

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION

DR ORLY TAITZ,

Plaintiff,

v.

JEH JOHNSON, Secretary of Department
Of Homeland Security, et al.,

Defendants.

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CIVIL NO. B-14-119

DEFENDANTS' WITNESS LIST FOR THE AUGUST 27, 2014, HEARING

On August 13, 2014, the Court ordered that the parties present witness testimony to address issues set forth in the order. Defendants are of the view that this case should be dismissed for, *inter alia*, want of jurisdiction, standing, and for the other reasons outlined in Defendants' Response to the Order to Show Cause, and thus no testimony is appropriate. See Docket Entry 20. In compliance with the August 13 order, Defendants, subject to their jurisdictional, standing, and other defenses, are interpreting this hearing as being a preliminary injunction hearing, and may call, if necessary, the following witnesses:

1. Kevin Oaks, Chief, Rio Grande Valley Sector, Border Patrol, U.S. Customs and Border Protection

Address: 4400 S. Expressway 281, Edinburg, TX 78542

Telephone: (956) 289-4800

Substance of Testimony: If called to testify, Chief Oaks will be able to provide information regarding operational efforts by CBP to secure the southern border of the United States, including the CBP apprehension and processing of unaccompanied alien children and aliens in 2014. He will further be able to provide information regarding CBP's detention of aliens up until the point that they leave CBP custody, including his observations regarding medical care that is provided to unaccompanied alien children and other aliens while they are in the custody of CBP in South Texas.

2. Alfredo Fierro, Deputy Field Office Director, Enforcement and Removal Operations, U.S. Immigration and Customs Enforcement

Address: 1545 Hawkins Boulevard, El Paso, TX 79925

Telephone: (915) 225-1901

Substance of Testimony: If called to testify, Deputy Field Office Director Fierro will be able to provide information concerning ICE's response to the influx of arriving aliens given recent work in the Rio Grande Valley. He worked in the RGV as part of the surge. He is based in El Paso, Texas, and oversees ICE's family detention facility in Artesia, New Mexico, and will be able to provide information related to that work, as well. Thus, if called to testify, Deputy Field Office Director Fierro will be able to provide information related to ICE's detention operations and the processing of aliens for removal from the United States.

3. Teresa M. Brooks, Supervisory Field Program Specialist- South Texas, Division of Children's Services, Office of Refugee Resettlement, Administration of Children and Families, U.S. Department of Health and Human Services.

Address: 32120 FM 1847, Los Fresnos, TX 78566

Substance of Testimony: If called to testify, Ms. Brooks will be able to provide information concerning HHS' processing and subsequent placement of unaccompanied children; the examination, diagnosis, and treatment of any unaccompanied children with any medical conditions; and the means to house unaccompanied children. Specifically, Ms. Brooks will be available to testify about the HHS grant funded programs that provide assistance to unaccompanied minor children/aliens and efforts made to control disease.

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This list does not include rebuttal or impeachment witnesses the need for whose testimony cannot be anticipated at this time.

August 21, 2014.

Respectfully submitted,

/s/ Colin A. Kisor
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Local Counsel for Defendants

CERTIFICATE OF SERVICE

Counsel of record was served by ECF on August 21, 2014.

/s/ Daniel Hu

Daniel Hu