Allen, Matthew C (b)(5); (b)(7)(C)
Johnson, Tae D (b)(5); (b)(7)(C)
Albence, Matthew (b)(5); (b)(7)(C)
(b)(5); (b)(7)(C) Benner, Derek N (b)(5); (b)(7)(C)
(b)(5); (b)(7)(C)
Pham, Tony H (b)(5); (b)(7)(C)
(b)(5); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)

(b)(6); (b)(7)(C)   Loiacono, Adam V < (b)(6); (b)(7)(C)

Subject: RE: 2pm - Civil Unrest Discussion

(b)(5); (b)(7)(E)

Sent with BlackBerry Work
(www.blackberry.com)

From: Davis, Mike P (b)(6); (b)(7)(C)
Date: Saturday, May 30, 2020, 3:57 PM
To: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   , Johnson, Tae D ‹ (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   Albence, Matthew ‹ (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   , Pham,
Tony H (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Loiacono, Adam V (b)(6); (b)(7)(C)
Subject: RE: 2pm - Civil Unrest Discussion

(b)(6);

(b)(5); (b)(7)(E)

(b)(5); (b)(7)(E)

(b)(5)

Thanks,
Mike

_____
Michael P. Davis
Executive Deputy Principal Legal Advisor
Office of the Principal Legal Advisor
U.S. Immigration and Customs Enforcement
(b)(6): _____ (office) | (b)(6); _____ (mobile)
(b)(6); (b)(7)(C)

Please note that this message may contain sensitive and/or legally privileged information (attorney work product, attorney-client communication, deliberative process, personally identifiable information, law enforcement sensitive, etc.) and should be handled accordingly.

From: (b)(6): (b)(7)(C)
Date: Saturday, May 30, 2020, 3:38 PM
To: Allen, Matthew C (b)(6); (b)(7)(C) Johnson, Tae D
(b)(6); (b)(7)(C) Albence, Matthew
(b)(6); (b)(7)(C) Benner, Derek N (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Pham, Tony H (b)(6); (b)(7)(C) Davis, Mike P
(b)(6); (b)(7)(C)

Cc: (b)(6): (b)(7)(C)
(b)(6); (b)(7)(C)

Subject: RE: 2pm - Civil Unrest Discussion

Adding that ERO SRT is onsite at our building and is ready to deploy if we give them the approval. ERO FOD is at Buffalo PD attending LEA briefing.

(b)(6); (b)(7)(C)
Executive Associate Director
Enforcement and Removal Operations

From: (b)(6); (b)(7)(C)
Sent: Saturday, May 30, 2020 3:30 PM
To: Allen, Matthew C (b)(6); (b)(7)(C) Johnson, Tae D
(b)(6); (b)(7)(C) Albence, Matthew
(b)(6); (b)(7)(C)
Benner, Derek N (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Pham, Tony H
(b)(6); (b)(7)(C) Davis, Mike P (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Subject: RE: 2pm - Civil Unrest Discussion

Circling back and looking for concurrence to deploy ERO SRT.

The US Marshal, (b)(6): _____ called ERO Buffalo to request our SRT. (b)(6): _____ state's that there is a planned violent protest scheduled at 1700 hrs today in downtown Buffalo. The protesters are meeting at Niagara Square in front of Buffalo City hall.

(b)(6): _____ (b)(5); (b)(7)(E)
(b)(5); (b)(7)(E)

(b)(5); (b)(7)(E)

(b)(7)(E)

The Buffalo Police Department has told the USM that they don't have enough staff to provide assistance for any Federal properties and FPS only has (b)(7) officers in the city of Buffalo.

(b)(5); (b)(7)(E)

Thank you,

(b)(6);

(b)(6); (b)(7)(C)
Executive Associate Director
Enforcement and Removal Operations
U.S. Immigration and Customs Enforcement
(b)(6); (b)(7)(C) office)
(b)(6); (b)(7)(C)

From: Allen, Matthew C (b)(6); (b)(7)(C)
Sent: Saturday, May 30, 2020 2:57 PM
To: Johnson, Tae D (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) ; Albence, Matthew (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C) Benner, Derek N
(b)(6); (b)(7)(C)
Pham, Tony H (b)(6); (b)(7)(C) ; Davis, Mike P < (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Subject: RE: 2pm - Civil Unrest Discussion

All,

I wanted to circle back about our discussion of Buffalo.

(b)(5); (b)(7)(E)

(b)(5); (b)(7)(E)

(b)(5); (b)(7)(E)

Matt

From: Johnson, Tae D <(b)(6); (b)(7)(C)
Date: Saturday, May 30, 2020, 1:56 PM
To: (b)(6); (b)(7)(C)   Albence, Matthew
(b)(6); (b)(7)(C)   Benner,
Derek N <(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)   Allen,
Matthew (b)(6); (b)(7)(C)   Pham, Tony H <(b)(6); (b)(7)(C)   Davis,
Mike P <(b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Cc (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)

Subject: RE: 2pm - Civil Unrest Discussion

This is what we have thus far:

Minneapolis:
1. (b)(5); (b)(7)(C)

   (b)(5); (b)(7)(C)   (b)(5); (b)(7)(E)

   (b)(5); (b)(7)(E)

   (b)(5); (b)(7)(C)
2. Estimates are over 75,000 unauthorized people on the streets of Minneapolis tonight.
3. There is an 8pm curfew.
4. An additional 1,200 National Guardsmen being called up.
5. (b)(5); (b)(7)(E)

Buffalo:
1. The USM is asking for assistance to protect the federal building in Buffalo. (b)(5); (b)(7)(E)

   (b)(5); (b)(7)(E)
   1. This appears to be primarily a mission to protect federal property.

-----Original Appointment-----
From: ICE.Scheduler (b)(6); (b)(7)(C)
Sent: Saturday, May 30, 2020 12:36 PM
To: (b)(5); (b)(7)(C) Albence, Matthew; (b)(5); (b)(7)(C) ; Benner, Derek N; V (b)(5); (b)(7)(C)
(b)(5); (b)(7)(C) ; Johnson, Tae D (b)(5); (b)(7)(C) Allen, Matthew C; Pham, Tony H; Davis, Mike
P; (b)(5); (b)(7)(C)
Cc: (b)(6); (b)(7)(C)
(b)(6); (b)(7)(C)
Subject: 2pm - Civil Unrest Discussion
When: Saturday, May 30, 2020 2:00 PM-2:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where (b)(6); (b)(7)(C)