

# **7 FAM 1620 EXTRADITION FROM FOREIGN COUNTRIES OF U.S. CITIZEN FUGITIVES**

*(TL:CON-20; 10-6-86)*

## **7 FAM 1621 RESPONSIBILITY**

*(TL:CON-20; 10-6-86)*

### **7 FAM 1621.1 Foreign Service Responsibility in Extradition**

a. Despite the existence of INTERPOL, legal attaches, DEA agents, and other law enforcement international contacts, the extradition process must be conducted through diplomatic channels. Except in the case of dependent areas, small posts, or posts where the regularity of extraditions so requires, diplomatic representatives shall be responsible for extraditions.

b. Any member of the Foreign Service handling extradition matters should be familiar with the provisions of the applicable treaties, and should learn as much as possible about local laws and practices regarding extradition. Posts should maintain a detailed and current record of these laws, practices. Promptly notify the Office of the Legal Adviser (L/LEI) of any changes in this information.

### **7 FAM 1621.2 Department Responsibility**

a. No extradition (as opposed to provisional arrest) of a fugitive from the United States who is found in a foreign country should be initiated except through the U.S. Embassy abroad on instructions from the Department of State (L/LEI). Even when another agency represented at post seems to be well informed about the case and requests embassy assistance, a post should seek instructions from the Department before initiating or participating in an extradition request.

b. It is sometimes difficult to tell when an offense is covered by a treaty. When a person is provisionally arrested (see section 7 FAM 1622 ), there is a limited time during which supporting evidence must be prepared, authenticated, perhaps translated, and transmitted; and treaties preclude prosecution of offenses other than that for which extradition was granted. For all these reasons and others, considerable expertise and coordination through Washington is necessary.

# **7 FAM 1622 PROVISIONAL ARREST**

## **7 FAM 1622.1 Department Instructions**

a. In case of urgency, it may be necessary to arrange for the immediate arrest of the fugitive to prevent the fugitive's further flight while the documents and evidence in support of a formal extradition request are being prepared. This is known as "provisional arrest."

b. Instructions requiring the diplomatic representatives of the United States to request the provisional arrest of the fugitive are conveyed to the post by the Department. Usually such instructions are initially conveyed by telegram (see 7 FAM 1622 Exhibit 1622.1 for a sample of such instructions; an actual telegram will include additional details germane to the specific case involved). In urgent cases, the instructions may be conveyed by telephone, followed by a confirmation telegram.

c. Neither diplomatic nor consular officers are to take any part in the arrest or detention of a criminal without specific instructions from the Department. See 7 FAM 942 on the travel of U.S., State, or local government officials to interview the arrestee, and 7 FAM 945 on the related role of consular officers.

## **7 FAM 1622.2 Expeditious Request**

Upon receipt of provisional arrest instructions, the post makes the request by the most expeditious means. In all cases, make or confirm the request by diplomatic note (some foreign governments will not make a provisional arrest without a written request). The treaty under which the provisional arrest is made specifies the information which must be included in the diplomatic note. Under most extradition treaties, the note must provide essentially the same information as a request for extradition (see 7 FAM 1622 Exhibit 1622.2).

## **7 FAM 1622.3 Notification of Date of Arrest**

After being notified by the foreign government that a requested provisional arrest has taken place, the post immediately informs the Department (L/LEI) by cable of the date of the arrest so that all interested parties will be aware of the deadline for the submission of the extradition documents. (This deadline is particularly important when submission of the documents involves the need for their prior translation into the requested country's language.)

## **7 FAM 1622.4 Post Involvement in Direct Contact Cases**

A few treaties permit provisional arrest via direct contact between the U.S. Justice Department and its foreign counterpart. The post should seek instructions from the Department before participating in such a case.

## **7 FAM 1623 EXTRADITION DOCUMENTS**

### **7 FAM 1623.1 Preparation of Extradition Documents**

a. Law enforcement authorities (either federal or state) responsible for

the criminal charges against the fugitive ordinarily prepare the documentation in support of an extradition request.

b. These authorities deliver the documents to the Department of Justice.

