

EXHIBIT 64
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Controlled Application Review and Resolution Program (CARRP)

National Security Division

Fraud Detection & National Security Directorate

Updated Dec. 2015

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The CARRP process and all materials related to CARRP are FOUO, and should be handled accordingly

If you don't know what FOUO means now, you will in another 30 slides or so



This Presentation is intended solely to provide training and guidance to USCIS personnel in performing their duties relative to the adjudication of immigration benefits. It is not intended to, does not, and may not be relied upon to create or confer any right(s) or benefit(s), substantive or procedural, enforceable at law by any individual or other party in benefit applications before USCIS, in removal proceedings, in litigation with the United States, or in any other form or manner. This Presentation does not have the force of law, or of a DHS directive.



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OCC requires you to read this aloud to the class



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- Author: FDNS National Security Division
- Date of last revision: December 2015
- This presentation contains no sensitive Personally Identifiable Information (PII).
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Terminal Performance Objective

At the end of this training session, the USCIS Officer will have an understanding of the CARRP process.



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Course Overview

- Module 1: National Security Division Overview
- Module 2: Handling and Protecting Sensitive Information
- Module 3: CARRP Overview
 - CARRP Terminology
 - Policy and Procedure
 - CARRP Core Concepts
 - Deconfliction
- Module 4: Identifying National Security Concerns
- Module 5: Determining Eligibility and Vetting National Security Concerns
- Module 6: Adjudicating National Security Concerns
- Module 7: Review and Test



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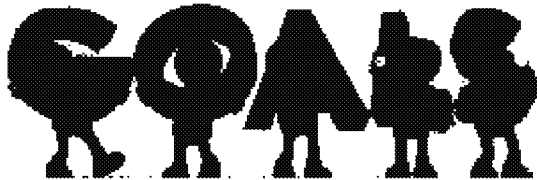
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Module 3: CARRP



- Build a common vocabulary for discussing CARRP cases.
- Understand USCIS policies impacting CARRP cases.
- Identify the personnel involved in the CARRP process
- Learn the four phases of the CARRP process.
- Recognize the differences between KST processing and non-KST processing.
- Characterize the discrete elements of an NS concern.
- Position CARRP with other USCIS policies.
- Be able to have a deconfliction conversation.

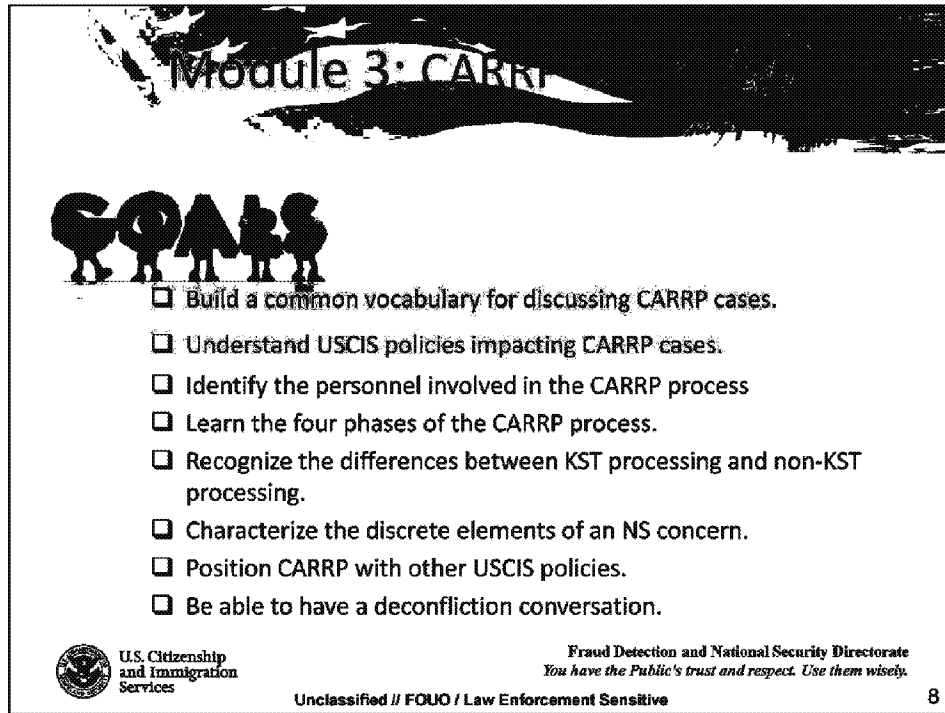


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The slide features a background image of an American flag. At the top, the text "Module 3: CARRP" is displayed. Below this, the word "GOALS" is written in large, bold, black letters. A list of eight goals follows, each preceded by a small square icon. At the bottom left is the U.S. Citizenship and Immigration Services logo. At the bottom right is the Fraud Detection and National Security Directorate logo with the motto "You have the Public's trust and respect. Use them wisely." The slide is marked as "Unclassified // FOUO / Law Enforcement Sensitive" and has the number "8" in the bottom right corner.

Module 3: CARRP

GOALS

- ❑ Build a common vocabulary for discussing CARRP cases.
- ❑ Understand USCIS policies impacting CARRP cases.
- ❑ Identify the personnel involved in the CARRP process
- ❑ Learn the four phases of the CARRP process.
- ❑ Recognize the differences between KST processing and non-KST processing.
- ❑ Characterize the discrete elements of an NS concern.
- ❑ Position CARRP with other USCIS policies.
- ❑ Be able to have a deconfliction conversation.

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- This is module 1, your introduction to CARRP
- These are the goals of this module
- Think of this section as an overview – your 50,000ft look in to the CARRP process
- Everything we talk about here – roles in the process, DS entry, etc. – will be covered in greater detail as we look at the individual stages of the CARRP process
- The definitions part of this is particularly important – it will not be a gloss-over section
- In order for any of the rest of this to make sense, speaking the same language of national security is important
- We all need to be using vocabulary accurately and consistently
- The way we're going to get through this is in 4 sections, each with an exercise



Identify Terms of Interest

CARRP Terms (Volume I):

- Controlled Application Review and Resolution Program (CARRP).
- National Security (NS) Concern.
- Known or Suspected Terrorist (KST).
- Non-Known or Suspected Terrorist (Non-KST).
- Non-KST NS Confirmed.
- Non-KST NS Not Confirmed.



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Identify Terms of Interest

CARRP Terms (Volume I):

- **Controlled Application Review and Resolution Program (CARRP).**
- **National Security (NS) Concern.**
- **Known or Suspected Terrorist (KST).**
- **Non-Known or Suspected Terrorist (Non-KST).**
- **Non-KST NS Confirmed.**
- **Non-KST NS Not Confirmed.**

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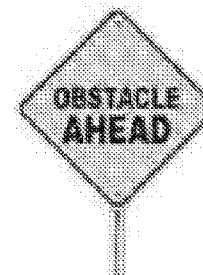
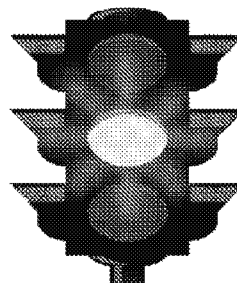
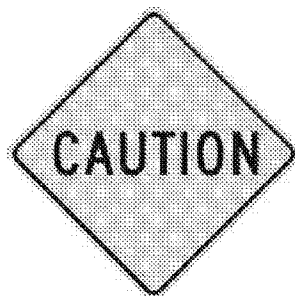
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- We'll start with terms so that we're all speaking the same language going through this thing
- These are some of the terms you're going to see repeated throughout this presentation
- They are also the status and sub status values you will be selecting in FDNS DS as you work CARRP cases

CARRP Terms, Vol. I

CARRP: Controlled Application Revision and Resolution Program

- The USCIS policy for identifying and processing cases with national security (NS) concerns.



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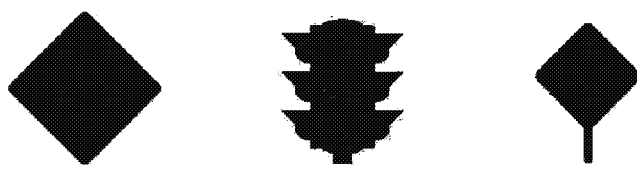
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CARRP Terms

CARRP: Controlled Application Revision and Resolution Program

- The USCIS policy for identifying and processing cases with national security (NS) concerns.

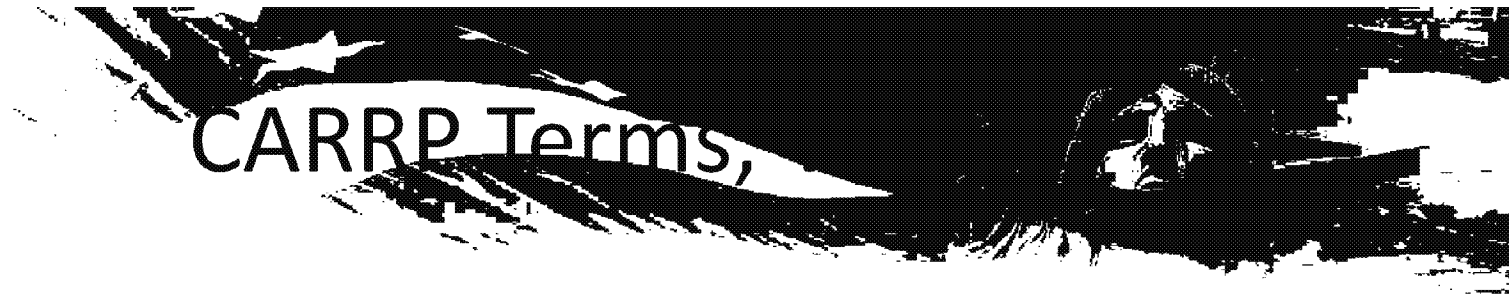


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- CARRP is a system
- It's a repeatable process that's designed to standardize how USCIS assesses and handles NS concerns
- It's a way of slowing ourselves down, taking some extra time to think eligibility, think about derogatory information
- You can think of it as a yellow traffic light or sign – it means we're taking caution with something
- It allows us to bring additional resources to bear on cases
- In CARRP we get to do more than just a quick TECS check



National Security (NS) Concern

- Exists when an individual or organization has been determined to have an articulable link to prior, current or planned involvement in, or association with, an activity, individual or organization described in 212(a)(3)(A), (B), or (F), 237(a)(4)(A) or (B) of the Immigration and Nationality Act (INA).
- This determination requires that the case be handled in accordance with CARRP policy.



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CARRP Terms

National Security (NS) Concern

- Exists when an individual or organization has been determined to have an articulable link to prior, current or planned involvement in, or association with, an activity, individual or organization described in 212(a)(3)(A), (B), or (F), 237(a)(4)(A) or (B) of the Immigration and Nationality Act (INA).
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- There are three critical pieces to this definition
- You have to have an individual or organization
- You have to have a nexus to national security, as defined in the INA
- And you have to be able to link that organization or activity to the NS ground
- The other key part of this is that “prior, current, or planning involvement” line
- There is some confusion about statutory versus non-statutory indicators –
 - This is a meaningless distinction
 - The statutory part of our NS concerns are the NS inadmissibility and removability sections from the INA
 - In order to have an NS concern, one of these INA NS grounds has to be present
 - The non-statutory part is the connection – everything that links the person to the ground
- There is also some confusion about forms like N-400's that don't rely on 212 or 237 for eligibility
 - **What we are talking about right now is not eligibility related**

- We are trying to decide if an NS concern is present and if the case should be in CARRP
- The grounds that we're talking about here give us a list of what's related to national security and what's not
- That the grounds come from inadmissibility and removability sections doesn't matter for determining if a concern exists
- *Instructors: Don't get into the weeds, especially on articulable link – there is an entire section later on indicators and A.L.*



Individual / Organization + Connection to + NS ground from INA =

National Security Concern Handled under CARRP



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Individual / Organization + Connection to + NS ground from INA =

National Security Concern

Handled under CARRP

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- For those of you who are mathematically inclined, you can break that previous slide down this way
- When we talk about a National Security Concern, these are the elements that have to be there
- And when we have these elements and have an NS concern, those are the cases we handle in CARRP
- Note that an NS indicator is different from an NS concern is different from an NS ground
- This is not the first time you will be seeing this slide... hint hint

National Security Concerns:



Area of National Security Concern Include:	Section of the INA
Espionage	§212(a)(3)(A), and §237(a)(4)(A)
Sabotage	
Exporting sensitive goods, technology, or information	
Overthrowing the U.S. government by force or violence	
Hijacking or sabotaging transportation	§212(a)(3)(B), and §237(a)(4)(B)
Hostage-taking	
Attack or assassination of any government official (U.S. or any other government)	
Using biological, chemical, or nuclear weapons	
Using other weapons to harm people or cause damage (other than for personal monetary gain)	§212(a)(3)(B), (a)(3)(F), and §237(a)(4)(B)
Persons or groups the Secretaries of State and/or Homeland Security have found to be engaged in terrorist activity or associated with a terrorist organization.	



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Known or Suspected Terrorist (KST)

- KST is a category of individuals who have been nominated and accepted for placement in the Terrorist Screening Database (TSDB),
- Are on the Terrorist Watch List,
- AND have a specially coded lookout posted in the TECS and/or the Consular Lookout Automated Support System (CLASS), as used by the Department of State.



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Known or Suspected Terrorist (KST)

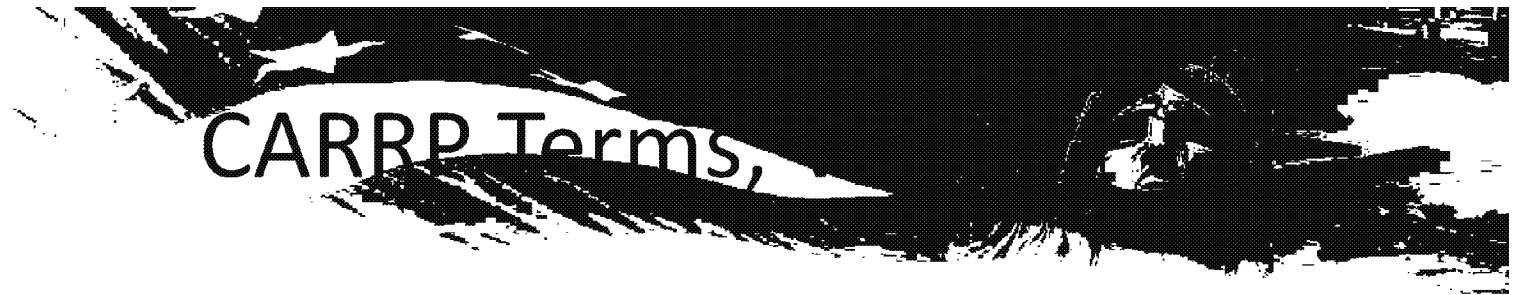
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- KST is a term used government wide by the law enforcement and intel communities
- We'll get in to more detail on the TSDB and Watchlist latter on
- We'll also discuss how to identify a KST when we dig in to Stages 1 and 2
- For the moment, just know that a KST is a Known or Suspected Terrorist, and is one type of NS concern



Non-Known or Suspected Terrorist (Non-KST) NS Concern

- Is a category of the remaining cases with NS concerns, regardless of source, including but not limited to associates of KST(s), unindicted co-conspirators, terrorist organization members, persons involved with providing material support to terrorists or terrorist organizations, and agents of foreign governments.
- Individuals and organizations who fall into the Non-KST grouping may also pose a serious threat to national security.



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CARRP Terms,

Non-Known or Suspected Terrorist (Non-KST) NS Concern

- Is a category of the remaining cases with NS concerns, regardless of source, including but not limited to associates of KST(s), unindicted co-conspirators, terrorist organization members, persons involved with providing material support to terrorists or terrorist organizations, and agents of foreign governments.
- Individuals and organizations who fall into the Non-KST grouping may also pose a serious threat to national security.

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- Non-KST is the other type of NS concern
- It is also something of a USCIS term of art – other agencies are not going to know what you're talking about if you call and start saying this
- The key to this is to think back to our NS grounds from the INA and realize that there are more things here than just being associated with a KST
- Being a non-KST can involve the individual doing any number of things that impact national security

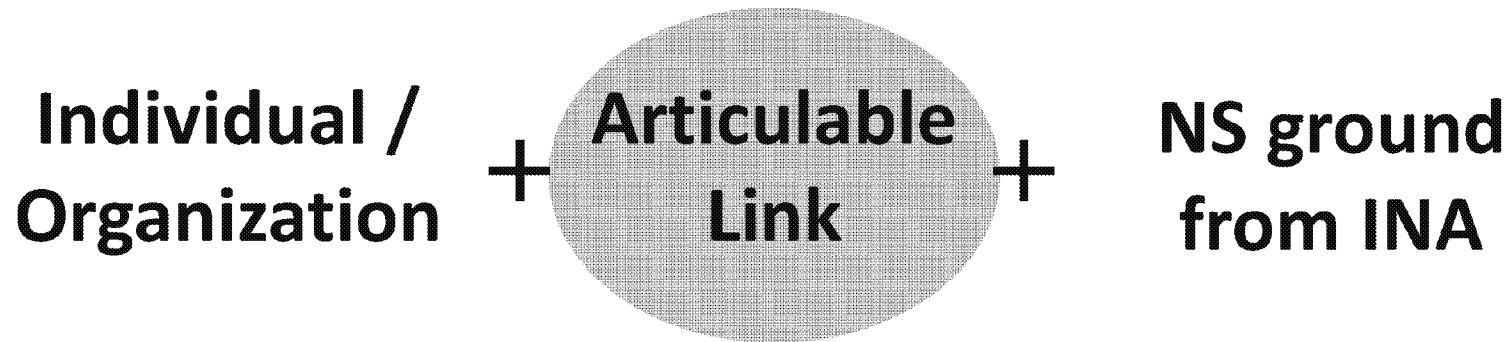
Instructors: emphasize that non-KSTs are not inherently “less bad” than KSTs

- A non-KST concern is every bit as serious as a KST concern, and they are handled the same way
- There is not such thing as “CARRP Lite” processing of non-KSTs
- Even TRIG case that overlap with CARRP, even when there is an exemption, are treated as serious concerns (more on TRIG later in this module)



Non-KST NS Concern - Confirmed

- There is a nexus to a national security ground, and a clear link exists between the individual or organization and the national security ground
- Articulate Link = NS Confirmed



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CARRP Terms

Non-KST NS Concern - Confirmed

- There is a nexus to a national security ground, and a clear link exists between the individual or organization and the national security ground
- Articulable Link = NS Confirmed

Individual / Organization + Articulable Link + NS ground from INA

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- There are two sub-categories of non-KST – confirmed and not confirmed
- Which one you pick depends on your articulable link – the middle part of our equation
- If we have a nexus to NS and we can clearly articulate a link between the person and the NS ground, then it's NS confirmed
- Basically, NS confirmed is what we pick when all three parts of this equation are clear
- We'll talk more in Stage I about exactly how to recognize if you have a clear articulate link and what to write down if you have one
- You can also think of NS confirmed in terms of Fraud and FDNS-DS
 - NS Confirmed is comparable to you "Case"
 - Our next slide, NS Not Confirmed, is comparable to you "Lead"



Non-KST NS Concern – Not Confirmed

- There is a nexus to a national security ground, but there is not a clear link between the individual or organization and the national security ground
- Indicators of connection = NS Not Confirmed



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CARRP Terms

Non-KST NS Concern – Not Confirmed

- There is a nexus to a national security ground, but there is not a clear link between the individual or organization and the national security ground
- Indicators of connection = NS Not Confirmed

