

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

LIYANARA SANCHEZ, as next friend on behalf of
FRENGEL REYES MOTA, *et al.*,

Petitioners–Plaintiffs,

J.G.G., *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as
President of the United States, *et al.*,

Respondents–Defendants.

Case No: 1:25-cv-00766-JEB

NOTICE OF UNITED NATIONS DOCUMENT

Petitioners-Plaintiffs (“Petitioners”) respectfully notify this Court of the attached document from the United Nations Office of the High Commissioner for Human Rights, Working Group on Enforced or Involuntary Disappearances (“WGEID”): a Report on Enforced or Involuntary Disappearances in the WGEID’s four cases investigating the disappearances of four Venezuelan men, who were sent to El Salvador on March 15, 2025 (Ex. 1).¹ Petitioners provide both the original Spanish-language version and an English-language translation.

As set forth in the attached Report, the Government of El Salvador responded to the UN’s inquiry opened by the four families asking about the disappearance of their family members:

¹ The attached exhibit has redacted personal identifying information for the four men discussed in the WGEID report. Petitioners can file an unredacted version of the exhibit under seal at the Court’s request, with the exception of one of the cases for particular privacy reasons related to that individual.

The Salvadoran State emphatically states that its authorities have not arrested, detained, or transferred the persons referred to in the communications of the Working Group. The actions of the State of El Salvador have been limited to the implementation of a bilateral cooperation mechanism with another State, through which it has facilitated the use of the Salvadoran prison infrastructure for the custody of persons detained within the scope of the justice system and law enforcement of that other State. **In this context, the jurisdiction and legal responsibility for these persons lie exclusively with the competent foreign authorities, by virtue of international agreements signed and in accordance with the principles of sovereignty and international cooperation in criminal matters.** In this regard, the actions attributable to the Salvadoran State are limited to its sovereignty and territorial jurisdiction, and therefore it cannot be held responsible for the failure to observe the principle of non-refoulement with respect to the persons mentioned.

Ex. 1 at 6, 9 (emphasis added).

This information came to Petitioners' attention within the last week, when counsel for Petitioners obtained the Spanish-language report from one of the families. Although the United States was aware of this document (as evinced by the fact that it was copied on the reports for all four cases), it was neither provided to Petitioners (even though it is clearly encompassed in Petitioners' Requests for Production) nor provided to the Court. Ex. 2 (Petitioners' Requests for Production, May 19, 2025) (RFP No. 1, requesting "ALL DOCUMENTS memorializing, documenting, or describing the arrangements between the UNITED STATES and EL SALVADOR concerning the detention of alleged Tren de Aragua Members in El Salvador").

This Court correctly held that, whether or not Respondents-Defendants have "constructive custody" of Petitioners for purposes of habeas jurisdiction, Respondents are required to "facilitate the ability of the CECOT Class to seek habeas relief." ECF No. 148 at 69. However, should it become necessary for Petitioners to pursue the "constructive custody" issue, Petitioners reserve the right to seek additional discovery in light of this new information, as well as Respondents' original inadequate discovery responses and this Court's acknowledgment that its constructive custody conclusion was predicated on "the current record." *See* ECF No. 148 at 23 (noting that

“[w]hile it is a close question, the current record does not support Plaintiffs’ assertion that they are in the constructive custody of the United States”).

Such additional discovery may be particularly important because this new evidence contradicts the underlying custody conclusion in the Kozak Declaration of May 9, 2025, which is dated after El Salvador’s responses to the UN and after Petitioners sought habeas review (the date habeas attaches). Decl. of Michael G. Kozak, ECF No. 125 ¶ 9 (“It was and remains my understanding that the detention and ultimate disposition of those detained in CECOT and other Salvadoran detention facilities are matters within the legal authority of El Salvador in accordance with its domestic and international legal obligations.”); *see Carafas v. LaVallee*, 391 U.S. 234, 237-38 (1968) (“once the federal jurisdiction has attached in the District Court, it is not defeated by the release of the petitioner prior to completion of proceedings on such application”).

Dated: July 7, 2025

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**Admission to DDC Bar pending*

Respectfully submitted,

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EXHIBIT 1

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

El Salvador

Case No: [REDACTED]

SURNAME(S): [REDACTED]

Name(s): [REDACTED]

Date of transmission: **March 26, 2025**Case solved: **No**Country(ies) in copy: United States of America, Venezuela
(Bolivarian Republic of)**I. Identity details of the person**

SURNAME(S): [REDACTED]

Name(s): [REDACTED]

Gender: Male

Nationality: Venezuela (Bolivarian Republic of)

II.1 Date when the person was last seen**March 26, 2025****III.1 Place where the person was last seen**

City: Arizona

District:

Province:

Country: United States of America

Place

Taken/Seen: DETENTION CENTER

VI. Complainant(s)

Confidential

Date: March 23, 2025

Confidential

Date: March 26, 2025

VII. Other elements of the complaint

Session: 136

INFORMATION FROM THE SOURCE

Date: March 23, 2025

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

1

El Salvador

10015288

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

Mr. [REDACTED] a Venezuelan national and holder of United States non-citizen number (“A Number”) [REDACTED], was in the custody of Immigration and Customs Enforcement (ICE) in Arizona when he was allegedly deported from the United States of America to El Salvador, as part of the mass deportations that took place since March 15, 2025.

Persons associated with Mr. [REDACTED] stated that his name disappeared from the United States’ ICE Online Detention Locator since that date.

On March 21, 2025, persons associated with Mr. [REDACTED] identified his name on a list of persons allegedly deported from the United States of America to El Salvador, which was published by a local media outlet. However, according to the information received, to date, neither the Government of El Salvador nor the Government of the United States has published official information on the list of deported persons or their current place of detention.

At the time of this communication, the fate and whereabouts of Mr. [REDACTED] remain unknown.

Sent to the Government: March 26, 2025

Session: 136

INFORMATION FROM THE GOVERNMENT

Date: April 03, 2025

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

According to information received from the Government of El Salvador:

“The State of El Salvador herewith wishes to refer to the communications from the Working Group on Enforced or Involuntary Disappearances with reference G/SO/217/1/SLV (...) which state that the aforementioned Group has received information on “alleged enforced disappearances in El Salvador, in the context of mass deportations carried out between the Government of the United States of America and El Salvador” (...).

The Salvadoran State has conducted a detailed analysis of the claims presented in the communications sent by the Working Group, which indicate that the persons mentioned: i) were in the custody of the United States Immigration and Customs Enforcement (ICE); ii) were allegedly deported to El Salvador on March 15, 2025; iii) ceased to appear in ICE’s Online Detainee Locator System as of that date; iv) were identified on a list of deportees published by a local media outlet; and v) their fate and whereabouts are unknown.

In response to the above, the State of El Salvador provides its response to these communications, presenting its observations and specific requests for the due attention of the Working Group.

1. On the lack of grounds for the request for information from the State of El Salvador.

The Salvadoran State emphatically states that its authorities have not arrested, detained, or transferred the persons referred to in the communications of the Working Group. The actions of the State of El Salvador have been limited to the implementation of a bilateral cooperation mechanism with another State, through which it has facilitated the use of the Salvadoran prison infrastructure for the custody of persons detained within the scope of the justice system and law enforcement of that other State. In this context, the jurisdiction and legal responsibility for these persons lie exclusively with the competent foreign authorities, by virtue of international agreements signed and in accordance with the principles of sovereignty and international cooperation in criminal matters.

In this regard, the actions attributable to the Salvadoran State are limited to its sovereignty and territorial jurisdiction, and therefore it cannot be held responsible for the failure to observe the principle of non-refoulement with respect to the persons mentioned.

2. On the absence of elements constituting enforced disappearance attributable to the State of El Salvador.

In this regard, the State of El Salvador emphasizes that the claims presented do not attribute any direct action to the Salvadoran State that meets the definition of enforced disappearance under international law and the working methods of the Working Group.

The definition of enforced disappearance, as established in the International Convention for the Protection of All Persons from Enforced Disappearance, the Inter-American Convention on Enforced Disappearance of Persons, the Rome Statute, and the jurisprudence of regional human rights systems, requires the concurrence of specific elements: deprivation of liberty by state agents or persons acting with their acquiescence, followed by a refusal to acknowledge that deprivation of liberty or to reveal the person’s whereabouts, whereas in the present case, the claims are based on the alleged disappearance of the persons indicated, derived from the absence of their names in a system administered by a foreign authority—the United States Immigration and Customs Enforcement—and in a publication by a non-official media outlet whose operations are not registered in El Salvador.

The Working Methods of the Working Group on Enforced or Involuntary Disappearances require that communications specify the measures taken by relatives or representatives to determine the person’s whereabouts, including the exhaustion of domestic remedies. It should be noted that the claims presented do not meet this requirement. Consequently, failure to comply with the decisions or information mechanisms of foreign authorities cannot be attributed to the State of El Salvador, nor does it constitute a valid basis for the Working Group to request information from it.

3. On the proper registration of these cases by the Working Group on Enforced Disappearances.

In response to the Working Group’s statement that these cases are only included in the statistics of the Government of El Salvador, the State notes that, according to the Working Methods of the Working Group on Enforced or Involuntary Disappearances, a case must only be included in the statistics of the State under whose jurisdiction the person was deprived of liberty or last seen. These conditions are not met in the cases mentioned with regard to the State of El Salvador, since those persons were not under the jurisdiction of the Salvadoran State at the time of their alleged deprivation of liberty or when they were last seen.

