



Case Details

Contact Name

Filipe Garcia Martins Pereira (/s/contact/003SJ00000HhFEvYAN/filipe-garcia-martins-pereira)

Subject

Customs or Border Incident — Dear officer, I am acting on behal...

Description

Case Record Type

Customs or Border Incident

Application Entries - Border

Entry, Immigration, Customs, or Border

Estimated Date

Denied entry into the United States

Port of Entry Into the US

Foreign student or exchange visitor

Date of Entry into the US

Given an info sheet by a CBP Officer

Name at Entry into US

Secondary screening clearing U.S. CBP

US Port of Departure

ESTA Application Denied

Date of Departure from the US

Got "X" at kiosk - APC or Global Entry

Sea Vessel Name

EVUS Enrollment Unsuccessful

Cruise Ticket Number

My Global Entry application was denied

Other Incident

Incident Details

Dear officer,

I am acting on behalf of Mr. Filipe Garcia Martins Pereira to request your assistance in the correction of his most recent travel history and I-94 data after CBP's unduly denial to do so.

Background:

Filipe Garcia Martins Pereira was the advisor to the former Brazilian president. He is currently in jail (preventive detention) under the allegation that he circumvented Brazilian immigration, as there is no record that he left Brazil for a trip to the US on December 30, 2022. The documentation that is being used against him is this travel history found on CBP's website, which shows that Filipe entered the US on December 30, 2022.

When we contacted the Orlando I-94 team to request his I-94 on April 6th, 2024, it was confirmed that there was no record that Filipe entered the US on that date. We were further informed that Filipe's last port of entry was JFK in September 2022, which is consistent with his official agenda, in which he attended an ONU event.

About two weeks later, we contacted JFK to obtain his latest I-94, and to our surprise, we found out about an I-94 generated in Orlando that had the following inconsistencies:

- Filipe's name was incorrect. It was spelled as Felipe instead of Filipe.
- His passport information on the I-94 referred to a document that was lost and canceled almost two years before the trip.
- His class visa (A-2), which he was supposedly admitted to, referred to a visa that he no longer possessed on the day of the trip.

Also, JFK confirmed that there was no record of Filipe leaving the US.

We contacted Orlando, showing the incongruences and requesting the I-94 be removed.

Instead, Orlando corrected the information on the I-94 to match his name and the documents (passport and visa information) that he currently has. We need this reversed as soon as possible since he has not traveled to the country on the alleged date. Failure to do so will cause immediate harm to my client.

Considerations:

- There was a presidential flight that took place on December 30, 2022, arriving at 22:33 in MCO;
- Filipe's name was initially on the passenger list, but it was removed from version 12th on (the list had 15 versions);
- Filipe NEVER left Brazil. He was onboard a Domestic flight the next day (December 31) at 3 pm (local time), which would be 1 pm EST.
- Considering the distance between the countries, even if he boarded a flight as soon as he arrived in the US, he wouldn't be able to board the said domestic flight.
- The government of Brazil confirmed that Filipe was not on the December 30th flight to Orlando.
- There are no records indicating that Filipe left the US, and yet he is in Brazil.
- As mentioned, it would be impossible for Filipe to be admitted under the passport that was shown on his I-94 since this passport was canceled almost two years before the trip. The same goes for his A-2 visa. It would be impossible for him to be admitted under the visa as he no longer possessed it on the day of the trip.

Could DHS enlighten us on what was the process followed for the generation of this I-94?

Supporting evidence:

1. DHS Form 590 and G-28 confirming my representation
2. A copy of my client's diplomatic passport biography information
3. A copy of my client's G-2 visa
4. A copy of my Client's B1/B2 visa issued in his regular passport
5. CBP's Orlando I-94 division communications confirming that the trip did not occur and that his last entry in the US was in September 2022.
6. A copy of the diplomatic passport that my client lost in 2021
7. Police report confirming that passport #DB046761 has been lost since 2021.
8. Stamp confirming Filipe's last admission to the US on September 19, 2022 (JFK) consistent with his agenda and the information provided by CBP Orlando.
9. Incorrect I-94
10. Uber receipts show him going to the airport in Brazil on December 31st.

If you need any further information, please don't hesitate to contact me.

Thank you,

Ana Barbara Schaffert Esq.

Case Status

Status
Closed

Submitted Date
5/24/2024

System Information

Web Email

Files

	File Name	File Type	File Size	Download
1	2- GARCIA MAR...	PDF	140.70 KB	Download
2	6- A copy of th...	PDF	290.34 KB	Download
3	7- Police repor...	PDF	493.74 KB	Download
4	9- Incorrect I94	PDF	231.67 KB	Download
5	1- GARCIA MAR...	PDF	2719.42 KB	Download
6	6- A copy of th...	PDF	290.34 KB	Download
7	1- GARCIA MAR...	PDF	471.48 KB	Download
8	2- GARCIA MAR...	PDF	140.70 KB	Download
9	3- GARCIA MAR...	PDF	159.16 KB	Download
10	4- GARCIA MAR...	PDF	136.30 KB	Download

11	5- CBP's Orlan...	PDF	143.37 KB	Download
12	8- Stamp confi...	PDF	209.49 KB	Download
13	Ana Barbara S...	PDF	3.06 KB	Download
14	1- GARCIA MAR...	PDF	471.48 KB	Download
15	10 - Uber Rece...	PDF	60.36 KB	Download
16	Final Determin...	PDF	104.91 KB	Download

Message from the DHS TRIP Team

Participation in the DHS Traveler Redress Inquiry Program is voluntary.
The OMB control number assigned to this collection is 1652-0044 which expires on 01/31/2026.

We'd love to hear your feedback - [Web Experience Survey](https://www.surveymonkey.com/r/DHS_TRIP_WebsiteFeedback_Survey), [| TRIP Redress Program Survey](https://www.surveymonkey.com/r/DHS_TRIP_WebsiteFeedback_Survey),
[| TRIP Effectiveness Survey](https://www.surveymonkey.com/r/DHS_TRIP_Effectiveness_Survey).



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