That agency thoroughly reviews the documents for sufficiency and compliance with the applicable treaty, then delivers the documents to the Department of State for final review and action.

c. When the documents are in order, the seal of the Department of State is affixed, and the documents are sent to the appropriate post with instructions for formally requesting extradition. Some countries require subsequent authentication of documents by their embassy in Washington, D.C. If necessary, the Department arranges to have the documents translated into the language of the requested country and/or certified by that country's diplomatic representatives in Washington.

**NOTE:** In some cases, translation by the Department into the applicable language may be impossible within prescribed time limits. In such cases, the post may be instructed to arrange for local translation of the certified and authenticated U.S. documents. Instructions on the type of translation required together with fiscal data for associated costs will accompany the original documentation.

### **7 FAM 1623.2 Certification of U.S. Extradition Documents**

a. When extradition documents are received from the Department, a diplomatic or consular officer at the post may, if the applicable treaty so requires or if otherwise requested by the host government, certify the Department seal (see 7 FAM 843.4 ).

b. Some of the more recent treaties require that the documents be certified by the requested country's diplomatic representatives in the United States. If such certification has been made, there is no need for the U.S. diplomatic or consular officer to certify the Department seal.

## **7 FAM 1624 PRESENTATION OF REQUEST AND DOCUMENTS**

### **7 FAM 1624.1 Compliance with Treaty Provisions**

The request for extradition and supporting documents are presented to the competent authorities of the foreign government in accordance with the provisions of the applicable treaty. In virtually all cases, the request is made by diplomatic note (see 7 FAM 1622 Exhibit 1622.2 ).

## **7 FAM 1624.2 Manner of Presentation**

a. In most countries, the extradition request and supporting documents are presented to the Foreign Ministry, and the case then is handled by the foreign government's officers.

b. In some countries, the case is handled by a private attorney retained by the United States Government or the State within the United States seeking extradition. In such cases, one copy of the documents should be turned over to the private attorney, and another copy presented to the appropriate foreign government authorities, pursuant to the specific instructions of the Department.

c. In every case, the post presents the documents in accordance with local regulations or practice.

## **7 FAM 1624.3 Personal Contact with Foreign Officials**

There may be subtleties of local extradition law or practice which are unknown or unappreciated in Washington, particularly with respect to countries where an extradition is a rare occurrence. For that reason, it is especially useful for the officer handling the case at the post to establish personal contact with the foreign official (usually in the Justice Ministry) or the private counsel handling the case in the judicial process, and to find out if there are any apparent deficiencies and how to correct them.

## **7 FAM 1624.4 Hiring Local Attorneys**

a. In most cases, the requested country makes all the necessary arrangements for the arrest, detention, and extradition of the fugitive, and there is no need to retain a local attorney. Where this is not so, or the U.S. authority making the request believes that assistance of local counsel would be helpful because of special issues in the case, the post may be required to retain local counsel.

b. If the services of a local attorney are required, instructions will be sent by telegram from the Office of the Legal Adviser (L/LEI) concerning such matters as how the attorney is to be selected, and the terms concerning compensation. For general guidelines about retaining an attorney to represent the U.S. Government, see 7 FAM 991.2 and 2 FAM 283.4 .

## **7 FAM 1625 FOLLOWUP REPORTING**

a. While the practice in different countries varies, extradition usually is a combination of judicial and executive action. Posts are to keep informed of the progress of an extradition case in the foreign court.

b. The U.S. judicial and law enforcement authorities responsible for the criminal charges against the fugitive maintain an active interest in the progress of the extradition proceedings. It is not unusual for an Assistant U.S. Attorney to travel abroad in the interest of such a case (see 7 FAM 942 and 7 FAM 945 ). The post should make regular telegraphic reports on the matter. These reports should indicate the date of the fugitive's arrest and whether the fugitive is incarcerated or free on bail pending extradition. Make periodic reports even if no significant developments have occurred.

c. Notify the Office of the Legal Adviser (L/LEI) **immediately** upon receiving word of the foreign government's decision on the extradition request.

## **7 FAM 1626 FOREIGN COUNTRY'S DECISION ON EXTRADITION**

### **7 FAM 1626.1 Reporting Transfer Date**

When extradition is granted, the post promptly notifies the Department (L/LEI) and includes, where appropriate, the local deadline for the transfer of the prisoner (see 7 FAM 1626 Exhibit 1626.1 ). The post also reports whether the decision to extradite was wholly or partially favorable.