Consistent with the above, the State respectfully requests the Working Group to exclude the cases of (...) from the statistics and from any records pertaining to El Salvador.

Finally, El Salvador reiterates its commitment to complying with its international human rights obligations, including the prevention of enforced disappearances, in accordance with Human Rights Council Resolution 7/12. To this end, it confirms that it has a solid institutional framework and domestic regulations that constitute a framework for the protection and guarantee of the rights of persons deprived of liberty, regardless of their nationality.

[...]

[LOGO]

[LOGO]

Report on Enforced or Involuntary Disappearances

El Salvador

Case No: [REDACTED]

SURNAME(S): [REDACTED]

Name(s): [REDACTED]

Date of transmission: **March 26, 2025**Case solved: **No**Country(ies) in copy: United States of America, Venezuela
(Bolivarian Republic of)**I. Identity details of the person**

SURNAME(S): [REDACTED]

Name(s): [REDACTED]

Gender: Male

Nationality: Venezuela (Bolivarian Republic of)

Identity:

IDENTITY CARD

Date:

No.: [REDACTED]

Place:

Country: El Salvador

II.1 Date when the person was last seen**March 26,2025****III.1 Place where the person was last seen**

City: El Valle

District:

Province: Texas

Country: United States of America

VI. Complainant(s)

Confidential

Date: March 23, 2025

VII. Other elements of the complaint

Session: 136

INFORMATION FROM THE SOURCE

Date: March 23, 2025

Report on Enforced or Involuntary Disappearances

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El Salvador

10015289

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[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

Mr. [REDACTED], a Venezuelan national and holder of “A” Number [REDACTED], was in the custody of ICE in El Valle, Texas when he was allegedly deported from the United States of America to El Salvador, as part of the mass deportations that took place since March 15, 2025. Persons associated with Mr. [REDACTED] stated that his name disappeared from the United States’ ICE Online Detainee Locator System on the same day.

It has been reported that persons associated with Mr. [REDACTED] spoke with him on the morning of March 15, 2025, when he told them that immigration agents had informed him that he would be deported “soon.”

On March 21, 2025, persons associated with Mr. [REDACTED] identified his name on a list of persons allegedly deported from the United States of America to El Salvador, which was published by a local media outlet.

However, according to the information received, to date, neither the Government of El Salvador nor the Government of the United States has published official information on the list of deported persons or their current place of detention.

At the time of this communication, the fate and whereabouts of Mr. [REDACTED] remain unknown.

Sent to the Government: March 26, 2025

Session: 136

INFORMATION FROM THE GOVERNMENT

Date: April 03, 2025

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

According to information received from the Government of El Salvador:

“The State of El Salvador herewith wishes to refer to the communications from the Working Group on Enforced or Involuntary Disappearances with reference G/SO/217/1/SLV (...) which state that the aforementioned Group has received information on “alleged enforced disappearances in El Salvador, in the context of mass deportations carried out between the Government of the United States of America and El Salvador” (...).

The Salvadoran State has conducted a detailed analysis of the claims presented in the communications sent by the Working Group, which indicate that the persons mentioned: i) were in the custody of the United States Immigration and Customs Enforcement (ICE); ii) were allegedly deported to El Salvador on March 15, 2025; iii) ceased to appear in ICE’s Online Detainee Locator System as of that date; iv) were identified on a list of deportees published by a local media outlet; and v) their fate and whereabouts are unknown.

In response to the above, the State of El Salvador provides its response to these communications, presenting its observations and specific requests for the due attention of the Working Group.

1. On the lack of grounds for the request for information from the State of El Salvador.

The Salvadoran State emphatically states that its authorities have not arrested, detained, or transferred the persons referred to in the communications of the Working Group. The actions of the State of El Salvador have been limited to the implementation of a bilateral cooperation mechanism with another State, through which it has facilitated the use of the Salvadoran prison infrastructure for the custody of persons detained within the scope of the justice system and law enforcement of that other State. In this context, the jurisdiction and legal responsibility for these persons lie exclusively with the competent foreign authorities, by virtue of international agreements signed and in accordance with the principles of sovereignty and international cooperation in criminal matters.

In this regard, the actions attributable to the Salvadoran State are limited to its sovereignty and territorial jurisdiction, and therefore it cannot be held responsible for the failure to observe the principle of non-refoulement with respect to the persons mentioned.

2. On the absence of elements constituting enforced disappearance attributable to the State of El Salvador.

In this regard, the State of El Salvador emphasizes that the allegations presented do not attribute any direct action to the Salvadoran State that meets the definition of enforced disappearance under international law and the working methods of the Working Group.

The definition of enforced disappearance, as established in the International Convention for the Protection of All Persons from Enforced Disappearance, the Inter-American Convention on Enforced Disappearance of Persons, the Rome Statute, and the jurisprudence of regional human rights systems, requires the concurrence of specific elements: deprivation of liberty by state agents or persons acting with their acquiescence, followed by a refusal to acknowledge that deprivation of liberty or to reveal the person’s whereabouts, whereas in the present case, the claims are based on the alleged disappearance of the persons indicated, derived from the absence of their names in a system administered by a foreign authority—the United States Immigration and Customs Enforcement—and in a publication by a non-official media outlet whose operations are not registered in El Salvador.

The Working Methods of the Working Group on Enforced or Involuntary Disappearances require that communications specify the measures taken by relatives or representatives to determine the person’s whereabouts, including the exhaustion of domestic remedies. It should be noted that the claims presented do not meet this requirement. Consequently, failure to comply with the decisions or information mechanisms of foreign authorities cannot be attributed to the State of El Salvador, nor does it constitute a valid basis for the Working Group to request information from it.

3. On the proper registration of these cases by the Working Group on Enforced Disappearances.

In response to the Working Group’s statement that these cases are only included in the statistics of the Government of El Salvador, the State notes that, according to the Working Methods of the Working Group on Enforced or Involuntary Disappearances, a case must only be included in the statistics of the State under whose jurisdiction the person was deprived of liberty or last seen. These conditions are not met in the cases mentioned with regard to the State of El Salvador, since those persons were not under the jurisdiction of the Salvadoran State at the time of their alleged deprivation of liberty or when they were last seen.

Consistent with the above, the State respectfully requests the Working Group to exclude the cases of (...) from the statistics and from any records pertaining to El Salvador.

Finally, El Salvador reiterates its commitment to complying with its international human rights obligations, including the prevention of enforced disappearances, in accordance with Human Rights Council Resolution 7/12. To this end, it confirms that it has a solid institutional framework and domestic regulations that constitute a framework for the protection and guarantee of the rights of persons deprived of liberty, regardless of their nationality.

[...]

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

El Salvador

Case No: [REDACTED]

SURNAME(S): [REDACTED]

Name(s): [REDACTED]

Date of transmission: April 16, 2025

Case solved: No

Country(ies) in copy: United States of America, Venezuela
(Bolivarian Republic of)**I. Identity details of the person**

SURNAME(S): [REDACTED]

Name(s): [REDACTED]

Gender: Male

Nationality: Venezuela (Bolivarian Republic of)

Identity: IDENTITY CARD

Date:

No.: [REDACTED]

Place:

Country: El Salvador

II.1 Date when the person was last seen

March 26,2025

III.1 Place where the person was last seen

City: El Valle

District:

Province: Texas

Country: United States of America

VI. Complainant(s)

Confidential

Date: March 23, 2025

VII. Other elements of the complaint

Session: 136**INFORMATION FROM THE SOURCE**

Date: March 23, 2025

Mr. [REDACTED], a Venezuelan national and holder of "A" Number [REDACTED], was in the custody of ICE in El Valle, Texas since December 2024 when he was allegedly deported from the United States of America to El Salvador, as part of the mass deportations that took place since March 15, 2025. Persons associated with Mr. [REDACTED] stated that his name disappeared from the United States' ICE Online Detainee Locator System on the same day.

On March 21, 2025, persons associated with Mr. [REDACTED] identified his name on a list of persons allegedly deported from the United States of America to El Salvador, which was published by a local media outlet.

However, according to the information received, to date, neither the Government of El Salvador nor the Government of the United States has published official information on the list of deported persons or their current place of detention.

At the time of this communication, the fate and whereabouts of Mr. [REDACTED] remain unknown.

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

7

El Salvador

10015290

8

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

Sent to the Government: April 16, 2025

Session: 136

INFORMATION FROM THE GOVERNMENT

Date: April 03, 2025

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

According to information received from the Government of El Salvador:

“The State of El Salvador herewith wishes to refer to the communications from the Working Group on Enforced or Involuntary Disappearances with reference G/SO/217/1/SLV (...) which state that the aforementioned Group has received information on “alleged enforced disappearances in El Salvador, in the context of mass deportations carried out between the Government of the United States of America and El Salvador” (...).

The Salvadoran State has conducted a detailed analysis of the claims presented in the communications sent by the Working Group, which indicate that the persons mentioned: i) were in the custody of the United States Immigration and Customs Enforcement (ICE); ii) were allegedly deported to El Salvador on March 15, 2025; iii) ceased to appear in ICE’s Online Detainee Locator System as of that date; iv) were identified on a list of deportees published by a local media outlet¹; and v) their fate and whereabouts are unknown.

In response to the above, the State of El Salvador provides its response to these communications, presenting its observations and specific requests for the due attention of the Working Group.

