

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

FIRST AMENDED COMPLAINT

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INTRODUCTION

PARTIES

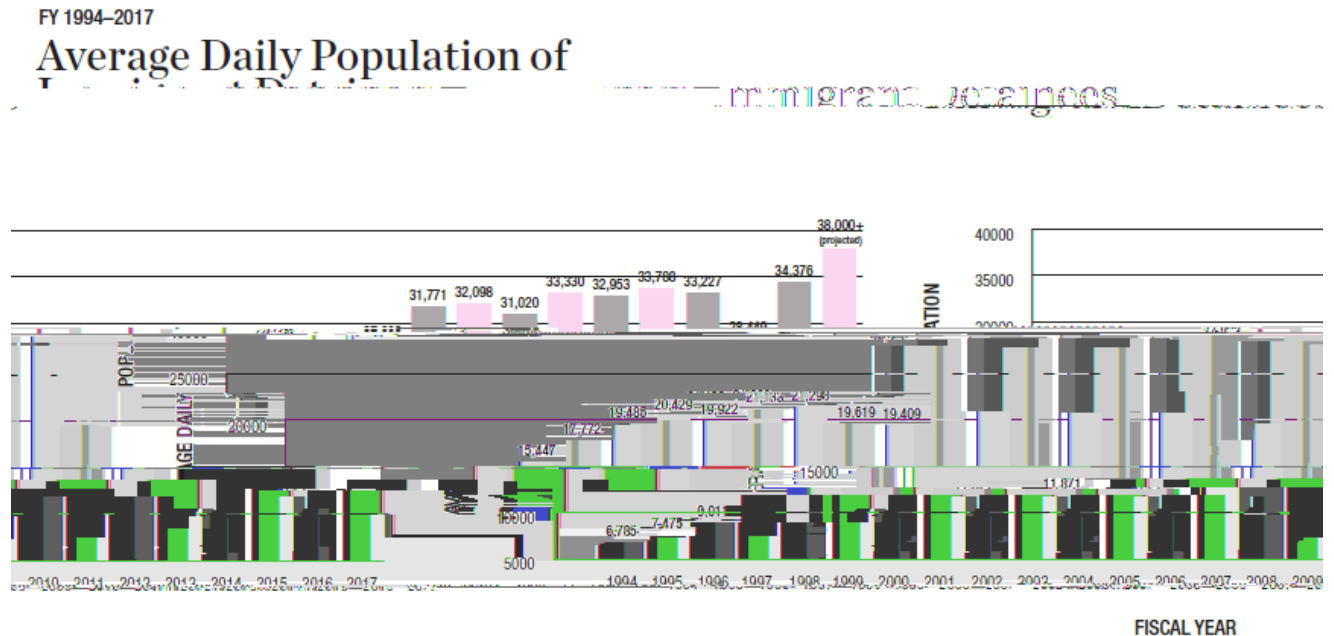
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JURISDICTION AND VENUE

Starnes v. McGuire

STATEMENT OF FACTS

I. THE GOVERNMENT HAS EXPONENTIALLY EXPANDED THE SCOPE OF CIVIL IMMIGRANT DETENTION DESPITE THE AVAILABILITY OF EFFECTIVE AND COST-EFFICIENT ALTERNATIVES



This graph tracks the average daily population of noncitizens held in immigration detention from FY 1994-2017.⁴

See Matter of De La Cruz

Matter of Patel

Current Legislative Issues

Immigration-Related Detention:

,

Detention: Current Legislative Issues

Immigration-Related

U.S. Immigration and Customs Enforcement - Budget Overview

Arrests, ICE Looks For More Detention Centers

As It Makes More

See

A. LaSalle ICE Processing Center

The Nation

Immigrant Detention

How One Georgia Town Gambled its Future on

C. Stewart County Detention Center

II. HIGH STAKES AND LOW REPRESENTATION RATES IN COMPLEX IMMIGRATION PROCEEDINGS PRODUCE POOR OUTCOMES FOR DETAINED IMMIGRANTS