### **7 FAM 1626.2 Charges**

In informing the post of its decision, the requested country usually specifies the charges for which extradition is granted. If extradition is granted for less than all of the charges for which the fugitive's extradition was requested, the post should try to obtain a copy of the court's or executive branch's ruling as soon as possible and notify the Department (L/LEI) immediately which of the charges formed the basis for the granting of extradition. In all cases promptly pouch a copy of the relevant decision to L/LEI.

**NOTE:** Extradited persons can be tried or punished only for the offenses for which their extradition is granted, and many countries monitor the subsequent legal proceedings in the requesting country to assure that the bilateral extradition treaty is not violated in this respect.

### **7 FAM 1626.3 Escorts and Warrants**

a. If extradition is granted, the Department will inform the post of the names of the American agents who will travel to the foreign country to take custody of the fugitive and escort the fugitive to the United States. The Department is also responsible for preparing the agents' warrant carried by the escorting officers. This warrant is used by the escorting officer in transporting the fugitive, but it does not void the need for travel documents for the fugitive. If the fugitive does not have appropriate travel documents, inform the Department (L/LEI), which will provide instructions.

b. On receiving the names and travel plans of the escorting agents, the post should notify the host country officials even though the escorts may make contact with local police officials directly or through Interpol. The post should extend all necessary assistance to the agents and, after their departure with the fugitive, send a brief cable to the Department confirming that the transfer of the fugitive was completed successfully (see 7 FAM 1626 Exhibit 1626.3 ).

### **7 FAM 1626.4 Denial of Extradition**

If extradition is denied, the post obtains a detailed explanation for the denial from the foreign government and transmits it to the Office of the Legal Adviser (L/LEI) as soon as possible. In the event of an adverse judicial decision, the post immediately informs the Department by telegram, advising of relevant procedures and deadlines for appeal. Copies of any relevant court decisions are also helpful to the Department in its review of the denial and should be forwarded when possible.

## **7 FAM 1627 THROUGH 1629 UNASSIGNED**

# 7 FAM 1622 Exhibit 1622.1

## Sample Department Telegram Instructing Post to Request Provisional Arrest of Fugitive

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### Sample Department Telegram Instructing Post to Request Provisional Arrest of Fugitive

UNCLASSIFIED	
L/LEI:UTBRINK:MAS	
8/28/86	EEEE TXE
L/LEI:XZSCULER	
DOJ/OIA:FNO'BRIEN (SUBS)	
CA/OCS/CCS; CA/OCS/EMR	
IMMEDIATE	LONDON
E.O. 12356: N/A	
TAGS:	CJAN, CASC, UK {DOBROSKY, JONAS E.}
SUBJECT:	EXTRADITION: REQUEST FOR PROVISIONAL ARREST OF JONAS E. DOBROSKY
1. EMBASSY IS ASKED TO REQUEST IMMEDIATELY PROVISIONAL ARREST OF JONAS E. DOBROSKY FOR PURPOSE OF EXTRADITION UNDER ARTICLE EIGHT OF THE UNITED STATES - UNITED KINGDOM EXTRADITION TREATY OF JUNE 8, 1972. PER U.S. DEPARTMENT OF JUSTICE, DOBROSKY IS IN LONDON AND HIS LOCATION IS KNOWN TO SCOTLAND YARD.	
2. DOBROSKY IS WANTED BY U.S. ATTORNEY FOR WESTERN DISTRICT OF PENNSYLVANIA FOR CONSPIRING WITH OTHERS DURING PERIOD OF 1985 - 1986 TO IMPORT MASSIVE AMOUNTS OF MARIJUANA WITH CO-CONSPIRATORS, TO PICK UP AIRDROP OF MARIJUANA IN BAHAMAS AND TRANSPORT IT TO UNITED STATES. DOBROSKY IS SUBJECT WITH OTHERS, OF INDICTMENT 86-41 FILED ON AUGUST 27, 1986, BEFORE U.S. DISTRICT COURT FOR WESTERN DISTRICT OF PENNSYLVANIA, CHARGING ONE COUNT OF CONSPIRACY TO IMPORT MARIJUANA IN VIOLATION OF 21 U.S.C. 963. ARREST WARRANT ISSUED AUGUST 27, 1986, BY JUDGE GEORGE SNYDER OF ABOVE NAMED COURT.	
UNCLASSIFIED	

