

MEMO: JEFF GARCILAZO

WAS TAKEN (7) ~~SEVEN~~

TATO Rivera ISSUE

STAR NEWS ARTICLES ARTICLES

1. 11/20/75 "THINGS HAPPEN MONTHS AFTER RIVERA'S DEATH"
2. 10/16/75 "Slight CASE of murder"
3. S.D. UNION 10/13/75 "NATIONAL CITY Youth slain by Policeman"
Letters from
 1. S.D. County Human Relations
 2. Ad Hoc press release 12/4/75
 3. STAR NEWS, 11/16/75
 4. ~~at~~ Chronological Facts
by Ad Hoc Committee

3-12-79

Jeff Garcia



Committee on Chicano Rights, Inc

March 21, 1979

FOR IMMEDIATE PRESS RELEASE

The Committee on Chicano Rights today announced that it has written Senator Edward Kennedy, Chairperson of the Senate Judiciary Committee and to Representative Elizabeth Holtzman of the House Immigration Sub-Committee to request a full scale Congressional investigation of the U.S. Border Patrol. (See attachment A).

C.C.R. spokespersons stated that "we are calling on Congress to not only investigate the brutal killing of Efren Reyes and the wounding of his companion Benito Rincon by Border Patrolman Dan Cole while both men were handcuffed, but also the overall operation of the U.S. Border Patrol, including its policies, financial budgeting, and supervision." Furthermore, the C.C.R. spokespersons called attention to the fact that "the U.S. Border Patrol has become a lawless agency which is totally out of control and accountable to no one."

The C.C.R. will await the response from Senator Kennedy and Representative Holtzman and will at that time provide the documentation on the charges which have been made against the Border Patrol.

Attachments.

1837 Highland Avenue, National City, CA 92050 (714) 474-8195



Committee on Chicano Rights, Inc

Senator Edward Kennedy
Chairperson--Judiciary Committee
431 Russell Office Building
Washington, D.C. 20510

March 21, 1979

Dear Senator Kennedy:

Our organization is requesting a full scale Congressional investigation of the U.S. Border Patrol. We are accusing the U.S. Border Patrol of committing illegal acts and abuses involving the human and constitutional rights of both undocumented persons and U.S. Citizens of Mexican ancestry. We are hereby petitioning your committee to initiate a full scale Congressional investigation into the following:

1. The March 17, 1979, killing of Efren Reyes with a 357 Magnum by the U.S. Border Patrolman Daniel Cole and the wounding of his companion Benito Rincon. At the time Reyes and Rincon were shot, both men were handcuffed and were reported to have been shot in the back!
2. The massive violations of human and constitutional rights by the Border Patrol at the international border and in the Chicano Community. The latest killing of Reyes and the wounding of Rincon involving the U.S. Border Patrol is not an isolated incident, but the "tip of the iceberg" of such violations. It is apparent to us that the Border Patrol is now totally out of control and is nothing but a lawless agency which is accountable and responsible to no one.

Because of the lack of supervision and adequate training the Border Patrolmen have in essence become a law on to themselves.

Additionally, we request that your committee conduct an investigation into the entire operation of the Border Patrol and investigate the following documented cases of illegal and unconstitutional acts which have been committed by the Border Patrol over the past 10 years:

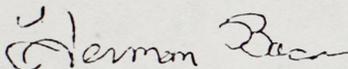
- a. Shooting and killing of individuals
- b. Beatings
- c. Rapes
- d. Sexual abuse of women
- e. Breaking into homes

Senator Edward Kennedy
March 21, 1979
Page 2

- f. Stopping persons in the streets, airports bus depots, etc., on the basis of race and without reasonable suspicion.
- g. Stopping persons from entering places of worship.
- h. Boarding public transit buses and interrogating persons on the basis of race and without reasonable suspicion.
- i. Collaborating with the K.K.K.
- j. Entering schools to question children.
- k. Strikebreaking and involving themselves in labor disputes.
- l. Mistreatment at detention camps.

Our committee believes that a congressional investigation is not only necessary but imperative at this time. Any further delay can only inflame the already volatile situation along the border and lead to further confrontations and violence. We will be awaiting your response on this urgent matter.

Thank You,



Herman Baca
Chairperson

cc.

President Jimmy Carter
President Jose Lopez-Portillo
Attorney General Griffin Bell
Comissioner Leonel Castillo
Senator Cranston
Senator Hayakawa

Border Patrol, Mexico Police Differ Over Shooting Of 2

By ALEX DREHSLER
Staff Writer, The San Diego Union

TIJUANA — The two undocumented Mexican aliens who were wounded — one of them fatally — Saturday night by a border patrolman were handcuffed to each other at the time, Mexican and U.S. law enforcement officials said yesterday.

