

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Jose Arnulfo Guerrero Orellana,)	
on behalf of himself and others)	
similarly situated,)	
)	
Petitioner-Plaintiff,)	
)	Civil Action No. 25-cv-12664-PBS
v.)	
)	
Antone Moniz, Superintendent,)	
Plymouth County Correctional)	
Facility, et al.,)	
)	
Respondents-Defendants.)	

**SUPPLEMENTAL DECLARATION OF ACTING FIELD OFFICE DIRECTOR
DAVID T. WESLING**

I, David T. Wesling, declare as follows:

1. I am an Acting Field Office Director (aFOD) with the U.S. Department of Homeland Security (DHS), Immigration and Customs Enforcement (ICE), Enforcement and Removal Operations (ERO), in the Boston Field Office (ERO Boston). I have held this position since June 2025. I am based in Burlington, Massachusetts. I oversee the Sub-Offices within ERO Boston Area of Responsibility (AOR), which is responsible for oversight of aliens detained in Massachusetts, New Hampshire, Rhode Island, Maine, and Vermont.

2. I provided a declaration filed with this Court on December 26, 2025, in the above-captioned lawsuit in support of Defendants' request for limited relief from certain of the timing requirements related to the notice, as set forth in the Court's Memorandum and Order, dated December 19, 2025 (Order). I am providing this supplemental declaration, which is based upon

my personal and professional knowledge and information, belief, reasonable inquiry and review of information obtained from various records, systems, databases, and other DHS employees.

3. As to the requirement for Defendants to post the class notice as set forth in the Court's Order, Defendants posted the notice in English in common rooms for detention facilities covered by the Court's Order on Wednesday, December 24, 2025.

4. As to the requirement for Defendants to provide translation services of the notice for new arrests as set forth in the Court's Order, Defendants provided translation services over the phone to new arrests in **all facilities** covered by the Court's Order beginning December 26, 2025, by contacting the third-party translation service used by ERO—Lionbridge—to verbally translate the notice into Spanish, Portuguese, Haitian Creole, and any other languages, as necessary.

5. As to the requirement for Defendants to post translations of the notice in Spanish, Portuguese, and Haitian Creole as set forth in the Court's Order, Defendants posted the translations in all facilities covered by the Court's Order by Friday, December 26, 2025, with the exception of two facilities in Maine: Cumberland County Jail and Two Bridges Jail. The notices translated in Spanish, Portuguese, and Haitian Creole were posted in Cumberland County Jail and Two Bridges Jail on Monday, December 29, 2025. However, as stated in paragraph 3, a notice in English was posted in these two facilities on December 24, 2025. Additionally, as stated in paragraph 4, telephonic translation services of the notice into Spanish, Portuguese, and Haitian Creole were provided to all new arrestees in Cumberland County Jail and Two Bridges Jail beginning December 26, 2025.

6. On December 24, 2025, I met with ERO Boston's six Assistant Field Office Directors (AFOD) responsible for overseeing the case management of all aliens arrested and

detained by ERO in the Boston AOR, to discuss the requirements of the Court's December 19, 2025, Order, including the requirement of posting the class notice in English, Spanish, Portuguese, and Haitian Creole by December 26, 2025.

7. Thereafter, on December 24, 2025, at 12:16 p.m., I sent an email to the Deputy Field Office Director (DFOD) for the Boston AOR and five of the six AFODs responsible for overseeing the case management of all aliens arrested and detained by ERO in the Boston AOR containing the Court's December 19, 2025, Order, and memorializing our meeting. At 1:47 p.m. on December 24, 2025, after I discovered that I inadvertently did not include on that email the sixth AFOD who attended the meeting, I forwarded to the sixth AFOD the email memorializing our meeting and containing the Court's December 19, 2025, Order.

8. As a follow up to the December 24, 2025, meeting and my prior email discussing the requirements of the Court's December 19, 2025 Order, on December 26, 2025, at 9:20 a.m. the DFOD emailed the six AFODs who attended the December 24, 2025, meeting, with instructions to post copies of the notice in Spanish, Portuguese, and Haitian Creole in the common rooms for detention facilities located in the Boston AOR as required by the Court's order that was previously attached in the prior email chain and discussed at the December 24, 2025 meeting. Attached to the December 26, 2025, email were the translated class notices. I was copied on the December 26, 2025, email. I did not receive any response that the translations would not be posted by December 26, 2025.

9. On December 26, 2025, at 9:23 a.m., the AFOD responsible for overseeing the case management of aliens detained in Vermont and Maine, forwarded the DFOD's December 26, 2025, email to four Supervisory Detention and Deportation Officers (SDDO) and two acting SDDOs, stationed in Vermont, New Hampshire and Maine, instructing the officers to post the

translated notices in all ERO hold rooms for Vermont, New Hampshire, and Maine, as well as the detention facilities in Vermont and Maine.

10. At 9:48 a.m. on December 29, 2025, I asked all AFODs by email if the notices had been posted on December 26, 2025, in Spanish, Portuguese, and Haitian Creole. The AFOD responsible for overseeing the case management of aliens detained in Vermont and Maine informed me that the acting SDDO in Maine did not understand that the translations had to be posted on December 26, 2025, and he had not posted the translations on December 26, 2025, in two detention facilities within the Boston AOR, Cumberland County Jail and Two Bridges Jail. The AFOD reported that the acting SDDO believed that the translations had to be posted the week of December 29, 2025, when current class members were served at the Cumberland County Jail and Two Bridges Jail facilities. At 11:00 a.m. on December 29, 2025, I was informed by the AFOD responsible for overseeing the case management of aliens detained in Vermont and Maine that the Spanish, Portuguese, and Haitian Creole translations had been posted at Cumberland County Jail and Two Bridges Jail in Maine on the morning of December 29, 2025. Posting of the translations in all other locations required by the Court's order was completed on December 26, 2025.

11. To my knowledge, the immigration courts in Massachusetts were closed on December 24, 2025, and reopened on December 29, 2025. During that time, the Immigration Court in Chelmsford, Massachusetts did not hold any bond hearings.

12. On December 24, 2025, ERO began serving written notice in the English language to newly-arrested class members and translated such notice to them through the use of an interpreter. Once the translated notices became available on the morning of December 26, 2025, ERO began serving the newly-arrested class members with translated written notice if

available in their native language, and continued to use an interpreter to translate the written notice from the English language on other class members who did not speak Spanish, Portuguese, or Haitian Creole.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge.

Executed at Burlington, Massachusetts on December 30, 2025.

DAVID T
WESLING

Digitally signed by DAVID T
WESLING
Date: 2025.12.30 18:30:06
-05'00'

David T. Wesling
Acting Field Office Director
U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement
Burlington, Massachusetts