ISSCO Conference
Racial Profiling and Discrimination
against Chinese American Scientists
and Engineers

Jeremy S. Wu, Ph. D.
Founder & Co-organizer, APA Justice
San Francisco, CA
November 12, 2022
Jeremy.s.wu@gmail.com
APA Justice Co-Organizers

**Steven Pei** 白先慎

University of Houston Professor
Inaugural Chair, United Chinese Americans
Member, Asian American Scholar Forum

**Vincent Wang** 王文奎

Sherry Chen Legal Defense Fund
Chair, Ohio Chinese American Association
Chair, Asian American Coalition of Ohio

11/12/2022
Accused of Spying for China, Until She Wasn’t

Sherry Chen, a hydrologist for the federal government in Ohio, was arrested last October and accused of economic espionage. Afterward, she said, “I did nothing but cry for days.” Maddie McGarvey for The New York Times

By Nicole Perlroth
May 9, 2015

Temple professor is Chinese spy: Justice Dept.
11/01/2018 “China Initiative” launched
08/21/2019 Franklin Tao indicted
01/05/2021 Letter to President-Elect
01/14/2021 Gang Chen indicted
06/07/2021 Anming Hu went to trial
09/09/2021 Anming Hu acquitted
12/02/2021 MIT Technology Review reports
01/20/2022 Gang Chen acquitted
02/23/2022 “China Initiative” ended
09/20/2022 Tao acquitted all but 1 charge
10/19/2022 Government intends to appeal

The “China Initiative”

We are all Gang Chen
Why we pushed back when the US government accused our colleague of fraud.
By Yoel Fink and Yasheng Huang
June 29, 2021

Cases charged under the China Initiative by year

[Graph showing cases charged under the China Initiative by year]

11/12/2022

APA Justice

[Image of APA Justice logo]

[VIA EMAIL]
January 5th, 2021

President-elect Joe Biden

Dear President-elect Biden,

We, the undersigned organizations and individuals, write to express our deep concern with the federal government’s racial, ethnic, and national origin profiling and discriminatory investigations and prosecutions of Asian Americans and Asian immigrants, harming the lives of not just individuals, their families, and communities, but eroding the health of our democracy. We respectfully request that your administration end the Justice Department’s “China Initiative,” and take further steps necessary to combat the pervasive racial bias and targeting of Asian American and Asian immigrant scientists, researchers, and students.
What We Do

• “A non-partisan resource and platform to connect elected officials, organizations, and individuals who are concerned about and would like to act on selected issues related to justice and fairness for the Asian American community.”

• “To build a sustainable ecosystem that addresses racial profiling concerns and to facilitate, inform, and advocate on selected issues related to justice and fairness for the Asian Pacific American community.”
Campaign to Oppose The Nomination of Casey Arrowood to Be The Next U.S. Attorney for the Eastern District of Tennessee

In This Issue #152

- OSTP - Dr. Prabhakar, Congressional Letter, Data Science and AI, and November APA Justice Meeting
- Update on The Case of Dr. Yanping Chen 陈燕萍
- Law360: 'Branded As Spies,' Chinese Academics Vindicated In Court
- Media Reports on BIS Announcement on Chip Ban Against China

OSTP - Dr. Prabhakar, Congressional Letter, Data Science and AI, and November APA Justice Meeting