Individual / Organization + *Indicators of a Link* + NS ground from INA

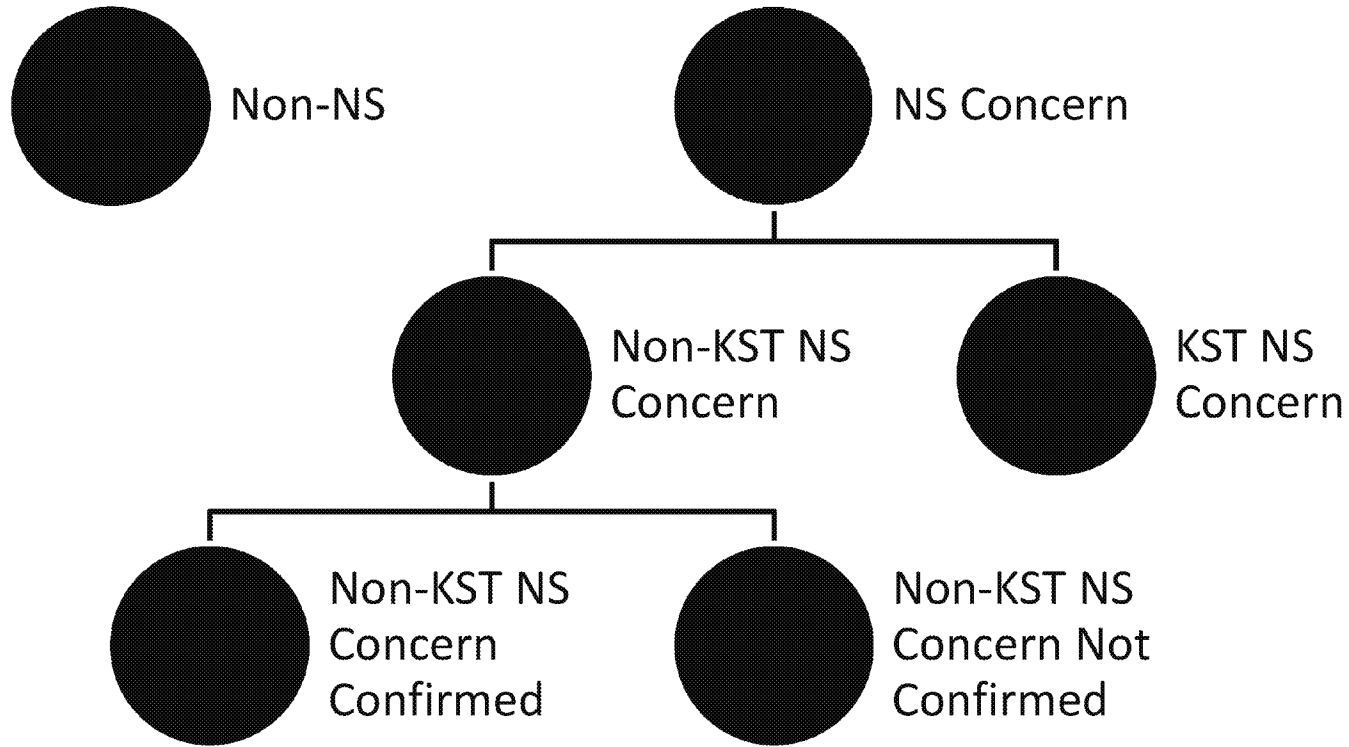
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- If NS confirmed means that we have a clear link between a person and an NS ground, NS not confirmed means that some part of the equation is a little fuzzy
- There are indicators of something going on, because of travel, because of associations, because of activities, because of some characteristic – but it's not a clear connection
- So now you may be thinking to yourselves why we would put that in CARRP
- The reason goes back to the description of what CARRP is... a process for vetting and resolving NS concerns
- **We do not need a fully formed articulable link** – we just need an individual and an NS ground and a INDICATIONS or SUSPICIONS of a link between them
- **We can use the CARRP process to build our articulable link**
- So think of NS Not Confirmed as a kind of hazy articulable link, rather than the perfectly clear link that would lead to an NS Confirmed determination

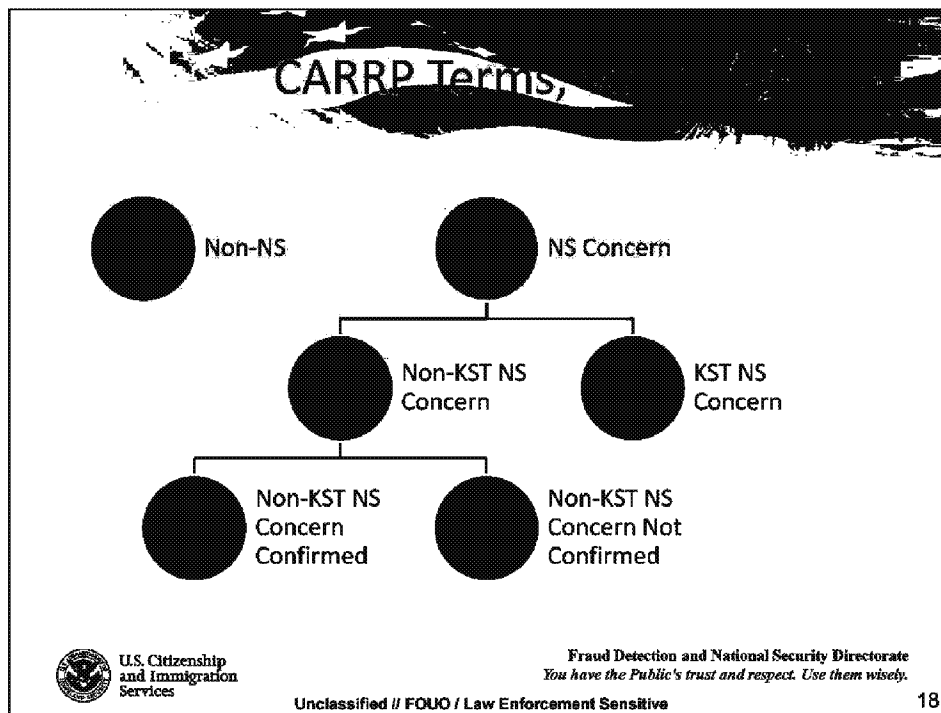


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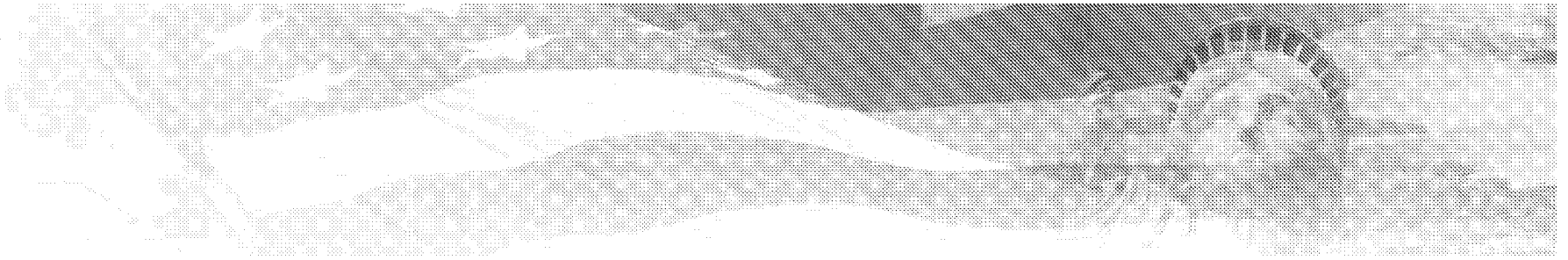
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- This is a visualization of our first bunch of terms
- Cases are entered into CARRP because there's a nexus to a national security concern
- Non-KST and KST are two exclusive subsets of an NS concern
- An NS concern is one or the other – KST or non-KST
- A case can go back and forth from non-KST to KST and vice versa, but it can't be both things at once
- As we get in to CARRP Stage I we'll talk about how to tell the difference
- Likewise, Confirmed and Not Confirmed are the two subsets of Non-KST
- Please remember that you always have to be in one of these categories to be in the CARRP process – if a case ever becomes Non-NS, then we don't handle it in CARRP
- But within these categories, we expect that you'll do some bouncing around and changing
- You can go from NS Not Confirmed to NS confirmed
- You can go from KST to non-KST NS
- You can go from KST to not national security at all!



Application Exercise 3.1

“NS / Non-NS Open Source Fact Patterns”



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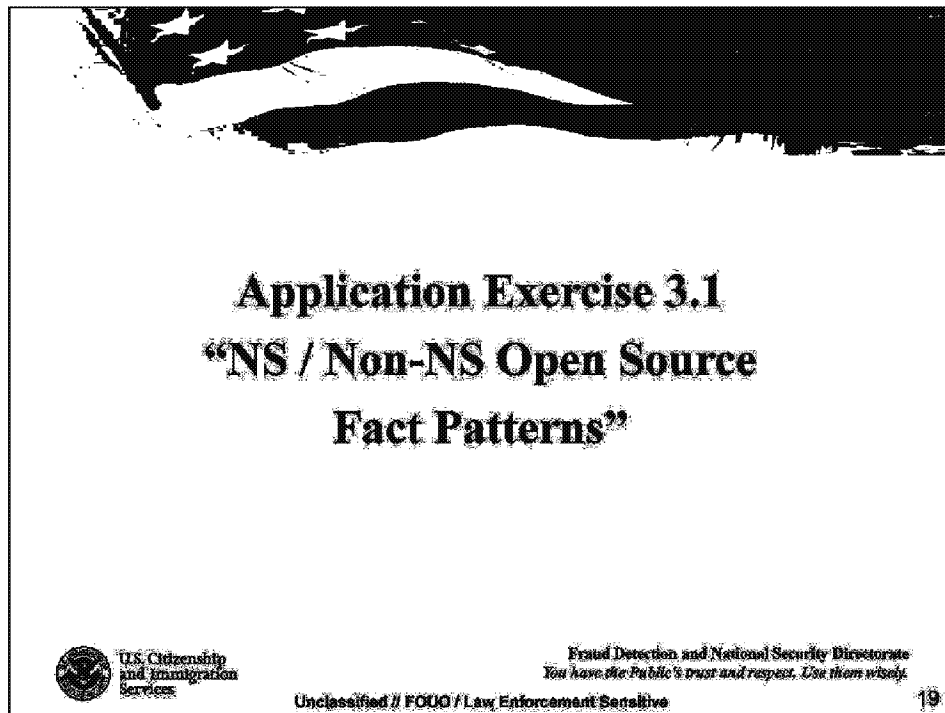
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“NS / Non-NS Open Source Fact Patterns”

Materials: Word document link-list

Estimated Time: 20 mins.



CARRP Terms (Volume II):

- Screening
- Systems Checks
- Security Checks
- Vetting
- Deconfliction
- Designated Officer



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Identify Terms of Reference

CARRP Terms (Volume II):

- Screening
- Systems Checks
- Security Checks
- Vetting
- Deconfliction
- Designated Officer

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Here's our second batch of terms that you'll see throughout the presentation



Screening

- Systematic examination or assessment, done especially to detect a potential threat or risk.
- May include background checks based on biographic or biometric information.
- May also include physical searches or examinations.



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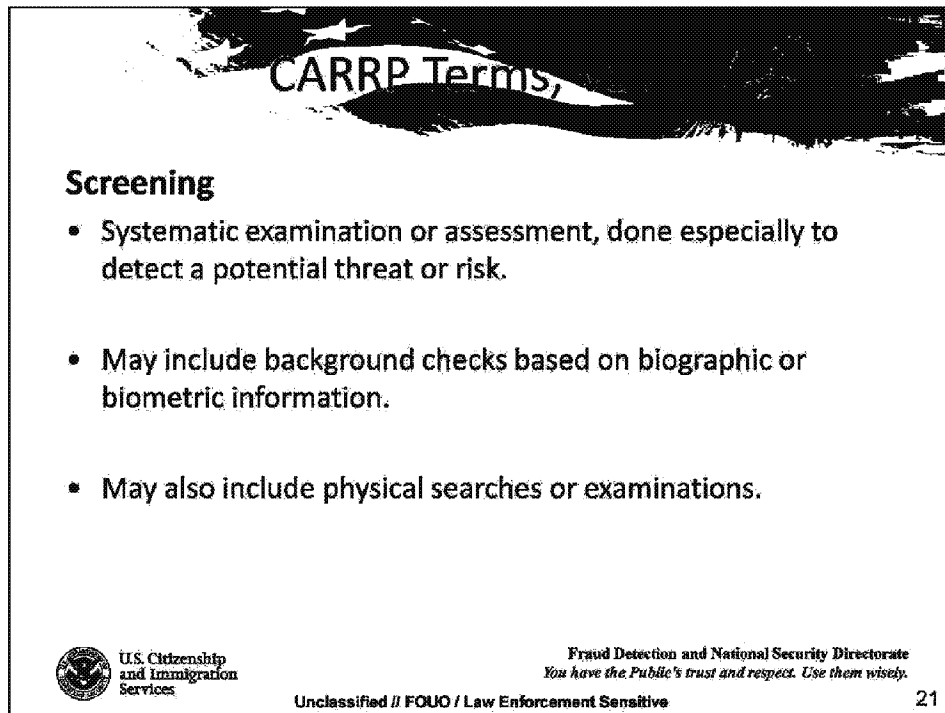
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CARRP Terms

Screening

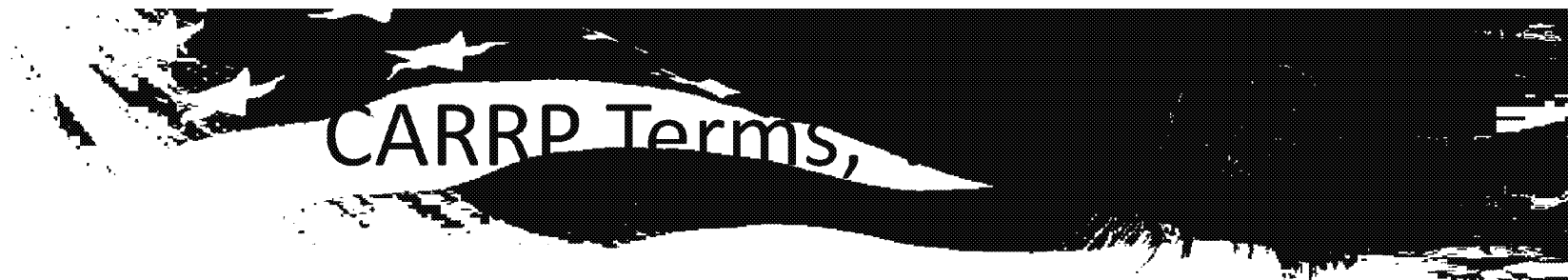
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- From DHS Lexicon, 2013 edition, page 214
- Screening is the overarching thing we do with CARRP, with NaBISCOP, with Watchlisting
- It's a big, holistic was that we go about our business in order to determine risks
- Screening encompasses systems checks, security checks, and vetting – it's the strategic level word here
- From a USCIS perspective, "Screening" is very closely aligned with "Background Checks – for us, they are pretty much the same thing and may be used interchangeably in this presentation
- Background checks are really just one type of screening, though – and for other agencies, the distinction between them is critical
- Think of the example of TSA at the airport – if they scan your drivers license and see what comes us, that's a background check and is part of the screening process
- If they run your luggage through an X-ray belt, though... that's still screening, but it's not really a background check
- So we can use the terms internally to mean the same thing, but be aware that for other agencies there may be a substantive difference



Systems Checks

- A query of any system of record to determine if the system holds information related to the subject.
- Can include:
 - CLAIMS 3
 - CIS
 - FDNS-DS
 - TECS



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CARRP Terms

Systems Checks

- A query of any system of record to determine if the system holds information related to the subject.
- Can include:
 - CLAIMS 3
 - CIS
 - FDNS-DS
 - TECS

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- Systems checks are one of our screening tools
- When you look someone up in CIS, or CLAIMS3, or FDNS-DS, or TECS – those are all systems checks
- When you ask for an FBI Name Check, you are essentially asking the FBI to perform a system check of all of *their* records and systems to see if an individual matches anything
- The manner in which we run security checks and the specific things we look at are all proscribed in NaBISCOP and component guidance
- You'll notice that systems checks are just the act of seeing if the system has information
- There's nothing in this definition about what you DO with the information
- Systems checks are a subset of screening
- This is also an entire sub-tab in FDNS-DS where you record when you run these things



Security Checks

- A type of systems check utilizing a system that may contain security related information.
- Security checks may include:
 - FBI Fingerprint Check or Name Check
 - TECS / NCIC
 - Automated Biometrics Identification System (IDENT)



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Security Checks

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 - FBI Fingerprint Check or Name Check
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- So we just talked about what a systems check was
- A security checks is a type of systems check focusing on security
- It's the act of looking at the systems that give us security-related information about an individual
- These systems can be TECS, FBI Name check or fingerprint check, USVITSIT, or looking at a RAP sheet
- You can think of security checks as the pre-CARRP work: some form of security check is done to pretty much every application we handle, and they're usually our first indication that we need to pull something into the CARRP process



Vetting

- A review of all the information uncovered about an individual.
- Sources of information can include:
 - Systems checks
 - Interviews
 - Open source information
 - Conversations with record owners
- You can vet an individual or a discrete piece of information



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Vetting

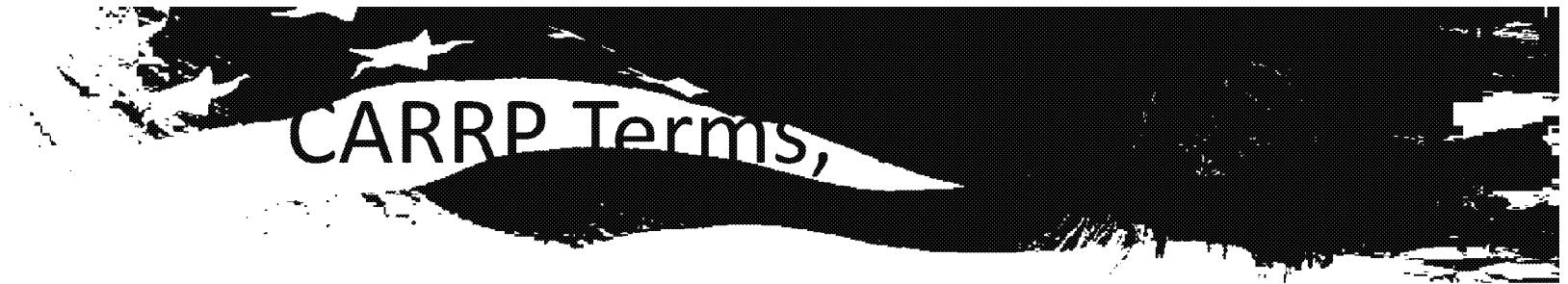
- A review of all the information uncovered about an individual.
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- Vetting is distinct from systems checks, and usually comes after systems checks
- In systems checks, you locate the information
- In vetting, you assess and evaluate the information that you've found
 - You determine how a piece of information affects eligibility
 - You make a decision as to whether a piece of information is national security related
 - Vetting is the thinking portion
- You're leveraging systems checks, and you're also bringing in interviews, testimony, open source, and conversations with record owners
- You're considering the reliability and applicability of the information you have
- How many of you have called an FBI agent to ask about a TECS record?
 - What you're doing is vetting – you're going to ask the FBI agent if there's any more information, if the information pertains to the person you're asking about, if the information is derogatory



Deconfliction

- The coordination between USCIS and another governmental agency owners of NS information (record owners).
- The goal is to ensure that planned adjudicative activities do not compromise or impede an ongoing investigation or other record owner interest.



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Deconfliction

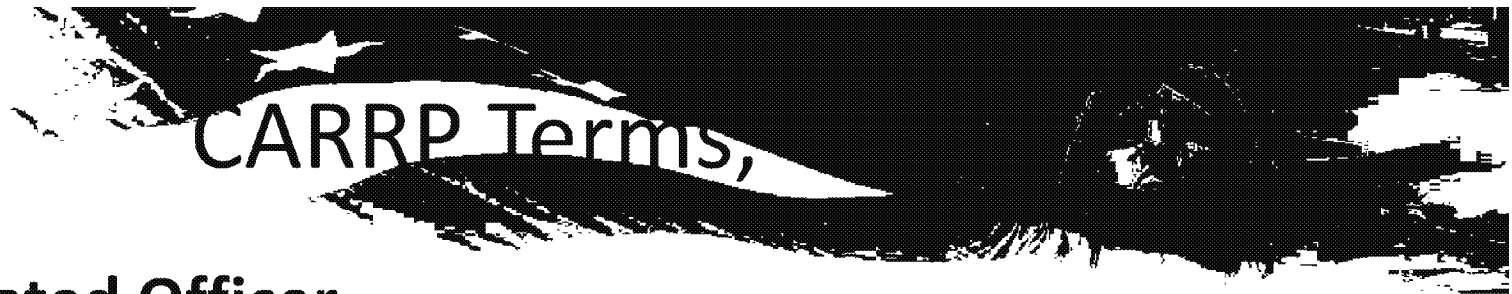
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- The goal is to ensure that planned adjudicative activities do not compromise or impede an ongoing investigation or other record owner interest.

