

United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-6275

February 27th, 2024

Secretary Alejandro Mayorkas
U.S. Department of Homeland Security
3801 Nebraska Ave N.W.
Washington, D.C. 20016

Dear Secretary Mayorkas:

According to U.S. Immigration and Customs Enforcement,¹ Jose Antonio Ibarra, the suspect charged in the murder of Augusta University student Laken Riley, is a Venezuelan national who entered the United States illegally in September 2022 and was subsequently released by the Department of Homeland Security through a grant of parole. We are deeply saddened by this senseless and preventable act of violence, and we write today demanding answers about how Ibarra was allowed to enter and remain in the United States.

Under section 212(d)(5) of the Immigration and Nationality Act, immigration parole should only be granted on a case-by-case basis, and only if there is an urgent humanitarian reason or significant public benefit justifying a grant of parole. We have previously expressed significant doubts as to how the Department has been able to make hundreds of thousands of case-by-case determinations for parole every year, but you have assured Congress in your sworn prior testimony that the Department makes an individual determination for each individual alien granted parole. Regarding the use of parole, you testified on November 8, 2023, “We make our decision on case-by-case basis.”² That must also apply to Ibarra’s grant of parole.

We demand that you show us your work. No later than March 8th, please provide us with a copy of the case file for Jose Antonio Ibarra, including the record showing what urgent humanitarian reason or significant public benefit justified the decision to grant him parole.

Sincerely,



¹ Ali Bradley (@AliBradleyTV), X (Feb. 25, 2024, 3:32 PM), <https://twitter.com/AliBradleyTV/status/1761851788981154116>.

² *A Review of the President’s Supplemental Request for the Departments of Health and Human Services and Homeland Security Before the S. Comm. on Appropriations*, 118th Cong. (2024) (testimony of Alejandro Mayorkas, Secretary, U.S. Department of Homeland Security), <https://www.appropriations.senate.gov/hearings/a-review-of-the-presidents-supplemental-request-for-the-departments-of-health-and-human-services-and-homeland-security>.

John Cornyn

JD S

Tom Cotton

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