Supervising Border Patrol Agent Dan Cole, 49, shot the two men in self-defense during a struggle that began when two of three aliens resisted arrest, said Albert Franco, deputy chief patrol agent. Mexican police, however, said the aliens were shot while trying to escape.

"Two of the aliens apparently used their handcuffs as a lever to bring him (Cole) down. At this point the aliens were no longer trying to escape," said Franco.

Natividad Tapia, head of the homicide squad of the Baja California State Judicial Police, identified the slain man as Efren Reyes, 23, of San Luis Potosi, and his wounded companion as Benito Rincon, 22, of the Federal District (Mexico City).

"Reyes arrived in Tijuana about two months ago to cross into the

United States illegally," said Tapia.

Tapia said two eyewitnesses told him that Reyes and Rincon were shot while trying to escape.

One of the witnesses, Gilberto Contreras Ramirez, 22, was in Tapia's office yesterday morning, waiting for San Diego police detectives to interview him. The second witness was identified by Tapia as Jose Robles Estrada, 18.

Reyes, Rincon and a third man, Jose Ramiro Martinez, 17, were sighted on the U.S. side of the border by Cole while he was patrolling westbound on the south levee of the San Diego-Tijuana flood-control channel, said investigators.

Cole parked his vehicle, got out, approached the three Mexicans and placed them under arrest. Ramiro was placed in Cole's vehicle. Immediately afterward, Reyes and Rincon began struggling with Cole.

While grappling with Reyes and Rincon, Cole saw Ramiro escape from the rear of his vehicle. In the scuffle, Cole was forced down the south bank of the levee and brought to his knees.

(Continued on B-4, Col. 1)

S.D. Union
3-20-79

Views Differ On Shootings

(Continued from Page B-1)

"At this point Cole made his decision (to fire his weapon)," said Franco.

San Diego County Coroner Dave Stark said Reyes was shot once in the chest, "lacerating his heart, lung and liver." Stark said the man had a wound in his back, where the bullet came out.

Rincon was listed in satisfactory condition at University Hospital with a bullet wound in his left shoulder. The wound indicates that Rincon was shot from the

back, investigators said.

San Diego Police homicide detectives said they hoped to complete their investigation by tomorrow and then present their findings to the San Diego district attorney's office, where a decision will be made on whether or not to prosecute Cole.

Franco said his agency is supporting Cole unless the detectives' findings prove other action is warranted. Cole, who has been with the Border Patrol for more than 20 years, remains on duty, said Franco.

Alien shooting being probed

By ROBERT DIETRICH

The weekend shooting death of an illegal alien by a senior Border Patrol agent is under investigation by the FBI and San Diego police.

The identity of the man killed while handcuffed to a fellow border runner and in Border Patrol custody has not been determined, the coroner's office said today.

The man he was handcuffed to, Benito Hernandez, 21, was wounded in the left shoulder during the incident and was reported in satisfactory condition today in the University Hospital jail ward.

Police said the agent involved, Dan Cole, a supervisory patrol officer, gave the following account:

Cole was on patrol about 10 p.m.

See ALIEN, B-3

Tob
3-4-79

★Alien

CONTINUED FROM B-1

Saturday near the U.S. section of the Tia Juana River flood control channel when he spotted three persons run from the Mexican side of the border.

He arrested them, handcuffed two together and tried to place the third in the rear of the Jeep-like patrol vehicle.

That prisoner escaped, and the two handcuffed prisoners attacked Cole, forcing him to his knees and grabbing his baton.

At that point, Cole drew his revolver and fired.

The coroner's office said today it did not know whether the dead man was struck in the front or back of his body.

A Mexican newspaper yesterday quoted a man who said he is the person who broke away from Cole in another version of the incident. The man, Jose Ramiro Martinez, 17, told reporters his two companions had been shot in the back.

His identification of the wounded man, however, did not match the name determined by San Diego police.

Martinez said the name of the dead man is Efren Reyes, 25, of San Luis Potosi, Mexico.

A Border Patrol official said Cole will undergo an Border Patrol internal affairs probe of the incident as well as the FBI and police investigations.

Senador Edward Kennedy

?
431 Russel Office Building
Washington, D. C. 20510

-- Comité Judicial

Estimado Senador Kennedy:

Nuestra organización está solicitando una investigación Congresional de la Patrulla Fronteriza de los Estados Unidos. Estamos acusando a la Patrulla Fronteriza de los Estados Unidos de cometer actos ilegales y abusos envolviendo los derechos humanos y constitucionales de ambas personas indocumentados y ciudadanos de los Estados Unidos de extracción mexicana. Estamos solicitando que su comité empiece una escala ^(optional) investigación Congresional tocante lo siguiente:

1. El asesinato de Efren Reyes el 17 de marzo, 1979 con una pistola 357 magnum por el agente de la Patrulla Fronteriza de los Estados Unidos Daniel Cole y el compañero que fue herido Benito Rincon. Al tiempo que Reyes y Rincon fueron balaciados, estaban completamente esposados y fueron reportados que habian sido balaciados en la espalda!