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- Deconfliction is a conversation with the stakeholders – the people who own the info that we're seeing
- Some activities that can be deconflicted:
 - Interview
 - Request for evidence
 - Site visit
 - Decision to grant or deny a benefit
 - Timing of the decision
- How would the timing of a decision be relevant to an LEA?
 - Maybe they're about to arrest someone and if we deny an application, the person will leave the country
 - This is why we have abeyance
(note – sometimes abeyance is confused with TRIG holds, but they aren't the same thing; it's an occasional point of confusion)



Designated Officer

- An officer identified by local management to be trained, competent and knowledgeable in CARRP procedures.
- “Designated officers” may be:
 - Fraud Detection and National Security - Immigration Officer (FDNS-IO);
 - CARRP trained Immigration Services Officer (CARRP-ISO);
 - Supervisory Immigration Services Officer (SISO);
 - FDNS-Supervisory Immigration Officer (FDNS-SIO);
 - Field Office Director (FOD); or,
 - CARRP trained Refugee and Asylum Officers.



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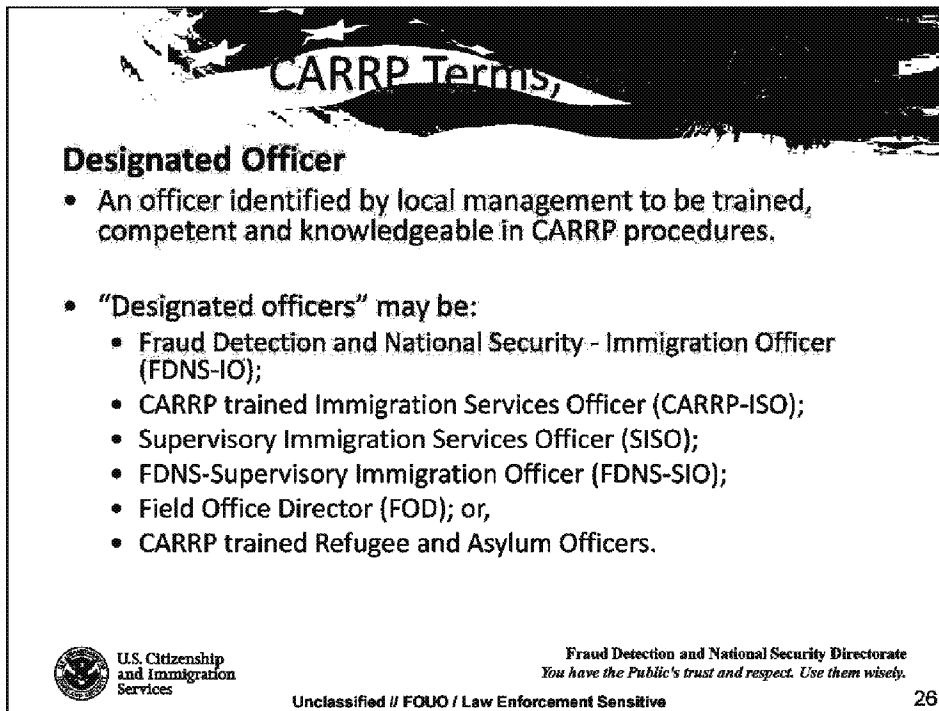
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CARRP Terms,

Designated Officer

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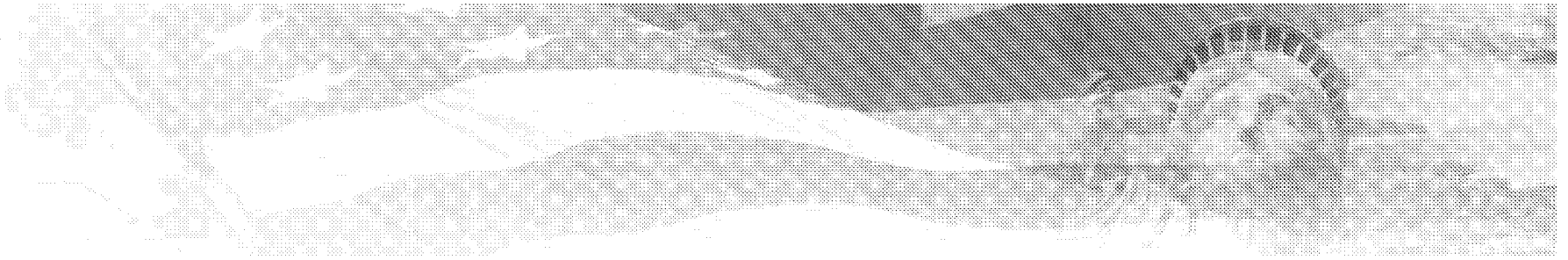
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- This is a term straight from the CARRP policy guidance
- It pops up in the delineation memo of Jun 5, 2009 (which will be covered a few slides from now)
- Anyone can become a designated officer (IO, IA, ISO, AO, etc.) provided they are identified by local management and trained in CARRP
- And really, a designated officer doesn't even have to be an Officer!
- All that's required is that you are trained in CARRP and perform CARRP work
- So... by the end of this course, you will all be designated officers!

Instructors: Note to the class many different types of people who play a role in CARRP – this is a theme that will be developed more as the course goes on



Application Exercise 3.2

“Applying Terminology”



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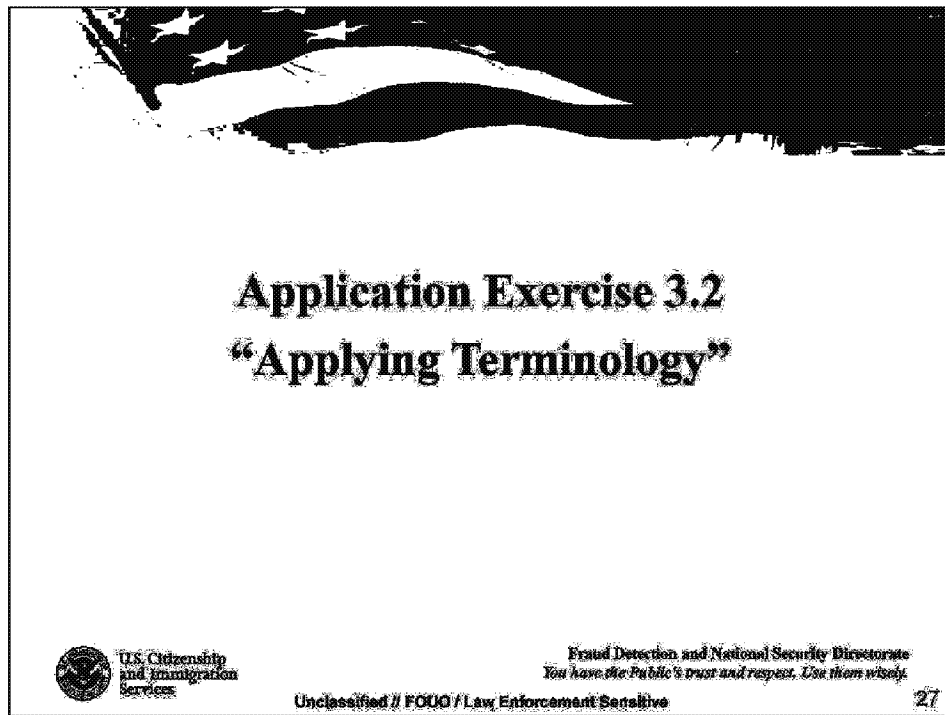
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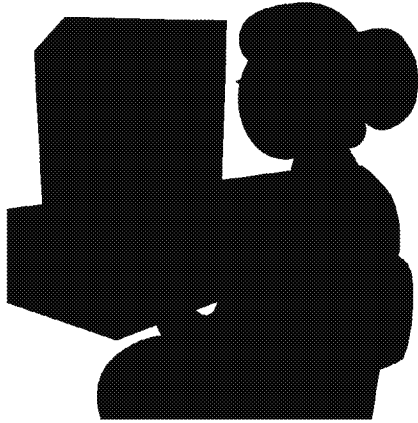
"Applying Terminology" Exercise

Materials: next 3 slides

Estimated time: 5 mins.

Applying Terminology

1)

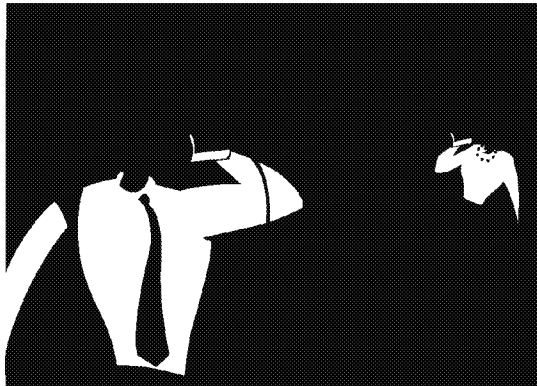


“Dear SA Black,

Are you able to provide more detailed information on the investigation referenced in your TECS lookout?”

Word Bank:
Screening
Systems Checks
Security Checks
Vetting
Deconfliction
Designated Officer

2)



“Hello, SA White. I am calling to make sure that adjudicating a pending N-400 will not impact your investigation into Mr. Blah Blah...”



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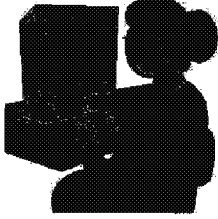
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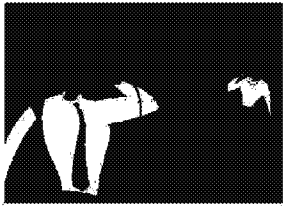
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Applying Terminology

1)  "Dear SA Black,
Are you able to provide more detailed information on the investigation referenced in your TECS lookout?"

2)  "Hello, SA White. I am calling to make sure that adjudicating a pending N-400 will not impact your investigation into Mr. Blah Blah..."

Word Bank:
Screening
Systems Checks
Security Checks
Vetting
Deconfliction
Designated Officer

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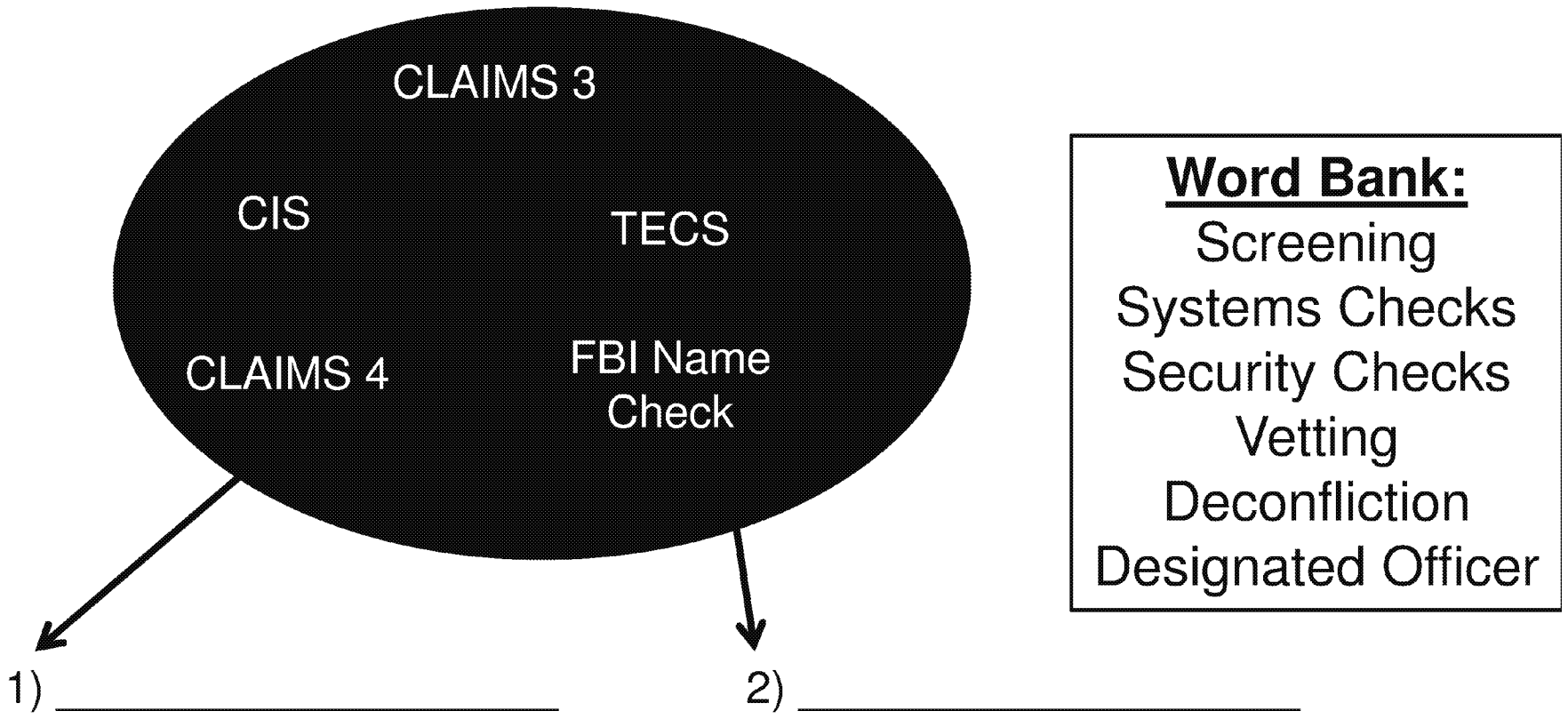
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What is this an example of?



Applying Terminology



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Applying Terminology

CLAIMS 3

CIS

TECS

CLAIMS 4

FBI Name Check

1) _____

2) _____

Word Bank:
Screening
Systems Checks
Security Checks
Vetting
Deconfliction
Designated Officer

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What two words fit this image?

Applying Terminology Exercise



Word Bank:
Screening
Systems Checks
Security Checks
Vetting
Deconfliction
Designated Officer



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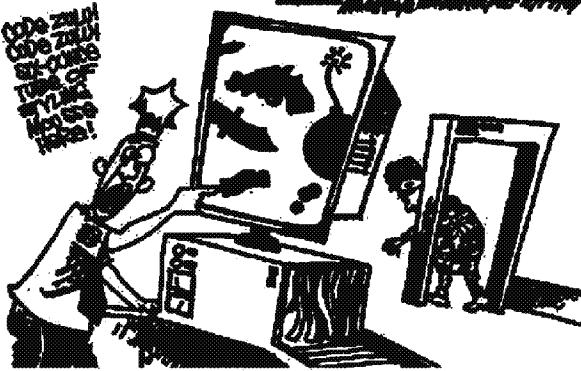
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Applying Terminology



Word Bank:
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Systems Checks
Security Checks
Vetting
Deconfliction
Designated Officer

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What is this an example of?

Two more vocab terms to consider: "Resolved" and "Indicators"

We use resolved synonymously with "overcome" – a concern is resolved when we have overcome the reasons for the referral

We use indicators synonymously with "facts" or "evidence" – there are indicators of a concern when there are facts or evidence suggesting it



CARRP Terms (Volume III):

- Indicator
- Confirm [with Terrorist Screening Center]
- Resolved
- U.S. Person (USP)
- NS CME
- POAF



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Identify Terms of Reference

CARRP Terms (Volume III):

- Indicator
- Confirm [with Terrorist Screening Center]
- Resolved
- U.S. Person (USP)
- NS CME
- POAF

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And here's our third batch of terms that we'll discuss

We're not actually going to define any of these

Instead, we're going to talk synonyms for them, how to use them, and what they practically mean to you



Indicator

Synonymous with “fact” or “evidence”

- i.e. “We have indicators of an NS concern” can also be stated “we have evidence of an NS concern.”
- i.e. indicator in the sentence “Travel pattern is one potential indicator that could be used to identify a concern” could be replaced by fact to read “Travel pattern is one potential fact that could be used to identify a concern.”



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Confirm [with TSC]

Synonymous with “verify”

- i.e. “When encountering a record, you must contact the TSC to confirm the record” is the same as “When encountering a record, you must contact the TSC to verify that the individual is a match to the database.”



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Resolved

Synonymous with “overcome”

- i.e. “We resolved the NS concern” is clearer when you think of it as “We overcame the NS concern.”
- i.e. “This non-KST was closed as resolved” can be restated as “The facts underlying the initial non-KST determination were overcome by new evidence acquired during vetting. The individual is no longer a non-KST.”



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U.S. Person (USP)

- *Generally*, a permanent resident or U.S. citizen
- *But...* even LPR and USC are understood differently in different parts of the government
- *So...* if you are contacted and asked if someone is a USP, provide the immigration status, and leave the USP determination to the requesting entity



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- This is not a definition at all, but more of a caution
- If you're asked if an individual is a USP... don't
- Just provide the immigration status and let the requestor determine what that status means for the individual in question



NS CME

- CME = Case Management Entity
- An NS CME is the starting point for documenting all NS concerns in FDNS-DS
- The NS CME is the top level, person-centric outline of your CARRP case
- The instruction in our practical exercises “Build an NS CME” means go to the NS Concern tab and start creating the first layer of CARRP documentation



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CARRP Terms,

LE

BAM!

KA-POW!

