ATTACHMENT 2

Office of Information Governance and Privacy

U.S. Department of Homeland Security 500 12th St., NW Washington, D.C. 20536



08/10/2023

John Gamble 20091 Mt. Israel Place Escondido, California 92029

RE: ICE FOIA Case Number 2023-ICFO-28240

Dear Requester:

This letter is the final response to your Freedom of Information Act (FOIA) request to U.S. Immigration and Customs Enforcement (ICE), dated 5/31/2023. You have requested all findings and/or determinations in reference to the inspection held on or around 7/29/19 at Affordable Senior Housing Foundation DBA Oak Hill Residential Care EIN: 82-3131789 (Date Range for Record Search: From 7/1/2019 To 5/31/2023).. ICE has considered your request under the FOIA, 5 U.S.C. § 552.

A search of the ICE Office of Homeland Security Investigations (HSI) for records responsive to your request produced 29 pages that are responsive to your request. After review of those documents, I have determined portions of 29 pages will be withheld pursuant to Exemptions of the FOIA as described below.

ICE has applied FOIA Exemptions 6 and 7(C) to protect from disclosure the names, e-mail addresses, and phone numbers of DHS employees, as well as other third-party information contained within the documents.

FOIA Exemption 6 exempts from disclosure personnel or medical files and similar files the release of which would cause a clearly unwarranted invasion of personal privacy. This requires a balancing of the public's right to disclosure against the individual's right to privacy. The privacy interests of the individuals in the records you have requested outweigh any minimal public interest in disclosure of the information. Any private interest you may have in that information does not factor into the aforementioned balancing test.

FOIA Exemption 7(C) protects records or information compiled for law enforcement purposes that could reasonably be expected to constitute an unwarranted invasion of personal privacy. This exemption takes particular note of the strong interests of individuals, whether they are suspects, witnesses, or investigators, in not being unwarrantably associated with alleged criminal activity. That interest extends to persons who are not only the subjects of the investigation, but

those who may have their privacy invaded by having their identities and information about them revealed in connection with an investigation. Based upon the traditional recognition of strong privacy interest in law enforcement records, categorical withholding of information that identifies third parties in law enforcement records is ordinarily appropriate. As such, I have determined that the privacy interest in the identities of individuals in the records you have requested clearly outweigh any minimal public interest in disclosure of the information. Please note that any private interest you may have in that information does not factor into this determination.

ICE has applied FOIA Exemption 7(E) to protect from disclosure internal agency case numbers and internal agency URLs contained within the document.

FOIA Exemption 7(E) protects records compiled for law enforcement purposes, the release of which would disclose techniques and/or procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law. I have determined that disclosure of certain law enforcement sensitive information contained within the responsive records could reasonably be expected to risk circumvention of the law. Additionally, the techniques and procedures at issue are not well known to the public.

You have a right to appeal the above withholding determination. Should you wish to do so, you must send your appeal and a copy of this letter, within 90 days of the date of this letter following the procedures outlined in the DHS FOIA regulations at 6 C.F.R. Part 5 § 5.8. You may submit your appeal electronically at GILDFOIAAppeals@ice.dhs.gov or via regular mail to:

U.S. Immigration and Customs Enforcement Office of the Principal Legal Advisor U.S. Department of Homeland Security 500 12th Street, S.W., Mail Stop 5900 Washington, D.C. 20536-5900

Your envelope and letter should be marked "FOIA Appeal." Copies of the FOIA and DHS regulations are available at www.dhs.gov/foia.

Provisions of FOIA allow DHS to charge for processing fees, up to \$25, unless you seek a waiver of fees. In this instance, because the cost is below the \$25 minimum, there is no charge.