2. Las grandes violaciones de ^{los} derechos y constitucionales por la Patrulla Fronteriza en la frontera

internacional y en la comunidad Chicana. El asesinato reciente de Reyes, y las heridas de ~~Rincon~~ Rincon que enredan a la Patrulla Fronteriza de los Estados Unidos no es un incidente aislado, pero el punto de un ^{cerro de hielo} de tal violaciones. Se ve muy claro que la Patrulla Fronteriza esta totalmente fuera de control y es nada menos que una agencia sin ley que esta contable y responsable a Nadie.

Porque la falta de supervicion y entrenamiento adecuado el agente de la Patrulla Fronteriza han sido la ley entre ellos mismos.

Ademas, estamos solicitando que su Comité conducente una investigacion de la operacion entera de la Patrulla Fronteriza y investigue los tocantes casos documentados ilegales y actos inconstitucionales que han sido cometido por la Patrulla de la Frontera por mas de 10 años.

- a. Balaciando y matando a individuos
- b. Golpeos
- c. Violaciones
- d. abuso sexual a la mujer
- e. IRRUPCION a un hogar.

21 de marzo, 1979
Página 2.

f. ^{Deteniendo} ~~Parando~~ personas en las calles, aeropuertos, estaciones de los camiones, etc., en la base de raza y sin sospecha razonable.

g. ^{Deteniendo} ~~Parando~~ personas ^{entrando} ~~entrando~~ lugares de ^(adoración, veneración) ~~revelación~~.

h. Subiendo los camiones de tránsito público y interrogando personas en el base de raza y sin sospecha razonable.

i. Colaborando con el K.K.K.

j. Entrando escuelas para interrogar niños

interferiendo

k. ~~Rompido~~ huelgas y involucrase ^{en las alegatas} ~~disputas~~ laborales

l. Mal tratamiento en los campos de detención.

Nuestra comité cree que un investigación Congressional no solamente es necesario, pero tambien imperativo a este tiempo. Cual quier otra ~~tra~~ tardanza

~~solamente~~ ^{podrá} ~~podrá~~ ^{podré} inflamar
la situación ^{que ya es} ~~volátil~~ en la frontera
que ya es volátil y ^{que} ~~podrá~~
que podrá llegar a mas confrontaciones
y violencia. Estaremos esperando
su respuesta ~~de~~ a esta causa
urgente.

At. Gracias, ~~S~~

Herman Baca

Presidente

cc. Presidente ~~Jimmy~~ Jimmy Carter
Presidente Jose Lopez-Portillo
Procurador General Griffin Bell
Comisionado Leonel Castillo
Senador Cranston
Senador Hayakawa.

(1) Call for national ^{hearings} in order that a new, just, + humane immigration policy can be formulated. Rather than a continued militarization of the border we call on a social, economic, + political ^{approach} ~~solution~~ in resolving the immigration issue

(2) End the massive violations of human + constitutional rights by the U.S. Border Patrol in the C.C.

(3) End the rampant administrative incompetence rampant throughout the Immigration + Naturalization Service.

Get Letter out to

(1) Holtzman (Registered)

(2) ALL C.C. Enclse Cover Letter

Dear Senator Conston

Enclse is a letter to Holtzman + Kennedy requesting a copy. ^{of} ~~an~~ the U.S. Border Patrol. ~~They~~
Our org. is requesting that your office ~~interact~~ take a favorable position on this matter + in order that the charges which we have made can be investigated by the 2 appr. cong. committees. In assistance that you can provide will be greatly appreciated. For ^{any} further info feel free to contact us a (714) 474-895

Thank You

H. P.

C. —

(3) Type out letter in Spanish + Force Press Release

west
10:48
554

279-8593

Pres. Jimmy Carter ^{White} house. 1600 Pennsylvania Ave. Wash. D.C. 20500

Pres. Jose Lopez Portillo

Attorney General Griffin Bell Constitution Ave. 10th St. N.W. Wash. D.C. 20530

Commissioner Leonel Castillo

Sen. Alan Cranston

Sen. S. I. Hayakawa,
6217 Dirksen Senate ^{Office} Bld.
D.C. 20510

425 I St.
DC 20536

229 Russell Senate
^{Office} Bld.
20510

Información Inmediata Para
La Prensa

sobre
El Comité ~~en~~ ^{pro} los derechos
~~de los~~ Chicanos anuncio ahora
que le han escrito al Senador
Edward Kennedy, al Presidente
de Comité Senado Judicial y
a Elizabeth Holtzman Representante
de la Casa de Inmigración
sub-Comité para solicitar una
investigación congresional de
la Patrulla Fronteriza de los
Estados Unidos. (Vea apéndice A).

