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CIVIL RIGHTS ATTORNEYS BRING LAWSUIT CHARGING L.A. PHYSICIAN AND INS OFFICIALS WITH SEXUAL MISCONDUCT, CIVIL RIGHTS VIOLATIONS TARGETING IMMIGRANTS

Los Angeles, June 22, 2003:

On Wednesday, June 18, 2003, Alba Aceituno de Caceres brought suit against INS physician Nabil F. Khalil, M.D., as well as James W. Ziglar, Gustavo Delavina and Ronald J. Smith (all former officers of the INS), on twenty-one separate claims alleging violations of her constitutional and civil rights based on alleged sexual misconduct and abuse during a medical examination required by the U.S. Immigration and Naturalization Service.

Ms. Aceituno de Caceres, an El Salvadorian national, claims that during a mandatory medical examination for the purpose of attaining resident alien status, Dr. Khalil (a civil surgeon designated by the INS to perform such examinations) explicitly violated Ms. Aceituno de Caceres – without the use of any surgical gloves – during the course of a routine medical examination. Ms. Aceituno de Caceres is represented by Anthony N. Luti of The Luti Law Firm and E. Saadiq Morris of the Law Office of E. Saadiq Morris.

The complaint includes Federal Constitutional claims under the fourth and fifth amendments, state Constitutional claims for violation of personal freedoms, civil rights violations and common law violations such as sexual misconduct, assault, battery.

The required medical examination consists of a general physical examination, a tuberculin (“TB”) skin test and a serologic (blood) test.

The complaint also suggests that potentially at least one other woman may come forward with similar sexual abuse claims against Dr. Khalil and the other named Defendants.

Both Mr. Luti and Mr. Morris are available to comment on this matter. Mr. Luti can be reached at (323) 960-2606, or contact Elliot Payne at (323) 960-2600. Mr. Morris can be reached at (206) 755-9831. A full copy of the complaint can be provided upon request.

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