



# COUNTY OF UNION

OFFICE OF THE COUNTY COUNSEL

*Robert E. Barry, Esq., County Counsel*

August 8, 2014

**VIA REGULAR MAIL AND FACSIMILE (973) 642-6523**

Ari Rosmarin and Alexander Shalom  
American Civil Liberties Union of New Jersey  
P.O. Box 32159  
Newark, New Jersey 07102

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**RE: Union County Jail's Procedures re: ICE detainees**

Dear Mr. Rosmarin and Mr. Shalom:

Please be advised that this Office serves as counsel to the County of Union, including the Union County Department of Corrections (hereinafter referred to as the "County"). Please accept this letter as the County's formal response to your letter dated July 15, 2014 regarding detainees issued by the Immigration and Customs Enforcement division of the Department of Homeland Security (hereinafter referred to as "ICE").

As of August 4, 2014, the County no longer maintains custody of an individual pursuant to an ICE detainer request only. Once the individual satisfies the local charge, the County shall release the individual if the sole basis for maintaining custody is the detainer request. The County shall maintain custody of an individual pursuant to a detainer request only if a warrant, court order or other legally sufficient proof of probable cause is submitted with the detainer request.

Please be advised that the County currently confines 37 inmates with detainer requests; however, none of these inmates are being held pursuant to the detainer request only. Additionally, the County has conferred with ICE officials and notified them of the above.

Please feel free to contact this Office with any questions or concerns. Thank you for your attention to this matter.

Very truly yours,

ROBERT E. BARRY, ESQ.  
Union County Counsel

cc: Alfred Faella, Union County Manager  
Brian Riordan, Director – Union County Jail  
Lt. Annie Pantoja – Union County Jail  
Brian P. Trelease, Esq. – Union County Counsel

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