A. Immigration Law is Complex

See Drax v. Reno

Baltazar-Alcazar v. INS

Tello

United States v. Aguirre-

Lok v. INS

See, e.g., Castro-O’Ryan v. INS

See, e.g., INS v. Lopez-Mendoza
United States
Harisiades v. Shaughnessy

see also Fong Yue Ting v.
Li Sing v. United States

**C. Representation and Release from Detention via Parole or Bond Significantly
Impact an Immigrant's Chance of Success on the Merits of His or Her Case**

Leslie v. Att'y Gen. of United States

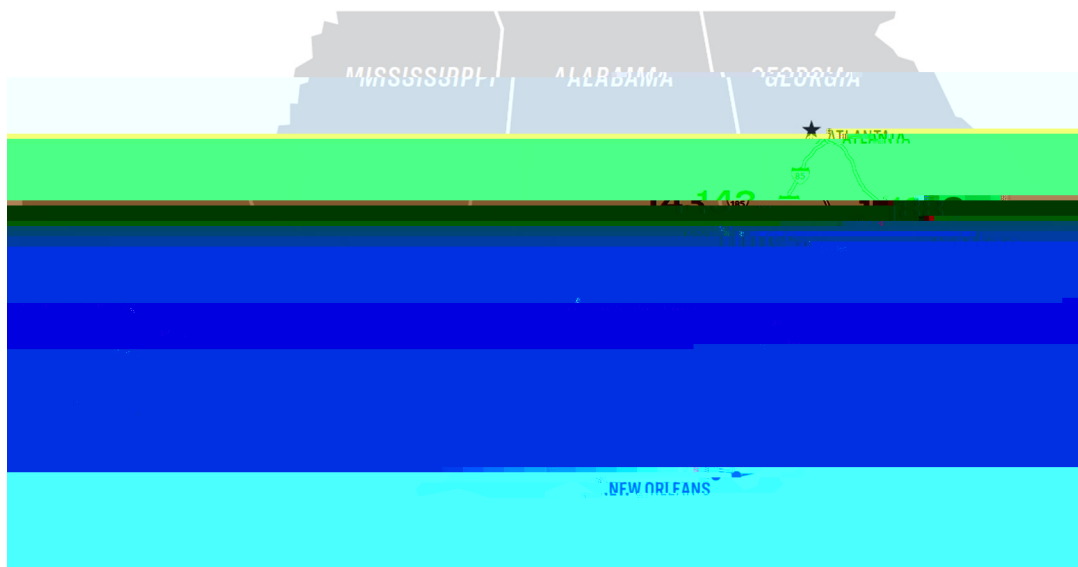
Orantes-Hernandez v. Thornburgh

Baires v. INS

Leslie

Bridges

supra



A. The Totality of the Circumstances at LaSalle ICE Processing Center Violate Plaintiff's Constitutional Rights

**C. The Totality of the Circumstances at Stewart Detention Center Violate Plaintiff's
Constitutional Rights**

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B. Defendants Selected LaSalle, Stewart, and Irwin As Immigration Prisons

Id

Id

*Immigration Detention: Additional Actions Needed to
Strengthen Management and Oversight of Facility Costs and Standards*

Office of Acquisition Management (OAQ)

Id.

C. Defendants Promulgated Performance-Based National Detention Standards to Govern Conditions of Confinement in Immigration Prisons

inter alia

*Immigration and Customs Enforcement Did Not Follow
Federal Procurement Guidelines When Contracting for Detention Services*

Detention Management

Detention Standards 2011

Preface to Performance-Based National

D. Defendants Fail to Monitor or Enforce Compliance with the PBNDS or Remediate Violations

infra

Trump Plan Would Curtail Protections for Detained Immigrants

Detention Reform

see also

ICE's Inspections and Monitoring of Detention Facilities Do Not Lead to Sustained Compliance or Systemic Improvements

ICE's Inspections and Monitoring of Detention Facilities Do Not Lead to Sustained Compliance or Systemic Improvements

Id
Id.

Treatment of Immigration Detainees Housed at Immigration

SECOND CLAIM FOR RELIEF

**Denial of the Right to Counsel in Violation of the
Due Process Clause of the Fifth Amendment**

(SPLC, on behalf of its clients at LaSalle, Irwin and Stewart)

et seq.

*United States ex rel. Accardi v. Shaughnessy
Stations, Inc.*

FCC v. Fox Television