1. On the lack of grounds for the request for information from the State of El Salvador.

The Salvadoran State emphatically states that its authorities have not arrested, detained, or transferred the persons referred to in the communications of the Working Group. The actions of the State of El Salvador have been limited to the implementation of a bilateral cooperation mechanism with another State, through which it has facilitated the use of the Salvadoran prison infrastructure for the custody of persons detained within the scope of the justice system and law enforcement of that other State. In this context, the jurisdiction and legal responsibility for these persons lie exclusively with the competent foreign authorities, by virtue of international agreements signed and in accordance with the principles of sovereignty and international cooperation in criminal matters.

In this regard, the actions attributable to the Salvadoran State are limited to its sovereignty and territorial jurisdiction, and therefore it cannot be held responsible for the failure to observe the principle of non-refoulement with respect to the persons mentioned.

2. On the absence of elements constituting enforced disappearance attributable to the State of El Salvador.

In this regard, the State of El Salvador emphasizes that the allegations presented do not attribute any direct action to the Salvadoran State that meets the definition of enforced disappearance under international law and the working methods of the Working Group.

The definition of enforced disappearance, as established in the International Convention for the Protection of All Persons from Enforced Disappearance, the Inter-American Convention on Enforced Disappearance of Persons, the Rome Statute, and the jurisprudence of regional human rights systems, requires the concurrence of specific elements: deprivation of liberty by state agents or persons acting with their acquiescence, followed by a refusal to acknowledge that deprivation of liberty or to reveal the person’s whereabouts, whereas in the present case, the claims are based on the alleged disappearance of the persons indicated, derived from the absence of their names in a system administered by a foreign authority—the United States Immigration and Customs Enforcement—and in a publication by a non-official media outlet whose operations are not registered in El Salvador.

The Working Methods of the Working Group on Enforced or Involuntary Disappearances require that communications specify the measures taken by relatives or representatives to determine the person’s whereabouts, including the exhaustion of domestic remedies. It should be noted that the claims presented do not meet this requirement. Consequently, failure to comply with the decisions or information mechanisms of foreign authorities cannot be attributed to the State of El Salvador, nor does it constitute a valid basis for the Working Group to request information from it.

3. On the proper registration of these cases by the Working Group on Enforced Disappearances.

In response to the Working Group’s statement that these cases are only included in the statistics of the Government of El Salvador, the State notes that, according to the Working Methods of the Working Group on Enforced or Involuntary Disappearances, a case must only be included in the statistics of the State under whose jurisdiction the person was deprived of liberty or last seen. These conditions are not met in the cases mentioned with regard to the State of El Salvador, since those persons were not under the jurisdiction of the Salvadoran State at the time of their alleged deprivation of liberty or when they were last seen.

Consistent with the above, the State respectfully requests the Working Group to exclude the cases of (...) from the statistics and from any records pertaining to El Salvador.

Finally, El Salvador reiterates its commitment to complying with its international human rights obligations, including the prevention of enforced disappearances, in accordance with Human Rights Council Resolution 7/12. To this end, it confirms that it has a solid institutional framework and domestic regulations that constitute a framework for the protection and guarantee of the rights of persons deprived of liberty, regardless of their nationality.

[...]

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

El Salvador

Case No:

SURNAME(S):

Name(s):

Date of transmission: April 16, 2025

Case solved: No

Country(ies) in copy: United States of America, Venezuela
(Bolivarian Republic of)**I. Identity details of the person**

SURNAME(S):

Name(s):

Gender: Male

Age:

Date of birth:

Parents:

Nationality: Venezuela (Bolivarian Republic of)

Civil status:

Residence:

Identity:

IDENTITY CARD

Date:

No.:

Place:

Country: El Salvador

II.1 Date that the person was detained

March 2024

III.1 Place where the person was detained

Province:

Country: United States of America

II.2 Date when the person was last seen

March 15, 2025

III.2 Place where the person was last seen

Place: Webb County Detention Center

City: Laredo

District:

Province: Texas

Country: United States of America

V. Procedures carried out

INVESTIGATIONS IN

Date:

Place:

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

Report

Date: [REDACTED]

Place: [REDACTED]

10

El Salvador

10015365

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

VI. Complainant(s)

Confidential

Date: April 08, 2025

VII. Other elements of the report

Session: 136

INFORMATION FROM THE GOVERNMENT

Date: April 03, 2025

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

According to information received from the Government of El Salvador:

“The State of El Salvador herewith wishes to refer to the communications from the Working Group on Enforced or Involuntary Disappearances with reference G/SO/217/1/SLV (...) which state that the aforementioned Group has received information on “alleged enforced disappearances in El Salvador, in the context of mass deportations carried out between the Government of the United States of America and El Salvador” (...).

The Salvadoran State has conducted a detailed analysis of the claims presented in the communications sent by the Working Group, which indicate that the persons mentioned: i) were in the custody of the United States Immigration and Customs Enforcement (ICE); ii) were allegedly deported to El Salvador on March 15, 2025; iii) ceased to appear in ICE’s Online Detainee Locator System as of that date; iv) were identified on a list of deportees published by a local media outlet; and v) their fate and whereabouts are unknown.

In response to the above, the State of El Salvador states that it has responded to previous communications from the Working Group on alleged disappearances of persons of Venezuelan nationality, in particular through Note B1592025, dated April 3 of this year, which pointed out the lack of grounds for requesting information from the State of El Salvador, as well as the lack of elements that would constitute an enforced disappearance attributable to the State of El Salvador. It therefore requested that the cases be excluded from El Salvador’s statistics, in accordance with the working methods of the Working Group on Enforced or Involuntary Disappearances, since those persons were not under the jurisdiction of the Salvadoran State at the time of their alleged deprivation of liberty or when they were last seen.

In response to the above, the State of El Salvador states that it has responded to previous communications from the Working Group on alleged disappearances of persons of Venezuelan nationality, in particular through Note B1592025, dated April 3 of this year, which pointed out the lack of grounds for requesting information from the State of El Salvador, as well as the lack of elements that would constitute an enforced disappearance attributable to the State of El Salvador. It therefore requested that the cases be excluded from El Salvador’s statistics, in accordance with the working methods of the Working Group on Enforced or Involuntary Disappearances, since those persons were not under the jurisdiction of the Salvadoran State at the time of their alleged deprivation of liberty or when they were last seen.

The State reiterates each of the terms of its previous communication, in particular that:

- i its authorities have not arrested, detained, or transferred the persons referred to in the Working Group’s communications.
- ii the actions of the State of El Salvador have been limited to the implementation of a bilateral cooperation mechanism on prison matters with another State,
- iii it has only facilitated the use of Salvadoran prison infrastructure for the reception and custody of persons detained within the scope of the justice system and law enforcement of another State,
- iv the jurisdiction and legal responsibility for these persons lie exclusively with the competent foreign authorities, by virtue of international agreements signed and in accordance with the principles of sovereignty and international cooperation in criminal matters,
- v the actions attributable to the Salvadoran State are limited to its sovereignty and territorial jurisdiction,
- vi the claims presented do not attribute any direct action to the Salvadoran State that meets the definition of enforced disappearance under international law and the working methods of the Working Group, vii) there are no valid grounds for the Working Group to request information from El Salvador, and
- vii El Salvador is committed to complying with its international human rights obligations, including the prevention of enforced disappearances, in accordance with Human Rights Council Resolution 7/12. To this end, it confirms that it has a solid institutional framework and domestic regulations that constitute a framework for the protection and guarantee of the rights of persons deprived of liberty, regardless of their nationality.

Consequently, it REQUESTS the Working Group on Enforced Disappearances to:

1. Consider the response of the State of El Salvador to communication G/SO/217/1/SLV dated April 16, 2025, as having been submitted.
2. Exclude from the statistics and any records pertaining to El Salvador the cases referred to in the communication, as their registration does not comply with the provisions of the Working Methods of the Working Group on Enforced or Involuntary Disappearances, which state that a case must only be included in the statistics of the State under whose jurisdiction the person was deprived of liberty or last seen, conditions that are not met in the cases mentioned with regard to the Salvadoran State at the time of their alleged deprivation of liberty or when they were last seen.”

Session: 136

INFORMATION FROM THE SOURCE

Date: April 08, 2025

[LOGO]

Report on Enforced or Involuntary Disappearances

[LOGO]

Mr. [REDACTED] (identified as Mr. [REDACTED] in U.S. immigration records), a Venezuelan national and holder of identity card number [REDACTED], was in custody at the Webb County Detention Center (Laredo, Texas) when he was allegedly deported from the United States of America to El Salvador as part of the mass deportations that have taken place since March 15, 2025.

Mr. [REDACTED] had been in custody at the Moshannon Valley Processing Center (Philipsburg, Pennsylvania) since May 2024. A judge ordered his removal on December 2, 2024. He was subsequently transferred to a detention center in El Paso, Texas, and on March 10, 2025, he was transferred to the Webb County Detention Center.

On March 14, 2025, Immigration and Customs Enforcement (ICE) officials reportedly informed Mr. [REDACTED] that he would be removed from the center. Persons associated with Mr. [REDACTED] claim that after this date, they were unable to find his information on the ICE Online Detainee Locator System, implying that Mr. [REDACTED] had been released or deported.

On March 15, 2024, it was reported that the bus transporting Mr. [REDACTED] broke down and he was returned to the Webb County Detention Center. Mr. [REDACTED] informed persons associated with him that his departure had been rescheduled for around 3 p.m. Central Time.