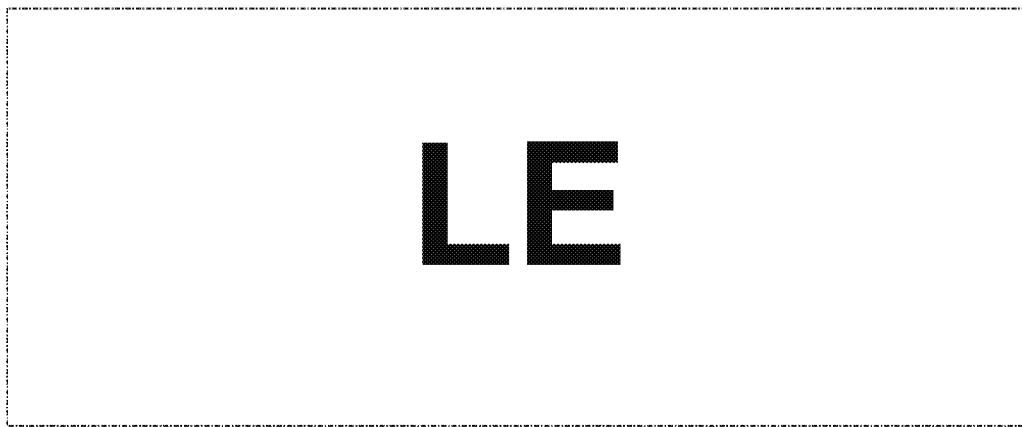
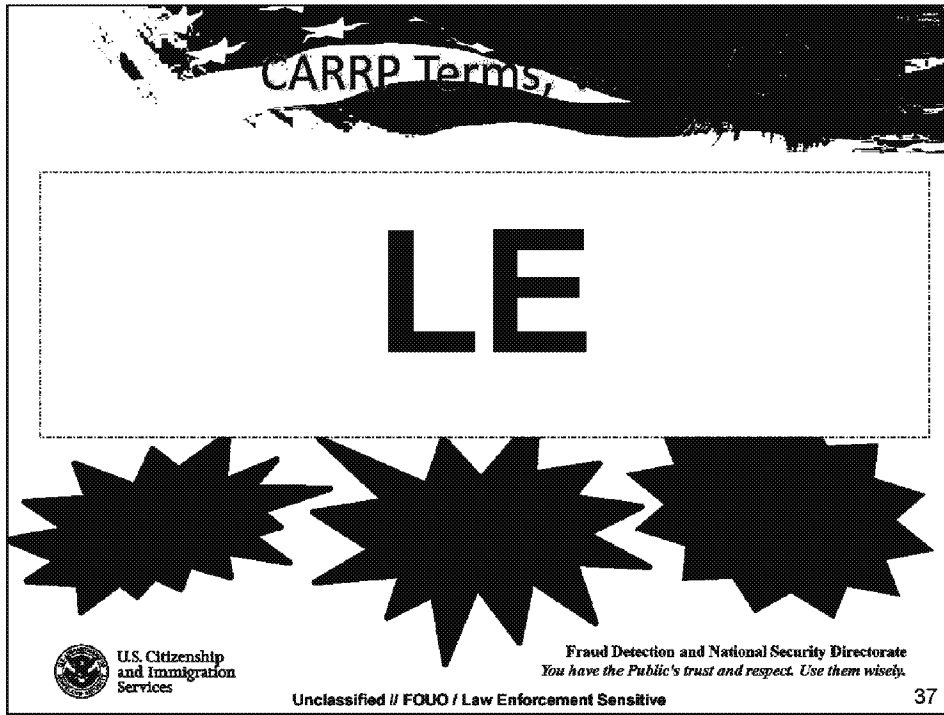


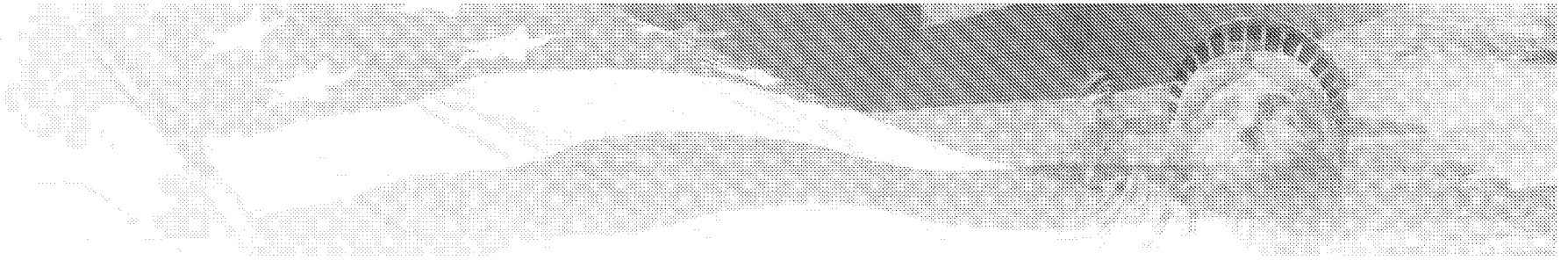
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Application Exercise 3.3

“Querying FDNS-DS”



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Application Exercise 3.3 “Querying FDNS-DS”



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LE



This section contains:

5 key policy documents

4 stages of CARRP

3 pronged teaching approach

2 expanded workflow charts

1 application exercise



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CARRP Process and Policy

This section contains:

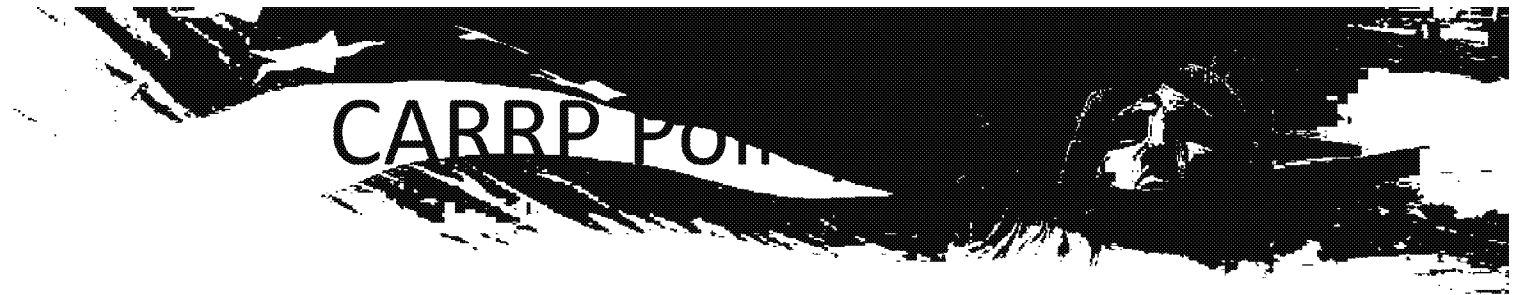
- 5 key policy documents
- 4 stages of CARRP
- 3 pronged teaching approach
- 2 expanded workflow charts
- 1 application exercise

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- This next section is your process and policy
- It contains an overview of 5 key policy documents (although there are WAY more than 5 in all)...
- A review of the 4 stages of CARRP (plus deconfliction)
- An explanation of three things to focus on within each stage
- 2 workflow charts with 2 key differences
- 1 teaching heuristic (where we tell you this course will be taught)




- *“Policy for Vetting and Adjudicating Cases with National Security Concerns”*, Signed April 11, 2008
 - Established KST vs. Non-KST categories
 - Decentralized non-KST processing to the field
 - Defined CARRP terms (“deconfliction,” “external vetting,” etc.)
 - Described the 4 stages of CARRP
- *“Clarification and Delineation of Vetting and Adjudication Responsibilities for Controlled Application Review and Resolution Program (CARRP) Cases in Domestic Field Offices,”* Signed June 5, 2009
 - Identified the roles of “designated officers” in CARRP
 - Outlined the actions and FDNS-DS documentation responsibilities within each role





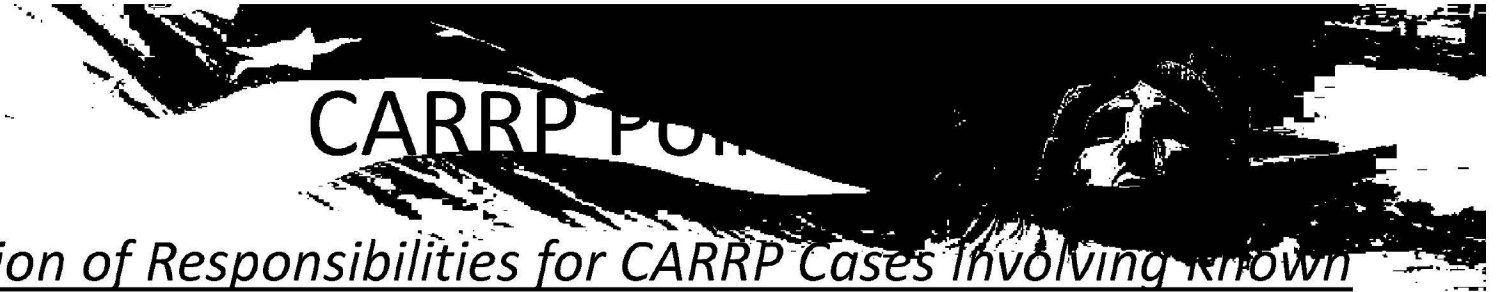
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- Think of policy as a story of where we’ve come from and where we’re going – how CARRP was born and how it evolved
- The story begins in 2008 with a memo called “Vetting and Adj. Cases with NS Concerns...”
 - Once upon a time, everything having anything to do with NS was sent to HQ FDNS and adjudicated by a unit called NSAU. The 2008 memo changed all that. The policy gave order to NS adjudications – it defined terms, it established the 4 stages of CARRP that we use today, it mandated that all the subjects of CARRP-land use FDNS-DS to record casework, and it told us what the field would do and what HQ would do.
 - A little over a year later, another memo came out that further defined the roles in each stage of CARRP within field offices. This is the memo that gave us the outline for this presentation – Roles, Actions, and DS responsibilities are clearly outlined in the memo. The memo closes with a reminder that you should all heed – play nice with the other subjects of CARRP land. Just because FDNS-IO’s and CARRP ISO’s have different, delineated roles doesn’t mean you shouldn’t communicate and work closely together



- “Revision of Responsibilities for CARRP Cases Involving Known or Suspected Terrorist”, Signed July 26, 2011

- Revised the 2008 memo to allow the field to perform external vetting of KST cases without a requirement to consult HQ FDNS

- “Updated Instructions for Handling [REDACTED] Records, Signed May 23, 2012

- [REDACTED]
- [REDACTED]
- [REDACTED]

- “Policy for Treatment of Certain Cases Related to Alien Entrepreneurs Involving National Security (NS) Concerns”, Signed May 8, 2012

- [REDACTED]



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CARRP POLICY

- “Revision of Responsibilities for CARRP Cases Involving Known or Suspected Terrorist”, Signed July 26, 2011
 - Revised the 2008 memo to allow the field to perform external vetting of KST cases without a requirement to consult HQ FDNS
- “Updated Instructions for Handling [REDACTED] LE Records”, Signed May 23, 2012
 - [REDACTED] LE
- “Policy for Treatment of Certain Cases Related to Alien Entrepreneurs Involving National Security (NS) Concerns”, Signed May 8, 2012
 - [REDACTED] LE

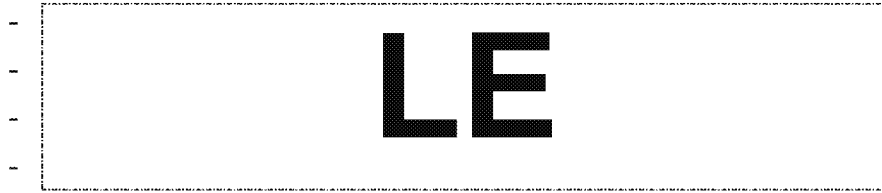

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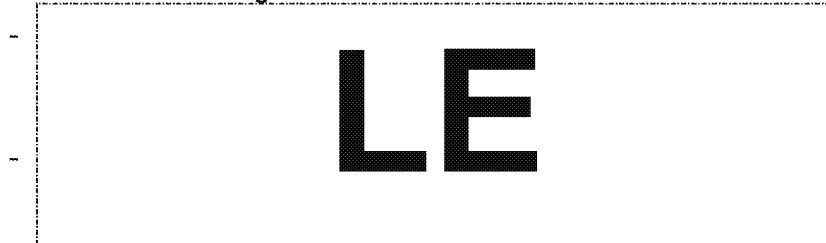
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- Fast-forward a little bit now to 2011, where much had changed in CARRP land. Many field offices now had JTTF representatives, and offices nationwide had gained great experience in working NS cases. As a result, the field was allowed to take over external vetting in the third stage of CARRP. No longer was HQ ~~involved~~ involvement required in even what are ostensibly the highest-risk cases: KSTs. This memo enabled the field to work almost every aspect of a KST case. It also provided the scenarios under which you could still reach out to HQ FDNS for assistance.
- At this point, the story begins to get confusing

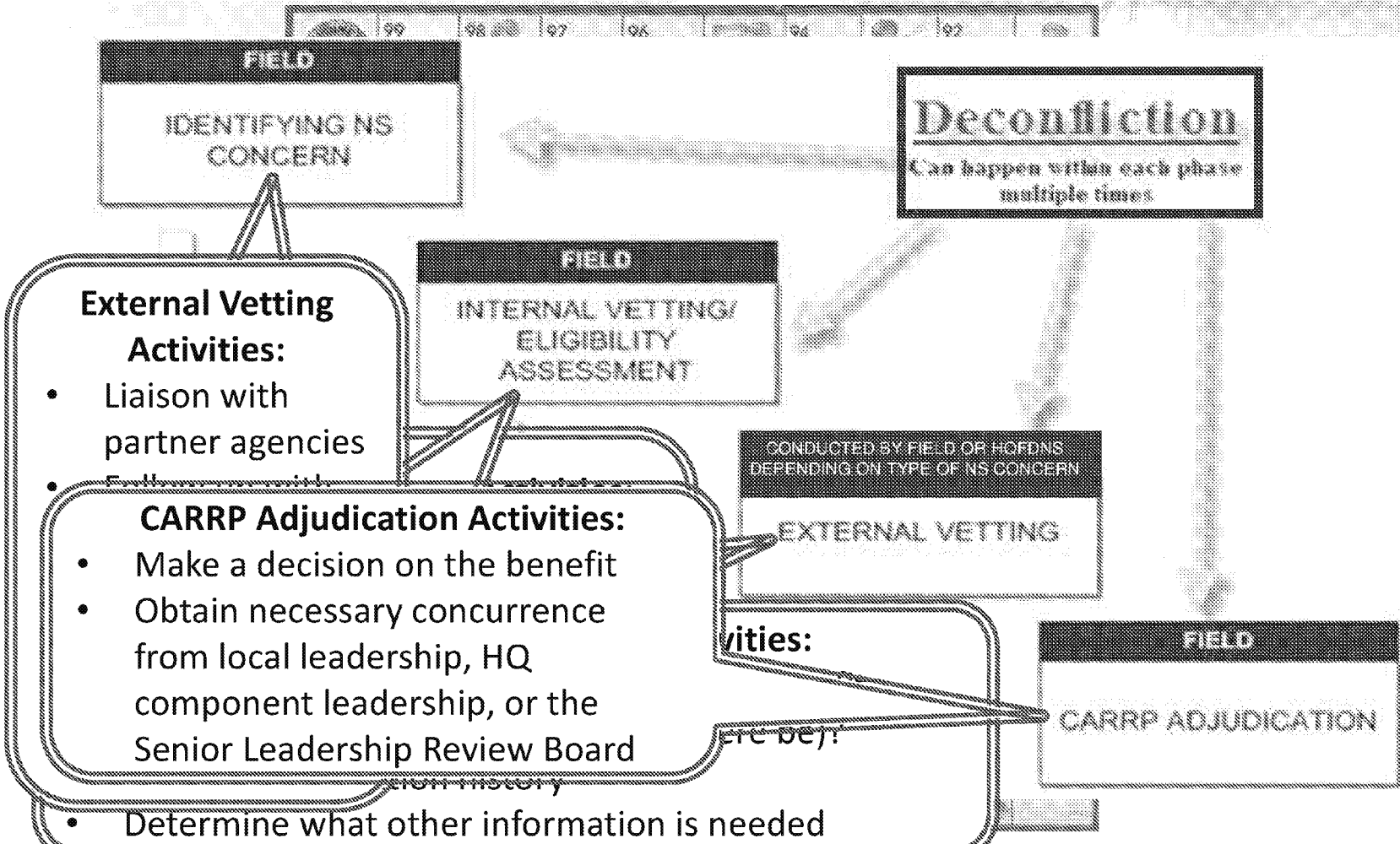
- [REDACTED] LE
- [REDACTED] LE



- There are a couple of trends that run through the policy story:
 - decentralization out of HQ
 - increased field ownership of personnel and resources
 - KST's vs. non-KST's:
 - At first, we assumed that KST's were inherently riskier, or at the very least harder to work – hence why the external vetting stage for KSTs was the last thing to be delegated to the field, and why, as you saw in the last slide, FOD's can approve non-KSTs, but the Deputy Director has to approve KSTs
 - Now, there's increasing realization that KSTs and non-KSTs can carry similar levels of challenge and risk. In the articulable link session, we like to point out that not all NS is created equal. But the division is not along neat KST / non-KST lines.



CARRP Process: The 4 Stages

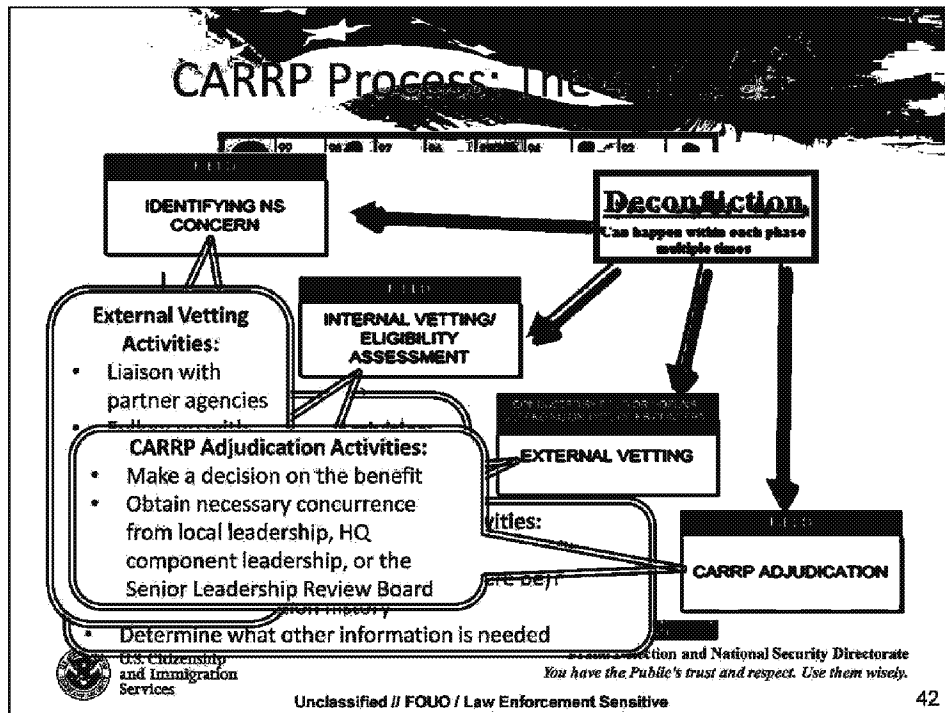


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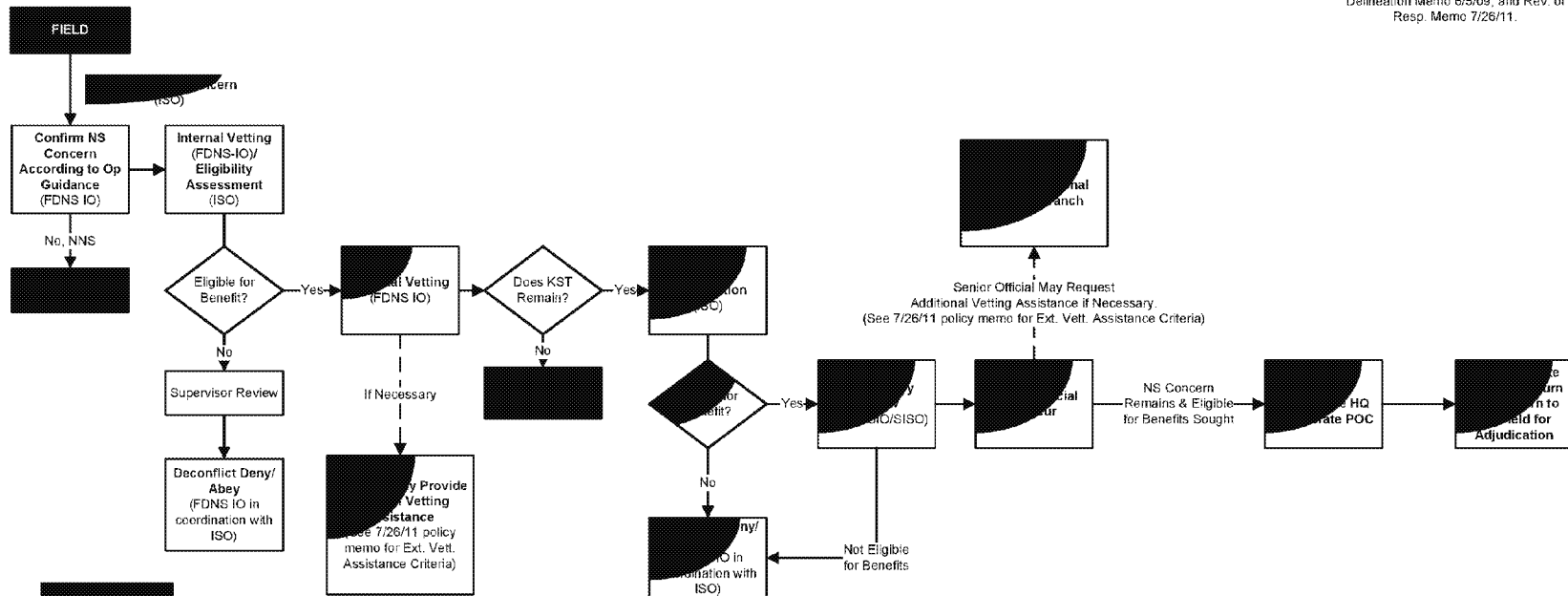
- This chart is your 50,000ft overview
- For right now - there are 4 stages in the CARRP process
- There should probably be an additional couple of words in each stage box – “and document”
- For example, Stage I should read “Identify the NS concern... and document it”
- Stage II should “Internally Vet... and document,” etc.
- *Instructors: provide examples of some of the activities that happen in each stage, but don't get bogged down in great detail*
- This chart is overly simple – it's a teaching aid – in the real world, it doesn't really look like this
- CARRP is much messier
 - The stages expand and contract
 - They get smashed together, they overlap, they get rearranged
 - Sometimes we skip entire steps or omit entire stages
- This is all OK, because the entire agency does the substantive functions of all of these stages – they may look a little different, they may be affected by local SOP or directorate guidance, but everyone is doing the main ingredients of CARRP

