



REPUBLIQUE D'HAÏTI

MINISTÈRE DES AFFAIRES ETRANGERES

17 février 1998

PORT-AU-PRINCE, LE _____

SM-026.98

Madame Madeline ALBRIGHT
Secrétaire d'Etat des Etats-Unis d'Amérique du Nord
Département d'Etat
Washington, D.C.

Madame la Secrétaire d'Etat,

J'ai l'honneur de vous informer que les autorités judiciaires de la République d'Haïti viennent d'émettre des mandats d'arrêt, dont copies ci-jointes, contre les personnes ci-après nommées:

- 1 Philippe BIAMBY, ex-général des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié à Miami, Floride (USA); *(Panama)*
- Jean-Claude DUPERVAL, ex-général des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié aux Etats-Unis d'Amérique du Nord;
- Carl DORÉLIEN, ex-Colonel des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié à Miami, Florida (USA):
4. Hébert VALMONT, ex-Colonel des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié à New York (USA):
5. Martial ROMULUS, ex-Colonel des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié aux Etats-Unis d'Amérique du Nord;
- ✓ 6. Franz DOUBY, ex-Colonel des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié à New York (USA):

7. **Ernest PRUDHOMME, ex-Colonel des Forces Armées d'Haïti, domicilié à Port-au-Prince, actuellement réfugié à Miami, Florida (USA);**

Je vous informe également que les personnes sus-mentionnées ont été inculpées:

- a) de meurtres, assassinats sur plus de vingt (20) résidents de Raboteau aux Gonaïves dans la nuit du 22 au 23 avril 1994, crimes prévus et punis par les articles 240, 241, 242, 243 du Code Pénal;
- b) de voies de fait, coups, blessures, crimes prévus et punis par les articles 254, 255, 256, 258 du Code Pénal;
- c) d'arrestation arbitraire, détention illégale, tortures et autres traitements cruels, inhumains et dégradants, crimes prévus et punis par les articles 289, 290, 291, 292, 293 du Code Pénal;
- d) d'associations de malfaiteurs, crime prévu et puni par les articles 224, 225, 226, 227 du Code Pénal.

Je vous donne l'assurance que tous ces individus, recherchés par la Justice Haïtienne, seront mis en jugement avec toutes les garanties de droit.

En conséquence, je sollicite du Gouvernement américain, au nom du Gouvernement haïtien, l'arrestation provisoire aux fins d'extradition des personnes sus-mentionnées, conformément aux dispositions du Droit Public Conventionnel actuellement en vigueur, savoir:

Le traité d'extradition entre la République d'Haïti et les Etats-Unis d'Amérique du Nord signé à Washington le 9 août 1904, ratifié par le Gouvernement Haïtien le 25 août 1904, sanctionné par décret du Corps Législatif en date du 16 Juin 1905:

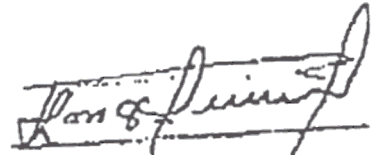
La Convention Interaméricaine de la Havane adoptant le Code de International Privé (Code Bustamante) signée à la Havane le 20 février 1928, ratifiée par Haïti par décret en date du 19 Juillet 1929;

- Le Traité d'extradition signé le 28 février 1981 à la Conférence Spécialisée sur l'extradition tenue à Caracas.

Dans les soixante jours de l'arrestation de ces personnes, le Gouvernement haïtien communiquera aux autorités américaines, par le truchement de la Chancellerie, une demande formelle d'extradition accompagnées des preuves correspondant aux infractions qui leur sont reprochées.

Je n'aurai de cesse de souligner que cette requête d'extradition est importante dans le cadre de l'instruction criminelle ouverte contre les auteurs, les co-auteurs et complices du massacre perpétré dans la nuit du 22 au 23 avril 1994 ayant coûté la vie à plus de vingt (20) résidents de Raboteau aux Gonaïves.

Veillez agréer, Madame la Secrétaire d'Etat, l'expression de mes salutations respectueuses.



Fritz LONGCHAMP
Ministre des Affaires Étrangères
de la République d'Haïti

(COUNTRY SEAL)
REPUBLIC OF HAITI

MINISTRY OF FOREIGN AFFAIRS

Port-au-Prince, February 17, 1998

Mrs. Madeline Albright
Secretary of the United States of North America
Department of State
Washington, D.C.