Since this call, persons associated with Mr. [REDACTED] have been unable to contact him. Furthermore, persons associated with him have requested assistance from his congressional representative's office. According to the information received, the congressional office has requested information from the U.S. Department of Homeland Security and is awaiting a response.

In addition, persons associated with him have [REDACTED]

At the time of this communication, the fate and whereabouts of Mr. [REDACTED] remain unknown.

Sent to the Government: April 16, 2025



Capital Linguists LLC. Tel: 833-888-6588 Email: info@capitalinguists.com
<https://capitalinguists.com> Address: 8158 Front Street, Derwood, MD 20855, USA.

Certification of Translation Accuracy

Translation of "Report on Enforced or Involuntary Disappearances" from Spanish to English.

We, Capital Linguists LLC, a professional translation company, hereby certify that the above-mentioned document(s) has (have) been translated by experienced and qualified professional translators and that, in our best judgment, the translated text truly reflects the content, meaning, and style of the original text and constitutes in every respect a correct and true translation of the original document.

This is to certify the correctness of the translation only. We do not guarantee that the original is a genuine document, or that the statements contained in the original document are true. Furthermore, Capital Linguists LLC assumes no liability for the way in which the translation is used by the customer or any third party, including end users of the translation.

I declare under penalty of perjury that the foregoing is true and correct.

A copy of the translation is attached to this certification.

Signature:

Bruno Cardoso, Project Manager

Capital Linguists LLC

Dated: July 3, 2025



Report on Enforced or Involuntary Disappearances

**El Salvador**

Caso No: [REDACTED]

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Fecha de transmisión: 26-mar.-2025

Caso aclarado: No

País en copia: Estados Unidos de América, Venezuela
(República Bolivariana de)**I. Datos de identidad de la persona**

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Sexo: Masculino

Nacionalidad: Venezuela (República Bolivariana de)

II.1 Fecha en que la persona fue vista por ultima vez

26-mar.-2025

III.1 Lugar en que la persona fue vista por ultima vez

Ciudad: Arizona

Distrito:

Provincia:

País: Estados Unidos de América

Medio de

Tomado / Visto: CENTRO DE DETENCION

VI. Denunciantes(s)

Confidential

Fecha: 23-mar.-2025

Confidential

Fecha: 26-mar.-2025

VII. Otros elementos de la denuncia

Sesión: 136

INFORMACIÓN DE LA FUENTE

Fecha: 23-mar.-2025



Report on Enforced or Involuntary Disappearances



El Sr. [REDACTED], nacional de Venezuela y titular del número de no-ciudadano de los Estados Unidos ("Número A") [REDACTED], se encontraba bajo custodia del Immigration Customs Enforcement (ICE) en Arizona cuando fue presuntamente deportado de los Estados Unidos de América a El Salvador, como parte de las deportaciones masivas que tuvieron lugar desde el 15 de marzo de 2025.

Personas asociadas con el Sr. [REDACTED] afirmaron que su nombre dejó de aparecer en el Sistema de Localización de Detenidos en Línea del Servicio de ICE de los Estados Unidos desde ese día.

El 21 de marzo de 2025, personas asociadas con el Sr. [REDACTED] identificaron su nombre en una lista de personas presuntamente deportadas de los Estados Unidos de América a El Salvador publicada por un medio de comunicación local. Sin embargo, según la información recibida, hasta la fecha, ni el Gobierno de El Salvador ni el Gobierno de los Estados Unidos no ha publicado información oficial sobre la lista de personas deportadas ni su actual lugar de detención.

Al momento de la presente comunicación, la suerte y paradero del Sr. [REDACTED] siguen siendo desconocidos.

Enviado al Gobierno: 26-mar.-2025

Sesión: 136

INFORMACIÓN DEL GOBIERNO

Fecha: 03-abr.-2025



Report on Enforced or Involuntary Disappearances



Según información recibida por el Gobierno de El Salvador:

“El Estado de El Salvador atentamente se refiere a las comunicaciones del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias con referencia G/SO/217/1/SLV (...) por medio de las cuales se comunica que el citado Grupo ha recibido información sobre “presuntas desapariciones forzadas en El Salvador, en el marco de deportaciones masivas llevadas a cabo entre el Gobierno de los Estados Unidos de América y El Salvador” (...).

El Estado salvadoreño ha analizado detenidamente las alegaciones presentadas en las comunicaciones que han sido remitidas por el Grupo de Trabajo, las cuales señalan que las personas mencionadas: i) se encontraban bajo custodia del Servicio de Inmigración y Control de Aduanas de los Estados Unidos (ICE -por sus siglas en inglés-); ii) fueron presuntamente deportadas a El Salvador el 15 de marzo de 2025; iii) dejaron de aparecer en el sistema de localización de detenidos en línea del ICE desde aquella fecha; iv) fueron identificadas en una lista de deportados publicada por un medio de comunicación local¹; y v) su suerte y paradero son desconocidos.

En atención a lo anterior, el Estado de El Salvador brinda su repuesta a estas comunicaciones, sobre las que presenta sus observaciones y solicitudes específicas para la debida atención del Grupo de Trabajo.

1. Sobre la ausencia de fundamentos para el requerimiento de información al Estado de El Salvador.

El Estado salvadoreño es enfático en señalar que sus autoridades no han realizado arrestos, detenciones, ni traslados de las personas referidas en las comunicaciones del Grupo de Trabajo. La actuación del Estado de El Salvador se ha circunscrito a la implementación de un mecanismo de cooperación bilateral con otro Estado, mediante el cual se ha facilitado el uso de infraestructura penitenciaria salvadoreña para la custodia de personas detenidas en el marco del sistema de justicia y aplicación de la ley de ese otro Estado. En este contexto, la jurisdicción y la responsabilidad legal sobre dichas personas recaen exclusivamente en las autoridades extranjeras competentes, en virtud de acuerdos internacionales suscritos y en conformidad con los principios de soberanía y cooperación internacional en materia penal.

En ese sentido, las acciones atribuibles al Estado salvadoreño se circunscriben a su soberanía y jurisdicción territorial, por lo que tampoco le es atribuible la inobservancia del principio de no devolución (non-refoulement) respecto de las personas mencionadas.

2. Sobre la ausencia de elementos que configuren una desaparición forzada atribuible al Estado de El Salvador

Al respecto, el Estado de El Salvador subraya que las alegaciones presentadas no atribuyen ninguna acción directa al Estado salvadoreño que se ajuste a la definición de desaparición forzada conforme al derecho internacional y a los métodos de trabajo del Grupo de Trabajo.

La definición de desaparición forzada, tal como se establece en la Convención Internacional para la Protección de Todas las Personas contra las Desapariciones Forzadas, la Convención Interamericana sobre Desaparición Forzada de Personas, el Estatuto de Roma y la jurisprudencia de los sistemas regionales de derechos humanos, exige la concurrencia de elementos específicos: privación de libertad por agentes estatales o personas que actúan con su aquiescencia, seguida de la negativa a reconocer dicha privación o revelar el paradero de la persona, siendo que en el presente caso, las alegaciones se basan en la supuesta desaparición de las personas señaladas, derivada de la ausencia de sus nombres en un sistema que es administrado por una autoridad extranjera - Servicio de Inmigración y Control de Aduanas de los Estados Unidos- y en una publicación de un medio de comunicación no oficial, cuyas operaciones no están registradas en El Salvador.

Los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias exigen que las comunicaciones especifiquen las medidas adoptadas por los familiares o representantes para determinar el paradero de la persona, incluyendo el agotamiento de recursos internos. Cabe destacar que las alegaciones presentadas no cumplen con este requisito. En consecuencia, la inconformidad con decisiones o mecanismos de información de autoridades extranjeras no puede atribuirse al Estado de El Salvador ni constituye un fundamento válido para que el Grupo de Trabajo le requiera información.

3. Sobre el debido registro de estos casos por el Grupo de Trabajo sobre la Desaparición Forzada

En atención a lo comunicado por el Grupo de Trabajo, sobre que estos casos sólo se contabilizan en las estadísticas del Gobierno de El Salvador, el Estado advierte que según estipulan los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias, un caso solo debe figurar en las estadísticas del Estado bajo cuya jurisdicción la persona fue privada de libertad o vista por última vez, condiciones que no se cumplen en los casos mencionados en lo que respecta al Estado de El Salvador, ya que dichas personas no se encontraban bajo la jurisdicción del Estado salvadoreño al momento de su presunta privación de libertad o última vez que fueron vistas.

En coherencia y por las razones expuestas, el Estado solicita respetuosamente al Grupo de Trabajo la exclusión de los casos de (...) de las estadísticas y de cualquier registro correspondiente a El Salvador.

Finalmente, El Salvador reitera su compromiso con el cumplimiento de sus obligaciones internacionales en materia de derechos humanos, incluyendo la prevención de desapariciones forzadas, conforme a la Resolución 7/12 del Consejo de Derechos Humanos, para lo cual confirma que cuenta con una institucionalidad sólida y con regulaciones en su derecho interno que constituyen un marco de protección y de garantía para los derechos de las personas privadas de libertad, con independencia de su nacionalidad.

[...]