If you have any questions please contact FOIA Public Liaison Fernando Pineiro Jr. at (866) 633-1182 or 500 12th St., SW Stop 5009 Washington, DC 20536-5009. Additionally, you have a right to right to seek dispute resolution services from the Office of Government Information Services (OGIS) which mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. If you are requesting access to your own records (which is considered a Privacy Act request), you should know that OGIS does not have the authority to handle requests made under the Privacy Act of 1974. You may contact OGIS as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone

at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Angela Flores

(A)Supervisory Paralegal Specialist

Enclosure(s): 29 pages

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.16 Page 5 of 29



DEPARTMENT OF HOMELAND SECURITY





OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:34 EDT Page 1 of 3

OAK HILL RESIDENTIAL CARE

Business Details

| Business Name | OAK HILL RESIDENTIAL CARE | |
|---------------|-------------------------------------|---|
| | 7. W. H. E. J. D. E. W. E. G. W. E. | l |

Subject Record Information

| (b)(7)(E) | | | | | | |
|-------------------------------|--|--|--|--|--|--|
| (b)(7)(E) | | | | | | |
| | | | | | | |
| PREVIOUS SUSPECT, CLOSED CASE | | | | | | |
| | | | | | | |
| - COMPLIANCE ENFORCEMENT | | | | | | |
| | | | | | | |
| NOT ON PRIMARY | | | | | | |
| | | | | | | |

Business Address

| Address | | |
|-------------|---------------------|--|
| Address | (b)(6), (b)(7)(C) | |
| City | Escondido | |
| State | CA - CALIFORNIA | |
| Postal Code | 92027 | |
| Country | USA - United States | |

Associated Phones

| Phone Number | (b)(e), (b)(7)(C) |
|--------------|--|
| | The state of the s |

Import/Export Records

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.17 Page 6 of 29



DEPARTMENT OF HOMELAND SECURITY





OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

| 6/12/2023 13:34 EDT | Page 2 | | | |
|---------------------------|---------------------|---|--|--|
| Import/Export Record | | | | |
| Port Code | 2501 - SAN DIEGO | | | |
| Remarks | | | | |
| Remarks | FORM I-9 INSPECTION | | | |
| | | | | |
| Routing Informatio | n | _ | | |
| Subject Record Owner | (b)(6), (b)(7)(C) | | | |
| Subject Record Owner | (b)(6), (b)(7)(C) | | | |
| Subject Record Supervisor | (b)(6), (b)(7)(C) | | | |
| Office Code | SD - San Diego, CA | | | |

Restrict Visibility

Query Notification Level

| Groups Visible To | DHS |
|-------------------|-----|
| | |

TO RECORD OWNER

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.18 Page 7 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:34 EDT

Page 3 of 3

Metadata

| Document Number | (b)(7)(E) |
|-----------------|--|
| Document Status | Published |
| Opened | 6/10/2019 |
| Last Updated | 9/9/2022 |
| Author | (b)(6), (b)(7)(C) (b)(7)(E) AUDITOR (b)(6), (b)(7)(C) |
| Owner(s) | (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) (b)(7)(E) AUDITOR (b)(6), (b)(7)(C) |
| Supervisor | (b)(6), (b)(7)(C) (b)(7)(E) SUPERVISORY SPECIAL AGENT (b)(6), (b)(7)(C) |

Case Metadata

| Case Title Oak Hill Residential Care | | | | | | |
|--------------------------------------|--|--|--|--|--|--|
| Case Number | (b)(7)(E) | | | | | |
| Case Opened | 6/5/2019 | | | | | |
| Case Last Updated | 9/9/2022 | | | | | |
| Approved | (b)(7)(E) SUPERVISORY SPECIAL AGENT 6/6/2019 | | | | | |

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.19 Page 8 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:30 EDT

Page 1 of 2

| CASE | NL | JM | BE | R |
|------|-----|------|----|---|
| (1 | o)(| 7)(1 | E) | |

CASE OPENED 6/6/2019

CURRENT CASE TITLE (b)(7)(E)

REPORT TITLE

ROI 3 Receipt of the Forms I-9 - Oak Hill Residential Care

SYNOPSIS

The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability.

HSI SAC/SD will be conducting a Form I-9 inspection of OAK HILL RESIDENTIAL CARE located at (b)(6), (b)(7)(C) Escondido, Ca 92027, as part of this strategy.

This report details the collection of the Forms I-9.

