

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Civil No. 25-cv-01945-ECT-ECW

WAHEBA DAIS,

Petitioner,

v.

**SUPPLEMENTAL  
DECLARATION OF  
DEPORTATION OFFICER  
THOMAS MURPHY**

ERIC TOLLEFSON, Sheriff, Kandiyohi County;  
KRISTI NOEM, Secretary, Department of  
Homeland Security; PAM BONDI, Attorney  
General; TODD LYONS, Acting Director,  
Immigration and Customs Enforcement; PETER  
BERG, Field Office Director, St. Paul Field Office,  
Immigration and Customs Enforcement,

Respondents.

Thomas Murphy, Deportation Officer, United States Immigration and Customs Enforcement (ICE), Department of Homeland Security, for his supplemental declaration under 28 U.S.C. § 1746, hereby states as follows:

1. The following declaration is based on a review of the Petitioner's alien file, electronic case information systems, statements, and e-mails.

2. I am and have been employed with ICE since April 1, 2007. I began my career as an Immigration Enforcement Agent. On May 3, 2015, I was promoted to Deportation Officer.

3. As a Deportation Officer, my assigned duties are to identify, locate, and arrest aliens illegally present in the United States. Additionally, I am charged with the responsibility of overseeing the cases of aliens in removal proceedings. These duties include the review of alien files for sufficiency, the detention and release of aliens in ICE

custody, monitoring the progress of cases through the hearing process, and enforcement of the immigration court's decision, including the execution of removal orders. I am also responsible for presenting criminal immigration cases to the United States Attorney's Office for possible criminal prosecution.

4. Waheba DAIS ("DAIS") is a native of Israel and a citizen of the Palestinian Territories who claims to have entered the United States on or about November 13, 1992, at Chicago, IL, as a CR-1 Conditional Resident.

5. On February 22, 1995, the former Immigration and Naturalization Service (INS) approved DAIS' Petition to Remove the Conditions on Residence.

6. On August 24, 2020, DAIS pleaded guilty in the U.S. District Court for the Eastern District of Wisconsin to Attempting to Provide Material Support to a Foreign Terrorist Organization in violation of 18 U.S.C. § 2339B(a)(1) and was sentenced to ninety months in prison.

7. On December 11, 2020, ICE Enforcement and Removal Operations (ERO) St. Paul encountered DAIS at the Federal Correctional Institute (FCI) in Waseca, MN during routing Institutional Hearing Program (IHP) duties and lodged a detainer.

8. On December 16, 2020, ERO St. Paul issued DAIS an I-862, Notice to Appear, charging removability under Section 237(a)(4)(B) of the Immigration and Nationality Act (INA).

9. On February 8, 2022, an immigration judge (IJ) at Fort Snelling, MN ordered DAIS removed from the United States to Israel and the Palestinian Territories via a written decision. DAIS did not appeal.

10. On November 1, 2024, ERO St. Paul arrested DAIS at FCI-Waseca.
11. On November 12, 2024, ERO St. Paul received DAIS' valid Palestine passport.
12. On January 27, 2025, ERO St. Paul completed a Post Order Custody Review of DAIS' case. On the same date, the acting Deputy Field Office Director approved continued detention of DAIS.
13. On April 29, 2025, ERO St. Paul received instructions from ICE HQ - Removal Management Division to schedule a removal flight for early June.
14. On April 10, 2025, ERO St. Paul conducted a 180-day Post Order Custody Review for DAIS' case.
15. On May 5, 2025, ERO St. Paul received an approved itinerary for DAIS from the Assistant Attache of Removals (AAR) in Tel Aviv. Removal was scheduled via Special High-Risk Charter (SHRC) for June 11, 2025.
16. On May 15, 2025, ERO St. Paul submitted a High-Profile Removal (HPR) Operation Plan to HQ-Domestic Operations. On the same date, HQ-Domestic Operations approved the HPR Operations Plan.
17. On June 9, 2025, ERO St. Paul transferred DAIS to ERO Dallas to be staged for the SHRC.
18. On June 12, 2025, ERO St. Paul was notified that all Israelis and Palestinians scheduled on the SHRC had been removed from the flight due to renewed conflict in the areas around Tel Aviv related to the Israel-Iran conflict.

19. On June 13, 2025, ERO Dallas notified ERO St. Paul that DAIS would be returned to ERO St. Paul to wait for new SHRC scheduling.

20. On June 17, 2025, ERO St. Paul received the 180-day Decision to Continue Detention letter from HQ-Removal Management Division. The letter stated that Significant Likelihood of Removal in the Relatively Foreseeable Future (SLRRFF) remains and recommended continued detention.

21. On June 18, 2025, ERO St. Paul received notification from HQ – Removal Management Division that removal flights to Israel and the Palestinian Territories will resume as quickly as possible after the airspace and airport re-opens.

22. Based on the foregoing, I believe there is a significant likelihood that DAIS will be removed in the reasonably foreseeable future.

23. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Further your affiant sayeth not.

THOMAS P  
MURPHY

Digitally signed by THOMAS P  
MURPHY  
Date: 2025.06.20 16:51:33 -05'00'

Thomas Murphy, Deportation Officer  
U.S. Immigration and Customs Enforcement  
June 20, 2025