Un vocero de C.C.R. dice,

"le llamamos al Congreso no para que investigen la matanza brutal de Efen Reyes y las heridas de su compañero Benito Rincon por el Patrulla de la Frontera San Cole mientras los dos hombres estaban esposados, pero tambien por toda la operacion de la Patrulla Fronteriza, incluyendo

sus pólizas, presupuestos financieros, y supervisión."

Además, el vocero de C.C.R

llamo atención al hecho que

" la Patrulla Fronteriza de los Estados Unidos se han

convertido en una agencia sin

ley que esta totalmente fuera

de control y sin

responsabilidad a nadie.

C.C.R. esperara contestación
del Senador Kennedy y
Representante Holtzman y

~~Alonso Contesta~~, se les
al contestar, se les
presentaran documentación
de los cargos que se han
hecho contra la Patrulla
fronteriza.



FOR FURTHER INFORMATION
CONTACT: Herman Baca
(714) 474-8195

Committee on Chicano Rights, Inc

March 21, 1979

FOR IMMEDIATE PRESS RELEASE

The Committee on Chicano Rights today announced that it has written Senator Edward Kennedy, Chairperson of the Senate Judiciary Committee and to Representative Elizabeth Holtzman of the House Immigration Sub-Committee to request a full scale Congressional investigation of the U.S. Border Patrol. (See attachment A).

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Attachments.

1837 Highland Avenue, National City, CA 92050 (714) 474-8195

EDWARD M. KENNEDY, MASS., CHAIRMAN

BIRCH BAYH, IND.
ROBERT C. BYRD, W. VA.
JOSEPH R. BIDEN, JR., DEL.
JOHN C. CULVER, IOWA
HOWARD M. METZENBAUM, OHIO
DENNIS DE CONCINI, ARIZ.
PATRICK J. LEAHY, VT.
MAX BAUCUS, MONT.
HOWELL HEFLIN, ALA.

STROM THURMOND, S.C.
CHARLES MC C. MATHIAS, JR., MD.
PAUL LAXALT, NEV.
ORRIN G. HATCH, UTAH
ROBERT DOLE, KANS.
THAD COCHRAN, MISS.
ALAN K. SIMPSON, WYO.

United States Senate

COMMITTEE ON THE JUDICIARY
WASHINGTON, D.C. 20510

DAVID BOIES
CHIEF COUNSEL AND STAFF DIRECTOR

April 27, 1979

Committee on Chicano Rights, Inc.
Mr. Herman Baca, Chairperson
1837 Highland Avenue
National City, California 92050

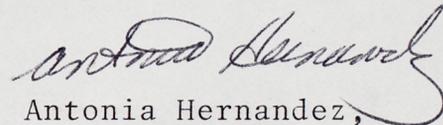
Dear Mr. Baca:

I have been asked by Senator Kennedy to respond to your letter of March 21, 1979. Pursuant to our conversation of April 2, 1979, I am waiting for further documentation. Due to the gravity of the allegations made, we are requesting that all available documentation concerning the alleged misconduct of the Immigration and Naturalization Service patrol officers be forwarded to our office.

Upon receipt of the information, we will consider your request for a congressional investigation.

I look forward to hearing from you.

Respectfully,



Antonia Hernandez,
Counsel

PS Form 3811, Aug. 1978

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- Show to whom and date delivered. ¢
 - Show to whom, date, and address of delivery. ¢
 - RESTRICTED DELIVERY
Show to whom and date delivered. ¢
 - RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$ _____
- (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:



3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	6015205	

Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE Addressee Authorized agent

4. DATE OF DELIVERY

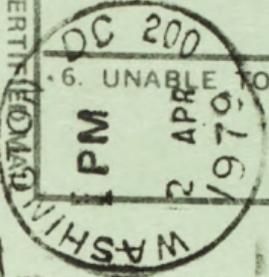


5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL



ASH 11 AM DC
UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

DISTRICT OF COLUMBIA
NATIONAL GUARD MONTHLY
PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300
GAIN SKILLS BY SERVING



**RETURN
TO**



Herman Bass

(Name of Sender)

1837 Highland Street

(Street or P. O. Box)

National, Calif, 92050

(City, State, and ZIP Code)

CODE

naen

● SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- Show to whom and date delivered. \$
 - Show to whom, date, and address of delivery. \$
 - RESTRICTED DELIVERY
Show to whom and date delivered. \$
 - RESTRICTED DELIVERY.
Show to whom, date, and address of delivery. \$
- (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
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(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE Addressee Authorized agent

J. Paul

4. DATE OF DELIVERY

POSTMARK



5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

UNITED STATES POSTAL SERVICE
OFFICIAL BUSINESS

SENDER INSTRUCTIONS

Print your name, address, and ZIP Code in the space below.

- Complete items 1, 2, and 3 on the reverse.
- Attach to front of article if space permits. Otherwise affix to back of article.
- Endorse article "Return Receipt Requested" adjacent to number.

