

1 [Condemning the Inhumane Treatment of Detainees Held at San Francisco International
2 Airport - Urging an Independent Investigation into the Detainment of Jerome Succor Aba]

3 **Resolution condemning the inhumane treatment of detainees held by United States**
4 **Customs and Border Protection at San Francisco International Airport (SFO); urging**
5 **federal representatives to call for an independent investigation into the detainment of**
6 **Jerome Succor Aba and allegations of torture he experienced during his 28 hours of**
7 **detainment at SFO.**

8
9 WHEREAS, United States Customs and Border Protection is the federal law
10 enforcement agency under the Department of Homeland Security responsible for admitting
11 citizens and non-citizens into the United States at recognized ports of entry;

12 WHEREAS, San Francisco International Airport (SFO) represents the largest port of
13 entry in the Bay Area;

14 WHEREAS, United States Customs and Border Protection is a taxpayer funded
15 agency, responsible for adhering to fundamental standards of fairness and justice when
16 administering the laws of the United States, including the Bill of Rights of the United States
17 Constitution;

18 WHEREAS, The Trump Administration has engaged in a nationwide pattern of abuse
19 and coercion at major ports of entry, including requiring United States Customs and Border
20 Protection agents to engage in hostile, coercive, and physically intrusive interrogation tactics;

21 WHEREAS, Under federal regulations, including 8 C.F.R. 287.8 (standards for
22 enforcement activities), federal border patrol agents may not engage in threatening, coercive,
23 or physically abusive conduct while interrogating applicants for admission into the United
24 States; and

1 WHEREAS, The Fifth Amendment to the United States Constitution ensures that all
2 individuals subject to law enforcement questioning have fundamental due process rights;
3 including the right to be free from physical and psychological intimidation at the border,
4 including torture;

5 WHEREAS, The Fourth Amendment to the United States ensures that all individuals
6 subject to law enforcement questioning have a right to be free from the use of excessive force
7 by government officials during an interrogation; and,

8 WHEREAS, Jerome Succor Aba, a human rights worker and peace advocate from
9 Mindanao, Philippines, was invited by the General Board of Global Ministries of the United
10 Methodist Church, Sisters of Mercy of the Americas, and the International Coalition for Human
11 Rights in the Philippines - United States Chapter, to speak in the Ecumenical Advocacy Days
12 and at a peace caravan in the United States from April 20 to May 14; and,

13 WHEREAS, Jerome Succor Aba was given a 10-year multiple entry visa by the United
14 States Embassy in Manila and was scheduled to meet with United States Conference of
15 Catholic Bishops and several congressional offices in Washington D.C. and human rights
16 organizations in major United States cities; and,

17 WHEREAS, Jerome Succor Aba was invited to the United States to speak about
18 human rights violations in the Philippines regarding 12,000 extra-judicial killings under
19 Philippine President Rodrigo Duterte's "Drug War" campaign, and the displacement of
20 hundreds of thousands of indigenous people and national minorities with the destruction of
21 Marawi City and ongoing martial law in Mindanao; and,

22 WHEREAS, According to Karapatan, a human rights organizations in the Philippines,
23 before he boarded his flight in at the Ninoy Aquino International (NAIA) Terminal he was
24 brought to a room by Filipino immigration officers and was asked if he was going to participate
25 in rallies in the United States; and,

1 WHEREAS, Upon arrival at the San Francisco International Airport on April 17 at
2 8:00 p.m., Jerome Succor Aba was escorted by two officers and was brought to the Homeland
3 Security office, where his cellphone and bags were confiscated and was detained 28 hours
4 until he was sent back to the Philippines on Thursday, April 19 at 12:30am ; and,

5 WHEREAS, According to Karapatan, Jerome Succor Aba immediately and repeatedly
6 requested legal counsel and was informed by officers that he was not entitled to legal
7 representation or any human rights; and,

8 WHEREAS, During his detention, representatives from the National Lawyers' Guild
9 were requesting to speak to Jerome Succor Aba at SFO but United States Customs and
10 Border Protection denied them access to see him and speak with him; and,

11 WHEREAS, According to Karapatan, during his 28 hours of detention, Jerome Succor
12 Aba was subjected to ongoing interrogation by armed officials about his political activism and
13 affiliation, and the nature of his visit, and accused of being a "terrorist" and a "communist;"
14 and,

15 WHEREAS, According to Karapatan, Jerome Succor Aba was offered food only after
16 24 hours of detention; when he informed the officers that he is Muslim and does not eat pork,
17 the only food they offered him was a ham sandwich; and,

18 WHEREAS, According to Karapatan, Jerome Succor Aba was also ordered to strip
19 naked, and was interrogated by three officers as they turned a big industrial fan which blew
20 cold freezing air on him; and,

21 WHEREAS, According to Karapatan, officers taunted Jerome Succor Aba and
22 threatened to shoot him if he made the wrong move; and,

23 WHEREAS, Forcing a custodial detainee to strip off his clothes and stand naked in
24 front of an industrial strength fan is humiliating, psychologically traumatizing, and beyond any
25

1 reasonable boundary of the rules of interrogation; and, antithetical to the very concept of
2 liberty and justice upon which this Country was founded; and,

3 WHEREAS, The Trump Administration has been documented to have close relations
4 with Philippine President Duterte's administration, and provided tacit, if not express, support
5 for extra judicial violence and assassination as a means to quell legitimate dissent; now,
6 therefore, be it

7 RESOLVED, That the San Francisco Board of Supervisors strongly condemns
8 inhumane treatment of detainees held by United States Customs and Border Protection at the
9 San Francisco International Airport; and, be it

10 FURTHER RESOLVED, That the San Francisco Board of Supervisors urges our
11 Federal authorities to call for an independent and transparent investigation into the
12 detainment and treatment of Jerome Succor Aba by United States Customs and Border
13 Protection at SFO; and be it

14 FURTHER RESOLVED, That the San Francisco Board of Supervisors hereby directs
15 the Clerk of the Board to transmit copies to Representative Nancy Pelosi, Representative
16 Jackie Speier, Senator Dianne Feinstein, and Senator Kamala Harris, with a request to take
17 all action necessary to achieve the objectives of this Resolution.



City and County of San Francisco

Tails
Resolution

City Hall
1-Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 180432

Date Passed: May 01, 2018

Resolution condemning the inhumane treatment of detainees held by United States Customs and Border Protection at San Francisco International Airport (SFO); urging federal representatives to call for an independent investigation into the detainment of Jerome Succor Aba and allegations of torture he experienced during his 28 hours of detainment at SFO.

May 01, 2018 Board of Supervisors - ADOPTED

Ayes: 11 - Breed, Cohen, Fewer, Kim, Peskin, Ronen, Safai, Sheehy, Stefani, Tang and Yee

File No. 180432

I hereby certify that the foregoing Resolution was ADOPTED on 5/1/2018 by the Board of Supervisors of the City and County of San Francisco.

Handwritten signature of Angela Calvillo
Angela Calvillo
Clerk of the Board

Unsigned
Mark E. Farrell
Mayor

May 11, 2018
Date Approved

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, or time waived pursuant to Board Rule 2.14.2, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter or Board Rule 2.14.2.

Handwritten signature for Angela Calvillo
for Angela Calvillo
Clerk of the Board

Handwritten date 5/11/18
Date