



Oberlin
Community
Supporting
Immigrants
(OCSI)

1st Amendment: Your right to engage in legally protected speech and assembly.

4th Amendment: Protects against *unwarranted* searches and seizures: Law enforcement can't enter a **private space** or **carry out a search** without a **valid** warrant.

5th Amendment: Right to remain silent; also grants due process rights: You do not have to answer any questions, sign any documents, provide any ID (except as the driver of a car).

6th Amendment: Right to counsel: You have the right to call a lawyer.

8th Amendment: Protects against cruel and unusual punishment: You cannot be deported to a gulag in another country or be treated cruelly in this country.

14th Amendment: Guarantees birthright citizenship and due process rights: You cannot be deported without your presenting your case before a judge.

Habeas Corpus: (Part of many of the above amendments: You have the right to petition a court for your release if you feel you have been unlawfully detained or imprisoned.

YOUR RIGHTS IN ACTION:

In Your Home:

You **do not** have to open your door to law enforcement agents (including ICE) **UNLESS** they identify themselves **and** present a **valid** warrant which they must show you (by the window or under the door).

The **only valid warrant** that permits entry is a **JUDICIAL WARRANT** issued by a court: It must have the correct name and address of the person being seized and be signed by a judge or magistrate judge. **DHS** or **ICE detainers** or **warrants** are **NOT VALID**: Tell them you will not open your door.

You **DO NOT** have to speak with ICE or any immigration enforcement agents. You **DO NOT** have to reveal your immigration status, where you were born or how you entered the United States. Just say: "I am exercising my right to remain silent."

DO NOT sign any document or provide personal information.

In Your Workplace:

ICE agents can go to a business to try to find a particular person, or people, but they **CANNOT** enter any **private areas** of the business - any space where the public is not generally permitted - without the permission of the employer or a **valid JUDICIAL warrant** as described above.

In schools or universities:

Just as with a private home or a workplace, immigration enforcement cannot enter any area considered **private** (such as classrooms, dorms, dining halls, etc.) **without** the permission of the school administrator or a **valid JUDICIAL warrant**.

Driving a car:

In Ohio, if you are stopped by law enforcement while **driving** a car, you **must** show your driver's license, proof of insurance, and car registration.

You have the right to ask law enforcement agents to identify themselves by showing their badges. You ALWAYS have the right **to remain silent**, and you **do not** have to present any other information or documentation. **DO NOT** offer a foreign passport or answer any other questions. You have the right to refuse to consent to a search although law enforcement may "pat down" your clothes to search for a weapon.

As a passenger in a car:

In Ohio, passengers **DO NOT** have to provide any identification to *ICE agents*. You have the right to remain silent: **DO NOT** offer further information. You can ask if you are free to leave: If so, walk away slowly.

If you are on public transportation or walking on a street:

You retain all your right to **silence** and protection from **warrantless searches**. You do not have to answer questions, say where you are from or your immigration status, show **any** documentation or sign documents.

You may record interactions to document any violations of your rights.

If you are detained:

If you are detained or taken into custody, you have the right to reach out to an attorney and receive a phone call from an attorney.

FOR MORE INFORMATION



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