Instructors – this is a key point – even RAIO, IPO, etc. are doing CARRP – it may look a little different, but it's still CARRP

- So – when you get back in to the real world, the CARRP process isn't going to look quite like this... it's more likely to look like a game of chutes and ladders (*click*)

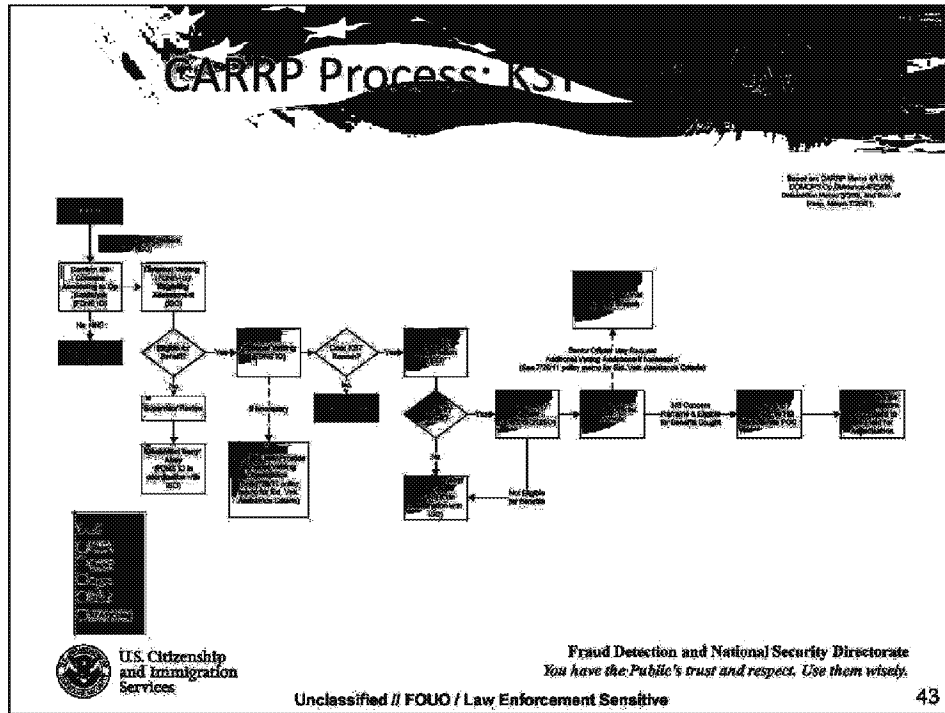


Based on: CARRP Memo 4/11/08, DOMOPS Op Guidance 4/25/08, Delineation Memo 6/5/09, and Rev. of Resp. Memo 7/26/11.



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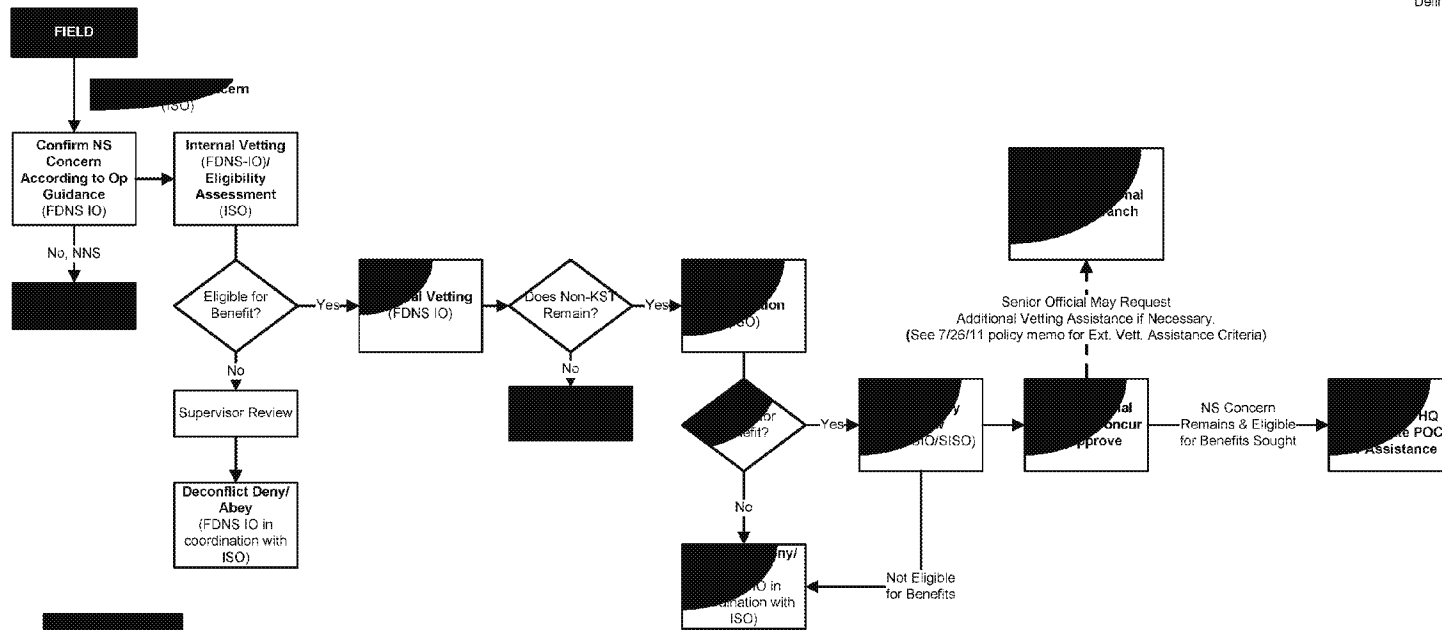


Instructors: Do not get in the weeds with these two charts! (this and the next slide)

- This is just a more detailed version of the 4 phases of CARRP – it illustrates the roles in each phase in addition to the activities
- The next chart you're going to see is the non-KST workflow
- Keep in mind that cases MAY move back and forth between KST and non-KST while in CARRP, but they cannot be both
- As long as an individual is still an NS concern, you're always making a determination between either KST or non-KST
- These charts are not form-specific, nor do they cover every single bump in the road that a CARRP case can hit
- They are overlays

CARRP Process: Non-KST

Based on: CARRP Memo 4/11/08,
DOMOPS Op Guidance 4/25/08,
Delegation Memo 6/5/09, and Rev. of
Resp. Memo 7/26/11.

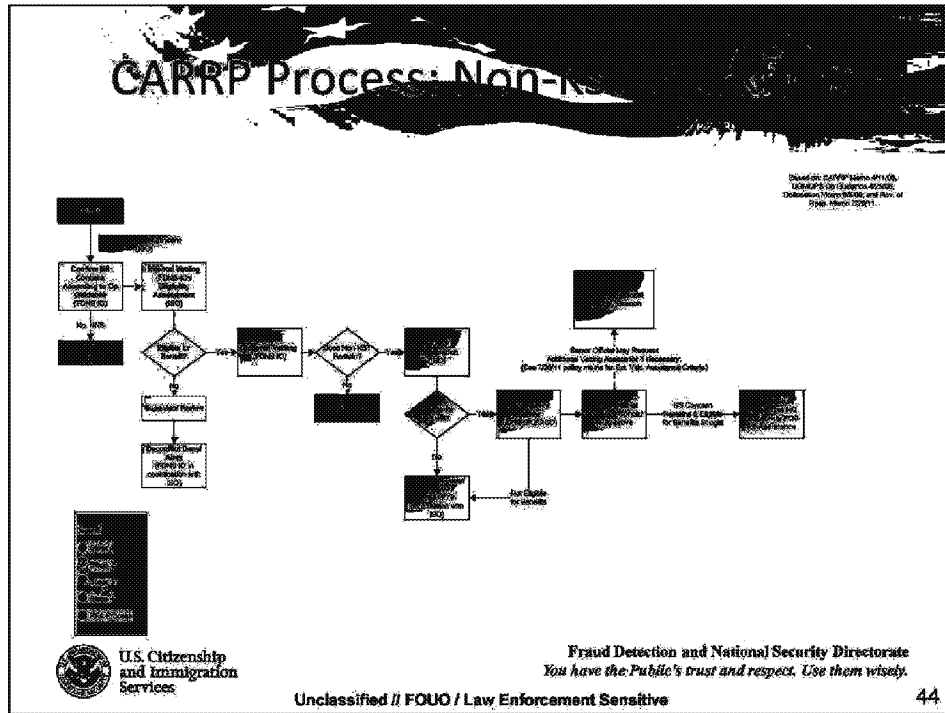


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Instructors: This should be used to illustrate the major difference between KST and non-KST processing:

LE

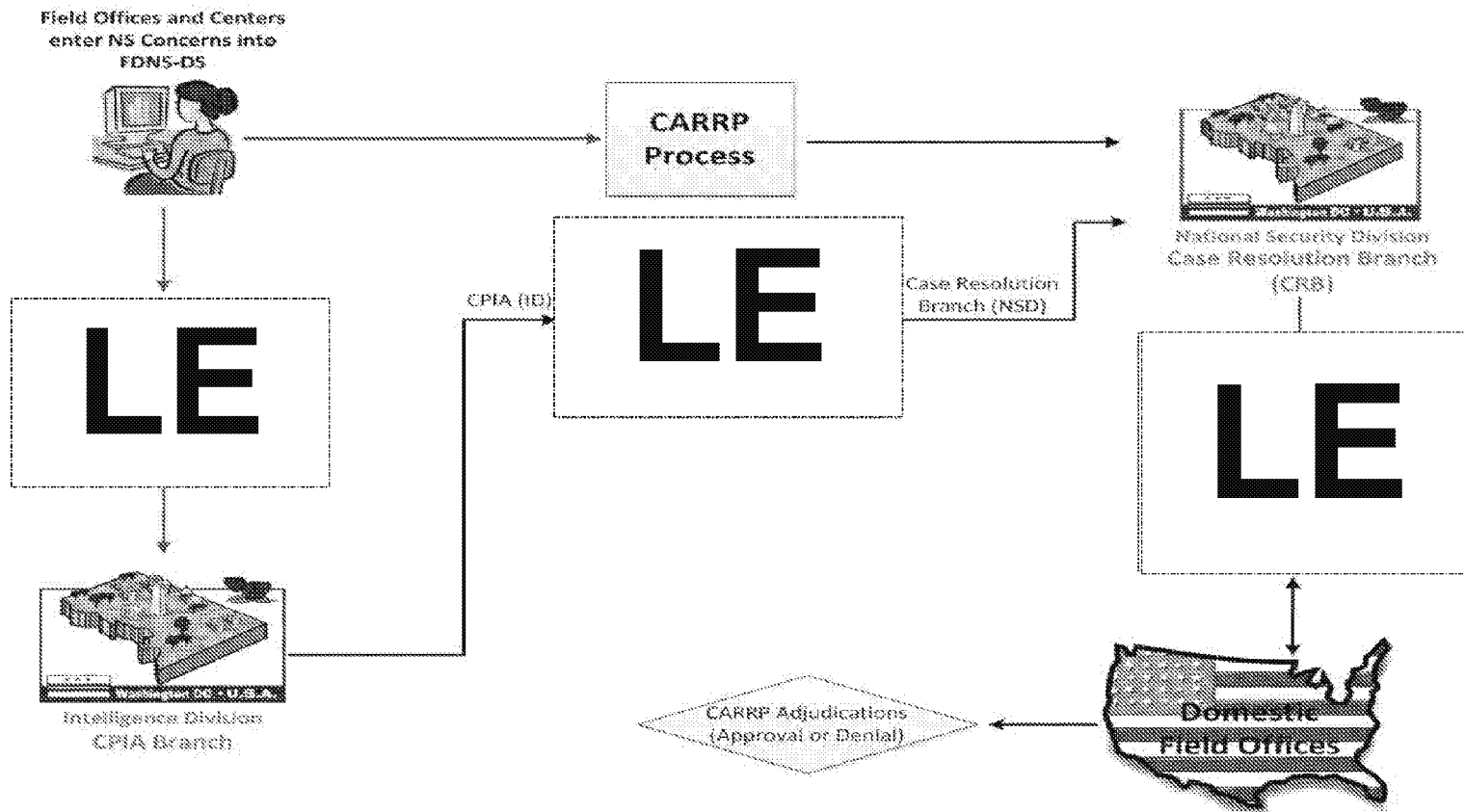
- Beyond that, the CARRP process is pretty much the same in terms of what systems checks and vetting we do

Reemphasize: Both KSTs and non-KSTs are serious NS concerns – there is not such thing as CARRP lite – the only difference is the approval level required

- These are charts are also only KST and non-KST
- There's nothing about Confirmed and Not Confirmed
- That's because for the field, Confirmed vs. not Confirmed doesn't also change how you process

CARRP Process: Prioritization Workflow

Prioritization

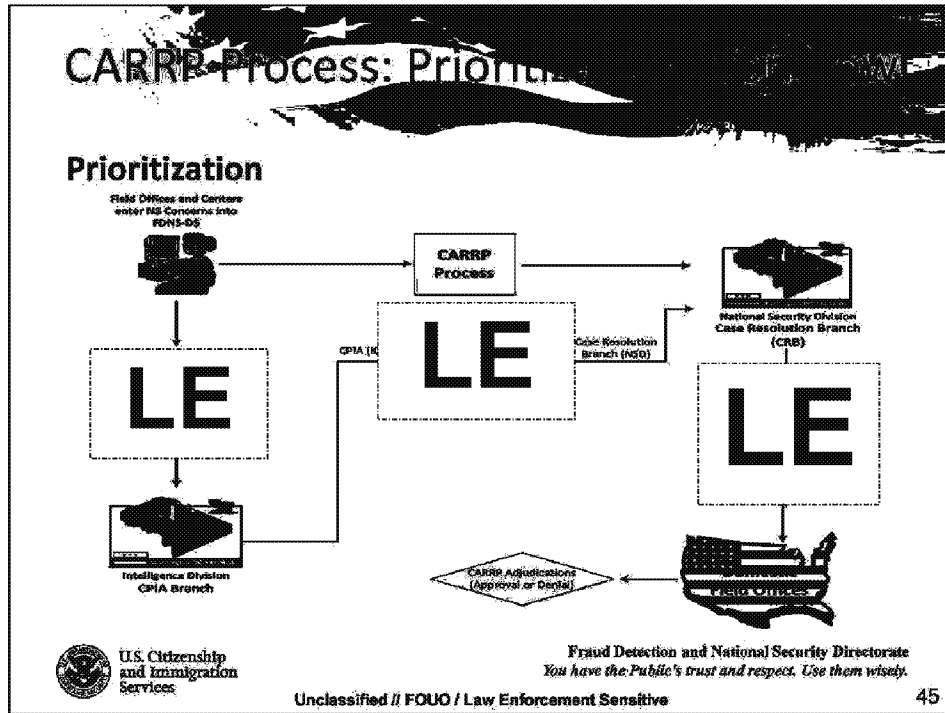


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Instructors: do not get in the weeds with this slide

- This chart is here to demonstrate that you are not alone
- The CARRP process that was shown in the last two slides is represented by a single box on this chart
- But ideally, while you are doing the process, other things are happening at the HQ level
- This chart will come up again, but it's in this section so that you have the idea in the back of your mind that there are other things going on outside your office as part of CARRP
- Some of the decisions and the reasons for doing things that we'll get to later are because there are other things being done at HQ that will impact you down the line of a case



Actions, Roles & Responsibilities

For every CARRP stage, consider:

- **WHAT** is being done?

i.e. vetting, adjudication, eligibility

- **WHO** is doing it?

i.e. CARRP ISO, FDNS IO, Asylum Officer, Field Office Director

- **HOW** is it being documented?

i.e. Activities Tab, Special Actions Tab, Deconflictions Tab



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Actions, Roles & Documentation

For every CARRP stage, consider:

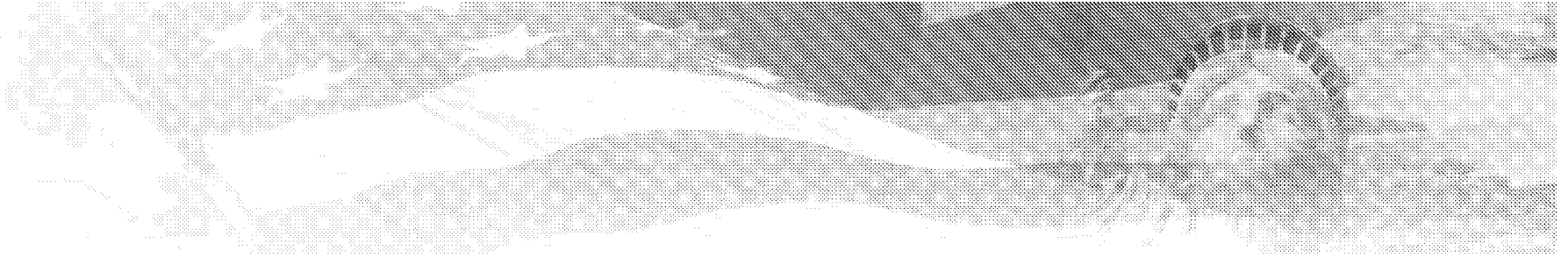
- **WHAT** is being done?
I.e. vetting, adjudication, eligibility
- **WHO** is doing it?
I.e. CARRP ISO, FDNS IO, Asylum Officer, Field Office Director
- **HOW** is it being documented?
I.e. Activities Tab, Special Actions Tab, Deconflictions Tab

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- As we get into detail breaking down each phase, think about:
 - What gets done in each phase
 - Who does it
 - How is it documented
- You'll hear the instructors talk about action, role, & DS
- Action is the What - the things that are going to be done
- Role is who is doing the things
- DS is the how we are documenting everything in FDNS-DS
- Each stage has designated activities that are performed, designated roles for each individual in the process, and specific data entry points in FDNS-DS



Application Exercise 3.4

“CARRP Process Timeline”



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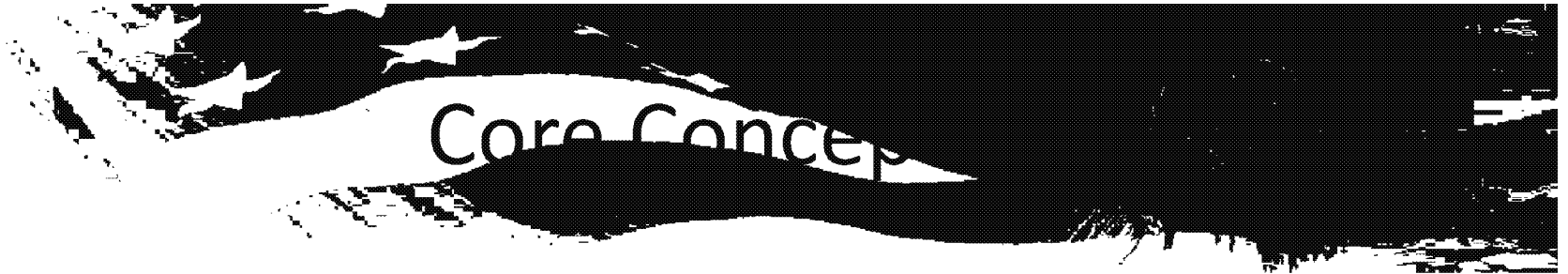
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Core Concepts Outline:

- Benefits of CARRP
- CARRP as a holistic process
- TRIG and CARRP
- How CARRP ends
- Deconfliction
- FDNS-DS
- What CARRP is not