*XZS*  
*JTB*

Sample Department Telegram Instructing Post to Request  
Provisional Arrest of Fugitive—Continued

UNCLASSIFIED

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3. FACTS OF CASE SHOW DOBROSKY AND OTHERS CONSPIRED FROM MARCH 1985 TO AUGUST 1986 TO IMPORT MARIJUANA FROM THE BAHAMAS TO VARIOUS POINTS IN THE UNITED STATES FOR DISTRIBUTION IN BOTH CANADA AND UNITED STATES. CONSPIRATORS MET IN FLORIDA AND NEW YORK TO PLAN OPERATIONS. ONE CONSPIRATOR WAS ARRESTED BY U.S. DRUG ENFORCEMENT ADMINISTRATION AGENTS WHILE TRANSPORTING 150 KILOS OF MARIJUANA TO PITTSBURGH. CONSPIRATOR, AGREEING TO BE CONFIDENTIAL INFORMANT, PROVIDED NAMES OF OTHER CONSPIRATORS, INCLUDING DOBROSKY, AND DETAILS OF THE CONSPIRACY. DOBROSKY DEPARTED THE U.S. BEFORE ARREST WAS MADE.

4. DOBROSKY IS AMCIT, BORN OCTOBER 24, 1944, AT BOSTON, MASSACHUSETTS. DESCRIBED AS WHITE MALE, HEIGHT 6 FEET, WEIGHT 175 POUNDS, BLOND HAIR, BLUE EYES. WEARS SMALL MUSTACHE.

5. ABOVE FELONY COVERED BY ARTICLE III OF 1972 EXTRADITION TREATY BETWEEN THE UNITED STATES AND UNITED KINGDOM AND BY ITEM 12 OF SCHEDULE OF OFFENSES APPENDED TO TREATY.

6. CONTACT IN THE UNITED STATES IS RANDALL BAINES WILCOX, UNITED STATES MARSHAL SERVICE HEADQUARTERS, TEL: (202) 999-2222.

7. REASON FOR PROVISIONAL ARREST: DOBROSKY AND CO-CONSPIRATOR SCHEDULED TO DEPART LONDON ON 9-3-86 FOR MIDDLE EAST. SPECIFIC DESTINATION UNKNOWN.

8. PLEASE REQUEST DOBROSKY'S PROVISIONAL ARREST IN ACCORDANCE WITH ARTICLE EIGHT OF THE U.S. - UNITED KINGDOM EXTRADITION TREATY OF JUNE 8, 1972. INCLUDE IN THE DIPLOMATIC NOTE ASSURANCES THAT FORMAL EXTRADITION REQUEST SUPPORTING DOCUMENTS WILL BE SUBMITTED WITHIN FORTY-FIVE DAYS OF PROVISIONAL ARREST IN ACCORDANCE WITH ARTICLE EIGHT OF THE TREATY.

9. PLEASE ADVISE DEPARTMENT (L/LEI, RM. 5419A) IF/WHEN DOBROSKY IS ARRESTED AND REPORT DEVELOPMENTS. 44

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# 7 FAM 1622 Exhibit 1622.2

## Sample Diplomatic Note Requesting Provisional Arrest

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### Sample Diplomatic Note Requesting Provisional Arrest

Refer to the *Correspondence Handbook* for specifics on the preparation of diplomatic notes.

No. 101 ①

The Ambassador of the United States of America ② presents his compliments to His Excellency the Minister of External Affairs ③ and has the honor to refer to the Extradition Treaty Between the United States and Canada of December 3, 1971, and to request the provisional ④ arrest of John Jay Smithson.

