

Honorable _____

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ANDRES RAMIREZ-MARTINEZ,
MANUEL URIOSTEGUI, and
ERICSON GONZALES

Plaintiffs,

v.

UNITED STATES IMMIGRATION
AND CUSTOMS ENFORCEMENT;
THOMAS S. WINKOWSKI, Principal
Deputy Assistant Secretary of the U.S.
Immigration and Customs Enforcement;
U.S. DEPARTMENT OF HOMELAND
SECURITY; JEH JOHNSON, Secretary
of Homeland Security; NATHALIE R.
ASHER, Director of the Seattle Field
Office of U.S. Immigration and Customs
Enforcement,

Defendants.

No. _____

DECLARATION OF ERICSON
GONZALES IN SUPPORT OF
MOTION FOR TEMPORARY
RESTRAINING ORDER

I, Ericson Gonzales, declare as follows:

1. I am over the age of eighteen, have personal knowledge of the matters herein, and am competent to testify in this case.

2. I am a detainee at the Northwest Detention Center in Tacoma, Washington. My living unit at the Northwest Detention Center was F-3. I am currently housed in administrative segregation in the D-3 unit. During the first three days of the hunger strike, other than encouraging me to eat, none of the corrections officers said anything to me about potential sanctions for being on a hunger strike.

1 3. Beginning on Monday, March 24, 2014, I voluntarily participated in a hunger
2 strike in the F-3 unit. Many detainees in the F-3 unit were on hunger strike, but no one was
3 forced to participate. There were a few detainees who did not want to participate in a hunger
4 strike, and I and others who were on hunger strike respected those detainees' decision not to
5 strike. The hunger strike did not affect daily operations in our unit and, to my knowledge, there
6 was no disruption of the facility.

7 4. I went on hunger strike because I have concerns about national immigration poli-
8 cy, the fairness of bond decisions, and the conditions at the Northwest Detention Center.

9 5. On Thursday, March 27, 2014, several corrections officers entered the F-3 unit
10 while many of us were on hunger strike. They told another detainee to come with them for a
11 meeting with an assistant warden. The detainee left with the officers.

12 6. The officers then returned to take other detainees to the meeting. Many of the re-
13 maining hunger striking detainees in the unit asked the officers if they too could join the meeting
14 because they had their own reasons for joining the hunger strike and wanted to have the same
15 opportunity to convey those reasons as the detainees who were selected to attend the meeting. A
16 corrections officer agreed and then started to identify detainees who would also be allowed to
17 attend the meeting. Corrections officers escorted them out of the F-3 unit.

18 7. I was not one of the individuals who asked to attend the meeting, but a corrections
19 officer instructed me to go.

20 8. As soon as we were outside of the F-3 unit, I was handcuffed me and placed in
21 administrative segregation where I am locked in an isolation cell for 23 hours a day. The cell has
22 only a bed, a toilet, and a sink. I am allowed to go to a small "yard" for 1 hour a day. I am only
23 allowed to shower three days a week and cannot participate in programming. I was not told why
24 I was placed in administrative segregation, or if or when I would be released from segregation.

25 9. I was eventually given an Administrative Segregation Order which stated that I
26 am a security risk to myself or the security of the facility. It also stated that I have been identi-
27

EXHIBIT 1

Northwest Detention Center

Administrative Detention Order

To: Special Management Unit

Date: March 27, 2014From Risch

12.1

Title: LI

(Signature of Person Authorizing Detention)

Medical Notified: Yes XX No

Detainee Name: GONZALES, ERICSEN

A-Number:

The above named individual is to be admitted to Administrative Detention for the following reason(s):

(A) Is pending an investigation/hearing for the commission of a prohibited act or rule violation and requires pre-hearing detention.

(B) Is under medical observation (medical staff must comment and sign this order)

Medical Officer (Signature) _____

_____ (C) Is pending a transfer or release within 24 hours.

(D) Is terminating confinement in Disciplinary Segregation and has been ordered in Administrative Detention by the Institution Disciplinary Panel

☒ (E) Is a security risk to him/herself or the security of the facility.

(F) Detainee has requested admission for Protective Custody

I hereby request placement in the Special Management Unit for my own protection.
I do ☒ do not ☐ request a hearing concerning my segregation.

Detainee: _____ Date: _____
(Signature)

Details (as necessary) You have been identified by staff as a principle party to intimidating others into not eating. Therefore for the security and safety of the detainees in the affected housing units, you are being placed in Protective Custody _____

Copy delivered to detainee by (Signature)

Date/Time	3	27	14	1630
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Original Detainee File - White

Captain's Review:

CC: Administrative File - Yellow

Detainee – Pink

PHS – Gold

ICE - Blue

Signature

Date / Time