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Core Concepts Outline:

- Benefits of CARRP
- CARRP as a holistic process
- TRIG and CARRP
- How CARRP ends
- Deconfliction
- FDNS-DS
- What CARRP is not

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- This next section is called Core Concepts
- These are some of the overarching things that are important to understand about CARRP from a 50,000ft level before diving into what happens in each of the stages



Core Concept: Benefit

Two Major Benefits to CARRP:

#1 – It provides additional resources to work a national security case

#2 – It results in highly detailed, consistent documentation

Studies in National Security:

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Core Concept: Benefits


Two Major Benefits to CARRP:

#1 – It provides additional resources to work a national security case

#2 – It results in highly detailed, consistent documentation

Studies in National Security:

LE

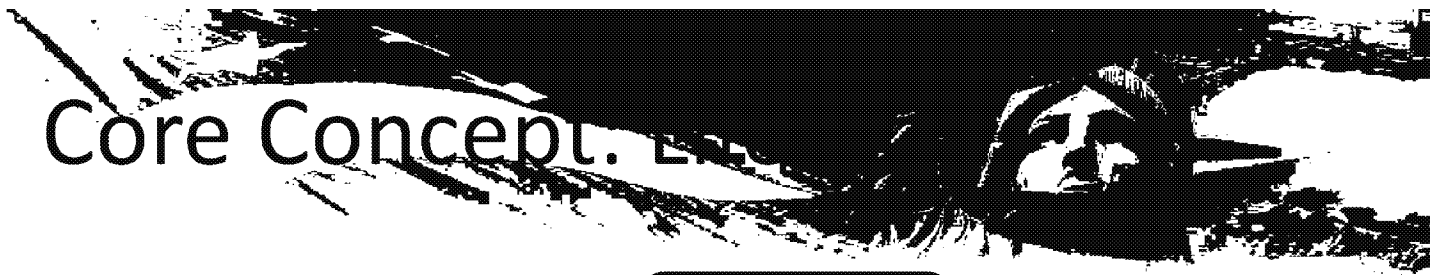
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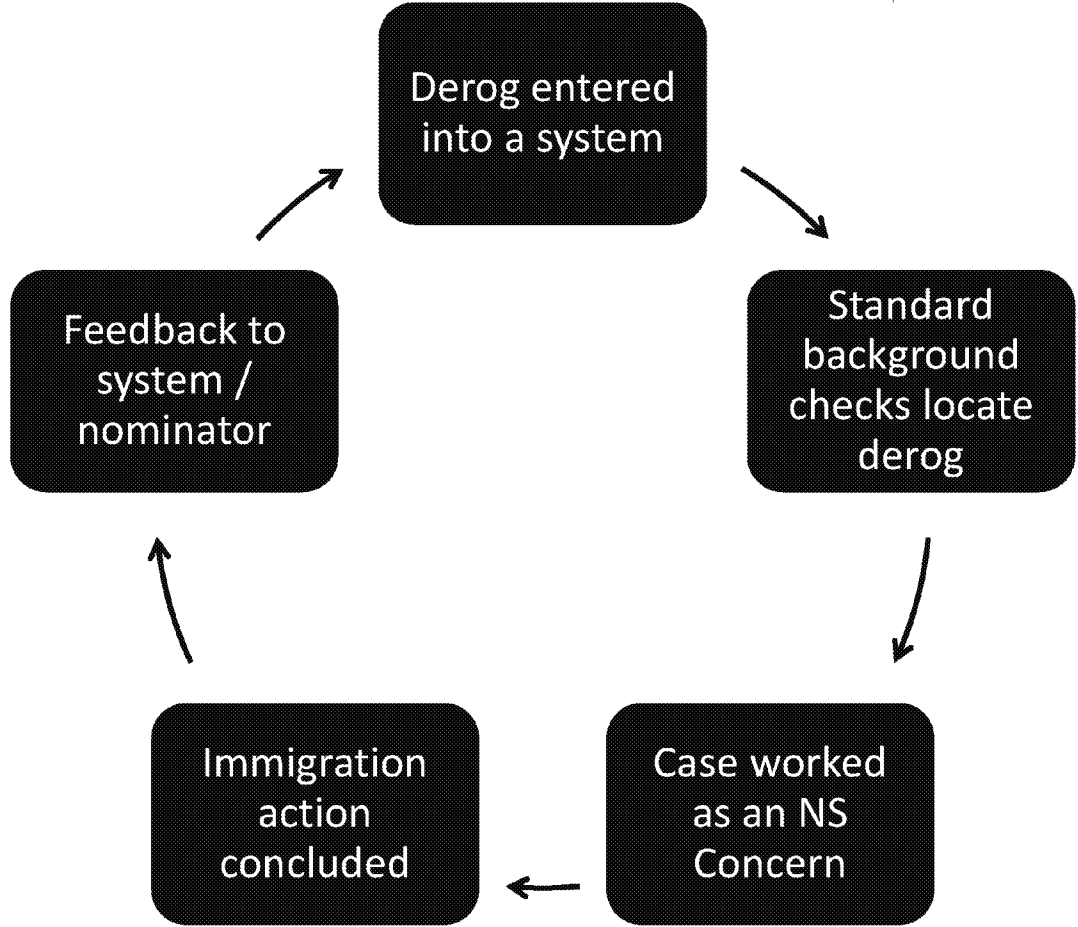
- There are two huge benefits to CARRP
- First – you get more resources – time, systems, personnel, experience, etc.
- Second – everything is documented like crazy
- That second one may not sound so much like a benefit when you consider that all of that documentation is through FDNS-DS
 - DS can be tedious, redundant, excessive, etc.
- In response, there is a recurring segment throughout this training called “Studies in National Security” that will illustrate (with stories) why we do some of the things we do
- The first story or “study” is about FDNS-DS, why all of that documentation is important, and why we do it:

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Core Concept.

- A holistic, intertwined set of policies:**
- Watchlisting
 - NaBISCOP
 - CARRP
 - TRIG
 - TECS Policy
 - Social Media

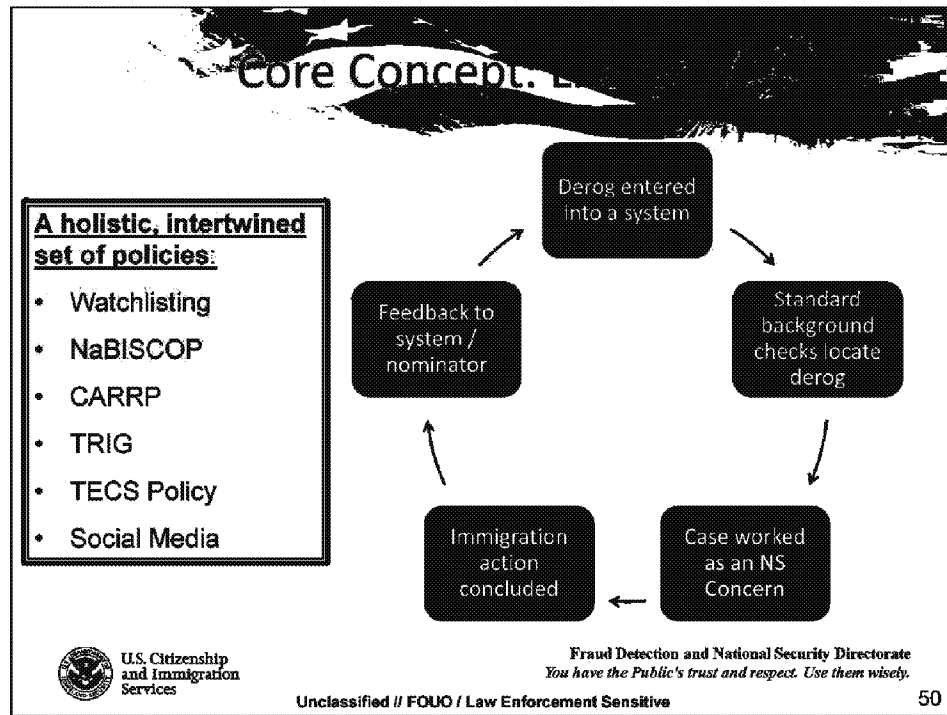


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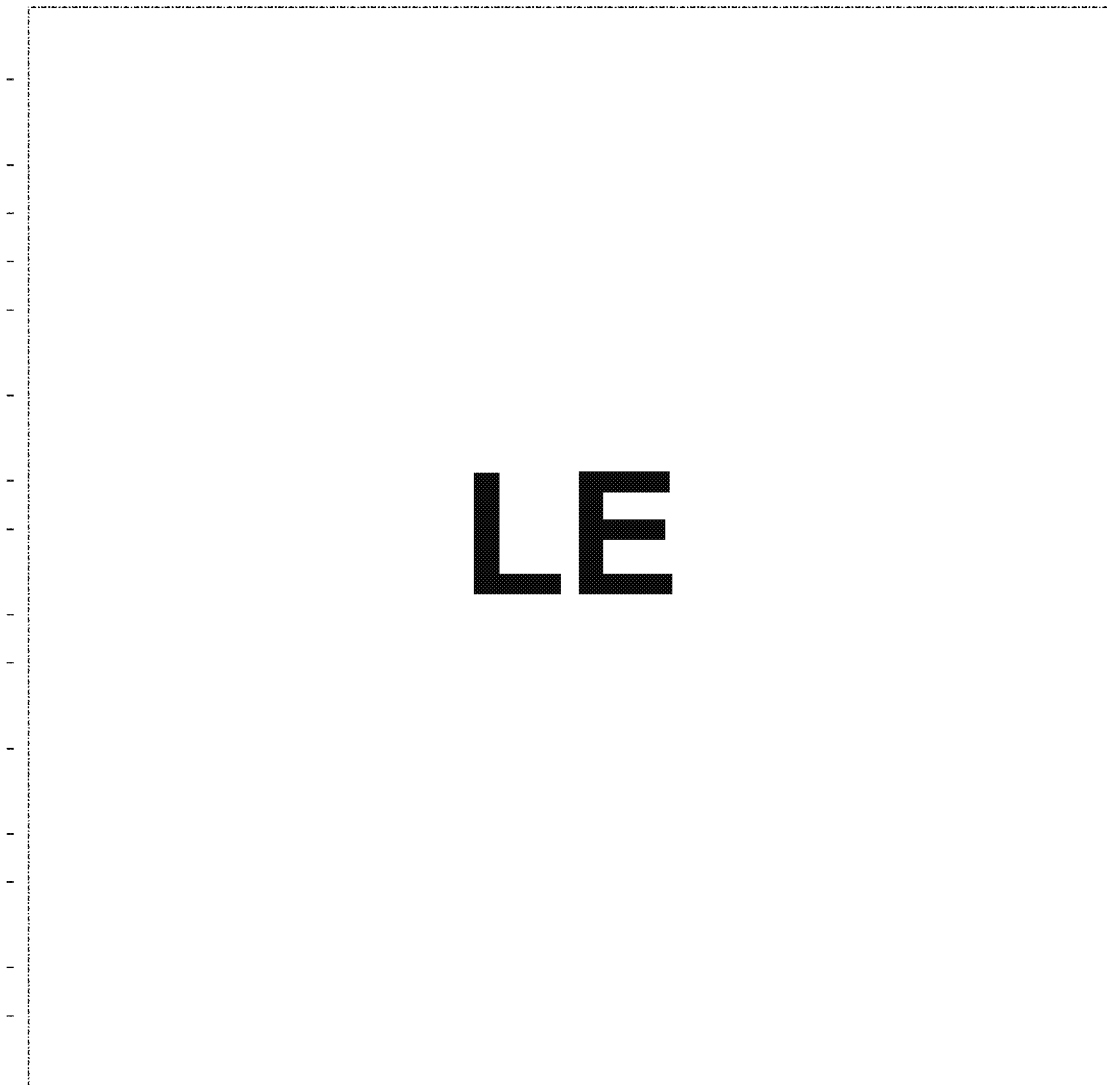
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- We just took a look into what makes up an NS, and therefore a CARRP, case
- But the agency does a lot of things that aren't NS – most of our cases do not go into CARRP
- So let's take a step back and look at CARRP as a policy, a single component of the adjudication process
- CARRP does not work in a vacuum
- It is impacted by and works in tandem with a host of other USCIS policies
- Watchlisting, NaBISCOP, and TRIG are all closely associated with CARRP
- The last two bullets – social media and TECS policy – are upcoming developments to give FDNS officers more tools within the CARRP process
- All of these policies help us to see the activities that take place before a case is put in CARRP and after the immigration action is completed
- So consider CARRP as one step in the broader lifecycle of an immigration application
- For simplicity sake, begin at the top of the cycle
- Derog gets entered into a system

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Core Concept: CARRP

TRIG is an inadmissibility



CARRP is a national security process

Should a case with a TRIG ground but no other areas of NS concern be in CARRP?



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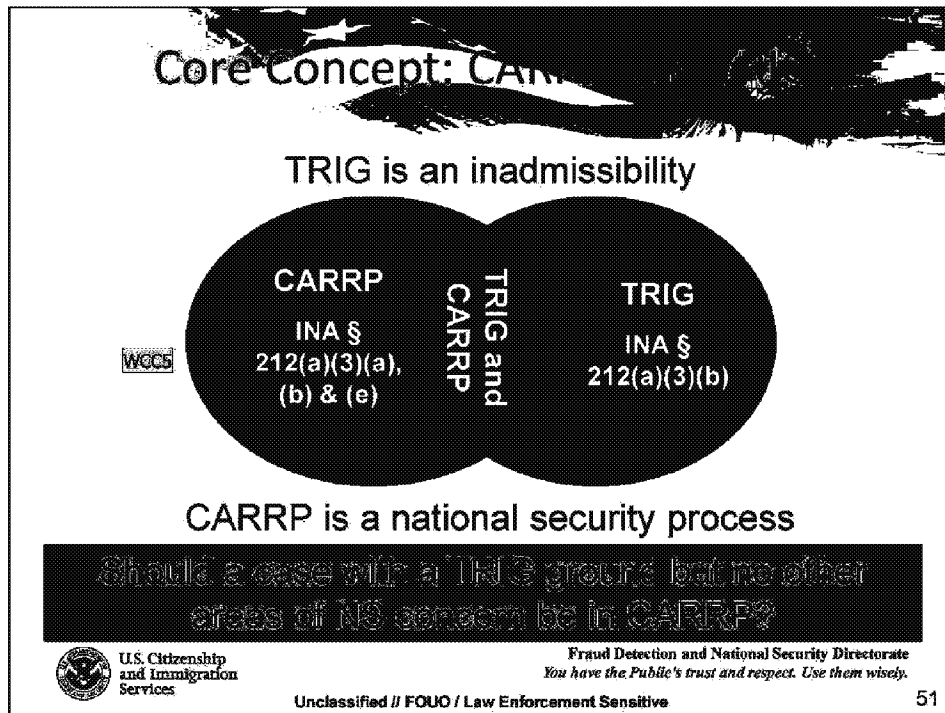
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Slide 94

WCCB

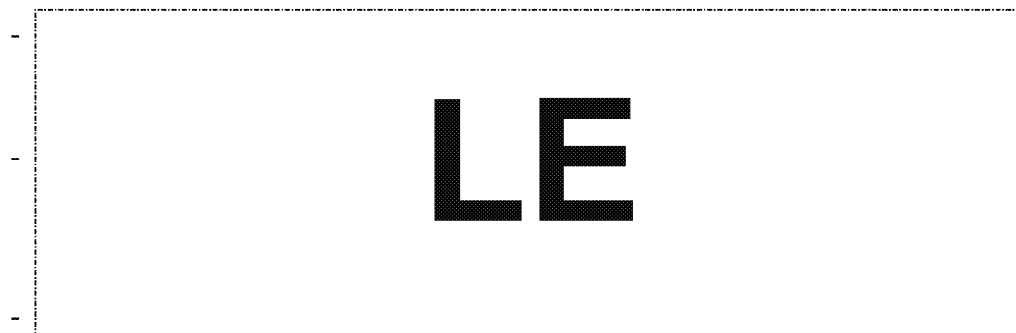
LE/DP

Crompton, Wendy C. 5/4/2016

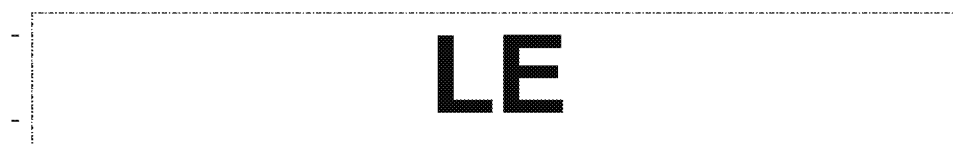


- Having just defined what CARRP is and how it interacts with other programs, we will now take a brief diversion into what CARRP is not
- This is an incredibly simple chart with an incredibly important message
- TRIG = Terrorist Related Grounds of Inadmissibility
- CARRP and TRIG are not the same thing – there is overlap in many cases (i.e. some things with TRIG concerns may fall in to CARRP, like terrorist activities or membership) but they are fundamentally different things
- TRIG is an inadmissibility – it is a straight up application of the law
- CARRP is a national security program – it is a subjective assessment of threat to national security
- It is possible to have a case in CARRP with no TRIG concerns
- It is possible to have TRIG concerns but not be working a case in CARRP
- It is possible to resolve a CARRP issue but still have TRIG inadmissibility's
- It is possible to get an exemption for TRIG inadmissibly but still work a case in CARRP

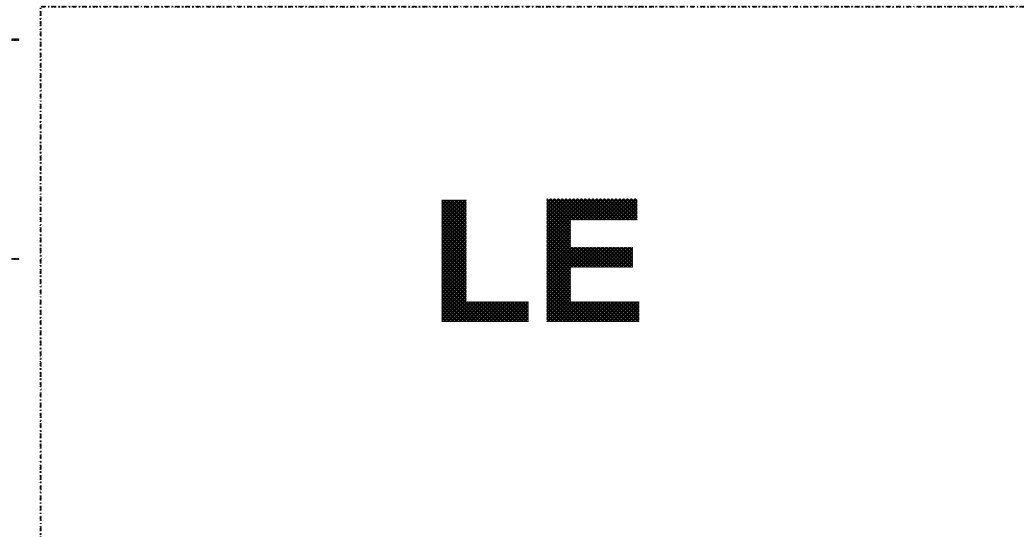
- TRIG but not CARRP:



- CARRP but not TRIG:



- Both:



(mouse click)

- Think about the answer to this question as we go through the next slide

Slide 21

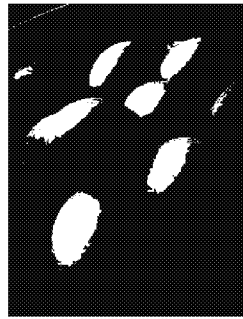
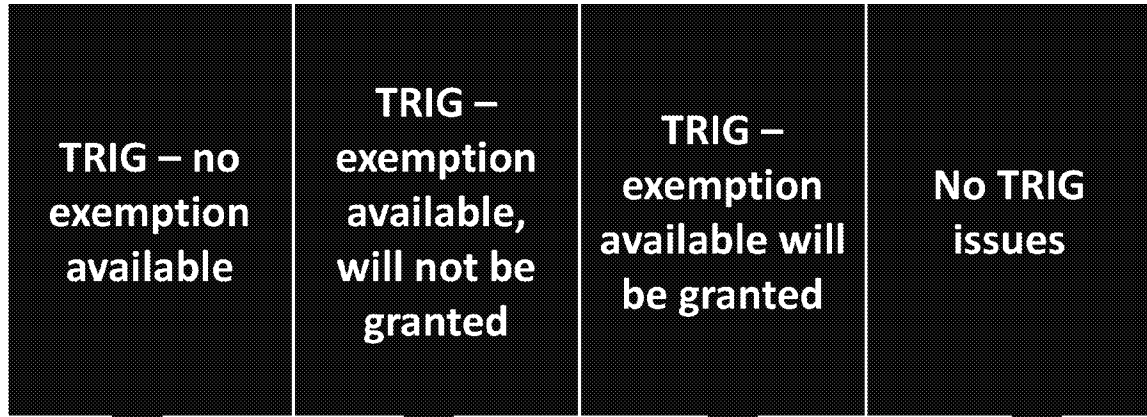
WCC5

LE/DP

Crompton, Wendy C., 5/4/2018



Core Concept: CARRP and TRIG



WCC6

Handle under CARRP

Handle under CARRP

Is there any other nexus to national security?

