

Question#:	1
Topic:	Supporting the ICC
Hearing:	From Nuremberg to Ukraine: Accountability for War Crimes and Crimes Against Humanity
Primary:	The Honorable Sheldon Whitehouse
Committee:	JUDICIARY (SENATE)

Question: The scale of the atrocities in Russia creates unique demands on the ICC and Ukrainian domestic courts with respect to gathering and processing massive amounts of evidence for war crimes prosecutions. What is the Department doing to support the ICC and the Ukrainians and to ensure they have the data processing and evidence collection resources necessary to accomplish their goals?

Response: The United States is not a state party to the International Criminal Court and our assistance is limited by statute. U.S. Immigration and Customs Enforcement (ICE) defers to the U.S. Departments of Justice (DOJ) and State (DOS) for further information.

Question#:	2
Topic:	Naming and Shaming
Hearing:	From Nuremberg to Ukraine: Accountability for War Crimes and Crimes Against Humanity
Primary:	The Honorable Sheldon Whitehouse
Committee:	JUDICIARY (SENATE)

Question: It is widely reported that soldiers in the Russian army are demoralized. It is equally important to Ukraine's war effort that we continue to demoralize the Russian junior officer corps and ensure they know they will be held accountable for the illegal acts they are ordered to commit in Ukraine. One potential way to do this is to "name and shame" individuals associated with acts of brutality, publicizing their names and ranks.

Does this strategy further the United States' goals, and is the Department able to support efforts to identify these individuals?

Response: This question is focused on issues beyond ICE authority. ICE respectfully defers to the Administration regarding government goals and policy. Please note, however, that as part of investigations, the general ICE policy is not to disclose information that may be of interest for law enforcement purposes.

Question: Would it help or hinder Ukraine's efforts to publicly identify these Russian officers?

Response: It is unknown to ICE whether the efforts would help or hinder Ukraine's efforts.

Question: Is there any chance that naming individuals would hurt ongoing investigations in Ukraine?

Response: ICE respectfully defers to DOJ and DOS as the entities designated to lead engagements with the Ukraine government regarding investigations.