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19 **UNITED STATES DISTRICT COURT**
20 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

21 JENNY LISETTE FLORES; *et al.*,

22 Case No. CV 85-4544-DMG

23 Plaintiffs,

24 **JOINT STATUS REPORT**

25 v.

26 WILLIAM P. BARR, Attorney General
of the United States; *et al.*,

Defendants.

1 On October 26, 2020, the Court ordered that the parties should continue to
2 meet and confer regarding:

3 (1) preparation of a poster or other methods by which to disseminate
4 the Notice of Rights and other suggestions of Amici for notice process;
5 (2) video conference interviews with Class Members and video
6 inspections of the FRCs; (3) provision of information of the reasons
7 for placement of Class Members in a particular detention facility. The
8 parties also shall meet and confer regarding the need for Defendants'
9 Motion to Lift Restriction in Paragraph 4.e of the June 26, 2020 Order
[Doc. # 1006] in light of the Court's statements at the status
conference. The parties shall provide an update on these discussions in
a Joint Status Report to be filed by November 23, 2020.

10 ECF No. 1014, ¶ 4. In accordance with the Court's order, the parties submit the
11 following updates.

12
13 (1) preparation of a poster or other methods by which to disseminate the Notice of
14 Rights and other suggestions of Amici for notice process

15 The parties continue to meet and confer regarding the Notice of Rights and
16 will continue to discuss this topic as appropriate as part of these ongoing discussions.

17
18 (2) video conference interviews with Class Members and video inspections of the
19 FRCs

20 From November 3-10, 2020, Plaintiffs conducted video conference interviews
21 with Class Members and video inspections at all three of the ICE FRCs.
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1 (3) provision of information of the reasons for placement of Class Members in a
2 particular detention facility

3 PLAINTIFFS' POSITION:

4 Settlement ¶ 28A provides: "The INS, through the Juvenile Coordinator, shall
5 also collect information regarding the reasons for every placement of a minor in a
6 detention facility or medium security facility." Settlement ¶ 29 provides: "[T]he INS
7 shall provide to Plaintiffs' counsel the information collected pursuant to Paragraph
8 28, as permitted by law, and each INS policy or instruction issued to INS employees
9 regarding the implementation of this Agreement." Defendants have not reported the
10 reasons for holding Class Members (1) in CBP detention facilities, (2) in ORR
11 facilities where Class Members are detained (i.e. not free to leave the facilities even
12 if they are licensed), or (3) in ICE holding rooms, hotels, or transport companies
13 under contract by ICE.

14 DEFENDANTS' POSITION:

15 Defendants are providing, or have committed to provide, all of the information
16 required by Paragraphs 28.A and 29 of the Agreement. Plaintiffs' characterization
17 above of their continued requests for information is incomplete and therefore
18 misleading as to what information they continue to request. To the extent that
19 Plaintiffs continue to request that Defendants report information that is not required
20 by the Agreement, Defendants decline to provide this additional reporting.

21
22 (4) the need for Defendants' Motion to Lift Restriction in Paragraph 4.e of the June
23 26, 2020 Order [Doc. # 1006] in light of the Court's statements at the status
24 conference

25 This issue has been resolved by the Court's November 12, 2020 Order, ECF
26 No. 1024.

1 DATED: November 23, 2020

/s/Peter Schey (with permission)
Class Counsel for Plaintiffs
CENTER FOR HUMAN RIGHTS &
CONSTITUTIONAL LAW
Peter A. Schey
Carlos Holguín

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6 DATED: November 23, 2020

JEFFREY BOSSERT CLARK
Acting Assistant Attorney General
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Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on November 23, 2020, I served the foregoing pleading on all counsel of record by means of the District Clerk's CM/ECF electronic filing system.

/s/ Sarah B. Fabian
SARAH B. FABIAN
U.S. Department of Justice
District Court Section
Office of Immigration Litigation

Attorney for Defendants

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