

1 **DECLARATION OF DAIMARYS JOSE SUNIAGA MARTINEZ**

2 I, Daimarys Jose Suniaga Martinez, hereby declare:

- 3 1. Daixon Jose Ramirez Tesara is my long-time partner. Although we are not legally
4 married, we have been together since 2022. He is the stepfather to my two older children
5 and he and I share one biological child who was born in the United States and is 8 months
6 old.
- 7 2. Daixon and I are both from Venezuela and fled to the United States with my two older
8 children because of political violence there. I suffered threats and persecution from the
9 Armed Forces. Daixon was beaten by the Venezuelan National Police. In an incident of
10 political violence, Daixon was run over by a car. He had to have surgery on his left leg
11 and because of that surgery he has a bar and screws in his left leg and ankle.
- 12 3. We fled to the United States with my children to request asylum. We were arrested near
13 the US-Mexico border. I was released with the children, but Daixon was detained. From
14 what I understand of his process, he passed a credible fear interview and then ICE
15 released him on parole in order to present his asylum case in court. As part of his parole
16 release, he was required to participate in a check in program called ISAP. He used a
17 phone app to complete the check-ins.
- 18 4. Daixon also had separate court dates from my children and me. From what I understand,
19 his court was in Texas and then he moved it to the Portland Immigration Court, where we
20 were living. Daixon filed his application for asylum in October 2024.
- 21 5. Daixon has had ISAP reporting requirements since March 2024, when he was released
22 from immigration detention. We took the ISAP reporting requirements very seriously and
23 were diligent in making sure that he was connected to the internet at the time of any

1 scheduled calls. He was always sure to be present with internet connection so as not to
2 miss a call. In addition, I would check his app every day to see whether there were new
3 notifications or appointments. The requirements that I remember include video calls, with
4 a frequency of either every month or every other month. He also had to take a photo of
5 himself and send it through the app every Wednesday.

6 6. As far as I know, Daixon never missed a check-in video call and never failed to provide
7 his weekly photo.

8 7. Daixon had a video check-in call scheduled for August 11, 2025. Because of that, Daixon
9 did not go to work and instead stayed home so that he could be connected to the internet.
10 We took the ISAP video call requirements very seriously and always made sure to do
11 what we needed to in order to be present by making sure that our phones were connected
12 to the internet so that he had signal in order to receive the calls.

13 8. Daixon never received a call on August 11. He was at home with me and his phone was
14 connected to the internet that entire day.

15 9. On August 14, 2025 at 2:18 PM, Daixon received a message in the ISAP app that he had
16 missed a call on August 11, 2025. He received a message instructing him to present
17 himself at the ISAP office that day, August 14, 2025, at 2:00 PM.

18 10. We were both worried that he was accused of missing a video call and that ISAP was
19 now requesting that Daixon attend an appointment at a time that had already passed.
20 Daixon quickly replied to that message asking to reschedule his appointment. Daixon
21 mentioned that he did not have money on his phone at that moment, but that is not why
22 he would have missed a video call on August 11, 2025, because he was purposefully at
23 home and connected to the internet in order to be ready.

1 11. Very soon after Daixon sent the message requesting another appointment, a message
2 arrived that he should go to the ISAP office the next day. August 15, 2025, at 10 AM.

3 12. When we saw these text messages, I asked our family friend Natalie Lerner to help drive
4 us and sent her screenshot of the texts with the times and addresses. That is why we have
5 copies of the screenshots of those ISAP messages. I have provided copies of those
6 screenshots to our attorneys.

7 13. Natalie drove Daixon, our baby, and me to the ISAP office on the morning of August 15,
8 2025. Natalie, myself, and the baby waited right outside the office while Daixon talked to
9 the ISAP officer. I could not understand everything but I heard the officer yell at him.
10 The officer and Daixon came out of the room and I heard the officer tell him not to miss
11 another ISAP appointment or he could be detained. Natalie drove us home. In the car,
12 Daixon told us that he tried to explain to the ISAP officer that the call never arrived but
13 that the ISAP officer told him that that was not ISAP's responsibility. On the drive home,
14 just a few minutes after leaving the ISAP office, Daixon received a call from the ISAP
15 office instructing him to appear at the ICE office in Portland on Macadam Street the next
16 Monday, August 18, at 9:00am in the morning.

17 14. Prior to the ICE appointment, Daixon signed a form for attorney Josephine Moberg to
18 represent him before ICE. We arrived at the ICE office on August 18 prior to 9:00 am, I
19 estimate 30 minutes before the scheduled time. I accompanied Daixon inside the office,
20 along with our baby. At the appointment, we waited for a while. An officer took Daixon
21 to the back of the office and a few minutes later emerged with his hat and phone, which
22 he gave to me. He told me that Daixon was being sent to Tacoma.

1 15. I was devastated leaving the ICE office with our baby but without her father. I could not
2 believe that when I next saw my children, I would have to tell them that their father was
3 gone.

4 16. Daixon later told me that when he was taken away from us and detained, officers put
5 restraints on his ankles very tightly, even though he told them that he had had a surgery
6 and that it was a sensitive area of his body. The shackling harmed his left ankle, where he
7 has hardware in his limb because of the car accident that he suffered. He calls me crying
8 in the worst pain that I have ever heard him in because he is not receiving medical relief
9 for this issue.

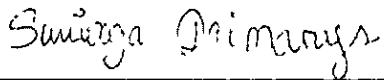
10 17. Since Daixon has been detained, I have not had access to the ISAP app, which seems to
11 be inaccessible since the day that he was detained. If I try to open it, the app says that the
12 username or password are not correct, which does not make sense, because I had
13 previously been able to open it.

14 18. Daixon has had no criminal issues since we have been in the United States. He was the
15 main financial support for our family. Daixon had a work permit and worked day labor
16 jobs like construction and gardening. We lived a modest life, but Daixon provided
17 economic stability to us, whereas now I must seek out charity help to properly clothe my
18 children and maintain our family.

19 19. Daixon always treated my two older children as if they were his own and I have been so
20 happy to see him be a great father to our youngest, our daughter. Daixon's detention has
21 been devastating for our family and we stay up at night unable to sleep worrying about
22 him. We are so sad that even though he did everything to follow the rules, he is now in
23 pain in detention.

SIGNATURE PAGE FOR DECLARATION

I declare under penalty of perjury of the laws of the United States of America that the foregoing is true and correct to the best of my knowledge and belief and that the above has been read to me in my best language, Spanish.



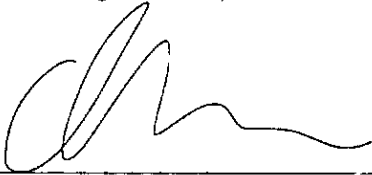
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09/05/2025

Date

CERTIFICATE OF INTERPRETATION

I, Douglas Valladares, attest to my ability to communicate all pertinent information in this declaration to the client in the client's best language, Spanish. I hereby certify that this is a correct English interpretation of all pertinent information from the Spanish oral declaration.



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09/05/2025

Date