Report on Enforced or Involuntary Disappearances

**El Salvador**

Caso No: [REDACTED]

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Fecha de transmisión: 26-mar.-2025

Caso aclarado: No

País en copia: Estados Unidos de América, Venezuela
(República Bolivariana de)**I. Datos de identidad de la persona**

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Sexo: Masculino

Nacionalidad: Venezuela (República Bolivariana de)

Identidad: CEDULA DE IDENTIDAD Fecha:

No.: [REDACTED]

Lugar:

País: El Salvador

II.1 Fecha en que la persona fue vista por ultima vez

26-mar.-2025

III.1 Lugar en que la persona fue vista por ultima vez

Ciudad: El Valle

Distrito:

Provincia: Texas

País: Estados Unidos de América

VI. Denunciantes(s)

Confidential

Fecha: 23-mar.-2025

VII. Otros elementos de la denuncia

Sesión: 136

INFORMACIÓN DE LA FUENTE

Fecha: 23-mar.-2025



Report on Enforced or Involuntary Disappearances



El Sr. [REDACTED], nacional de Venezuela y titular del número "A" [REDACTED] se encontraba bajo custodia del ICE en El Valle, Texas, cuando presuntamente fue deportado de los Estados Unidos de América a El Salvador, como parte de las deportaciones masivas que tuvieron lugar desde el 15 de marzo de 2025. Personas asociadas con el Sr. [REDACTED] afirmaron que su nombre dejó de aparecer en el Sistema de Localización de Detenidos en Línea del ICE de los Estados Unidos ese mismo día.

Se ha informado que personas asociadas con el Sr. [REDACTED] hablaron con él la mañana del 15 de marzo de 2025, cuando él les indicó que agentes de inmigración le informaron que sería deportado "pronto".

El 21 de marzo de 2025, personas asociadas con el Sr. [REDACTED] identificaron su nombre en una lista de personas presuntamente deportadas de los Estados Unidos de América a El Salvador publicada por un medio de comunicación local. Sin embargo, según la información recibida, hasta la fecha, ni el Gobierno de El Salvador ni el Gobierno de los Estados Unidos no ha publicado información oficial sobre la lista de personas deportadas ni su actual lugar de detención.

Al momento de la presente comunicación, la suerte y el paradero del Sr. [REDACTED] siguen siendo desconocidos.

Enviado al Gobierno: 26-mar.-2025

Sesión: 136

INFORMACIÓN DEL GOBIERNO

Fecha: 03-abr.-2025



Report on Enforced or Involuntary Disappearances



Según información recibida por el Gobierno de El Salvador:

“El Estado de El Salvador atentamente se refiere a las comunicaciones del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias con referencia G/SO/217/1/SLV (...) por medio de las cuales se comunica que el citado Grupo ha recibido información sobre “presuntas desapariciones forzadas en El Salvador, en el marco de deportaciones masivas llevadas a cabo entre el Gobierno de los Estados Unidos de América y El Salvador” (...).

El Estado salvadoreño ha analizado detenidamente las alegaciones presentadas en las comunicaciones que han sido remitidas por el Grupo de Trabajo, las cuales señalan que las personas mencionadas: i) se encontraban bajo custodia del Servicio de Inmigración y Control de Aduanas de los Estados Unidos (ICE -por sus siglas en inglés-); ii) fueron presuntamente deportadas a El Salvador el 15 de marzo de 2025; iii) dejaron de aparecer en el sistema de localización de detenidos en línea del ICE desde aquella fecha; iv) fueron identificadas en una lista de deportados publicada por un medio de comunicación local¹; y v) su suerte y paradero son desconocidos.

En atención a lo anterior, el Estado de El Salvador brinda su repuesta a estas comunicaciones, sobre las que presenta sus observaciones y solicitudes específicas para la debida atención del Grupo de Trabajo.

1. Sobre la ausencia de fundamentos para el requerimiento de información al Estado de El Salvador.

El Estado salvadoreño es enfático en señalar que sus autoridades no han realizado arrestos, detenciones, ni traslados de las personas referidas en las comunicaciones del Grupo de Trabajo. La actuación del Estado de El Salvador se ha circunscrito a la implementación de un mecanismo de cooperación bilateral con otro Estado, mediante el cual se ha facilitado el uso de infraestructura penitenciaria salvadoreña para la custodia de personas detenidas en el marco del sistema de justicia y aplicación de la ley de ese otro Estado. En este contexto, la jurisdicción y la responsabilidad legal sobre dichas personas recaen exclusivamente en las autoridades extranjeras competentes, en virtud de acuerdos internacionales suscritos y en conformidad con los principios de soberanía y cooperación internacional en materia penal.

En ese sentido, las acciones atribuibles al Estado salvadoreño se circunscriben a su soberanía y jurisdicción territorial, por lo que tampoco le es atribuible la inobservancia del principio de no devolución (non-refoulement) respecto de las personas mencionadas.

2. Sobre la ausencia de elementos que configuren una desaparición forzada atribuible al Estado de El Salvador

Al respecto, el Estado de El Salvador subraya que las alegaciones presentadas no atribuyen ninguna acción directa al Estado salvadoreño que se ajuste a la definición de desaparición forzada conforme al derecho internacional y a los métodos de trabajo del Grupo de Trabajo.

La definición de desaparición forzada, tal como se establece en la Convención Internacional para la Protección de Todas las Personas contra las Desapariciones Forzadas, la Convención Interamericana sobre Desaparición Forzada de Personas, el Estatuto de Roma y la jurisprudencia de los sistemas regionales de derechos humanos, exige la concurrencia de elementos específicos: privación de libertad por agentes estatales o personas que actúan con su aquiescencia, seguida de la negativa a reconocer dicha privación o revelar el paradero de la persona, siendo que en el presente caso, las alegaciones se basan en la supuesta desaparición de las personas señaladas, derivada de la ausencia de sus nombres en un sistema que es administrado por una autoridad extranjera - Servicio de Inmigración y Control de Aduanas de los Estados Unidos- y en una publicación de un medio de comunicación no oficial, cuyas operaciones no están registradas en El Salvador.

Los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias exigen que las comunicaciones especifiquen las medidas adoptadas por los familiares o representantes para determinar el paradero de la persona, incluyendo el agotamiento de recursos internos. Cabe destacar que las alegaciones presentadas no cumplen con este requisito. En consecuencia, la inconformidad con decisiones o mecanismos de información de autoridades extranjeras no puede atribuirse al Estado de El Salvador ni constituye un fundamento válido para que el Grupo de Trabajo le requiera información.

3. Sobre el debido registro de estos casos por el Grupo de Trabajo sobre la Desaparición Forzada

En atención a lo comunicado por el Grupo de Trabajo, sobre que estos casos sólo se contabilizan en las estadísticas del Gobierno de El Salvador, el Estado advierte que según estipulan los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias, un caso solo debe figurar en las estadísticas del Estado bajo cuya jurisdicción la persona fue privada de libertad o vista por última vez, condiciones que no se cumplen en los casos mencionados en lo que respecta al Estado de El Salvador, ya que dichas personas no se encontraban bajo la jurisdicción del Estado salvadoreño al momento de su presunta privación de libertad o última vez que fueron vistas.

En coherencia y por las razones expuestas, el Estado solicita respetuosamente al Grupo de Trabajo la exclusión de los casos de (...) de las estadísticas y de cualquier registro correspondiente a El Salvador.

Finalmente, El Salvador reitera su compromiso con el cumplimiento de sus obligaciones internacionales en materia de derechos humanos, incluyendo la prevención de desapariciones forzadas, conforme a la Resolución 7/12 del Consejo de Derechos Humanos, para lo cual confirma que cuenta con una institucionalidad sólida y con regulaciones en su derecho interno que constituyen un marco de protección y de garantía para los derechos de las personas privadas de libertad, con independencia de su nacionalidad.

[...]



Report on Enforced or Involuntary Disappearances

**El Salvador**

Caso No: [REDACTED]

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Fecha de transmisión: 16-abr.-2025

Caso aclarado: No

País en copia: Estados Unidos de América, Venezuela
(República Bolivariana de)**I. Datos de identidad de la persona**

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Sexo: Masculino

Nacionalidad: Venezuela (República Bolivariana de)

Identidad: CEDULA DE IDENTIDAD Fecha:

No.: [REDACTED]

Lugar:

País: El Salvador

II.1 Fecha en que la persona fue vista por ultima vez

26-mar.-2025

III.1 Lugar en que la persona fue vista por ultima vez

Ciudad: El Valle

Distrito:

Provincia: Texas

País: Estados Unidos de América

VI. Denunciantes(s)

Confidential

Fecha: 23-mar.-2025

VII. Otros elementos de la denuncia

Sesión: 136

INFORMACIÓN DE LA FUENTE

Fecha: 23-mar.-2025

El Sr. [REDACTED], nacional de Venezuela y titular del número "A" [REDACTED], se encontraba bajo custodia del ICE en El Valle, Texas, desde diciembre de 2024, cuando presuntamente fue deportado de los Estados Unidos de América a El Salvador, como parte de las deportaciones masivas que tuvieron lugar desde el 15 de marzo de 2025. Personas asociadas con el Sr. [REDACTED] afirmaron que su nombre dejó de aparecer en el Sistema de Localización de Detenidos en Línea del ICE de los Estados Unidos ese día.

El 21 de marzo de 2025, personas asociadas con el Sr. [REDACTED] identificaron su nombre en una lista de personas presuntamente deportadas de los Estados Unidos de América a El Salvador publicada por un medio de comunicación local.

Sin embargo, según la información recibida, hasta la fecha, ni el Gobierno de El Salvador ni el Gobierno de los Estados Unidos no ha publicado información oficial sobre la lista de personas deportadas ni su actual lugar de detención.

