

EXHIBIT A

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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KELLEY AMADEI, et. al,

Plaintiffs,

- against -

KIRSTJEN M. NIELSEN, et al.

Civil Action No.
17-CV-5967
(Garaufis, J)
(Scanlon, M.J.)

Defendants.

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DECLARATION OF FRANCIS J. RUSSO

I, FRANCIS J. RUSSO, do hereby declare, certify and state as follows:

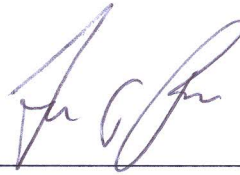
1. My name is Francis J. Russo, and I am employed by U.S. Customs and Border Protection (“CBP”) as the Port Director of the port of entry located at John F. Kennedy International Airport (“JFK Airport”), in Jamaica, New York. I have held this position since December 11, 2016. Prior to becoming the Port Director of JFK Airport, I was employed by CBP as the Assistant Director for Border Security in the New York Field Office. I make this declaration based on my own personal knowledge and upon materials maintained by CBP.
2. As the Port Director of JFK Airport, I am responsible for directing the activities of over 1,800 CBP employees. My area of supervision includes five international passenger terminals, one International Mail Facility, twenty-four air cargo facilities, eighty containerized freight stations, two general order warehouses, fourteen bonded warehouses, three foreign trade zones, and five general aviation facilities. I oversee national security and anti-terrorism operations, immigration and agricultural inspections, and CBP’s commercial trade enforcement efforts throughout JFK Airport.
3. CBP is the unified border agency within the U.S. Department of Homeland Security charged with the management, control and protection of our nation’s borders at and between the official ports of entry. In carrying out CBP’s mission each day, CBP officers inspect the identification of passengers entering the United States through various ports of entry, including those entering on flights arriving at JFK Airport. CBP processes approximately sixteen million international air passengers and crew members per year at JFK Airport.

4. My February 23, 2017 e-mail to Jordan Wells, concerning Delta Air Lines Flight 1583 did not express, nor did it intend to express, that there is a CBP policy or practice of checking identification of all passengers disembarking U.S. domestic flights, or all passengers disembarking a single U.S. domestic flight.
5. Other than the incident that occurred on February 22, 2017 with Delta Air Lines Flight 1583, I am not aware of another incident in which CBP checked the identification of all passengers disembarking a U.S. domestic flight.

I declare the foregoing is true and correct to the best of my knowledge and belief, and is given under the penalty of perjury pursuant to 28 U.S.C. § 1746.

Dated: Brooklyn, New York

March 9, 2018



FRANCIS J. RUSSO
Port Director
John F. Kennedy International Airport
U.S. Customs and Border Protection