REPORTED BY

(b)(6), (b)(7)(C)

AUDITOR

APPROVED BY

(b)(6), (b)(7)(C)

SUPERVISORY SPECIAL AGENT

DATE APPROVED

8/20/2019

Current Case Title ROI Number Date Approved
(b)(7)(E) 8/20/2019

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.20 Page 9 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



| | Page 2 of 2 |
|---|---|
| | |
| | |
| | |
| C) collected the Forms I-9 for resentative for OAK HILL RESIDE m 6051R was completed to docume | NTIAL CARE, delivered the I-9 |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| | |
| ROI Number | Date Approved |
| 7)(E) | 8/20/2019 |
| | resentative for OAK HILL RESIDE m 6051R was completed to docume ROI Number |

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.21 Page 10 of 29



06/12/2023 13:32 EDT

DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



Page 1 of 2

| CASE NUMBER | SYNOPSIS |
|---|---|
| (b)(7)(E) CASE OPENED 6/6/2019 CURRENT CASE TITLE (b)(7)(E) REPORT TITLE Service of NOSD and NOTPF | The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability. HSI SAC/SD will be conducting a Form I-9 inspection of OAK HILL RESIDENTIAL CARE located at (b)(6),(b)(7)(C) Escondido, Ca 92027, as part of this strategy. |
| REPORTED BY (b)(6), (b)(7)(C) SPECIAL AGENT | This Report of Investigation documents service of NOSD and NOTPF |
| APPROVED BY (b)(6), (b)(7)(C) SUPERVISORY SPECIAL AGENT DATE APPROVED 6/14/2021 | |
| Current Case Title | ROI Number Date Approved |
| (b)(7 | |
| 1/2/ | AL USE ONLY LAW ENFORCEMENT SENSITIVE |

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.22 Page 11 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:32 EDT

Page 2 of 2

DETAILS OF INVESTIGATION

| On June | 13th, | 2021 | Special | Ager | nt (SA) | (b)(6), (b)(7)(C) | served | the | Notice | of | Technical | or | Procedural |
|----------|-------|-------|-----------|------|---------|-------------------|--------|------|---------|----|---------------|-----|------------|
| Failures | (NOTP | F) ar | nd Notice | e of | Suspect | Documents | (NOSD) | to a | ttorney | (| b)(6), (b)(7) | (C) | , |
| represen | | | | | | | | | | | | | |

SA wee. wine has been in communication with (b)(6),(b)(7)(C) and SA wee. served the notices via email. SA wee. will requested email correspondence to verify the documents were received and will be addressed accordingly by the business.

All email correspondence related to this case will be printed and maintained within the case file following completion of this audit.

Case continues.

| Current Case Title | ROI Number | Date Approved |
|--------------------|------------|---------------|
| | (b)(7)(E) | 6/14/2021 |



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

| CASE NUMBER | SYNOPSIS | |
|------------------------------------|---|------|
| (b)(7)(E) | 31NOF313 | |
| | The U. S. Department of Homeland Security, Immigration and | |
| CASE OPENED | Customs Enforcement (ICE), Homeland Security Investigations | |
| 6/6/2019 | (HSI) has mandated the 2019 Worksite Enforcement Strategy in | |
| | order to protect jobs for U.S. citizens and other lawfully | |
| CURRENT CASE TITLE | employed persons, eliminate unfair competitive advantages for | or |
| (b)(7)(E) | those companies that hire an illegal workforce, and strength | hen |
| REPORT TITLE | public safety and national security. This strategy will | |
| Service of Warning Notice and Case | incorporate a multi-prong approach to utilize enforcement, | 1 |
| - | compliance, and outreach to instill a culture of compliance accountability. | and |
| Closure | accountable style | |
| | HSI SAC/SD will be conducting a Form I-9 inspection of OAK | HILL |
| | RESIDENTIAL CARE located at (b)(6),(b)(7)(C) Escondido | , Ca |
| | 92027, as part of this strategy. | |
| | This Report of Investigation (ROI) will document service of | |
| | Warning Notice, Return of Form's I-9, and case closure. | |
| | | |
| | | |
| | | |
| | | |
| REPORTED BY | | |
| | | |
| (b)(6), (b)(7)(C) | | |
| SPECIAL AGENT | | |
| | | |
| | | |
| APPROVED BY | | |
| (b)(6), (b)(7)(C) | | |
| SUPERVISORY SPECIAL AGENT | | |
| DATE APPROVED | | |
| 9/9/2022 | | |
| | | |
| | | |
| Current Case Title | ROI Number Date Approved | |