Is there any other nexus to national security?

If an exemption will be granted & no other NS = NO!
If there is no exemption or another NS issue = YES!



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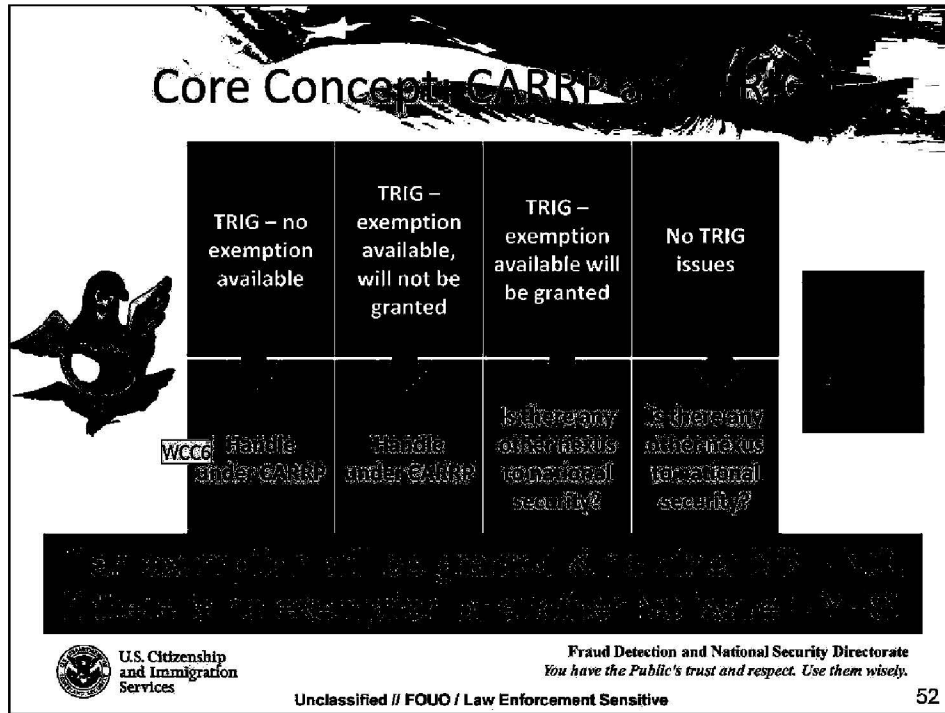
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Slide 52

WCC6

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Crump, Wendy C., 10/17/2015



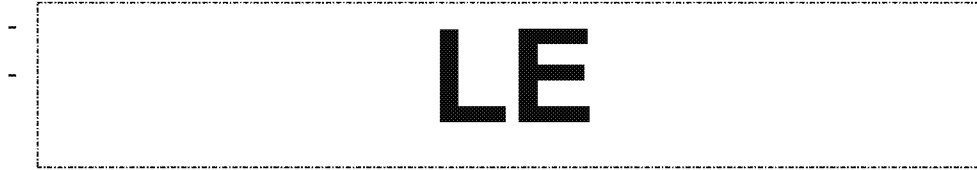
- So, this is your quick decision making tree
- Guidance tells us that if it's TRIG and there's no exemption, we handle under CARRP

LE

- It's likely in a lot of these that we won't find additional derog in vetting – there may be no other NS ground besides the TRIG concern
- There may also be no one to deconflict with
- And it's also entirely possible that many will be resolved as non-NS fairly quickly (with or without exemption)
- For example:

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- Policy also tells us that if there's an exemption that won't be granted, we handle under CARRP



- If you know that the exemption is going to be granted, then there's no requirement to process under CARRP
 - This is your guy who gave a ham sandwich to someone who ended up maybe being a terrorist
 - The lawyers tell you its slam dunk on the It seems pretty clear that the applicant qualifies for an exemption
 - And you, being a good FDNS officer, know that there's no nexus to a national security ground
- And finally, if there's no TRIG issue... that's the subject of the rest of this course!

- This whole discussion also raises the old chicken and egg question: which comes first, CARRP or TRIG?
- Do you resolve the NS concern before determining eligibility for an exception?
- Or do you grant the exception, which may mean that CARRP vetting is unnecessary?
- The answer, once again, is it depends
- Most of the time, CARRP will come first, because we usually run systems checks before we interview, and TRIG concerns usually arise from applicant testimony... usually
- But that's not hard and fast, because we know that applicant testimony and no exemption means that we're opening a CARRP case

(mouse click)

- So now we can answer the original question – Should a case with a TRIG ground but no other area of NS concern be in CARRP?
- Remember: many TRIG cases for which no exemption is available but that have no area of NS concern besides the TRIG issue can move through CARRP quite quickly
- For any and all question that may arise with regard to TRIG, please work through your directorate TRIG POC

Slide 52

WCC6

LE/DP

Compton, Wendy C., 5/4/2016

Core Concept: How CARRP

CARRP as a Process (with a defined end)

That end can be one of four outcomes:

		Adjudicative Decision	
National Security Issue	NS Concern Resolved	Approval of benefit	Denial of benefit



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Core Concept: How

CARRP as a Process (with a defined end)

That end can be one of four outcomes:

		Adjudicative Decision	
		Approval of benefit	Denial of benefit
National Security Issue	NS Concern Resolved	Eligible for benefit	Denial of benefit
	NS Concern Unresolved	Not eligible for benefit	Denial of benefit



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- As a process, CARRP has a beginning, and it should have an end
- We've seen that it's a broad cycle that often times goes around and around many times... so where is the end?
- CARRP ends when the NS concern is resolved or we adjudicate
- So, there are four potential outputs from those ends
- The left hand column (eligible for the benefit) requires a determination as to whether the NS concern can be resolved – that's the purpose of CARRP in a nutshell
- In the upper left hand box, resolving the NS concern enables adjudication, because the subject is otherwise eligible
 - It's this outcome that demonstrates CARRP is a not a denial program
 - Subjects do emerge from CARRP cleared of any concerns
- In the entire right hand column it doesn't really matter if we resolve the concern if the individual isn't eligible anyway
 - If someone is ineligible due to an unlawful entry, we aren't going to ask FBI about their investigation into the subject
 - If the benefit is going to be denied, it doesn't matter if the subject is on the watchlist or off the watchlist



Core Concept: What

“covert agency program”

“potentially endless delays”

“a civil rights violation”

“Immigration authorities are instructed to follow the FBI direction as to whether deny, approve or hold in abeyance”

“Recruitment tool for the FBI”

“AUTOMATIC DESIGNATION EVEN FOR ROUTINE TRAVEL SUCH AS A FAMILY VISIT”



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Core Concept: What

“covert agency program”


“potentially endless delays”

“a civil rights violation”

“Immigration authorities are instructed to follow the FBI direction as to whether deny, approve or hold in abeyance”

“Recruitment tool for the FBI”

“AUTOMATIC RESIGNATION EVEN FOR ROUTINE TRAVEL SUCH AS A FAMILY VISIT”

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- These are all things that have been said or written about CARRP
- When we do our jobs right, they are all misconceptions
- We've already touched on a couple of these
 - Potentially endless delays – we've already covered that the process *should* end and the different ways it can – throughout the rest of these materials we'll talk about how to get there
 - Follow FBI direction – did we talk about that during deconfliction? At any point did we say to follow whatever the FBI's direction was?
- Please keep these in the back of your head as we go through the curriculum, because by the end of this class, you're going to be able to intelligently refute every one of these and describe what the process actually does

Core Concept: FDNS-DS

The NS Concerns Tab

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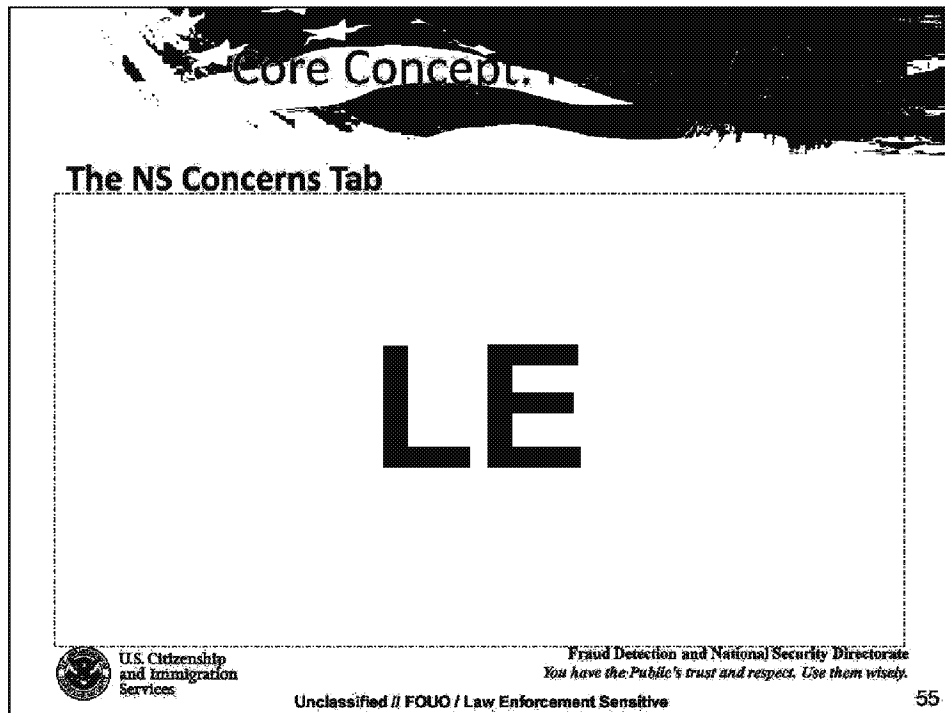
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- The last slide showed the one of the major benefits of CARRP was consistent case documentation
- The way we do that documentation and manage our CARRP cases is FDNS-DS
- You have probably heard a lot of terrible things about DS, but the one thing its good at is capturing a lot of detail about a case
- Some of that detail may take hours to input... but it's important if one of these NS concerns actually goes and does something
- There is one tab where all of your NS entries will go – NS Concerns

Core Concept: FDNS-DS

Building a CME:

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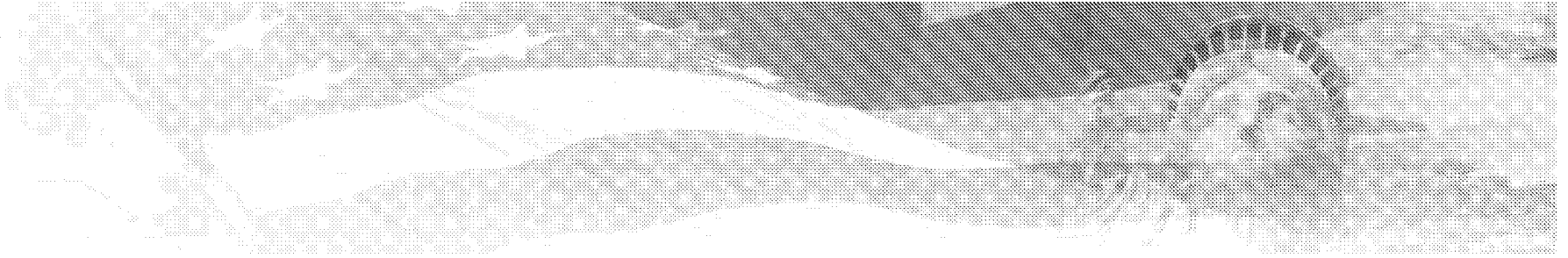
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Application Exercise 3.5

“Creating a CME”



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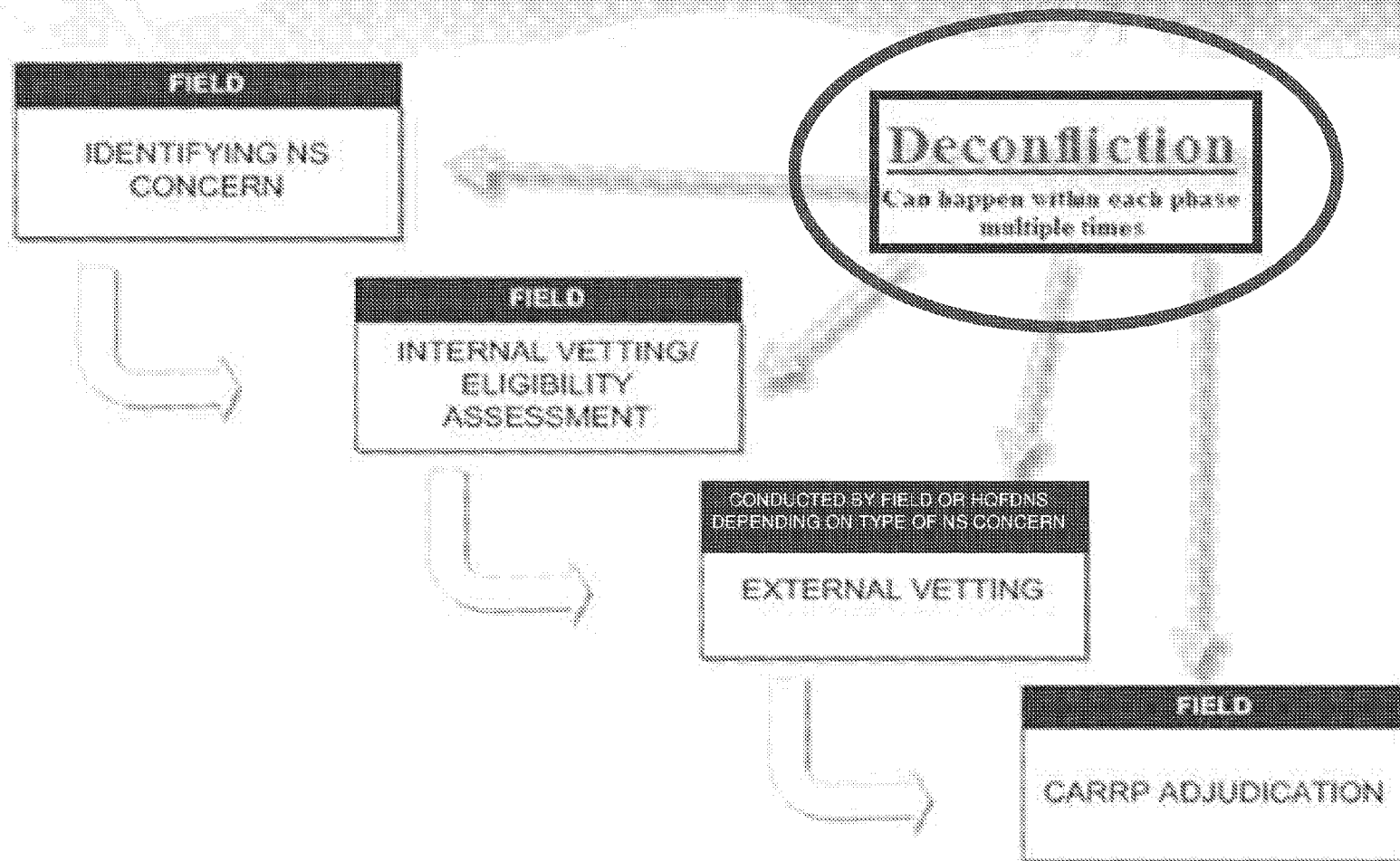
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Core Concept: Deconfliction



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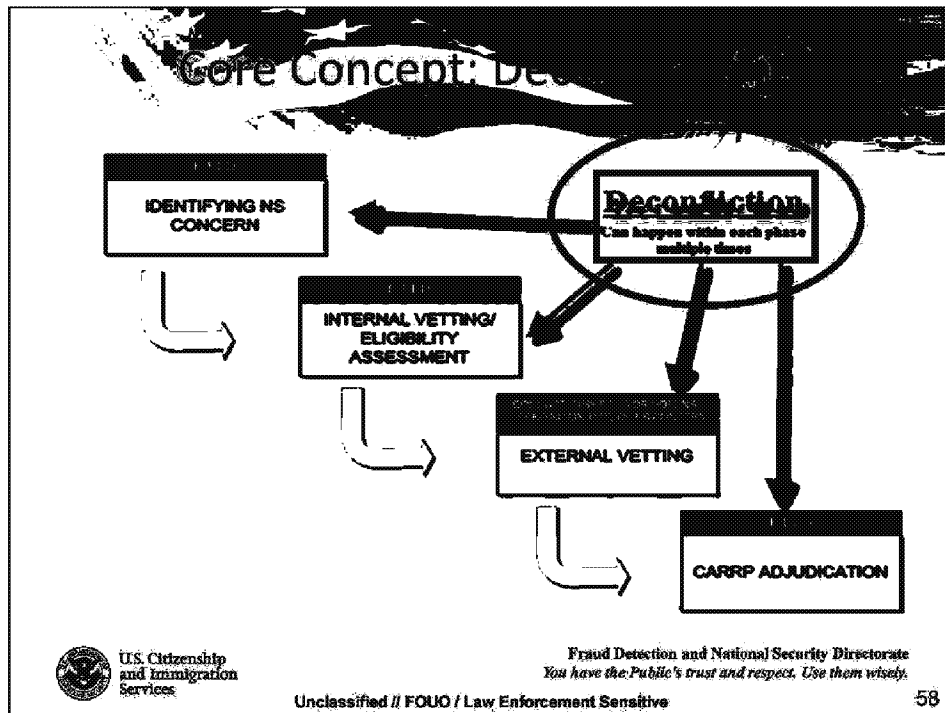
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Before we get into the individual stages, we're going to talk about deconfliction because deconfliction applies to EVERY stage

- Why is deconfliction done during all CARRP stages?
 - An adjudication may come in CARRP stage 4, or Stage 2
 - A site visit or interview may be part of Internal vetting in Stage 2, or External in Stage 3, or Adjudication in Stage 4
 - There could be an abeyance request throughout the lifecycle



Core Concept: Deconfliction

- What is deconfliction?
 - An outward-facing process for sharing what USCIS knows
 - A **conversation** between USCIS and an owner of NS information.
 - **Coordination** between two agencies of the USG.
 - An opportunity to **educate** about USCIS.
- When do you deconflict?
 - During any stage of CARRP.
 - In response to a variety of case activities:
 - Prior to issuing an RFE or NOID.
 - Prior to conducting a site visit or interview.
 - Prior to a decision on the case (approval OR denial).
 - If USCIS receives additional information from other sources.



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Deconfliction is outwardly oriented – it's USCIS sharing information outward

This is in contrast to vetting, which we'll talk about later, where USCIS is trying to obtain information

Conversation: build rapport

Coordination: discuss what activities both sides are planning (this can overlap with external vetting)

There are no requirements for the number of times you have to deconflict, but best practice suggests some times where it might be in USCIS interest:

- Prior to issuing an RFE or NOID
- Prior to conducting a site visit or interview
(Gives the LEA a chance to submit questions – must be material to the immigration benefit)
- Prior to a decision on the case (approval OR denial)
(Gives the LEA a chance to request abeyance)




Core Concept: De

- Who are you deconflicting with?
 - External law enforcement partners
 - Record owners
 - Case agents
- Why deconflict?
 - Ensure that record owner is aware that the individual has a benefit pending with USCIS.
 - Ensure that planned adjudicative activities do not compromise or impede an ongoing investigation or other record owner interest.