Mr. Smithson is wanted by ⑤ the State of Maine for trafficking in narcotics. He was apprehended on August 5, 1986, at Gorham, Maine as the pilot of a light aircraft carrying 200 pounds of marijuana, allegedly picked up in Connecticut and to be flown to ⑥ Quebec, Canada. Mr. Smithson was indicted by Grand Jury before the Superior Court for the State of Maine at Portland, Cumberland County, Maine. Indictment CR-86-501 was filed before the above court on August 22, 1986, charging ⑦ Mr. Smithson with unlawful trafficking in a Schedule Z drug violation of Title 17-A, Maine Revised Statutes, Section 1103. Mr. Smithson failed to appear ⑧ for trial, and Judge James Dixon issued an arrest warrant on September 17, 1986.

Unlawful trafficking in a schedule drug is covered by offense ③ 26 of the Schedule annexed to

## Sample Diplomatic Note Requesting Provisional Arrest—Continued

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the United States-Canadian Extradition Treaty.

Mr. Smithson is a <sup>9</sup>United States citizen born on July 4, 1950, at Philadelphia, Pennsylvania. He is described as a white male, height 5 feet 10 inches, weight 180 pounds, brown hair, and green eyes. He has a tattoo, "JJS," on the back of his left hand. He is believed currently to be in local <sup>10</sup>custody at Sudbury, Ontario, Canada.

A request for extradition with duly certified and authenticated documents to support the request will be submitted within the next 45 days in accordance with Article 11 of the United States-Canadian Extradition Treaty.

Embassy of the United States of America,  
Ottawa, October 1, 1986.

## Sample Diplomatic Note Requesting Provisional Arrest—Continued

- ① NUMBERING: Third person notes are numbered only if local custom requires it.
- ② FORMULA OF DIPLOMATIC COURTESY: Follow standard formula of diplomatic courtesy used at Post.
- ③ TREATY/AGREEMENT REFERENCE: Refer to treaty or agreement upon which the request is based.
- ④ SUBJECT: State the specific request.
- ⑤ REASON FOR REQUEST: State why the United States or a State Government seeks the provisional arrest.
- ⑥ INDICTMENT: Identify the indictment. State when and where the indictment was made and filed.
- ⑦ CHARGES: Report the specific charges in the case.
- ⑧ REASON FOR WARRANT: Report the action of the subject that occasioned the arrest warrant.
- ⑨ IDENTIFICATION: Identify the subject of the warrant by: full name, date and place of birth, physical appearance, and any unusual characteristics.
- ⑩ ADDRESS: State current address or location of subject of warrant (be as complete as possible).
- ⑪ DOCUMENTATION: Refer to documents that will be provided in support of the extradition request.

# 7 FAM 1624 Exhibit 1624.1

## Sample Diplomatic Note Requesting Extradition

(Page 1 of 3)

### Sample Diplomatic Note Requesting Extradition

Refer to the *Correspondence Handbook* for specifics on the preparation of diplomatic notes.

No. 102 ①

The Ambassador of the United States of America ② presents his compliments to His Excellency the Minister of External Affairs and has the honor to refer to the Extradition Treaty Between the United States and Canada of December 3, 1971, and to request the extradition of John Jay Smithson. ④

Mr. Smithson is wanted by the State of Maine for trafficking in narcotics. He was apprehended on August 5, 1986, at Gorham, Maine as the pilot of a light aircraft carrying 200 pounds of marijuana, allegedly picked up in Connecticut and to be flown to Quebec, Canada. Mr. Smithson was indicted by Grand Jury before the Superior Court for the State of Maine at Portland, Cumberland County, Maine. Indictment CR-86-501 was filed before the above court on August 22, 1986, charging Mr. Smithson with unlawful trafficking in a Schedule Z drug violation of Title 17-A, Maine Revised Statutes, Section 1103. Mr. Smithson failed to appear for trial, and Judge James Dixon issued an arrest warrant on September 27, 1986. ⑧

Unlawful trafficking in a schedule drug is covered by offense 26 of the Schedule annexed to ③

## Sample Diplomatic Note Requesting Extradition—Continued

-2-

the United States-Canadian Extradition Treaty.

Mr. Smithson is a United States <sup>9</sup>citizen born on July 4, 1950, at Philadelphia, Pennsylvania. He is described as a white male, height 5 feet 10 inches, weight 180 pounds, brown hair, and green eyes. He has a tattoo, "JJS," on the back of his left <sup>10</sup>hand. He is believed currently to be in local custody at Sudbury, Ontario, Canada.