(b)(7)(E)

9/9/2022

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.24 Page 13 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS



REPORT OF INVESTIGATION

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:34 EDT

Page 2 of 2

| m | - | · A I | | \sim ϵ | IL IN | IPOT. | 1 ^ A | TIALL |
|---|---|-------|----|-------------------|-------|-------|-------|-------|
| u | | ΑІ | LO | UT. | IN | /ESI | | TION |

| On September 8, 2022 at approximately 1:45 p.m., Special Agent (SA) (b)(6),(b)(7)(C) met with attorney (b)(6),(b)(7)(C) representing OAK HILL RESIDENTIAL CARE, at (b)(6),(b)(7)(C) |
|---|
| (b)(6), (b)(7)(C) San Diego, CA. |
| SA we will be with the Warning Notice being served upon the business. SA we will be will be with the Warning Notice is being served in lieu of a fine and also indicates that the business may a subject to another audit in the future to ensure compliance with the law and the hiring of |
| authorized workers. |
| (b)(6), (b)(7)(C) and SA (E)(E), LENTING then signed the Warning Notice and SA (E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(E)(|
| SA (BMALDAVANCE) then produced the original forms I-9 and returned them to (b)(6), (b)(7)(C) SA (BMALDAVANCE) and (b)(6), (b)(7)(C) signed a receipt of property (b)(7)(E) documenting the return of the I-9's. |
| DISPOSITION: |
| All administrative and procedural taskings have been completed on this worksite enforcement inspection case. |
| All email correspondence will be included within the case file. |
| Case closed. |
| |
| |
| |
| |
| |

| Current Case Title | ROI Number | Date Approved |
|---------------------------|------------|---------------|
| | (b)(7)(E) | 9/9/2022 |

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.25 Page 14 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS CASE



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:27 EDT

Page 1 of 5

Oak Hill Residential Care

Case Identifiers

| Title | Oak Hill Residential Care |
|--------------|--|
| Case Number | (b)(7)(E) |
| Office Code | SD - San Diego, CA |
| Category | COMPLIANCE/WORKSITE/INFRASTRUCTURE PROTECTION INVESTIGATIONS |
| Sub-Category | - NON-CIP WORKSITE/EMPLOYER INVESTIGATIONS |
| Source Code | HOMELAND SECURITY INVESTIGATIONS |

Case Overview

| Origin Country | USA - United States |
|----------------------------|----------------------------------|
| Transit Country | USA - United States |
| Destination Country | USA - United States |
| Significant Impact? | No |
| Physical Document Present? | Yes |
| Prosecution Status | |
| Prosecution Status | N - NOT REFERRED FOR PROSECUTION |
| Judicial District | 98 - CALIFORNIA, SOUTHERN |

Case Indicators

| Discretionary Case? | Yes |
|----------------------------|-----|
| Title 21 Designated? | No |
| Certified Undercover? | No |
| National Security Related? | No |

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.26 Page 15 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS



CASE

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

| 6/12/2023 13:27 EDT | | Page 2 of 5 |
|--------------------------------|---|-------------|
| Assault/Threat Indications | (6)(7)(6) DOES NOT INVOLVE DEATH/VIOLENCE | |
| Alien Death/Violence Involved? | No | |
| Special Interest Allen? | No | |
| Foreign Language Required? | No | |
| International Travel Required? | No | |

OCDETF Case Details

| | OCDETF Indicator | No |
|---|------------------|----|
| ı | | |

Labor Exploitation Case Details

| Labor Exploitation Indicator? | Yes |
|--------------------------------|--------------------------------|
| Business Name | Oak Hill Residential Care |
| Number of Suspect Documents | 31 |
| Number of Associated Employees | 31 |
| NOI Served? | Yes |
| NOI Service Date | 07/16/2019 |
| I-9 Audit Conducted? | Yes |
| Number of Associated I-9s | 43 |
| Number of Unauthorized Aliens | 31 |
| CIP Site? | No |
| Fed/Subcontractor | No |
| Case Predication | OTH - OTHER LEAD |
| E-Verify User | No |
| Debarment Referral | N - NOT REFERRED FOR DEBARMENT |

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.27 Page 16 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS CASE