1. Dr. Arati Prabhakar’s Talk on October 21, 2022

2022 Newsletters (issues #105 - Present)

2022/10/27 Issue#152 OSTP in the News; Update on Dr. Yanping Chen; Chinese Academics Vindicated; Chip Ban
2022/10/24 Issue#151 10/03 Meeting Summary; AAUP as a Resource; AASF Webinar; Symposium; Asian Americans
2022/10/13 Issue#150 Arrowood; OSTP/AASF Webinars; BIS/NASEM Reports; US Ranking/Scores Drop; Big Data
2022/10/7 Issue#149 Events/Conferences; Update on Arrowood; Hateful Trump Name-Calling; New From the Fed
2022/09/30 Issue#148 "China Initiative" Cases Crumble; Caught in Tension/Hate; 10/03 Meeting; 09/12 Summary
2022/09/26 Issue#147 WSJ on Outflow; 10/3 Meeting; NAPA Fellows; OSTP Director Confirmed; Zhengdong Cheng
2022/09/22 Issue#146 Seeking Accountability; Updates on Mingqing Xiao/Franklin Tao; Judge Parker; WH Event
2022/09/15 Issue#145 AAU Meeting; 9/12 Monthly Meeting; NSF Request for Comment; Prof Xi’s Appeal; FOIA
2022/09/09 Issue#144 9/12 Meeting; State Dept Event; NSF on NSPM-33; Support Prof Xi; Updates on Nomination
2022/09/08 Issue#143 Special Edition: Letters Opposing the Casey Arrowood Nomination Sent
2022/09/06 Issue#142 9/12 Meeting; Campaign Closed; Solidarity with Prof. Xi; Jessica Speaks; Rhode Island
2022/09/02 Issue#141 Campaign Closing; OSTP Issues Guidance; APA Justice to Meet with AAU; Happy Labor Day!
2022/08/30 Issue#140 Arrowood Nomination; Help Jamie; Prof. Xi’s Appeal; Briefing; Stanford; Asia Society
2022/08/24 Issue#139 Special Edition on the Campaign to Oppose the Nomination of Mr. Casey Arrowood
2022/08/22 Issue#138 Oppose US Attorney Nomination; Racist Image; The China Trap; 8/1 Meeting Summary; More
2022/08/15 Issue#137 East Tennessee US Attorney; Chinese Student Visas Plummet; Denver History; Opinion
2022/08/11 Issue#136 New Legislations; Update and Town Hall on Anti-Asian Hate Crimes; NIH Dialogue; More
2022/07/28 Issue#135 8/1 Monthly Meeting; SCBA Webinar on Dialogue with NIH; 7/11 Meeting Summary; CHIPS+
2022/07/21 Issue#134 PennLaw Acts on Amy Wax; US-China Hostility Hurts People; UCA Convention; 9/2 Meeting
2022/07/15 Issue#133 NSDD-189 Workshop; Santa One to Lead UMichigan; Mark 2022/09/19; 7/11 Meeting; 3ills
2022/07/05 Issue#132 Repair Damage Done by DO; 2023/07/11 APA Justice Monthly Meeting; UCA Conventions
2022/06/29 Issue#131 Toby on AAU; Senate Targets Faculty Foreign Gift; Labs PostDoc Shortage; Twitter
2022/06/21 Issue#130 New OSTP Director; 6/6 Meeting Summary; ODNI Report; DOS-Led “China House”; More
2022/06/14 Issue#129 Biden Signs Bill to Create Museum; Norm Goes Home to San Jose; Catch Up with the News
2022/06/02 Issue#128 FBI Town Halls; ODNI Report; 6/6 Monthly Meeting; Webinar and Op-Ed; Memorial for Norm
06/30/2021 Democratic Member Roundtable

Researching while Chinese American:
Ethnic Profiling, Chinese American Scientists and a New American Brian Drain

Hosted by

Jamie Raskin, Chair, House Subcommittee on Civil Rights and Civil Liberties

Judy Chu, Chair, Congressional Asian Pacific American Caucus
Webinar Series on “China Initiative”

The Inauguration of A Webinar Series on The Human and Scientific Costs of “China Initiative”

Steven Chu 朱棣文：Nobel Laureate, Stanford University Professor of Physics and Former U.S. Secretary of Energy
Margaret Lewis 倪梅：Professor, Seton Hall University School of Law
John Yang 杨重远：President & Executive Director, Asian Americans Advancing Justice | AAJC
Mike German 袁明：Fellow, Brennan Center for Justice at NYU Law School

Livestream to Facebook on Wed, September 30, 2020 | 8 PM EDT, 5 PM PDT
@ https://www.facebook.com/groups/186238778398753 PDT

Webinar: Policy Needs for U.S. Science and Scientists

Wednesday, December 2, 2020
8pm ET / 7pm CT / 6pm MT / 5pm PT / 3pm HT

RSVP:
https://tinyurl.com/yx76t7ru
Anti-Profling, Civil Rights & National Security

The United States has a history of exclusion, targeting and scapegoating of Asian Americans and immigrants as national security threats based on race, ethnicity, religion, or ancestry. We work to combat profiling and protect the rights of Asian Americans and immigrants through policy advocacy, legal referrals, coalition building, and education for policymakers, the media and the general public.