Madam Secretary of State,

I have the honor of informing you that the judicial authorities of the Republic of Haiti have issued warrants of arrest, with the attached copies, against the following persons:

1. Philippe BIAMBY, ex-general of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in Miami, Florida (U.S.A.).
2. Jean-Claude DUPerval, ex-general of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in the United States of North America.
3. Carl DORELIEN, ex-colonel of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in Miami, Florida (U.S.A.).
4. Hebert VALMONT, ex-colonel of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in New York (U.S.A.).
5. Martial ROMULUS, ex-colonel of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in the United States of North America.
6. Frantz DOUBY, ex-colonel of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in New York (U.S.A.).
7. Ernest PRUDHOMME, ex-colonel of the Armed Forces of Haiti, domiciled at Port-au-Prince, presently a refugee living in Miami, Florida (U.S.A.).

I equally inform you that the above-mentioned persons are accused of:

- a) of deaths, assassinations of more than 20 residents of Raboteau in the city of Gonaives in the night of the 22 and 23 of April, 1994, crimes set forth and punishable pursuant to articles 240, 241, 242, and 243 of the Penal Code;

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- a) of deaths, assassinations of more than 20 residents of Raboteau in the city of Gonaives in the night of the 22 and 23 of April, 1994, crimes set forth and punishable pursuant to articles 240, 241, 242, and 243 of the Penal Code;

- b) intimidation and harassment, beatings, beatings resulting in injuries, crimes set forth and punishable pursuant to articles 254, 255, 256, and 258 of the Penal Code;
- c) arbitrary arrests, illegal detention, torture and other cruel, inhumane, and degrading acts, crimes set forth and punishable pursuant to articles 289, 290, 291, 292, and 293 of the Penal Code;
- d) criminal associations, a crime set forth and punishable pursuant to articles 224, 225, 226, and 227 of the Penal Code.

I give you my assurance that all of these individuals being sought by Haitian Justice will be guaranteed all of their rights during their legal proceedings.

Consequently, I request that the American Government, in the name of the Haitian Government, provisionally arrest, with the ultimate goal of extraditing, the above-named individuals, in accord with the provisions of the Conventional Public Laws presently in effect, such as:

- * The extradition treaty between the Republic of Haiti and the United States of America signed in Washington the 9th of August, 1904, ratified by the Haitian Government the 25th of August, 1904, and enacted by decree of the Legislative Body on the 16th of June, 1905;
- * The Inter-American Convention of Havana adopting the Code of Private International Law (Code Bustamente) signed in Havana the 20th February, 1928, ratified by decree in Haiti on 19th of July, 1929;
- * The Extradition Treaty signed the 28th of February, 1981 at the Specialized Conference concerning extradition held in Caracas.

Within sixty days of the arrests of these persons, the Haitian Government will communicate to the American authorities, through the Office of the Chancellery, a formal extradition demand accompanied with the corresponding evidence of the infractions for which they are accused.

I cannot emphasize the importance of this extradition request within the criminal process opened against the authors, co-authors and accomplices of the massacre perpetrated the night of the 22nd and 23rd of April, 1994, where the lives of more than twenty (20) residents of Raboteau, Gonaives were taken.

Wishing your agreement, Madame Secretary of State, my respectful regards.

Fritz Longchamp
Minister of Foreign
Affairs for the
Republic of Haiti



United States Department of State

Washington, D.C. 20520

September 28, 2000

TO: Mr. Loren Coy
Department of Justice
Immigration and Naturalization Service
155 S Miami Avenue - 5th Floor
Miami, Florida 33130

FROM: Ms. Iris Makle-Williams
Department of State
Visa Office, CA/VO/L/C
Washington, DC 20520

THROUGH: Mr. Richard E. Beer
Department of State
Visa Office, CA/VO/L/C
Washington, DC 20520

SUBJECT: Carl Dorelien, 24 January 1949, Haiti

The Department of State is of the opinion that Mr. Dorelien falls under the purview of Section 616(a)(4) of the FY 99 Commerce, Justice and State Appropriations Act (PL 105 277) as amended by subsection 618 of the FY 2000 Commerce, Justice and State Appropriations Act (PL 106-113), otherwise known as the Dewine Amendment.

Section 616(a) (4) states that visas cannot be issued to any individual who was a member of the Haitian High Command during the period 1991 through 1994 and has been credibly alleged to have planned, ordered, or participated with members of the Haitian Armed Forces in that country's 1991 coup or in the murders of Haitians between 1991 and 1994.

Because subject falls under the purview of the above mentioned, he is therefore ineligible for visa issuance. Any valid visas held by subject should therefore be canceled on the basis of this memo.