PENALTY FOR PRIVATE
USE TO AVOID PAYMENT
OF POSTAGE, \$300



**RETURN
TO**



Herman Boca

(Name of Sender)

1837 Highland Ave

(Street or P. O. Box)

National City, CA 92050

(City, State, and ZIP Code)

Washington, D.C.

July, 25, 1979

FOR IMMEDIATE PRESS RELEASE

The Committee on Chicano Rights, Inc.,
The United California Mexican-American Association
and the Legal Aid Society of San Diego, Inc.,
~~are pleased to~~ announced the initial results
to ~~the~~ ^{of their} Petition for Congressional Investigation.

The House ^{Sub}Committee on Appropriations
~~has already~~ ^{Chairman by Congressman Edward Roybal} agreed to conduct a series of
hearings along the US/Mexican International
border in early October. Senator Alan
Cronston has agreed to support ~~our~~ ^{the} request
for other congressional hearings and to
^{Elizabeth Holtzman, Chairperson of}
encourage the House Immigration Subcommittee
and Senator Edward Kennedy, chairman of the
Senate Judiciary Committee to do so.

The ~~reason for our petition, and~~
the positive response is due to the
serious ^{incursions} violations of ^{human,} civil and constitutional
rights involving ^{documented cases of:} deaths of children, shootings
~~of~~ persons from helicopters, killing and wounding
of persons without cause and unnecessary
casual cavity checks of defenseless woman by
the U.S. Border Patrol, U.S. Immigration
Service and U.S. Customs Service.

The ^{call} request for Congressional hearings according
~~to~~ to the organization spokesperson was "due

For Immediate Press Release

The CCR, U.C.M.A.A. & Legal Aid Society
all S.D. based organizations have called a
press conference for Wed. July 25, 1979
at the Press Club, Presidential Rm at
11:00 A.M.

Spokespersons have stated that:
Our meeting ~~on~~^{this} Monday & Tuesday with
Senator Ed Kennedy, Senator Alan Cranston,
Congressman Ed Roybolt, Congresswoman Liz
Holtzman, U.S. Dept of Justice & others
on the issue of Border brutalities involving
children dying at the border, handcuffed
handcuffed individuals being shot & killed etc.
have been productive. The results of
the requests for congressional hearing on
this matter will be announced at the P.C.

For Immediate Press Release

The Committee on Chicago Rights, Inc., U.C.C.P.A.
+ L.A.

a S.D. based ^{org} has ^{all} called ^{ing} a press conference

for Wed July 25, 1984 at the Press Club

Presidential Rm at 11:00 A.M. ~~at 11:00 A.M.~~

Spokesperson have

~~been~~ ~~person~~ will ~~preside~~ ~~at~~ stated that:

Our

Meetings on Monday ^{Tues.} July 23, + 24 with Senator Kennedy

Senator Alan Cranston, Congressman Edward Roybal, ^{Congressman} E. 46.
Border Brutalities

U.S. Justice, ~~our~~ on the issue of human, civil, +
Border Patrol

constitutional rights by the I.N.S. + U.S. Custom

have been productive. ^{at} The press conference the results

of our ^{org.} request for congressional hearing will be

approved

Invitation to Press Conference

The Committee on Chicano Rights, Inc.,
United California Mexican American
Association and Legal Aid Society
of San Diego will have a
press conference ~~July 25~~ at
the Press Club Presidential Rm.
on July 25, 1979 at 11:00 a.m.

The purpose of the conference
will be to release important
information on the results of the
~~the Mexican ambassador,~~
meetings with Senators Edward Kennedy,
and Alon Cranston, Congressman
Edward Roybal, congresswoman Elizabeth
and members of the
Holtzman, U.S. Department of
Congressional hearings into documented cases of
Justice et al, regarding deaths,
sexual abuses
~~rapes~~ and other violent acts at
the U.S./Mexico international border.

COMMITTEE MEMBERS AND STAFF

JUDICIARY

SUBCOMMITTEE ON CRIMINAL JUSTICE

2137 RAYBURN HOB 225-0406

Robert F. Drinan, Mass., Chairman

John Conyers Jr., Mich.
Sam B. Hall, Jr., Tex.
Michael Lynn Synar, Okla.
Abner J. Mikva, Ill.
Richard C. Shelby, Ala.

Thomas N. Kindness, Ohio
Harold S. Sawyer, Mich.
Dan Lungren, Calif.

MAJORITY STAFF

Table with 4 columns: Name, Title, Number, and another Number. Rows include Hutchison, Thomas W; Levinthal, Judith A; Ward, Michael E; West, Anne I; Williams, Bennie B; Zebrowski, Kathy Jean.