Transmitted <sup>11</sup>herewith are duly certified and <sup>12</sup>authenticated documents to support this request for Mr. Smithson's extradition.

Enclosures: <sup>13</sup>

1. Certified and authenticated copy of Indictment CR-86-501.
2. Certified and authenticated copy of arrest warrant.
3. Two photographs of subject.

Embassy of the United States of America,  
Ottawa, October 21, 1986.

## Sample Diplomatic Note Requesting Extradition—Continued

- ① NUMBERING: Third person notes are numbered only if local custom requires it.
- ② FORMULA OF DIPLOMATIC COURTESY: Follow standard formula of diplomatic courtesy used at Post.
- ③ TREATY/AGREEMENT REFERENCE: Refer to treaty or agreement upon which the request is based.
- ④ SUBJECT: State the specific request.
- ⑤ REASON FOR REQUEST: State why the United States or a State Government seeks the provisional arrest.
- ⑥ INDICTMENT: Identify the indictment. State when and where the indictment was made and filed.
- ⑦ CHARGES: Report the specific charges in the case.
- ⑧ REASON FOR WARRANT: Report the action of the subject that occasioned the arrest warrant.
- ⑨ IDENTIFICATION: Identify the subject of the warrant by: full name, date and place of birth, physical appearance, and any unusual characteristics.
- ⑩ ADDRESS: State current address or location of subject of warrant (be as complete as possible).
- ⑪ ENCLOSURES: Refer to enclosures being sent with the note.
- ⑫ DOCUMENTATION: Refer to documents that will be provided in support of the extradition request.
- ⑬ LIST ENCLOSURES: When transmitting more than one enclosure, type an itemized list which clearly identifies each document being enclosed (such as a certified copy of the indictment, arrest warrant, extradition treaty, and photographs of the fugitive or suspect).

# 7 FAM 1626 Exhibit 1626.1

## Sample Post Telegram Informing Department That Foreign Government is Ready to Transfer a Fugitive

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### Sample Post Telegram Informing Department That Foreign Government is Ready to Transfer a Fugitive

TELEGRAM		INDICATE	
		<input type="checkbox"/> COLLECT	<input type="checkbox"/> CHARGE TO
FROM	Amembassy LONDON	CLASSIFICATION	UNCLASSIFIED (1)
12356			
E.O. 14176	(2) N/A		7
TAGS:	CJAN, CASC, UK (BUCKMON, John Douglas and DOBROVIR, Mary Jane)		
SUBJECT:	(3) Extradition: John Douglas BUCKMON and Mary Jane DOBROVIR		
ACTION:	(4) SECSTATE WASH DC IMMEDIATE (5) L/LEI CA/OCS/CCS CA/OCS/EMR		
REF:	(6) State 97288		
(7)	1. Home secretary today signed surrender warrants for Buckmon and Dobrovir, clearing last official obstacle to extradition. Scotland Yard will have warrants late today or early tomorrow morning. Extradition may take place at any time thereafter.		
(8)	2. Please provide names of U.S. Marshals who will escort Buckmon and Dobrovir to the United States and their travel plans. Also advise whether hotel reservations will be required and, if so, when.		
BREWSTER			
DRAFTED BY:	<i>gja</i> GCAntonin:bjk	DRAFTING DATE	8/29/86
		TEL. EXT.	499-9065
		CONTENTS AND CLASSIFICATION APPROVED BY:	DCM: E Quijano
CLEARANCES:			
UNCLASSIFIED CLASSIFICATION			
50153-101		OPTIONAL FORM 153 (Formerly FS-413) January 1975 Dept. of State	

## Sample Post Telegram Informing Department That Foreign Government is Ready To Transfer a Fugitive—Continued

- ① CLASSIFICATION: Designation usually is unclassified.
- ② TAGS SYMBOLS: Always CJAN. In the case of a U.S. citizen arrested abroad, also use CASC and other appropriate subject TAGS, followed by the name(s) of the subject(s) of the extradition within parentheses (SURNAME, first name and middle initial).
- ③ SUBJECT LINE: EXTRADITION: (first name, middle initial, SURNAME).
- ④ ACTION LINE: The post's telegram is addressed to the Department and captioned for the following offices:

L/LEI;  
CA/OCS/CCS;  
CA/OCS/EMR;  
Any other appropriate office(s).

