

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
25-cv-4455 (KMM/DLM)

Fernando Fabian Palacios Delgado,


Petitioner,

v.

**DECLARATION OF
Lars C. Kirkegaard**

Pamela Bondi, *et al.*,

Respondents.

1. I am a Deportation Officer for Enforcement and Removal Operations (ERO), U.S. Immigration and Customs Enforcement (ICE), U.S. Department of Homeland Security (DHS), at Fort Snelling, Minnesota.
2. As a Deportation Officer my duties include: (1) arresting illegal aliens who are removable from the United States; (2) processing illegal aliens who will be removed from the United States or placed into removal proceedings before an immigration judge; (3) monitoring illegal aliens' cases until removed; (4) monitoring and administrating alien cases on the Alternatives to Detention (ATD) program; (5) coordinating alien travel for family units and those with juvenile children. My duties may, at times, include other responsibilities related to the apprehension, arrest, detention, transportation, and removal of illegal aliens as needed.
3. I make this declaration in my official capacity. The statements contained in this declaration are based upon my personal knowledge of the arrest, detention, and immigration proceedings of Petitioner, Fernando Fabian Palacios Delgado (PALACIOS),  my review of available electronic databases and records

kept by ICE in the ordinary course of business; and information provided to me by employees at any detention facility where he was held, as well as other ICE employees in the course of my official duties.

4. The documents attached to this declaration are true and accurate copies of documents from the immigration records on PALACIOS kept in the ordinary course of business by immigration officials at ICE/ERO.

5. PALACIOS is a native and citizen of Ecuador. PALACIOS entered the United States on November 26, 2019, without being inspected or admitted by an immigration officer. See Form I-213, Record of Deportable/Inadmissible Alien dated January 29, 2020 (Exhibit A).

6. On July 16, 2022, ERO issued a Notice to Appear, Form I-862 and mailed it to PALACIOS, ordering him to appear on November 8, 2022, at the Immigration Court at Fort Snelling, Minnesota.

7. On November 2, 2023, an Immigration Judge granted DHS's motion to dismiss the removal proceedings without prejudice based on prosecutorial discretion.

8. On November 22, 2025, ERO officers issued a Warrant for Arrest of Alien, Form I-200 (Exhibit B), and arrested PALACIOS.

9. On November 22, 2025, ERO officers determined that PALACIOS is an alien present in the United States who has not been admitted and is not entitled to be admitted so is subject to detention as an applicant for admission pursuant to sections 235(a)(1) and (b)(2) of the Immigration and Nationality Act (INA). See I-213, Record of Deportable/Inadmissible Alien, dated November 22, 2025 (Exhibit C). ERO/ICE determined that PALACIOS should be detained at the Sherburne County Jail in Elk River, Minnesota, where PALACIOS remains

detained.

10. On November 22, 2025, ERO officers issued a Notice to Appear, Form I-862 (Exhibit D), to initiate removal proceedings, charging PALACIOS as removable from the United States pursuant to sections 212(a)(6)(A)(i) and 212(a)(7)(A)(i)(I) of the INA, and ordering him to appear before an immigration judge on December 16, 2025.

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

Executed on December 10, 2025.

LARS C
KIRKEGAARD

Digitally signed by LARS
C KIRKEGAARD
Date: 2025.12.10
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Lars C. Kirkegaard, Deportation Officer
U.S. Immigration and Customs Enforcement