MINORITY STAFF

Smietanka, Raymond V ASSOC COUN B351C 57195

SUBCOMMITTEE ON IMMIGRATION, REFUGEES AND INTERNATIONAL LAW

2137 RAYBURN HOB 225-5727

Elizabeth Holtzman, N.Y., Chairwoman

George E. Danielson, Calif.
Sam B. Hall, Jr., Tex.
Herbert E. Harris, II, Va.
Michael D. Barnes, Md.
Richard C. Shelby, Ala.

Hamilton Fish, Jr., N.Y.
M. Caldwell Butler, Va.
Dan Lungren, Calif.

MAJORITY STAFF

Table with 4 columns: Name, Title, Number, and another Number. Rows include Christy, Frances; Cline, Garner J; d'Uva, Raymond P; Endres, Arthur P, Jr; Fazio, Rena; Knott, Judy Lynn; Regis, Peter; Schweitzer, James J; Stevens, Pamela J; Zecca, Mark R.

MINORITY STAFF

Cook, Alexander B ASSOC COUN B351C 57195

SUBCOMMITTEE ON MONOPOLIES AND COMMERCIAL LAW

2137 RAYBURN HOB 225-8088

Peter W. Rodino, Jr., N.J., Chairman

Jack Brooks, Tex.
John F. Seiberling, Ohio
Romano L. Mazzoli, Ky.
William J. Hughes, N.J.
Harold L. Volkmer, Mo.
Herbert E. Harris II, Va.
Robert T. Matsui, Calif.

Robert McClory, III.
Tom Railsback, III.
Hamilton Fish, Jr., N.Y.
M. Caldwell Butler, Va.

MAJORITY STAFF

Table with 4 columns: Name, Title, Number, and another Number. Rows include Brandes, Sharon A; Chellman, Pearl L; Doherty, Maureen A; Doyle, Florence B; Gordon, Leo M; Parker, Alan A; Runge, Tom S; Shambon, Leonard M; Sippel, William L.

MINORITY STAFF

Polk, Franklin G ASSOC COUN B351C 56906

A G E N D A FOR WASHINGTON, D.C.

07/23/79 ATTORNEY FOR ARTURO SCOLARI, Meeting 9:00 A.M.

07/23/79 MIKE EGAN 4:00 P.M. Room 5133 10th & Carestician U.S. Dept. of Justice.

✓ 07/23/79 CONGRESSMAN LIONEL VAN DEERLIN, 11:30 A.M. (202) 225-5672, Allen Camponcero - Mona Knight

07/24/79 U.S. CUSTOMS SERVICE, Mr. VERNON HANN (or Mr. ARCHIE) (202) 566-2416 9:00 A.M.

225-5441

9:15 uno mas uno, monal Tijerina ✓

Hamilton Fish

07/24/79 CONGRESSMAN EDWARD R. ROYBAL - CONGRESSWOMAN ELIZABETH HOLTZMAN - 504 Cannon Bldg., Washington, D. C. (202) 225-6235 11:00 A.M.

N421 Investigation

07/24/79 PRESS CONFERENCE / TONY BUSTAMANTE, 1:30 P.M.

07/24/79 SENATOR EDWARD M. KENNEDY, U.S. Office Senate Bldg. Washington, D. C. (202) 4:00 P.M.

07/24/79 SENATOR ALAN CRANSTON, (Office S 148 Whip Office) MARY LOU (202) 224-8109 - 224-3553 5:30 P.M.

07/24/79 GILBERT G. POMPA, U.S. DEPT. OF JUSTICE, WASHINGTON, D.C. (202) 724-7352

07/25/79 BARBARA WATSEN, Bureau of Consular Affairs Washington, D. C. (202) 632-2448 - 632-2935 Elizabeth J. Harper.

07/25/79 EMBAJADOR HUGO B. MARGAIN, 12:30 NOON 2829 16th St., N.W. Washington, D. C. (Contacto con JAMES)

7/24/79 time Edward - 225-3072 - 1680 Tom Breen -

(Many Najera (714) 293-5360, office (714) 582-3404, Home)

* National Council of La Raza - for typing and using the phones. contact: Raul Izaguirre and Guadalupe Savandra (202) 659-1251 → referred by Tira de Baca

1:PM

L.A. Tunis Cross - 393.2924

Chou 39 Norm Wagey - 202-331-9884

Susan - 225-5214-
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UPI- 393 3430 - 337 3700
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UPA- 833-5300.

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CALIFORNIA UNEMPLOYMENT INSURANCE APPEALS BOARD

714 P STREET, SACRAMENTO 95814 (916) 445-5678

• August 21, 1980

REFER TO:

• Carlos Vasquez
Legal Aid Society of San Diego, Inc.
429 - 3rd Avenue
Chula Vista, CA. 92010

Re: Petition for Congressional Investigation Presented to U.S. Senate, U.S. House of Representatives, and U.S. Department of Justice, Submitted by Committee on Chicano Rights, Inc., United California Mexican American Association and Legal Aid Society of San Diego, Inc., July 23, 1979.

