

From: "Canino, Benjamin" <Benjamin.Canino@dhs.gov>
To: "Boyer, Cecelia "
Subject: DHS case close out
Received(Date): Wed, 5 Oct 2005 18:15:30 -0500
[VP172263 aka WH464411.pdf](#)

Ceci,

Attached is the response for VP172263.

Regards,

Ben Canino

Office of the Secretary

Office of the Executive Secretariat

U.S. Department of Homeland Security

Washington, D.C. 20528

(202) 282-8227

Benjamin.Canino@dhs.gov

ICE Staff Routing Sheet

TO: Karyn V. Lang

THROUGH: -----

SUSPENSE DATE: 5/25/05

SUBJECT: Spouse requests husband be granted a Presidential pardon to prevent his deportation.

EXECUTIVE SUMMARY:

1. Purpose: Respond to the above letter.

2. Discussion: Anna Polovin wrote a letter to Vice President Richard Cheney asking that her husband, David Polovin, be granted a pardon and not be deported when he is released from prison. The response advises Ms. Polovin that some criminal convictions for aliens also involve additional immigration consequences; describes Presidential pardon; information about Presidential pardons may be obtained directly from the Office of the Pardon Attorney at the Department of Justice (address advice is provided); and if a Governor's pardon is an appropriate option, she should contact the Office of the Attorney General for the state in which the crime was committed. Also, although the incoming noted that Mr. Polovin had an attorney, a list of *pro bono* attorneys is enclosed in the event Ms. Polovin wishes to pursue this option.

3. Recommendation: Concur and sign.

NAME	OFFICE	ACTION	INITIAL	DATE	COMMENTS
Shane Hockins	CRT	C	SH	6/2/05	few edits ✓ uls
Anna-Marie Gatons	EXS	C	amy	4/8	
Sharon Lucas	DRO	C			
James Slovik	DRO	(S)	js	6/13	OK

ACTION OFFICER: Yasmee Pitts

OFFICE: HQCRT

EXTENSION: 202-305-7862

DATE: 5/17/2005

XPR Folder #: 6804

WF#: 225760

Action Codes: C = Concurrence S = Signature

LIST OF FREE LEGAL SERVICES PROVIDERS

The following organizations and attorneys provide free legal services and/or referrals for such services to indigent individuals in immigration removal proceedings, pursuant to 8 CFR §1003.61. Some of these organizations may also charge a nominal fee for legal services to certain low income individuals.

SEATTLE, WASHINGTON	
NORTHWEST IMMIGRANT RIGHTS PROJECT (serves all nationalities) 909 8th Avenue Seattle, Washington 98104 (206) 587-4009 Toll free: (800) 445-5771 (206) 587-4025, Fax • Will represent aliens in asylum cases	NORTHWEST IMMIGRANT RIGHTS PROJECT - GRANGER OFFICE 121 Sunnyside Avenue P.O. Box 270 Granger, Washington 98932 (509) 854-2100 • Closed 12:00 noon - 1:00 p.m. • Will represent aliens in asylum cases

U.S. Department of Homeland Security
425 I Street, NW
Washington, DC 20536



U.S. Immigration
and Customs
Enforcement
HQCR 30/2.2

Ms. Anna Polovin

FOIA(b)6
PRA-P6

JUN 13 2005

Dear Ms. Polovin:

We received your letter to Vice President Richard B. Cheney, requesting assistance in preventing the deportation of your husband, David Polovin. Your letter (VP# 225160) was forwarded to U.S. Immigration and Customs Enforcement (ICE), within the Department of Homeland Security. We apologize for the delay in responding.

We understand the concern that prompted you to write. Immigration matters are governed by the Immigration and Nationality Act (INA). While a formally incarcerated alien may have paid his or her debt to society for the violation of a criminal statute, some criminal convictions also involve additional immigration consequences for aliens. As a result of the enactment of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996, several changes were made to the INA. Many of these changes resulted in the loss of various forms of relief previously available to aliens who were convicted of crimes but who had strong ties to the United States (U.S.).

Please know, too, that in order to remain in compliance with privacy laws and regulations, we cannot disclose any information regarding any individual without the subject's express written authorization. More details on privacy issues and procedures may be found at ICE's Web site, www.ice.gov.

As you noted, a Governor's pardon is the appropriate action in some cases. For information on this, please contact the Office of the Attorney General for the state in which the incidence may have occurred.

In your letter you request that the President intervene to assist your husband. Although your letter does not provide enough details about your husband's specific situation, we can provide general information concerning Presidential pardons. The Office of the Pardon Attorney, in consultation with the U.S. Attorney General or his designee, assists the President in the exercise of executive convictions and any relevant pardons. You may direct any questions about a Presidential pardon to:

Office of the Pardon Attorney
Department of Justice
Suite 400, 500 First Street, NW
Washington, DC 20530-0001

In your letter, you also noted that you have an attorney. Even so, as immigration matters can be complicated and costly, we are enclosing for your convenience a list of non-profit organizations and *pro bono* attorneys in your area who may assist you and your family for little or no cost, should you wish to pursue this option.

Sincerely,

A handwritten signature in black ink that reads "James F. Slovik".
James Slovik
Acting Chief of Staff

Enclosure

www.ice.gov