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

| 6/12/2023 13:27 EDT | Pa | age 3 of |
|----------------------------|---|----------|
| Administrative Disposition | W - WARNING NOTICE | |
| Routing Information | on | |
| Case Agent | (b)(6),(b)(7)(C) | |
| Case Agent | (b)(6),(b)(7)(C) | |
| Program Code | HSI TIP-LINE | |
| Program Code | (ID)(7) B FORM I-9 NOI SERVED | |
| Program Code | Work Site Enforcement (Non CIP Work Site/Employer Investigations) | |
| Case Notification Level | TO RECORD OWNER | |
| Restrict Visibility | | |
| Groups Visible To | Restricted | |

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.28 Page 17 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS CASE



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:27 EDT Page 4 of 5

Narrative

The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability.

HSI SAC/SD will be conducting a Form I-9 inspection of OAK HILL RESIDENTIAL CARE located at (b)(6),(b)(7)(C) Escondido, Ca 92027, as part of this strategy.

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.29 Page 18 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS





OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:27 EDT

Page 5 of 5

Metadata

| Document Number | (b)(7)(E) | | | | | |
|-----------------|---|--|--|--|--|--|
| Document Status | Closed | | | | | |
| Opened | 6/5/2019 | | | | | |
| Last Updated | 9/9/2022 | | | | | |
| Author | (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) | | | | | |
| Owner(s) | (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) | | | | | |
| Supervisor | (b)(6),(b)(7)(C) (b)(7)(E) DUPERVISORY SPECIAL AGENT (b)(6),(b)(7)(C) | | | | | |
| Approved | (b)(6),(b)(7)(C) (b)(7)(E) SUPERVISORY SPECIAL AGENT Open Approval by Supervisor 6/6/2019 | | | | | |

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.30 Page 19 of 29



06/12/2023 13:32 EDT

CASE NUMBER

DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



Page 1 of 3

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

SYNOPSIS

| (b)(7)(E) | | |
|--|---|-----------------------|
| CASE OPENED 6/6/2019 CURRENT CASE TITLE (b)(7)(E) REPORT TITLE Conference Call Interview | The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy i order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages f those companies that hire an illegal workforce, and strengt public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance accountability. HSI SAC/SD will be conducting a Form I-9 inspection of OAK RESIDENTIAL CARE located at (b)(7)(E) Escondido 92027, as part of this strategy. | n or hen and |
| REPORTED BY (b)(6),(b)(7)(C) SPECIAL AGENT | This Report of Investigation documents telephonic conference call with Oak Hill Residential management and legal representative. | е |
| APPROVED BY (b)(6),(b)(7)(C) SPECIAL AGENT DATE APPROVED 7/29/2021 | | |
| Current Case Title | ROI Number Date Approved | <u> </u> |
| | 7)(E) 7/29/2021 | |
| ************************************** | AL USE ONLY LAW ENFORCEMENT SENSITIVE | |

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.31 Page 20 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:32 EDT

Page 2 of 3

DETAILS OF INVESTIGATION

On Monday July 26, 2021 at approximately 2:15 p.m., Special Agent (SA) (b)(6),(b)(7)(C) had a telephonic conference call with attorney (b)(6),(b)(7)(C) Executive Director for Oak Hill (b)(6),(b)(7)(C) and CEO (b)(6),(b)(7)(C) The purpose of the conference call was to receive updates from Oak Hill management as well as to inquire about the businesses hiring policy. Oak Hill employees anywhere between 40 - 50 employees and had a significant percentage of employees on the Notice of Suspect Document (NOSD) list. Oak Hill management has requested additional time to address the NOSD.

Following service of the NOSD in June of 2021 Oak Hill Residential has been working to address the employees on the NOSD while still maintaining quality care for the elderly and physically disabled residing full time at the facility.