Dear Carlos:

I understand there is a question regarding delivery of a copy of the above-stated petition to the United States Attorney's Office for the Southern District of California.

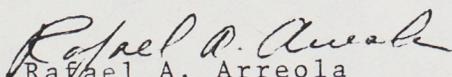
Per my agreement with U.S. Attorney General Benjamin Civiletti, during one of our July 1979 meetings in Washington, D.C., on or about July 31, 1980, at approximately 5:00 p.m., I personally delivered a copy of said petition to the U.S. Attorney's Office. Since U.S. Attorney Michael Walsh was not present at the time, I gave the copy to Mr. Peter Nunez, a Deputy U.S. Attorney in that office.

Subsequently, Mr. Walsh and I had several telephone conversations regarding the contents of the petition and other cases related to border problems.

I sincerely hope this letter answers your questions regarding this matter. If not, or if you prefer, I can make this letter in the form of a declaration under penalty of perjury.

Thank you for your continued interest in border affairs, and keep up the good work!

Sinceramente,


Rafael A. Arreola
Member

Chicanos in capital for probe

Local Chicano activist Herman Baca and three others are off to the nation's capital this week to seek a congressional probe into what they claim are "increasing violations of human, civil and constitutional rights" by federal border officials.

Baca said the group will cite the deaths of two children who unsuccessfully sought to cross the border for medical treatment and the shooting death of a Mexican national handcuffed by a Border Patrol officer.

THE FOUR-MAN delegation, which represents Baca's Committee on Chicano Rights, the United California Mexican American Assn. and the San Diego Legal Aid Society, will hold a series of meetings with congressmen, Justice Department officials and Mexican Ambassador Hugo Margain, Baca said.

"The issue of children dying at the border — two since March — handcuffed individuals being killed and wounded, beatings, shootings and sexual attacks on women, have become commonplace and have prompted this trip," Baca said.

BACA SAID the group hopes to "expose the dehumanizing symptoms of this country's national immigration policy and an effort to prove to the American public that President Carter's human rights program is debunked on the issue of immigration."

Baca said the group will meet with Sen. Edward Kennedy (D-Mass.), chairman of the Senate Judiciary Committee; Rep. Elizabeth Holzman, of the immigration subcommittee; Sen. Alan Cranston (D-Calif.); Rep. Ed Roybal (D-Los Angeles), chairman of the subcommittee on appropriations and chairman of the Chicano Caucus; Justice Department officials and Margain.

BACA CHARGED the group has documented at least seven cases of border violence and has information on more than 30 other cases the he classifies as a "strong sampling" of civil rights violations.

But Baca hinted that the deaths of two children will be the main sources of protest.

Manolo Augustine Alberto, 2, died last month, three days after he was refused entry into the United States.

A second child, Mario Alberto Canedo, 4, died last March after officials reportedly delayed permission to cross for medical treatment. Border officials have long said they would welcome a congressional investigation into accusations by Baca.

7-26-79

Stevens

THE WHITE HOUSE

WASHINGTON

September 12, 1979

202
9-15-79

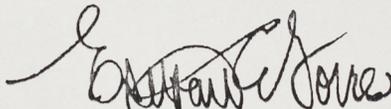
Dear Mr. Garcia:

Hamilton Jordan has asked me to respond to your letter of August 14th.

I have carefully reviewed the Petition for a Congressional Investigation submitted by the Committee on Chicano Rights, Inc., the Legal Aid Society of San Diego, Inc., and your organization, the United California Mexican-American Association. Since it is a petition to the Congress, the ultimate decision is left to that body. However, I am very aware of the situation, not only in California, but all along the United States-Mexican border. Consequently, I have been in contact with the office of the Chairman of the Hispanic Caucus, Congressman Edward Roybal, with respect to your request and have been assured that your petition is receiving attention.

If I can be of any further assistance to you, please do not hesitate to contact me.

Sincerely,



Esteban E. Torres
Special Assistant to the President
for Hispanic Affairs

Mr. Alberto R. Garcia
State President
United California Mexican
American Association
318 East San Ysidro Boulevard
San Ysidro, CA 92073



ALAN CRANSTON

Senator asks hearings into border strife

Copley News Service

WASHINGTON — Sen. Alan Cranston, D-Calif., has requested congressional hearings into violence and allegations of violations of civil rights along the Mexican border.

"Continued neglect of developments along the border can only worsen matters," Cranston said yesterday in a letter to Sen. Edward Kennedy, D-Mass., chairman of the Senate Judiciary Committee.

Cranston's request came in response to lobbying by the San Diego-based Committee on Chicano Rights and to an earlier letter from U.S. Attorney Michael Walsh in San Diego.

An aide to Cranston said the senator was impressed by the documentation of a dozen violent incidents compiled by the committee, headed by Herman Baca of San Diego.

