

# Memorandum



HQOPS 120/8.3.3-P

<b>Subject</b>  Parole of Golden Venture Detainees	<b>Date</b>  February 25, 1997
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To Regional Director, Eastern  
Regional Director, Western  
District Directors  
Philadelphia  
Washington (Arlington VA)  
New Orleans  
Miami  
San Francisco

From Office of  
Field Operations

The following guidance is provided for field offices affected by the decision to parole aliens who arrived in the United States in June 1993 on board the "Golden Venture."

The firm deadline for action on these cases is no later than March 1, 1997. Therefore, every effort should be made to expedite the decision making process.

The District locations where Golden Venture aliens are presently being detained are shown below:

- A) Philadelphia 40 detainees — YORK CO PRISON
- B) Washington 2 detainees
- C) New Orleans 1 detainee
- D) Miami 1 detainee (crewman)
- E) San Francisco 9 detainees (one with final order and travel document)

1. Other than as noted within paragraphs 2, 3 and 4 below, all Golden Venture detainees may be released on parole with the following conditions:

- a) A review of file and/or other available information indicates that the alien does not have a criminal record or ties to a smuggling and/or criminal group.
- b) Their parole document must be noted "Paroled until completion of proceedings."
- c) They should be released to an acceptable individual or entity.
- d) They must report to the appropriate District office on a regular basis. (The reporting schedule can be set by the District Director.) The alien can request a change of the control office.

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2. The nine detainees at York, Pennsylvania (or any other Golden Venture detainees) who have final orders, but who do not yet have travel documents, may be released on parole under the same conditions specified within paragraph 1 above, except for the following: In their case, the parole document must be noted "Paroled until a travel document is available." Additionally, a copy of the October 21, 1996 guidance issued by the Office of General Counsel for asylum claims based on coercive family planning practices and relating Motions to Reopen should be provided to the alien or the alien's attorney. (All INS District Counsels were sent a copy of the General Counsel's guidance of October 21, 1996.)

3. The individual detained at Bakersfield who has a final order and a valid travel document may be removed. However, prior to that alien's removal, the attorney of record must be contacted and given a copy of the General Counsel's guidance of October 21, 1996. The attorney for this alien should be allowed one week to take any actions deemed appropriate. The file should also be noted to reflect that the attorney was given a copy of the memorandum, and the date that occurred.

4. The crewman in Miami (Krome) will be continued in the dispensary until his medical condition stabilizes, at which time a final decision on the disposition of his case will be made.

There is no requirement that a bond be posted for any of the aliens who are released. Individuals released on parole may apply for employment authorization pursuant to normal procedures.

All questions regarding the release of the Golden Venture detainees should be directed to Robert Jacobson, HQDDP, (202) 514-2871.



J. Scott Blackman  
Acting Associate Commissioner