Below is a synopsis of the information gathered by SA (B)(G),ADM/N/CO) following the conference call and important informational facts provided by Oak Hill management:

- The average age for the individuals residing at Oak Hill is 85.
- Following initial service of the Notice of Inspection (NOI) in 2019 approximately half the employees terminated their employment status within 2 months.
- Individuals employed by Oak Hill must complete drug testing, have a physical, TB test, and submit to a Livescan fingerprint examination.
- Most of the elderly patients residing full time at Oak Hill have complex and multiple medical and physical disabilities to include: Dementia, Traumatic Brain Injuries, Huntington's Disease, Parkinson's, Multiple Sclerosis, and ailments attributed to the elderly.
- To provide appropriate care for the residents, extensive paid training is provided by Oak Hill, to include: two weeks of computer training (training provided by the *Realias* system) addressing medicinal administration, proper human transfer (wheel chair, bed, table transfer assistance), personality disorders associated with certain medical illnesses or injuries.
- Following the computer based training, a two week "shadowing" of permanent employees is closely monitored by management to ensure the new employee is properly adapting to the sensitive environment and performing adequate care. Management expects at least one month of training coupled with shadowing before a newly hired employee can work independently.

| Current Case Title | ROI Number | Date Approved |
|--------------------|------------|---------------|
| (b)(7)(| | 7/29/2021 |

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.32 Page 21 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:32 EDT Page 3 of 3

- The novel COVID-19 disease has created a difficult ability to hire new employees due to the condition of the patients/residents and fear of the pool of potential applicants.
- Only a fraction of applicants applying for a care position with Oak Hill show up for a follow-up interview. Oak Hill believes that because of COVID-19, applicants need only apply for positions in order to continue unemployment benefits.
- Oak Hill has reduced the NOSD list to approximately 5 people who remain employed (Oak Hill has not inquired about employment eligibility of these individuals) while management seeks replacements (while maintaining appropriate and adequate care).

The conference call ended at approximately 3:15 p.m..

| /L\/7\/F*\ |
|--------------------|
| (D)(1)(E) |
| |

| Current Case Title | ROI Number | Date Approved |
|--------------------|------------|---------------|
| (b)(7 | 7)(E) | 7/29/2021 |

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.33 Page 22 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

| 06/1 | 2/2023 | 19.31 | FDT |
|------|--------|-------|-----|

Page 1 of 2

| CASE | NUN | 1BER | ١ |
|------|-------|------|---|
| (| b)(7) | (E) | |

CASE OPENED 6/6/2019

CURRENT CASE TITLE (b)(7)(E)

REPORT TITLE

ROI 4 Case Status - Oak Hill Residential Care

SYNOPSIS

The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability.

HSI SAC/SD will be conducting a Form I-9 inspection of SOUTH METRO CAREER CENTER located at (b)(6),(b)(7)(C) San Diego, Ca 92101, as part of this strategy.

This report details the case status.

| 1 | RE | ı | Qʻ | R | T | E | D | E | Y | |
|---|----|---|----|---|---|---|---|---|----|--|
| • | | | | • | | | | | -, | |
| | 48 | | | | • | | _ | | - | |

(b)(6),(b)(7)(C) AUDITOR

APPROVED BY

(b)(6),(b)(7)(C)

SUPERVISORY SPECIAL AGENT

DATE APPROVED

5/26/2020

Current Case Title ROI Number Date Approved
(b)(7)(E) 5/26/2020

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.34 Page 23 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:31 EDT Page 2 of 2

DETAILS OF INVESTIGATION

DETAILS OF INVESTIGATION

As of May 26, 2020, this worksite inspection's I-9 forms review continues to be in process.

Original I-9 Forms have been provided by the organization.

| (| b |)(| 7) | (| E) | |
|---|---|----|----|---|----|--|

Current Case Title

ROI Number

Date Approved

(b)(7)(E

5/26/2020



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:33 EDT

Page 1 of 2

| CASE NUMBER |
|---|
| ~! ~! ~! #! #! #! #! #! #! #! #! #! #! #! #! #! |
| (b)(7)(E) |

CASE OPENED 6/6/2019

(b)(7)(E)

REPORT TITLE
Case Status Update

SYNOPSIS

The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability.

HSI SAC/SD will be conducting a Form I-9 inspection of OAK HILL RESIDENTIAL CARE located at (b)(6), (b)(7)(C) Escondido, Ca 92027, as part of this strategy.

This Report of Investigation updates the status of this case.