Core Concept: Deconflict

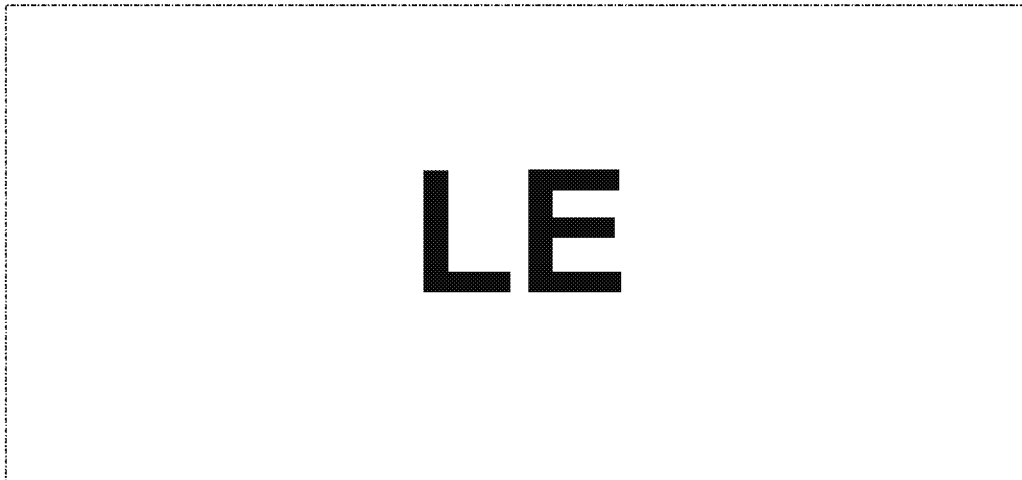
- **Who** are you deconflicting with?
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Who do we NOT deconflict with?





Core Concept: De

- Where can you perform deconfliction?
 - Unclassified phone / email
 - Classified phone / email
 - In person, including JTTF
- How do law enforcement agencies benefit from deconfliction?
 - Deconfliction does not only help USCIS.
 - Benefits to other agencies may include:
 - Information from A-files
 - Ability to submit interview questions (must be pertinent to the benefit application)
 - Requests for evidence
 - Abeyance



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Gore Concept: Deconfliction

- Where can you perform deconfliction?
 - Unclassified phone / email
 - Classified phone / email
 - In person, including JTTF
- How do law enforcement agencies benefit from deconfliction?
 - Deconfliction does not only help USCIS.
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- Part of the education component of deconfliction can include what the LEA can get out of talking to us
- Make sure it's in your office policy, but there are a lot of benefits to LEA's
- This is also where we handle abeyance requests
 - Designated officers in receipt of LEA requests for abeyance must refer the request to the USCIS chain of command.
 - Request must be in writing, in accordance with the Operational Guidance.
 - On a case-by-case basis, the Field Director will determine whether the request comports with the requirements for abeyance (8 CFR 103.2(b)(18)) or warrants expedited processing.
 - Case will be held in abeyance for **180 days** or until the investigation is completed, whichever is sooner.
 - The withholding of adjudication period **may be** extended further.
 - Be aware the abeyance is not binding on a court – explain to the LEA that a mandamus action may compel us to act even if there is an abeyance request



Core Concept: De

- ✘ Deconfliction is **not** USCIS asking permission to do something
- ✘ Deconfliction is **not** USCIS seeking concurrence with our decisions
- ✘ Deconfliction is **not** an opportunity for LEAs to critique USCIS adjudications
- ✘ Deconfliction is **not** asking what an LEA thinks about our activities



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The Deconfliction Co

Step 1: Introduce yourself and your agency.

Step 2: Provide the record owner with the case number, TECS ID number, or any other identifying information you have regarding their case.

Step 3: Find out whether case is still open.

Step 4: Indicate what applications or petitions subject has pending with USCIS.

Step 5: Indicate what possible action you are going to take with the case.

Step 6: Ask whether action will impede their investigation.



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The Deconfliction Guide

Step 1: Introduce yourself and your agency.


Step 2: Provide the record owner with the case number, TECS ID number, or any other identifying information you have regarding their case.

Step 3: Find out whether case is still open.

Step 4: Indicate what applications or petitions subject has pending with USCIS.

Step 5: Indicate what possible action you are going to take with the case.

Step 6: Ask whether action will impede their investigation.

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Step 3 sounds a whole lot like external vetting... but it's not

Why do we ask that question?

Step 6 is your bread and butter – you ask this every time, all the time



SA Johnson,

LE



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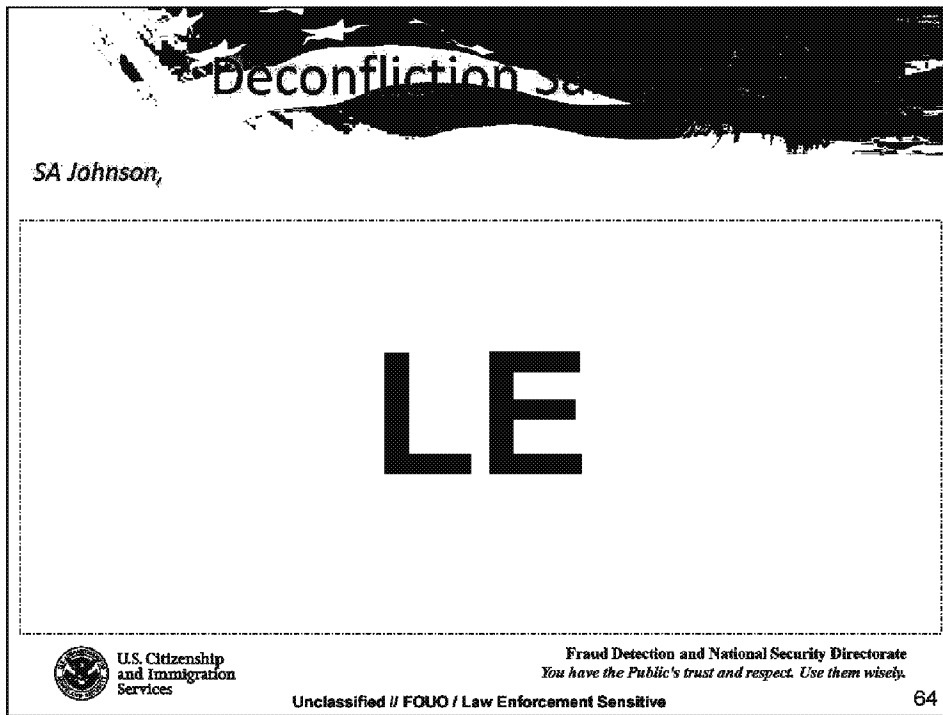
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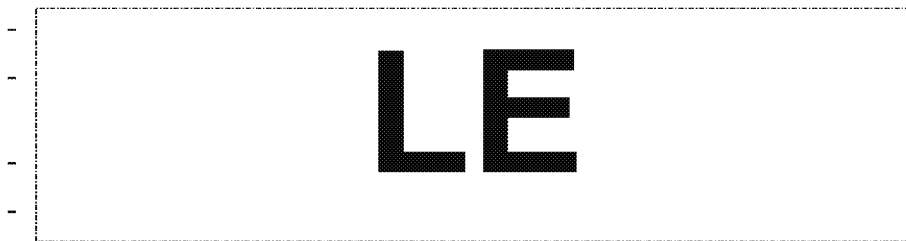
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- Deconfliction doesn't only need to be over the phone
- This is an example of a deconfliction email I sent an ICE agent
- What do you notice about it?





Deconfliction SA

Dear SA Smith,

LE

Thank you,



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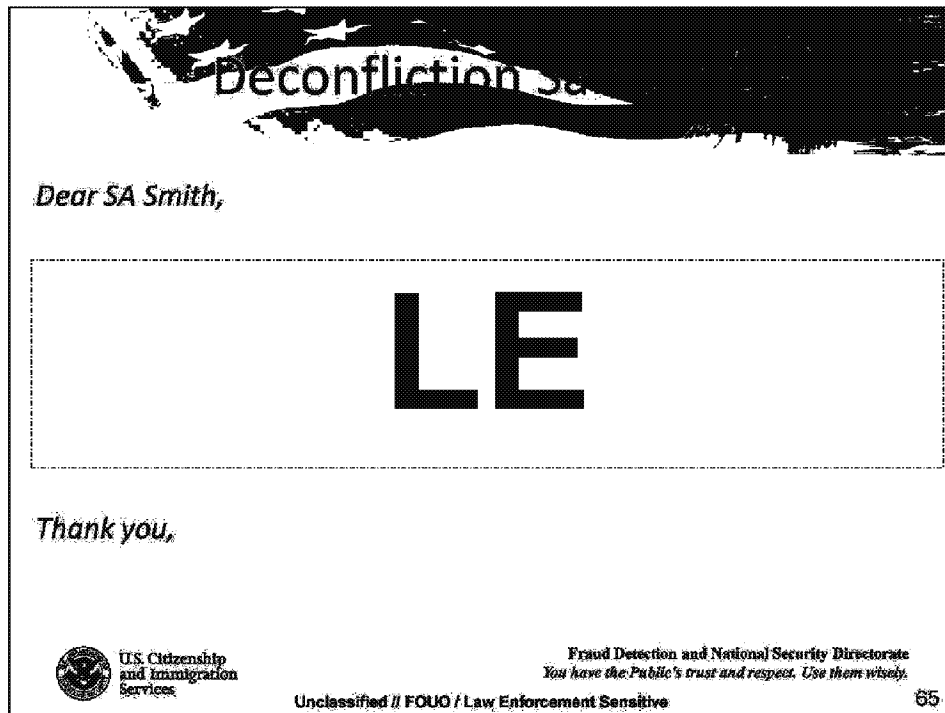
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- Here's another example
- This one is a little more familiar in tone
- In this example, the officer has already worked with SA Smith and has had prior discussions about the case in question
- But the major points don't change
 - It identifies the subject
 - It states what action USCIS is going to take
 - And it asks if the agent has an objection or if the action will impact an investigation

Core Concept: FDNS-DS

Entering Deconfliction:

LE



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Core Concept.

Entering Deconfliction:

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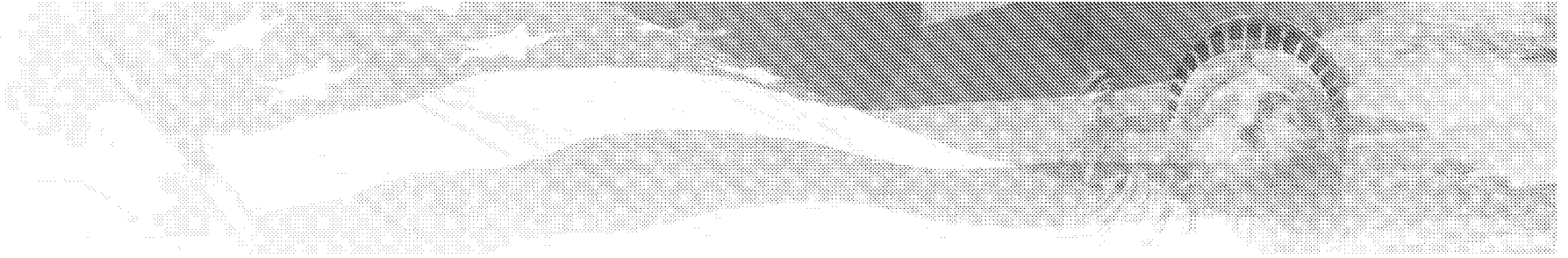
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- Pretty much everything you do working a CARRP case goes into DS
- As we just saw in the last slide, there are fields for almost everything
- Part of the structure of this briefing is that, at the end of every section, we talk about how to enter the activities we just learned in DS
- So that starts here – we've talked about deconfliction in this module, so now we'll learn how to enter deconfliction in DS

LE

LE

- That's great communication right there and perfect example of how deconfliction is externally oriented – we are providing information outward



Application Exercise 3.6



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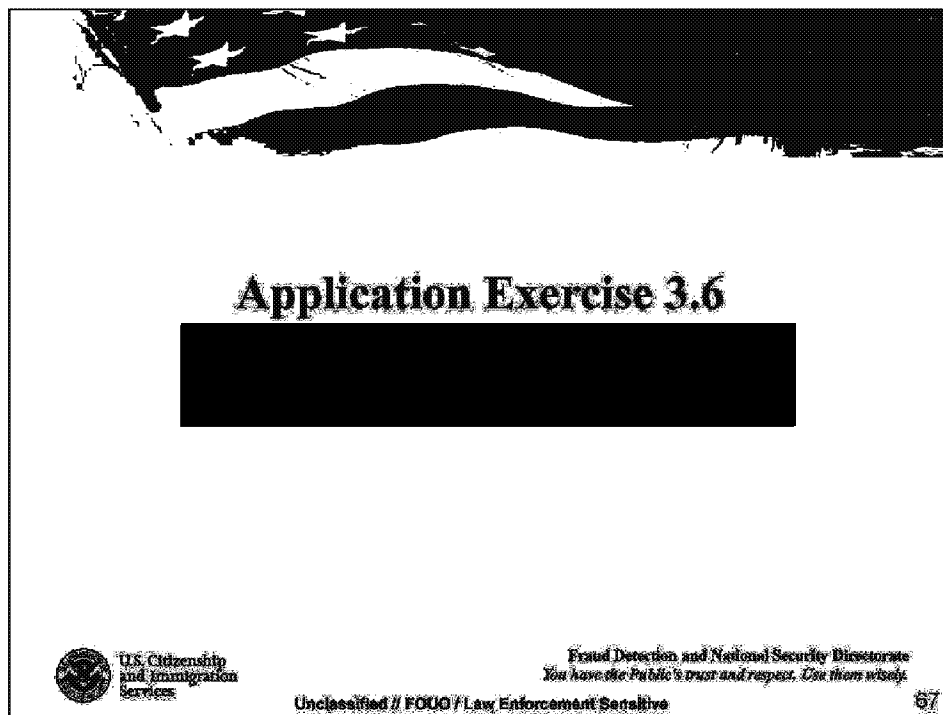
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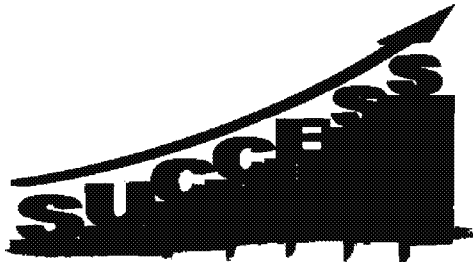
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"CARRP Process Timeline" exercise



Module 3 wrap



- ✓ Build a common vocabulary for discussing CARRP cases.
- ✓ Understand USCIS policies impacting CARRP cases.
- ✓ Identify the personnel involved in the CARRP process
- ✓ Learn the four phases of the CARRP process.
- ✓ Recognize the differences between KST processing and non-KST processing.
- ✓ Characterize the discreet elements of an NS concern.
- ✓ Position CARRP with other USCIS policies.
- ✓ Be able to have a deconfliction conversation.



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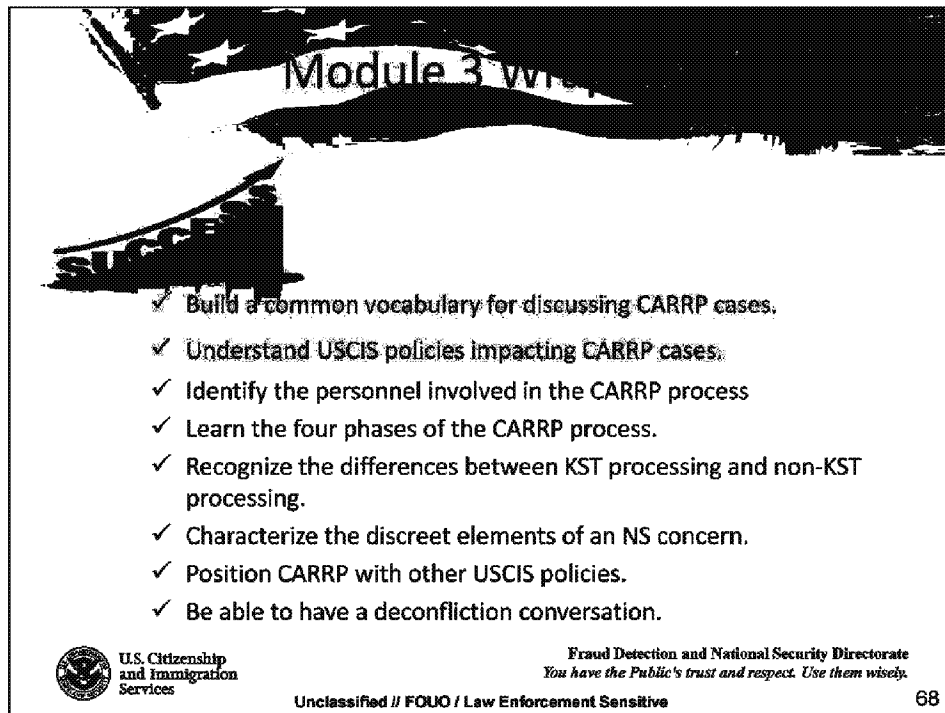
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The slide features a background with an American flag at the top and a 'SUCCESS' graphic on the left. The title 'Module 3' is centered at the top. A bulleted list of seven goals is in the center. At the bottom left is the USCIS logo and name. At the bottom right is the Fraud Detection and National Security Directorate logo and motto. The classification 'Unclassified // FOUO / Law Enforcement Sensitive' is at the bottom center, and the number '68' is at the bottom right.

Module 3

- ✓ Build a common vocabulary for discussing CARRP cases.
- ✓ Understand USCIS policies impacting CARRP cases.
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- These were our goals for this module – did we touch on all of them?



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1. Yesenia Amaro, "Little-known law stops some Muslims from obtaining US citizenship," *Las Vegas Review Journal*, April 16, 2016, <http://www.reviewjournal.com/news/little-known-law-stops-some-muslims-obtaining-us-citizenship>.
2. Talal Ansari and Siraj Dato, "Welcome to America – Now Spy on Your Friends," *BuzzFeed News*, Jan. 28, 2016, <http://www.buzzfeed.com/talalansari/welcome-to-america-now-spy-on-your-friends#.bbpxAJBZq>.
3. Pasquarella , Jennie. 2013. *Muslims Need Not Apply: How USCIS Secretly Mandates the Discriminatory Delay and Denial of Citizenship and Immigration Benefits to Aspiring Americans*. American Civil Liberties Union of Southern California.



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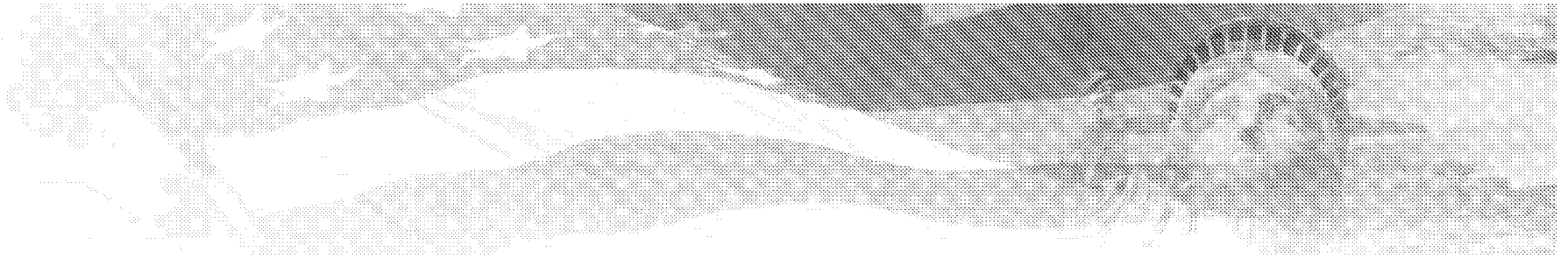
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