



EXODUS REFUGEE

The Life Ahead

Know Your Rights!
¡Conoce sus derechos!



Why is it important?

- Whether you are a permanent resident, have a visa or are undocumented, you can be stopped by the police and questioned about your immigration status
- Everyone has legal rights in this country, however, regardless of your immigration status

¿Por qué es importante?

- Si usted es un residente permanente, tiene permiso, una visa, o no tiene documentación, la policía puede detenerle y pedir sobre su estatus migratorio
- Todas las personas en los Estados Unidos tienen derechos, independiente de su estatus migratorio



Basic Rights

- You have the right to remain silent
- You have the right to see a warrant
- You have the right to speak to a lawyer
- You have the right to make a phone call

Derechos básicos

- Usted tiene el derecho de permanecer en silencio
- Usted tiene el derecho de ver una orden judicial
- Usted tiene el derecho de hablar con un abogado
- Usted tiene el derecho de hacer una llamada



Where might you see immigration?

- Your home
- A car
- A public place
- Work

¿Donde encontrarías a inmigración?

- Su casa
- Un carro
- Un lugar público
- Su trabajo



Immigration in Your Home

- Immigration (and Police) may only enter your home if:
 - They have a warrant; OR
 - You have given them permission; OR
 - There is an EXTREME emergency situation

Inmigración a su casa

- La policía e inmigración solo pueden entrar a su casa si:
 - Ellos tienen una orden judicial; o
 - Usted les dió permiso; o
 - Hay una situación de emergencia extrema



What is a warrant?

- A warrant is a piece of paper signed by a judge that gives permission to any officer to do something specific
 - Search warrant: will have a specific address
 - Arrest warrant: Has a name or Alias

¿Qué es una orden judicial?

- Una orden judicial (en inglés “warrant”) es una hoja de papel firmado por un juez que da permiso a un oficial hacer una cosa específica, como mirar en su casa o poner una persona bajo arresto
 - Una orden de registro: debe tener una dirección específica
 - Una orden de arresto: debe tener un nombre o alias



ADMINISTRATIVE WARRANT

This is issued by DHS, NOT a court

U.S. DEPARTMENT OF HOMELAND SECURITY Warrant for Arrest of Alien

File No. _____

Date: _____

To: Any immigration officer authorized pursuant to sections 236 and 287 of the Immigration and Nationality Act and part 287 of title 8, Code of Federal Regulations, to serve warrants of arrest for immigration violations

I have determined that there is probable cause to believe that _____ is removable from the United States. This determination is based upon:

- the execution of a charging document to initiate removal proceedings against the subject;
- the pendency of ongoing removal proceedings against the subject;
- the failure to establish admissibility subsequent to deferred inspection;
- biometric confirmation of the subject's identity and a records check of federal databases that affirmatively indicate, by themselves or in addition to other reliable information, that the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law; and/or
- statements made voluntarily by the subject to an immigration officer and/or other reliable evidence that affirmatively indicate the subject either lacks immigration status or notwithstanding such status is removable under U.S. immigration law.

YOU ARE COMMANDED to arrest and take into custody for removal proceedings under the Immigration and Nationality Act, the above-named alien.

Signed by an immigration officer, NOT a judge

(Signature of Authorized Immigration Officer)

(Printed Name and Title of Authorized Immigration Officer)

Certificate of Service

I hereby certify that the Warrant for Arrest of Alien was served by me at _____ (Location)

on _____ (Name of Alien) on _____ (Date of Service), and the contents of this

notice were read to him or her in the _____ (Language) language.

Name and Signature of Officer

Name or Number of Interpreter (if applicable)

This is an ICE administrative warrant. It does NOT authorize immigration agents to enter your home!

Form I-200 (Rev. 09/16)

Judicial Arrest Warrant



AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT

for the

United States of America

v.

)

)

)

)

)

)

Case No.

Defendant

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States magistrate judge without unnecessary delay

(name of person to be arrested)

who is accused of an offense or violation based on the following document filed with the court:

- Indictment Superseding Indictment Information Superseding Information Complaint
 Probation Violation Petition Supervised Release Violation Petition Violation Notice Order of the Court

This offense is briefly described as follows:

Date: _____

Issuing officer's signature

City and state: _____

Printed name and title

Return

This warrant was received on (date) _____, and the person was arrested on (date) _____
at (city and state) _____.