(b)(6), (b)(7)(C)

SPECIAL AGENT

APPROVED BY

(b)(6), (b)(7)(C)

SUPERVISORY SPECIAL AGENT

DATE APPROVED

12/29/2021

Current Case Title ROI Number Date Approved

(b)(7)(E)

12/29/2021

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.36 Page 25 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:33 EDT

Page 2 of 2

DETAILS OF INVESTIGATION

As of December 23, 2021, Oak Hill Residential Care continues to work towards compliance regarding San Diego - Homeland Security Investigations audit findings. Due to the type of care provided by Oak Hill regarding the elderly, disabled (mental and physical), and critical care, the business has been provided with more accommodation.

Special Agent (SA) (b)(6), (b)(7)(C) has been receiving bi-weekly detailed updates from attorney (b)(6), (b)(7)(C) who represents Oak Hill Residential Care.

All email correspondence will be included within case file upon case closure.

| (b)(7)(| E) |
|---------|----|
| | |

Current Case Title

ROI Number

Date Approved

(b)(7)(E)

12/29/2021



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:30 EDT

Page 1 of 2

| CASE | NUN | IBER | |
|------|------|------|--|
| (1 | o)(7 |)(E) | |

CASE OPENED 6/6/2019

CURRENT CASE TITLEOak Hill Residential Care

REPORT TITLE

ROI 2 Service of the Notice of Inspection - Oak Hill Residential Care

SYNOPSIS

The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability.

HSI SAC/SD will be conducting a Form I-9 inspection of OAK HILL RESIDENTIAL CARE located at (b)(6),(b)(7)(C) Escondido, Ca 92027, as part of this strategy.

This report details the service of the Notice of Inspection.

REPORTED BY

(b)(7)(E) AUDITOR

APPROVED BY

(b)(6),(b)(7)(C)
SUPERVISORY SPECIAL AGENT

DATE APPROVED

7/24/2019

Current Case Title

ROI Number

Date Approved

(b)(7)(E)

7/24/2019

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.38 Page 27 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

| I- |
|--------|
| |
| |
| |
| 2 01 . |
| 2 of 2 |
| |

OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

(b)(7)(E)

7/24/2019



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:32 EDT

Page 1 of 2

| C/ | \SE | NU | JM | BE | R |
|----|------------|----|----|----|---|
| | | | | | |

(b)(7)(E)

CASE OPENED 6/6/2019

CURRENT CASE TITLEOak Hill Residential Care

REPORT TITLE
Case Status Update

SYNOPSIS

The U. S. Department of Homeland Security, Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI) has mandated the 2019 Worksite Enforcement Strategy in order to protect jobs for U.S. citizens and other lawfully employed persons, eliminate unfair competitive advantages for those companies that hire an illegal workforce, and strengthen public safety and national security. This strategy will incorporate a multi-prong approach to utilize enforcement, compliance, and outreach to instill a culture of compliance and accountability.

HSI SAC/SD will be conducting a Form I-9 inspection of OAK HILL RESIDENTIAL CARE located at (b)(6),(b)(7)(C)
Escondido, Ca 92027, as part of this strategy.

This Report of Investigation will update the status of this case.

REPORTED BY

(b)(6),(b)(7)(C) SPECIAL AGENT

APPROVED BY

(b)(6),(b)(7)(C) SUPERVISORY SPECIAL AGENT

DATE APPROVED

5/13/2021

Current Case Title

ROI Number

Date Approved

(b)(7)(E)

5/13/2021

Case 3:23-cv-01706-BAS-BLM Document 1-4 Filed 09/15/23 PageID.40 Page 29 of 29



DEPARTMENT OF HOMELAND SECURITY

HOMELAND SECURITY INVESTIGATIONS REPORT OF INVESTIGATION



OFFICIAL USE ONLY | LAW ENFORCEMENT SENSITIVE

06/12/2023 13:32 EDT

Page 2 of 2

DETAILS OF INVESTIGATION

As of May 13, 2021 documents (Notice of Suspect Documents and Notice of Technical or Procedural Failures) are being prepared for service for OAK HILL RESIDENTIAL CARE.

Once documents are prepared and signed, (b)(6),(b)(7)(C) will communicate and arrange with HR representatives for the business for document service.

| <u> </u> | (b)(7)(E) | |
|----------|-----------|--|
|----------|-----------|--|

Current Case Title

ROI Number

Date Approved

(b)(7)(E)

5/13/2021