

U.S. Department of Homeland Security
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Washington, D.C. 20536



U.S. Immigration
and Customs
Enforcement

CRUZ-Lopez, Melvin
C/O Immigration and Customs Enforcement
San Antonio Field Office

A098 435 051

Decision to Continue Detention

This letter is to inform you that the U.S. Immigration and Customs Enforcement (ICE) has reviewed your custody status and determined that you will not be released from custody at this time. This decision was based on a review of your file record and/or personal interview and consideration of any information you submitted to ICE reviewing officials.

You are a native and a citizen of El Salvador. You have previously been removed from the United States subsequent to a removal order issued by an Immigration Judge (IJ). You reentered the United States without being admitted. Your removal order was reinstated and you claimed fear of returning to El Salvador. An IJ denied all relief and you reserved your right to appeal which was due by November 5, 2018. You filed an appeal with the Board of Immigration Appeals on November 13, 2018, which the BIA accepted.

Due to your pending litigation, ICE is unable to move forward with your removal from the United States. ICE is confident that at the conclusion of your litigation the government of El Salvador will issue a travel document and your removal will occur in the reasonable foreseeable future. Pending a ruling on your case, you are to remain in ICE custody.

This decision, however, does not preclude you from bringing forth evidence in the future to demonstrate a good reason why your removal is unlikely. You are advised that pursuant to Section 241(a)(1)(C) of the Immigration and Nationality Act (INA) you must demonstrate that you are making reasonable efforts to comply with the order of removal, and that you are cooperating with ICE efforts to remove you by taking whatever actions ICE requests to affect your removal.

You are also advised that any willful failure or refusal on your part to make timely application in good faith for travel or other documents necessary for your departure, or any conspiracy or actions to prevent your removal or obstruct the issuance of a travel document, may subject you to criminal prosecution under 8 USC § 1253(a).

Evan C. Katz 
HQ RIO Deputy Assistant Director

1/25/19
Date