

Conoce tus Derechos

Como persona indocumentada, usted tiene ciertos derechos bajo la Constitución de los Estados Unidos, independientemente de su estatus migratorio. Estos incluyen:

- ✓ **Derecho a permanecer en silencio:** Usted no tiene que responder preguntas sobre su estatus migratorio o lugar de nacimiento.
- ✓ **Derecho a rechazar la entrada:** Si los agentes de inmigración (ICE) llegan a su casa, no tiene que abrir la puerta a menos que tengan una orden judicial válida firmada por un juez. Asegúrese de que sea una orden judicial y NO una orden administrativa.
- ✓ **Derecho a un abogado:** Si lo detienen, tiene derecho a hablar con un abogado. El gobierno no tiene la obligación de proporcionar uno de forma gratuita en el tribunal de inmigración, pero las organizaciones sin fines de lucro y de asistencia legal pueden ofrecer asistencia.
- ✓ **Derecho al debido proceso:** Usted tiene derecho a una audiencia justa en el tribunal de inmigración.

**SAMPLE OF ADMINISTRATIVE WARRANT
ICE CANNOT ENTER YOUR HOME**

Immigration and Customs Enforcement Warrant of Removal/Deportation

Important: An administrative warrant allows for the arrest of the person named. **NOT** a search of private property. You can refuse if an officer tries to search your home with this warrant.

This warrant is valid only for the arrest of the person named.

Who entered the United States at _____ on _____ (Date of entry)

In subject to removal/deportation from the United States, based upon a final order by:

An immigration judge in exclusion, deportation, or removal proceedings
 A district director or district director's designated official
 The Board of Immigration Appeals
 A United States District or Magistrate Court Judge

And pursuant to the following provisions of the Immigration and Nationality Act: Section 241 (a) (3) of the Immigration and Nationality Act (I.N.A.), as amended.

I, the undersigned officer of the United States, by virtue of the power and authority vested in the Attorney General under the laws of the United States and by his or her direction command you to take into custody and remove from the United States the above-named alien, pursuant to law as the exigencies of the administration of justice and the Immigration and Customs Enforcement - "Solidarity and Expulsion Immigration and Customs Enforcement" - mandating the expense of an attendant if necessary.

(Signature of ICE Official)
 (Title of ICE Official)
 (Date and Office Location)

It must be signed by an immigration officer to be valid

**SAMPLE OF JUDICIAL WARRANT
ICE CAN ENTER YOUR HOME**

UNITED STATES DISTRICT COURT

In the Matter of the Search of _____ (Address of the property to be searched or identity of the person or property to be searched)

SEARCH AND SEIZURE WARRANT

Check that the warrant has your correct name and address

A search warrant is needed to search and enter premises; and administrative warrant doesn't allow entry

Officers typically can only search the specified person or property described.

The search is only allowed at the stated time and date.

YOU ARE COMMANDED to execute this warrant on or before _____ (Date of execution) at _____ (Address of the property to be searched) at _____ (Time of execution) on _____ (Date of execution).

Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the property was taken.

The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory as required by law and promptly return the warrant and inventory to _____ (Clerk of Court, Magistrate Judge)

Permitted to 18 U.S.C. § 1010(b)(1) I find that immediate notification may have an adverse effect listed in 18 U.S.C. § 1701 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose property, will be searched or seized at the appropriate time.

Date and hour served: _____ Judge's signature: _____
 City and state: _____ Printed name and title: _____

A warrant is only valid with a judge's signature. Without it, you can refuse the search.

Que Hacer si ICE se le Acerca:

- ✓ Mantén la calma y no corras.
- ✓ Pregúntale si eres libre de irte. Si es así, aléjate con calma.
- ✓ No firme ningún documento sin consultar con un abogado.
- ✓ Registre los detalles del encuentro (nombres, números de placa y lo que sucedió).