Al momento de la presente comunicación, la suerte y el paradero del Sr. [REDACTED] siguen siendo desconocidos.



Report on Enforced or Involuntary Disappearances



Enviado al Gobierno: 16-abr.-2025

Sesión: 136

INFORMACIÓN DEL GOBIERNO

Fecha: 03-abr.-2025



Report on Enforced or Involuntary Disappearances



Según información recibida por el Gobierno de El Salvador:

“El Estado de El Salvador atentamente se refiere a las comunicaciones del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias con referencia G/SO/217/1/SLV (...) por medio de las cuales se comunica que el citado Grupo ha recibido información sobre “presuntas desapariciones forzadas en El Salvador, en el marco de deportaciones masivas llevadas a cabo entre el Gobierno de los Estados Unidos de América y El Salvador” (...).

El Estado salvadoreño ha analizado detenidamente las alegaciones presentadas en las comunicaciones que han sido remitidas por el Grupo de Trabajo, las cuales señalan que las personas mencionadas: i) se encontraban bajo custodia del Servicio de Inmigración y Control de Aduanas de los Estados Unidos (ICE -por sus siglas en inglés-); ii) fueron presuntamente deportadas a El Salvador el 15 de marzo de 2025; iii) dejaron de aparecer en el sistema de localización de detenidos en línea del ICE desde aquella fecha; iv) fueron identificadas en una lista de deportados publicada por un medio de comunicación local¹; y v) su suerte y paradero son desconocidos.

En atención a lo anterior, el Estado de El Salvador brinda su repuesta a estas comunicaciones, sobre las que presenta sus observaciones y solicitudes específicas para la debida atención del Grupo de Trabajo.

1. Sobre la ausencia de fundamentos para el requerimiento de información al Estado de El Salvador.

El Estado salvadoreño es enfático en señalar que sus autoridades no han realizado arrestos, detenciones, ni traslados de las personas referidas en las comunicaciones del Grupo de Trabajo. La actuación del Estado de El Salvador se ha circunscrito a la implementación de un mecanismo de cooperación bilateral con otro Estado, mediante el cual se ha facilitado el uso de infraestructura penitenciaria salvadoreña para la custodia de personas detenidas en el marco del sistema de justicia y aplicación de la ley de ese otro Estado. En este contexto, la jurisdicción y la responsabilidad legal sobre dichas personas recaen exclusivamente en las autoridades extranjeras competentes, en virtud de acuerdos internacionales suscritos y en conformidad con los principios de soberanía y cooperación internacional en materia penal.

En ese sentido, las acciones atribuibles al Estado salvadoreño se circunscriben a su soberanía y jurisdicción territorial, por lo que tampoco le es atribuible la inobservancia del principio de no devolución (non-refoulement) respecto de las personas mencionadas.

2. Sobre la ausencia de elementos que configuren una desaparición forzada atribuible al Estado de El Salvador

Al respecto, el Estado de El Salvador subraya que las alegaciones presentadas no atribuyen ninguna acción directa al Estado salvadoreño que se ajuste a la definición de desaparición forzada conforme al derecho internacional y a los métodos de trabajo del Grupo de Trabajo.

La definición de desaparición forzada, tal como se establece en la Convención Internacional para la Protección de Todas las Personas contra las Desapariciones Forzadas, la Convención Interamericana sobre Desaparición Forzada de Personas, el Estatuto de Roma y la jurisprudencia de los sistemas regionales de derechos humanos, exige la concurrencia de elementos específicos: privación de libertad por agentes estatales o personas que actúan con su aquiescencia, seguida de la negativa a reconocer dicha privación o revelar el paradero de la persona, siendo que en el presente caso, las alegaciones se basan en la supuesta desaparición de las personas señaladas, derivada de la ausencia de sus nombres en un sistema que es administrado por una autoridad extranjera - Servicio de Inmigración y Control de Aduanas de los Estados Unidos- y en una publicación de un medio de comunicación no oficial, cuyas operaciones no están registradas en El Salvador.

Los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias exigen que las comunicaciones especifiquen las medidas adoptadas por los familiares o representantes para determinar el paradero de la persona, incluyendo el agotamiento de recursos internos. Cabe destacar que las alegaciones presentadas no cumplen con este requisito. En consecuencia, la inconformidad con decisiones o mecanismos de información de autoridades extranjeras no puede atribuirse al Estado de El Salvador ni constituye un fundamento válido para que el Grupo de Trabajo le requiera información.

3. Sobre el debido registro de estos casos por el Grupo de Trabajo sobre la Desaparición Forzada

En atención a lo comunicado por el Grupo de Trabajo, sobre que estos casos sólo se contabilizan en las estadísticas del Gobierno de El Salvador, el Estado advierte que según estipulan los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias, un caso solo debe figurar en las estadísticas del Estado bajo cuya jurisdicción la persona fue privada de libertad o vista por última vez, condiciones que no se cumplen en los casos mencionados en lo que respecta al Estado de El Salvador, ya que dichas personas no se encontraban bajo la jurisdicción del Estado salvadoreño al momento de su presunta privación de libertad o última vez que fueron vistas.

En coherencia y por las razones expuestas, el Estado solicita respetuosamente al Grupo de Trabajo la exclusión de los casos de (...) de las estadísticas y de cualquier registro correspondiente a El Salvador.

Finalmente, El Salvador reitera su compromiso con el cumplimiento de sus obligaciones internacionales en materia de derechos humanos, incluyendo la prevención de desapariciones forzadas, conforme a la Resolución 7/12 del Consejo de Derechos Humanos, para lo cual confirma que cuenta con una institucionalidad sólida y con regulaciones en su derecho interno que constituyen un marco de protección y de garantía para los derechos de las personas privadas de libertad, con independencia de su nacionalidad.

[...]



Report on Enforced or Involuntary Disappearances



El Salvador

Caso No: [REDACTED]

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Fecha de transmisión: 16-abr.-2025

Caso aclarado: No

País en copia: Estados Unidos de América, Venezuela
(República Bolivariana de)**I. Datos de identidad de la persona**

APELLIDO(S): [REDACTED]

Nombre(s): [REDACTED]

Sexo: Masculino

Edad: [REDACTED] Fecha de nacimiento: [REDACTED]

Padres: [REDACTED]

Nacionalidad: Venezuela (República Bolivariana de)

Estado civil: [REDACTED]

Domicilio: [REDACTED]

Identidad: CEDULA DE IDENTIDAD Fecha: [REDACTED] No.: [REDACTED]

Lugar: [REDACTED] País: El Salvador

II.1 Fecha en que la persona fue detenida

mar.-2024

III.1 Lugar en que la persona fue detenida

Provincia: [REDACTED] País: Estados Unidos de América

II.2 Fecha en que la persona fue vista por ultima vez

15-mar.-2025

III.2 Lugar en que la persona fue vista por ultima vez

Lugar: Webb County Detention Center

Ciudad: Laredo Distrito: [REDACTED]

Provincia: Texas País: Estados Unidos de América

V. Diligencias realizadas

AVERIGUACIONES EN Fecha: [REDACTED]

Lugar: [REDACTED]

Denuncia Fecha: [REDACTED]

Lugar: [REDACTED]



Report on Enforced or Involuntary Disappearances



VI. Denunciantes(s)

Confidential

Fecha: 08-abr.-2025

VII. Otros elementos de la denuncia

Sesión: 136

INFORMACIÓN DEL GOBIERNO

Fecha: 03-abr.-2025



Report on Enforced or Involuntary Disappearances



Según información recibida por el Gobierno de El Salvador:

“El Estado de El Salvador atentamente se refiere a las comunicaciones del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias con referencia G/SO/217/1/SLV (...) por medio de las cuales se comunica que el citado Grupo ha recibido información sobre “presuntas desapariciones forzadas en El Salvador, en el marco de deportaciones masivas llevadas a cabo entre el Gobierno de los Estados Unidos de América y El Salvador” (...).

El Estado salvadoreño ha analizado detenidamente las alegaciones presentadas en las comunicaciones que han sido remitidas por el Grupo de Trabajo, las cuales señalan que las personas mencionadas: i) se encontraban bajo custodia del Servicio de Inmigración y Control de Aduanas de los Estados Unidos (ICE -por sus siglas en inglés-); ii) fueron presuntamente deportadas a El Salvador el 15 de marzo de 2025; iii) dejaron de aparecer en el sistema de localización de detenidos en línea del ICE desde aquella fecha; iv) fueron identificadas en una lista de deportados publicada por un medio de comunicación local¹; y v) su suerte y paradero son desconocidos.

En atención a lo anterior, el Estado de El Salvador expresa que ha brindado respuesta a comunicaciones previas del Grupo de Trabajo, sobre alegadas desapariciones de personas de nacionalidad venezolana, en particular, a través de la Nota Verbal B159-2025, de fecha 3 de abril del año en curso, en la cual se señaló la ausencia de fundamentos para el requerimiento de información al Estado de El Salvador; así como la ausencia de elementos que configuren una desaparición forzada atribuible al Estado de El Salvador; por lo que se solicitó la exclusión de los casos de las estadísticas de El Salvador, de conformidad a los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias, ya que dichas personas no se encontraban bajo la jurisdicción del Estado salvadoreño al momento de su presunta privación de libertad o última vez que fueron vistas.