"This represents just the tip of the iceberg of violations of civil, legal and human rights," Baca told reporters.

He called the Border Patrol, which is an arm of the Justice Department's Immigration and Naturalization Service, "a bankrupt, lawless agency."

Joining Baca for two days of lobbying on Capitol Hill and at federal agencies were Alberto Garcia of San Ysidro, president of the United California Mexican-American Association; Carlos Vazquez of Chula Vista, a paralegal worker with the Legal Aid Society of San Diego; and Arturo Scolari of San Ysidro, president of a freight-forwarding firm.

Baca said Rep. Edward Roybal, D-Los Angeles, a member of the congressional Hispanic Caucus, promised to conduct unofficial hearings along the border in early October if no House committee does so.

Baca's group met with INS Commissioner Leonel Castillo. However, Baca said that, because of Castillo's impending resignation, the delegation did not expect the commissioner to do anything.

The San Diegan added that the group believes that the border violence "stems from a lack of government policy, not the actions of one man."

United California



Mexican-American Assn.

318 EAST SAN YSIDRO BLVD.
SAN YSIDRO, CALIFORNIA 92073
(714) 428-2742

September 2, 1980

Herman Baca, Chairman
C.C.R.
1837 Highland Ave.
National City, CA 92050

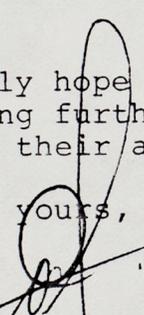
Dear Herman:

This is in reference to package submitted to the U.S. Attorney General in Washington, D. C. on July 22, 1979 regarding abuses, beatings and killings against undocumented aliens such as the death of Manolo Alberto, Mario Cañedo, Efren Reyes, Benito Rincon and many others where 150 pages of documented evidence was also submitted to the Senate Committee of the Judiciary, Congressman Edward R. Roybal, Congressman Fish and other federal government agencies.

I also wish to advise you that on or about September 10, 1979 I personally delivered the same package that was given to the U.S. Attorney General in Washington, D. C. to the office of Mr. Michael H. Walsh then U.S. Attorney San Diego District.

I sincerely hope that this information will assist you in securing further investigations against the U.S. Border Patrol in their abuses.

Sincerely yours,


Alberto R. Garcia
President

ARG/il

Hispanics Back Civiletti Nomination

By **BENJAMIN SHORE**

Copley News Service

WASHINGTON — Hispanics have won major promises from the Justice Department that it will respond more vigorously to allegations of police brutality and other civil rights violations.

In exchange, the nomination of Benjamin Civiletti to be the next attorney general won endorsement yesterday from Hispanic groups that 24 hours earlier had strongly opposed it.

Following a 2½-hour meeting Thursday evening with five Hispanic leaders, Civiletti appeared before Sen. Edward Kennedy's Senate Judiciary Committee yesterday morning and said he would:

—Establish a Hispanic advisory board to alert the Justice Department to civil rights violations in the areas of housing, education, jobs and treatment by law enforcement agencies. (Civiletti said similar advisory groups exist for blacks and women).

—Create civil rights enforcement units in certain U.S. attorneys' offices.

—Direct the Federal Bureau of

Investigation to begin listing Hispanic victims separately in its quarterly reports of national crime. Hispanics presently are considered white by the FBI.

— Order an immediate study of activities and policies of the Border Patrol, whose officers frequently have been charged by Hispanics with brutality toward Mexican-Americans as well as toward legal and illegal Mexican aliens.

— Cut off federal grants to police departments found guilty of a "pattern and practice" of brutality toward Hispanics.

"We got more than we thought we would," said Fax Rafael Arreola, supervising attorney for the Legal Aid Society of San Diego. "It's taken a long time."

Reuben Sandoval of San Antonio, Texas, a lawyer with the League of United Latin American Citizens, said he would withdraw his opposition to Civiletti's nomination.

"The words and the commitments have been made," he said.

Although Civiletti's nomination to succeed the resigning Griffin Bell never was in jeopardy, the strong

unified charges that Civiletti played a key role in alleged Justice Department indifference to Hispanic concerns caught the Senate Judiciary Committee by surprise.

Kennedy requested that Civiletti meet with Hispanic leaders.

Civiletti, presently the deputy attorney general, told the committee yesterday that one problem has been the Hispanics' lack of awareness of various actions and programs already in effect to deal with violations of civil rights.

But he acknowledged that the Justice Department has not done enough to pursue allegations and enforce federal laws for Hispanics.

Civiletti also told the Judiciary Committee that legal action is expected to be taken within a week against one of three cities under federal investigation for police department brutality against Hispanics and blacks.

Although Civiletti declined to identify the city, department sources suggested it is Philadelphia. Houston and Memphis also are known to be under federal investigation.

July 28, 1979

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