- ⑤ PRIORITY: Designation usually is IMMEDIATE.
- ⑥ REFERENCE LINE: Cite previous Department and post telegrams about this case.
- ⑦ MESSAGE ITEM 1: Report the foreign government's signing of, or other action about, the surrender warrant(s) and when extradition is expected to occur.

NOTE: Some countries, when notifying posts that a fugitive is extraditable, will specify a deadline for the transfer. This date must be included in the post telegram to the Department.

- ⑧ MESSAGE ITEM 2: Request names of the U.S. Marshals who will escort subject(s) to the United States, their travel plans (when due, airline/flight data, and return date/time), and whether hotel reservations are required.

NOTE: In a third message item, provide any other pertinent information that should be brought to the Department's attention.

# 7 FAM 1626 Exhibit 1626.3

## Sample Post Telegram Informing Department of the Transfer of Custody of a Fugitive With Travel Data

(Page 1 of 2)

### Sample Post Telegram Informing Department of the Transfer of Custody of a Fugitive With Travel Data

<h1>TELEGRAM</h1>			
		INDICATE <input type="checkbox"/> COLLECT <input type="checkbox"/> CHARGE TO	
FROM		Amembassy LONDON	CLASSIFICATION UNCLASSIFIED ①
12356	E.O. 11652 ② N/A		
TAGS:	CJAN, CASC, UK (BUCKMON, John Douglas and DOBROVIR, Mary Jane) ⑦		
SUBJECT:	Extradition: John Douglas Buckmon and Mary Jane Dobrovir ③		
ACTION:	SECSTATE WASH DC IMMEDIATE ④ ⑤ L/LEI CA/OCS/CCS CA/OCS/EMR		
REF:	State 97288; London 5553 ⑥		
⑦	1. Buckmon and Dobrovir, accompanied by U.S. Marshals, departed London today, September 3, aboard PANAM Flight 157 at 1325 hours local time. Flight is due to arrive in Washington, D.C. at 1645 hours local time.		
⑧	2. Transfer of custody and departure went smoothly, with only a small crowd of well wishers in evidence. Police reported no demonstration or protests.		
BREWSTER			
DRAFTED BY: <i>GA</i>		DRAFTING DATE	TEL. EXT.
GCAntonin:bjk		9/03/86	499-9065
CLEARANCES:		CONTENTS	CLASSIFICATION APPROVED BY: <i>EV</i>
			DCM:EVQuijano
UNCLASSIFIED CLASSIFICATION			
50153-101		OPTIONAL FORM 153 (Formerly FS-413) January 1975 Dept. of State	

## Sample Post Telegram Informing Department of the Transfer of Custody of a Fugitive With Travel Data—Continued

- ① CLASSIFICATION: Designation usually is unclassified.
- ② TAGS SYMBOLS: Always CJAN. In the case of a U.S. citizen arrested abroad, also use CASC and other appropriate subject TAGS, followed by the name(s) of the subject(s) of the extradition within parentheses (SURNAME, first name and middle initial).
- ③ SUBJECT LINE: EXTRADITION: (first name, middle initial, SURNAME).
- ④ ACTION LINE: The post's telegram is addressed to the Department and captioned for the following offices:
  - L/LEI;
  - CA/OCS/CCS;
  - CA/OCS/EMR;
  - Any other appropriate office(s).
- ⑤ PRIORITY: Designation usually is IMMEDIATE.
- ⑥ REFERENCE LINE: Cite previous Department and post telegrams about this case.
- ⑦ MESSAGE ITEM 1: Report departure of subject(s) accompanied by U.S. Marshalls, including departure time, flight number, and scheduled arrival time and place.
- ⑧ MESSAGE ITEM 2: Usually, item 1 information is sufficient. Include any additional pertinent information or special circumstances that should be brought to the Department's attention, such as that the fugitive has supporters who might create an incident at the port of departure or port of arrival.

