

SUBPOENA

**BY AUTHORITY OF THE HOUSE OF REPRESENTATIVES OF THE
CONGRESS OF THE UNITED STATES OF AMERICA**

Mr. Ken Cuccinelli, Acting Director, U.S. Citizenship and Immigration Services
U.S. Department of Homeland Security

To

You are hereby commanded to be and appear before the
Committee on Oversight and Reform



of the House of Representatives of the United States at the place, date, and time specified below.

- to produce the things identified on the attached schedule touching matters of inquiry committed to said committee or subcommittee; and you are not to depart without leave of said committee or subcommittee.

Place of production: 2157 Rayburn House Office Building, Washington, D.C. 20515
Date: October 21, 2019 Time: 12:00 P.M.

- to testify at a deposition touching matters of inquiry committed to said committee or subcommittee; and you are not to depart without leave of said committee or subcommittee.

Place of testimony: _____
Time: _____

- to testify at a hearing touching matters of inquiry committed to said committee or subcommittee; and you are not to depart without leave of said committee or subcommittee.

Place of testimony: _____
Date: _____ Time: _____

To any authorized staff member or designated official with the House Sergeant at Arms or the
United States Marshals Service to serve and make return.

Witness my hand and the seal of the House of Representatives of the United States, at
the city of Washington, D.C. this 16th day of October, 2019.

Ken Cuccinelli
Chairman or Authorized Member

Attest
Gregory J. [Signature]
Clerk

SCHEDULE

In accordance with the attached schedule instructions, you, Kenneth Thomas Cuccinelli, are required to produce all records described below:

1. All current Department of Homeland Security (DHS)—including U.S. Citizenship and Immigration Services (USCIS)—guidance and policies regarding deferred action.
2. Any emails, memoranda, guidance, or other documents discussing the rationale and transition process for the deferred action policy change that took effect on August 7, 2019.
3. All documents, including emails and other communications with the White House or DHS officials about the deferred action policy change that took effect on August 7, 2019.
4. All documents regarding collaboration between USCIS and U.S. Immigration and Customs Enforcement (ICE) on this policy change before the August 7, 2019, enactment date.
5. Documentation of any studies, and the results of these studies, conducted by USCIS concerning the anticipated chilling effect of requiring prospective deferred action applicants to seek that relief from ICE rather than USCIS.
6. Any briefing materials on deferred action from the September 9, 2019, meeting that discussed this topic, including, but not limited to, the memorandum on this subject from Kathy Nuebel Kovarik, Chief of the Office of Policy and Strategy at USCIS, to Acting Secretary Keven McAleenan.