Date: _____

Arresting officer's signature

Printed name and title



Judicial Search Warrant

Case 9:22-mj-08332-BER Document 17 Entered on FLSD Docket

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AO 93 (Rev. 11/13) Search and Seizure Warrant

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

In the Matter of the Search of)

(Briefly describe the property to be searched)
or identify the person by name and address))

Case No. 22-mj-8332-BER

the Premises Located at 1100 S. Ocean Blvd., Palm)
Beach, FL 33480, as further described in Attachment A)

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search of the following person or property located in the Southern District of Florida
(Identify the person or describe the property to be searched and give its location).

See Attachment A



In a Car

- The police can stop a car if:
 - They have a good reason to think the car was involved in a crime;
 - They saw you commit a traffic offense; or
 - They have road blocks to randomly inspect cars for a specific reason

En un carro

- La policía puede parar a un carro si:
 - Ellos tienen una buena razón para pensar que el carro fue involucrado en un crimen;
 - Ellos vieron que usted cometió una infracción de tráfico; o
 - Ellos tienen bloqueos en la calle para inspeccionar a los carros aleatoriamente por una razón específica



In a Car

- You must give the police:
 - Your name
- Rights:
 - To remain silent
 - To see an arrest warrant
 - To speak to a lawyer, and
 - To make a phone call

En un carro

- Usted tiene que dar a la policía:
 - Su nombre
- Derechos:
 - De permanecer en silencio
 - De ver una orden judicial
 - De hablar con un abogado, y
 - De hacer una llamada



Immigration in a Public Place

- Officers may approach you in a public place to ask questions at any time
- To arrest you on the street without a warrant, an officer must believe you have committed a crime

Inmigración en un lugar publico

- Los oficiales pueden acercarse en un lugar publico para hacerle preguntas en cualquier momento
- Para arrestarle en la calle sin una orden judicial, ellos tienen que creer que usted ha cometido un crimen

Immigration at your Job

- Police or Immigration and Customs Enforcement (ICE) may come in to your workplace at anytime
- Your rights still apply
 - Right to remain silent
 - Right to speak with an attorney
 - Right to make a phone call
 - Right to see a warrant

Inmigración en su trabajo



- La policía o inmigración pueden entrar a su lugar de trabajo en cualquier momento
- Sus derechos aún se apliquen
 - De quedar en silencio
 - De ver una orden judicial
 - De hablar con un abogado, y
 - De hacer una llamada



Attorneys vs. Notarios

- In the United States, only **ATTORNEYS** are licensed to practice law
- To see if the person you are working with is an attorney you can search: Indiana Roll of Attorneys and find their name
- **NEVER** take advice from a non-attorney; even if they are just trying to help, they may not know all the changes
- En los Estados Unidos, solamente los abogados son licenciados para practicar la ley
- Para verificar que la persona con quien usted esta trabajando es un abogado, usted puede buscar en el internet: “Indiana Roll of Attorneys” y ponga el nombre de su abogado
- Nunca debe tomar consejo de una persona que no es un abogado; aunque ellos estén tratando de ayudarlo, es posible que ellos no conocen todos los cambios

General Advice

- Keep all important paperwork in a safe place
- If you are UNDOCUMENTED (i.e. No status) --Do NOT carry foreign ID (like Matricula)
- If you have legal status (TPS, Green Card, DACA) carry proof of that status at all times
- Memorize a number of a friend or attorney to call in case of an emergency
- Do create a safety plan!

Consejos Generales



- Guardar todos sus papeles en un lugar seguro
- Si usted no tiene estatus legal --- NO debe llevar su identificación de su país
- Si usted tiene estatus legal -- (Como: TPS, residencia, DACA), SIEMPRE debe llevar prueba de estatus
- Memoriza un numero de telefono de un amigo o abogado para llamar en caso de una emergencia
- ¡Implementa un plan de seguridad para su familia!



Representation and More Information

- For more information about how you can become a client of Exodus:
 - www.exodusrefugee.org
 - 317-619-7802

Representación y Mas Información

- Para mas información sobre como se puede pedir ayuda de Exodus:
 - www.exodusrefugee.org
 - 317-619-7802