En atención a lo anterior, el Estado de El Salvador expresa que ha brindado respuesta a comunicaciones previas del Grupo de Trabajo, sobre alegadas desapariciones de personas de nacionalidad venezolana, en particular, a través de la Nota Verbal B159-2025, de fecha 3 de abril del año en curso, en la cual se señaló la ausencia de fundamentos para el requerimiento de información al Estado de El Salvador; así como la ausencia de elementos que configuren una desaparición forzada atribuible al Estado de El Salvador; por lo que se solicitó la exclusión de los casos de las estadísticas de El Salvador, de conformidad a los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias, ya que dichas personas no se encontraban bajo la jurisdicción del Estado salvadoreño al momento de su presunta privación de libertad o última vez que fueron vistas.

El Estado reitera cada uno de los términos de su comunicación previa, en particular, que:

i sus autoridades no han realizado arrestos, detenciones, ni traslados de las personas referidas en las comunicaciones del Grupo de Trabajo,

ii la actuación del Estado de El Salvador se ha circunscrito a la implementación de un mecanismo de cooperación bilateral en materia penitenciaria con otro Estado,

iii únicamente se ha facilitado el uso de infraestructura penitenciaria salvadoreña para la recepción y custodia de personas detenidas en el marco del sistema de justicia y aplicación de la ley de otro Estado,

iv la jurisdicción y la responsabilidad legal sobre dichas personas recaen exclusivamente en las autoridades extranjeras competentes, en virtud de acuerdos internacionales suscritos y en conformidad con los principios de soberanía y cooperación internacional en materia penal,

v las acciones atribuibles al Estado salvadoreño se circunscriben a su soberanía y jurisdicción territorial,

vi las alegaciones presentadas no atribuyen ninguna acción directa al Estado salvadoreño que se ajuste a la definición de desaparición forzada conforme al derecho internacional y a los métodos de trabajo del Grupo de Trabajo, vii) que no existen fundamentos válidos para que el Grupo de Trabajo le requiera información a El Salvador, y

vii El Salvador se encuentra comprometido con el cumplimiento de sus obligaciones internacionales en materia de derechos humanos, incluyendo la prevención de desapariciones forzadas, conforme a la Resolución 7/12 del Consejo de Derechos Humanos, por lo que cuenta con una institucionalidad sólida y con regulaciones en su derecho interno que constituyen un marco de protección y de garantía para los derechos de las personas privadas de libertad, con independencia de su nacionalidad.

En consecuencia, SOLICITA al Grupo de Trabajo sobre las Desapariciones Forzadas que:

1. Tenga por presentada la respuesta del Estado de El Salvador a la comunicación G/SO/217/1/SLV de fecha 16 de abril de 2025.
2. Excluya de las estadísticas y de cualquier registro correspondiente a El Salvador, los casos referidos en la comunicación, por no cumplir su registro con lo establecido en los Métodos de trabajo del Grupo de Trabajo sobre Desapariciones Forzadas o Involuntarias, que regulan que un caso solo debe figurar en las estadísticas del Estado bajo cuya jurisdicción la persona fue privada de libertad o vista por última vez, condiciones que no se cumplen en los casos mencionados en lo que respecta a la jurisdicción del Estado salvadoreño al momento de su presunta privación de libertad o última vez que fueron vistas.”

Sesión: 136

INFORMACIÓN DE LA FUENTE

Fecha: 08-abr.-2025



Report on Enforced or Involuntary Disappearances



El Sr. [REDACTED] (identificado como el Sr. [REDACTED] en los registros de migración de E.E.U.U), nacional de Venezuela y titular de la cedula de identidad número [REDACTED], se encontraba bajo custodia en el Centro de Detención del Condado de Webb (Laredo, Texas) cuando fue presuntamente deportado de los Estados Unidos de América a El Salvador, como parte de las deportaciones masivas que han tenido lugar a partir del 15 de marzo de 2025.

El Sr. [REDACTED] se encontraba bajo custodia en el Centro de Procesamiento de Moshannon Valley (Philipsburg, Pensilvania) desde mayo de 2024. Un juez ordenó su expulsión el 2 de diciembre de 2024. Posteriormente fue trasladado a un centro de detención en El Paso, Texas, y el 10 de marzo de 2025 trasladado al Centro de Detención del Condado de Webb. El 14 de marzo de 2025, funcionarios del Servicio de Inmigración y Control de Aduanas (ICE) le habrían comunicado al Sr. [REDACTED] que este sería retirado del centro. Las personas asociadas con el Sr. [REDACTED] afirman que después de esta fecha ya no pudieron encontrar su información en el localizador de detenidos en línea del ICE, lo que implicaba que el Sr. [REDACTED] había sido puesto en libertad o deportado.

El 15 de marzo de 2024, se informa de que el autobús en el que se estaba realizando el traslado del Sr. [REDACTED] se descompuso, y éste fue devuelto al Centro de Detención del Condado de Webb. El Sr. [REDACTED] informó a personas asociadas que su salida se había reprogramado para alrededor de las 3 p.m., hora central.

Desde esta llamada, las personas relacionadas con el Sr. [REDACTED] no han podido ponerse en contacto con él.

Adicionalmente, las personas asociadas han solicitado ayuda a la oficina de su representante en el congreso. Según la información recibida, la oficina del congresista ha solicitado información al Departamento de Seguridad Nacional de Estados Unidos y está a la espera de una respuesta.

Además, las personas asociadas han [REDACTED]

Al momento de la presente comunicación, la suerte y el paradero del Sr. [REDACTED] siguen siendo desconocidos.

Enviado al Gobierno: 16-abr.-2025

EXHIBIT 2

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

LIYANARA SANCHEZ, as next friend on behalf
of FRENDEL REYES MOTA, *et al.*,

Petitioners–Plaintiffs,

J.G.G., *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as
President of the United States, *et al.*,

Respondents–Defendants.

Case No: 1:25-cv-00766-JEB

PETITIONERS’ REQUESTS FOR PRODUCTION OF DOCUMENTS

Pursuant to Federal Rules of Civil Procedure 26 and 34, Local Rule 26.2, and the Court’s order dated May 16, 2025 (ECF No. 128), Petitioners–Plaintiffs Frenzel Reyes Mota, Andry Jose Hernandez Romero, J.A.B.V., M.A.O.R., G.A.A.A., and M.R.M., by their undersigned attorneys, request that Respondents Donald J. Trump, President of the United States; Pamela Bondi, Attorney General of the United States; Kristi Noem, Secretary of the U.S. Department of Homeland Security; U.S. Department of Homeland Security; Madison Sheahan, Acting Director and Senior Official Performing the Duties of the Director of U.S. Immigration and Customs Enforcement; U.S. Immigration and Customs Enforcement; Marco Rubio, Secretary of State; U.S. State Department; Pete Hegseth, Secretary of Defense; and U.S. Department of Defense (collectively, the “RESPONDENTS”), produce for inspection and copying responsive documents by May 23, 2025, at the offices of the American Civil Liberties Union Foundation, 125 Broad

Street, 18th floor, New York, New York, 10004, in accordance with the Definitions and Instructions set forth below. Petitioners–Plaintiffs request that each RESPONDENT produce separate responses to these Requests, with Bates labels corresponding to each producing RESPONDENT.

DEFINITIONS

Notwithstanding any definition set forth below, each word, term, or phrase used in these Requests are intended to have the broadest meaning permitted under the Federal Rules of Civil Procedure. As used in these Requests, the following terms are to be interpreted in accordance with these definitions:

1. “PETITIONERS” are Petitioners–Plaintiffs Frengel Reyes Mota, Andry Jose Hernandez Romero, J.A.B.V., M.A.O.R., G.A.A.A., and M.R.M., and all other non-U.S. citizens who were removed by the United States to El Salvador based solely on the Alien Enemies Act, 50 U.S.C. § 21, and sent to the Terrorism Confinement Center (“CECOT”) in El Salvador in March 2025.

2. “CONCERN” and “CONCERNING” mean relating to, referring to, describing, evidencing, constituting, reflecting, memorializing, identifying, embodying, pertaining to, commenting on, discussing, analyzing, considering, containing, consisting of, indicating, supporting, refuting, or connected to.

3. “COMMUNICATION” means any transmission of information in the form of facts, ideas, inquiries or otherwise from one PERSON or entity to another by any means—including but not limited to meetings, telephone conversations, correspondence, memoranda, circulars, contracts, agreements, computer, radio, telegraph, electronic, email, instant message, text message, social media communications (including posts, direct messages, shared pictures, “likes,” and comments on Facebook, Instagram, Snapchat, X (formerly Twitter), and all other similar social media), verbal, or any other actions intended to convey or actually conveying information or data.—whether sent or received by official or personal devices, accounts, websites, or other means.

