

EXHIBIT A

From: [Scarlet Kim](#)
To: [Sana Mayat](#); [Holland, Liam C. \(CIV\)](#)
Subject: RE: [REDACTED] N-426
Date: Wednesday, September 15, 2021 1:39:19 PM
Attachments: [image007.png](#)

Dear Liam,

Sana is currently on leave but asked me to provide a few clarifying details to her email from yesterday, based on some additional information received from Ms. [REDACTED]'s counsel today.

Ms. [REDACTED]'s counsel has explained that she originally provided Ms. [REDACTED] with her N-426 form on May 14, 2021. She assumed that Ms. [REDACTED] had therefore submitted her N-426 form on that date, which is what she represented to us (and what we represented to Defendants). In reviewing her records, Ms. [REDACTED]'s counsel discovered that she had sent Ms. [REDACTED] the N-426 form again on May 23, 2021, which is the date we represented that Ms. [REDACTED]'s counsel provided Ms. [REDACTED] with her N-426 form in our email to you yesterday.

As explained in our email to you yesterday, Ms. [REDACTED] submitted her N-426 form for certification in June (and the form she submitted had the expiration date of 03/31/2023). Ms. [REDACTED]'s counsel did not know this at the time she spoke with us about Ms. [REDACTED]'s situation.

Again, our apologies for the miscommunication and we hope this additional information helps clarify matters.

Thank you,
Scarlet

From: Sana Mayat
Sent: Tuesday, September 14, 2021 2:37 PM
To: Holland, Liam C. (CIV) <Liam.C.Holland@usdoj.gov>
Cc: Scarlet Kim <ScarletK@aclu.org>
Subject: RE: [REDACTED] N-426

Hi Liam,

In regards to class member [REDACTED], Ms. [REDACTED] is represented by separate counsel who informed us that on May 23, 2021, she provided Ms. [REDACTED] with an N-426 form for her chain of command to certify. That form had 09/30/21 as the expiration date. However, in June, Ms. [REDACTED] submitted for certification a different N-426 form with 03/31/2023 as the expiration date, which she had obtained herself. Ms. [REDACTED] was undergoing medical treatment at the time and had misplaced the N-426 form that her counsel had provided for her and so submitted the new N-426 form. However, she did not inform her counsel that she had done so.

On July 18, 2021, Ms. [REDACTED]'s counsel noticed that the N-426 form she had provided to Ms.

██████████ on May 23, 2021 was no longer the most recent form and provided Ms. ██████████ with the new N-426 form with 03/31/23 as the expiration date. Ms. ██████████, believing that the N-426 form she had submitted in June was identical to the N-426 form her counsel had given her (and was therefore expired), attempted to obtain another certification using this form.

We apologize for the miscommunication. In this case, we have been communicating primarily with counsel for Ms. ██████████, who only recently realized she misunderstood her client's situation.

Thanks,
Sana

From: Sana Mayat
Sent: Tuesday, September 7, 2021 4:49 PM
To: Holland, Liam C. (CIV) <Liam.C.Holland@usdoj.gov>
Cc: Scarlet Kim <ScarletK@aclu.org>
Subject: RE: ██████████ N-426

Thanks, Liam. I'll look into this and get back to you soon.

Best,
Sana

From: Holland, Liam C. (CIV) <Liam.C.Holland@usdoj.gov>
Sent: Tuesday, September 7, 2021 11:40 AM
To: Sana Mayat <smayat@aclu.org>
Cc: Scarlet Kim <ScarletK@aclu.org>
Subject: RE: ██████████ N-426

Good Morning Sana,

On August 23, 2021, you wrote about Service Member ██████████, who had requested a certification of honorable service from her unit on a Form N-426. You claimed that she requested the certification on May 14, 2021, and received it on July 18, 2021, and you claimed that in the time it took her to receive the N-426 certification the Form she had submitted for certification had expired and she needed a new certification. This particular unit happened to maintain a copy of the Form N-426 that was certified for SM ██████████. This copy is attached. The Form N-426 indicates that SM ██████████ signed the N-426 on June 14, 2021, and it was certified two days later, on June 16, 2021. According to the unit, the certification was made available to SM ██████████ within 24 hours, or so, after it was signed. But SM ██████████ was on leave at the time, and it may have taken her a few days to pick it up from the unit. The Form N-426, at least perhaps under USCIS's rules, states that it "[e]xpires 03/31/2023."

The unit respectfully requests more information about why the attached form is no longer valid before providing yet another one. Would you please help out by providing that information?

Thanks!

Sincerely,
Liam