4. “DOCUMENT” shall have the broadest meaning ascribed to that term in Federal Rule of Civil Procedure 34 and Federal Rule of Evidence 1001. The term also includes any parent or child attachment or other documents embedded or linked in any way to a requested document. A draft or non-identical copy is a separate document within the meaning of the term “DOCUMENT.” It includes but is not limited to any writing and any other tangible thing containing written, oral, or graphic matter, whether printed, recorded, reproduced by any process, or written or produced by hand, including but not limited to the original and any non-identical copy, including the following: letters; reports; agreements (including drafts, proposals and any of the exhibits thereto); communications, including inter-company communications, electronically transmitted data, electronically stored data, intra-mail, email, text messages, instant messaging, and the forms of recorded electronic communications which include but are not limited to social media posts and “walls” on accounts published or disclosed on media such as Facebook, Instagram, Snapchat, X (formerly Twitter), and other web-based or app-based social media content; correspondence; telegrams; teletype messages; memoranda; summaries; recordings; records of personal conversations; social media posts; diaries; forecasts; photographs; tape records; models; statistical statements; graphics; laboratory and engineering reports and notebooks; charts; plans; drawings; minutes; records of conferences; agendas; expressions or statements of policy; lists of persons attending meetings or conferences; reports; summaries of interviews; reports and/or summaries or investigations; inspections; opinions or reports of consultants; brochures; pamphlets; advertisements; circulars; trade letters; press releases; drafts of any documents and revisions of drafts of any documents; tabulations; charts; books of account; ledgers; invoices; financial statements; purchase orders; receipts; canceled checks and

things similar to the foregoing, however denominated by you or your agents. For the avoidance of doubt, DOCUMENTS shall include all COMMUNICATIONS.

5. “PERSON” is defined as any natural person or any business, legal or governmental entity, or association. References to any person include the person and any person or entity under that person’s control, including any present and former components, subsidiaries, departments, offices, predecessors, successors, officers, directors, agents, employees, representatives, attorneys, consultants, contractors, and any aliases, code names, or trade or business names used by any of the foregoing.

6. “UNITED STATES” means the federal government of the United States, including but not limited to the United States Department of Justice (“DOJ”), United States Department of Homeland Security (“DHS”), United States Immigration and Customs Enforcement (“ICE”), United States Customs and Border Protection (“CBP”), United States Department of State (“DOS”), United State Department of Defense (“DOD”), and any PERSON or entity acting on its behalf in an official capacity or under its control, including any present or former agencies, components, subsidiaries, departments, offices, predecessors, successors, officers, directors, agents, employees, representatives, attorneys, consultants, contractors, and any aliases, code names, or trade or business names used by any of the foregoing.

7. “YOU” or “YOUR” include the respondent agency, any present and former components, subsidiaries, departments, offices, predecessors, successors, officers, directors, agents, employees, representatives, attorneys, consultants, contractors, and any aliases, code names, or trade or business names used by any of the foregoing.

8. “EL SALVADOR” means its President Nayib Bukele, Vice President Félix Augusto Antonio Ulloa Garaythe, the government of El Salvador, and any PERSON or entity

acting on behalf of the government of El Salvador in an official capacity or under its control, including any present or former agencies, components, subsidiaries, departments, offices, predecessors, successors, officers, directors, agents, employees, representatives, attorneys, consultants, contractors, and any aliases, code names, or trade or business names used by any of the foregoing.

9. The words “or,” “and,” “all,” “every,” “any,” “each,” “one or more,” “including,” and similar words of guidance, are intended merely as such, and should not be construed as words of limitation. The words “or” and “and” shall include each other whenever possible to expand, not restrict, the scope of the request. The word “including” shall be construed to mean “without limitation,” and shall not be used to limit any general category or description that precedes it. The words “all,” “every,” “any,” “each,” and “one or more” shall include each other whenever possible to expand, not restrict, the scope of the request.

10. “And” and “or” shall be construed conjunctively or disjunctively as necessary to make the request inclusive rather than exclusive; the use of the word “including” shall be construed to mean “without limitation.”

11. Singular, plural: Reference to the singular in any of these requests for admission shall also include a reference to the plural, and references to the plural shall also include a reference to the singular.

12. Verb tense: The use of a verb in any tense shall be construed to include the use of the verb in all other tenses, whenever necessary to bring into the scope of the specification all responses which might otherwise be construed as outside the scope.

13. Where “United States” and “El Salvador” are not written as defined terms with all capital letters, they refer to the territory of the United States and the territory of El Salvador, respectively.

INSTRUCTIONS

1. Responsive DOCUMENTS include those in YOUR possession, custody, or control.

2. Each DOCUMENT or tangible thing produced in response hereto shall be produced as it is kept in the ordinary course of business, including all file folders, binders, notebooks, and other devices by which such papers or things may be organized or separated, or it shall be organized and labeled to correspond with the Request(s) to which it is responsive. If the requested DOCUMENTS are maintained in a file, the file folder is included in the request for production of those DOCUMENTS.

3. DOCUMENTS that are in the form of electronically stored information are to be produced as follows: (1) in their native format; and (2) as single-page “.tiff” images with extracted text, whenever such text is available, and with accompanying optical character recognition files where extracted text is unavailable, and with all reasonably available metadata fields. Upon review of the production, PETITIONERS reserve their right to request that YOU produce additional metadata for particular DOCUMENTS, and that certain DOCUMENTS or things be produced in another format. This instruction may be superseded by the agreement of PETITIONERS and RESPONDENTS as to the appropriate format for production of electronically stored information.

4. All DOCUMENTS that are physically attached to each other shall be produced in that form. DOCUMENTS that are segregated or separated from other DOCUMENTS, whether

by inclusion in binders, files, or sub-files, or by the use of dividers, tabs, or any other method, shall be produced in that form. DOCUMENTS shall be produced in the order in which they were maintained.

5. If any copy of any DOCUMENT is not identical to the original or any other copy thereof by reason of any alteration, marginalia, comment, or other material contained therein, thereon, or attached thereto, or otherwise, all such non-identical copies shall be produced separately. All copies of all COMMUNICATIONS should be produced, even if they appear identical.

6. Pursuant to Federal Rule of Civil Procedure 34(b)(2)(B), if YOU object to a Request, the grounds for each objection must be stated with specificity. If an objection pertains to only a portion of a Request, a word, phrase, or clause contained within it, YOU must state the objection to that portion only and respond to the remainder of the request, using YOUR best efforts to do so.

7. If, in responding to a Request, YOU encounter any ambiguities when construing a request or definition, the response shall set forth the matter deemed ambiguous and the construction used in responding.

8. Pursuant to Federal Rule of Civil Procedure 34(b)(2)(C), an objection must state whether any responsive materials are being withheld on the basis of that objection.

9. Whenever in a Request YOU are asked to identify or produce a DOCUMENT that is deemed by YOU to be properly withheld from production for inspection or copying:

A. If YOU are withholding the DOCUMENT under claim of privilege (including, but not limited to, the work product doctrine), please provide a log identifying each such document by specifying:

- (i) The type of DOCUMENT (e.g., letter, memorandum, email, etc.) or some other means of accurately identifying it;
- (ii) Its date, if any, or an estimate thereof, and so indicated as an estimate if no date appears on the DOCUMENT;
- (iii) Its author(s), if any;
- (iv) Its addressee(s), if any, and, where not apparent, the relationship between its author(s) and addressee(s);
- (v) Each recipient and addresses of all PERSONS or entities to whom the DOCUMENT, thing, or copies thereof were circulated or its contents communicated, if any;
- (vi) The general subject matter of the DOCUMENT; and
- (vii) The nature of the claimed privilege so as to explain the basis asserted for withholding the DOCUMENT or thing in sufficient detail so as to enable the claim of privilege to be adjudicated, if necessary.

B. If YOU are withholding the DOCUMENT for any reason other than an objection that it is beyond the scope of discovery, or that it is privileged, identify as to each DOCUMENT the information requested in paragraph 9A above, as well as the reason for withholding the DOCUMENT.

10. When a DOCUMENT contains both privileged and non-privileged material, the non-privileged material must be disclosed to the fullest extent possible with the purportedly privileged material redacted.

11. If a privilege is asserted with regard to part of the material contained in a DOCUMENT, YOU must clearly indicate the portions as to which the privilege is claimed.

12. When a DOCUMENT has been redacted or altered in any fashion, identify as to each DOCUMENT the reason for the redaction or alteration, the date of the redaction or alteration, and the PERSON performing the redaction or alteration. Any redaction must be clearly visible on the redacted DOCUMENT.

13. Any DOCUMENT or things requested that cannot be produced in full should be produced to the extent possible, specifying the reasons for the inability to produce the remainder.

14. If any responsive DOCUMENT was, but is no longer in your possession or subject to your control, or in existence, state whether it is: (a) missing or lost; (b) has been destroyed; (c) has been transferred, voluntarily or involuntarily, to others; or (d) otherwise disposed of. In each instance, explain the circumstances surrounding such disposition thereof, and state the date or approximate date your possession of or control over that document ceased.

15. These Requests are continuing so as to require prompt supplemental responses as required under Federal Rule of Civil Procedure 26(e) up to and including the time of trial of the present dispute. If YOU come into possession, custody, or control of responsive DOCUMENTS or things after the initial production, YOU should supplement the production by promptly producing such DOCUMENTS or things.

16. If a Request is silent as to the time period for which information is sought, YOUR response should include all DOCUMENTS or things created at any time from January 20, 2025, to the present and all DOCUMENTS or things CONCERNING events that occurred, in whole or in part, at any time from January 20, 2025, to the present.

17. For every Request in which YOU produce responsive DOCUMENTS or things, identify by reference to their agency-specific Bates label which particular DOCUMENT is responsive to which Request.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1:

All DOCUMENTS memorializing, documenting, or describing the arrangements between the UNITED STATES and EL SALVADOR concerning the detention of alleged Tren de Aragua members in El Salvador.

REQUEST FOR PRODUCTION NO. 2:

All COMMUNICATIONS between the UNITED STATES and EL SALVADOR concerning the matters identified in paragraph 9 of the declaration filed on May 9, 2025, in this matter. *See* Exhibit 1 to ECF No. 118.

Dated: May 19, 2025

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