Jump to:

- Background
- Legal Referral Service
- Know Your Rights
- Resources

Legal Referral Service

The legal referral service is available to connect people impacted by the government's targeting and profiling of Asian American and immigrant scientists, researchers, and scholars to attorneys. Staff are available to speak and text in English or Mandarin Chinese. Asian Americans Advancing Justice | AAJC does not provide legal advice or direct representation on individual cases.

If you believe you are being targeted and profiled based on your ethnicity, you may contact 202-935-6014 using the Signal app and a staff member from Advancing Justice | AAJC will reach out to you directly.

If you are having trouble with using Signal, please text ONLY your name and phone number to 202-935-6014 and a staff member from Advancing Justice | AAJC will contact you directly.

Why do we use Signal?

We use Signal to protect your privacy. Signal is an encrypted messaging app designed to never collect or store any sensitive information. Signal messages and calls cannot be accessed by Signal or other third parties because they are always end-to-end encrypted, private, and secure. The app is free to download and use.

For more information, please refer to the Legal Referral Service Q&A | Chinese (Simplified) (中文 (简)) | Chinese (Traditional) (中文 (繁))

Know Your Rights

Please read our Know Your Rights documents available in English | Chinese (Simplified) (中文 (簡)) | Chinese (Traditional) (中文 (繁))

Know Your Rights information on enforcement at the airport available here.

Resources

Learn more about the history and cycle of profiling and discrimination against Asian Americans:

- From Japanese American Incorporation to the China Initiative: Discrimination Against AAPI Communities Must End
- From “War on Terror” to the “China Initiative”: The Chilling Parallels of Racial Profiling Between Chinese American and AAPIA Communities
- Researching while Chinese American: Ethnic Profiling, Chinese American Scientists and a New American Brain Drain
- Scientists in the crosshairs: How to avoid getting snared in the U.S. crackdown on ‘China Ties’
- The Expelled Muslim Ban: An Attack on Muslim, Black, and Brown Bodies
- The Korematsu Legacy: “Stand up for what is right!”
Addressing Immediate and Systemic Issues
Implementation of NSPM-33

On March 28, 2022, the White House Office of Science and Technology Policy (OSTP) hosted the first Engagement Hour with the Asian American, Native American, and Pacific Islander (AANHPI) and scientific communities. APA Justice and a group of organizations and individuals gave a 31-slide presentation, accompanied by 19 pages of notes to support the slides.

By aligning our shared principles and values with background and context, we seek actions to address immediate and systemic issues in the implementation of National Security Presidential Memorandum 33 (NSPM-33).

The summary includes 8 sections:
1. Alignment of Principles and Values
2. Background and Context
3. Evidence-based Policymaking
4. Apply and Expand Best Practices
5. Policies that have diminished US power of attracting talent and fuel xenophobia against Asian Americans
6. Resolving Existing Investigations
8. Flowchart and Specific Recommendations on Implementation of NSPM-33

The 9-th and last section covers discussions and additional citations, comments, and developments during and after the Engagement Hour.
Wishes of Faculty

1. Engage faculty in the development and implementation of NSPM-33 and similar policies on campus to make sure clear instruction, sufficient support, and proper training are provided to faculty, researchers, and administrative staff.

2. “Establish (an independent or joint with faculty senate) committee (preferably led by a Chinese American faculty) to evaluate, define and protect the rights, privileges, and responsibilities of faculty and administration in cases involving the investigation of faculty by outside agencies.”

3. Offer and publicize first response followed by independent legal assistance. Consider legal insurance in the long term.

4. Help faculty, staffs, and students to resolve visa, border entry, and related issues.
MIT Technology Review

TECH POLICY

We built a database to understand the China Initiative. Then the government changed its records.

Our monthslong investigation revealed a major DOJ effort troubled by shifting narratives and a lack of focus. Here's how we got the facts.

By Eileen Guo, Jess Aloe, & Karen Hao

December 2, 2021
500,000 “We Belong” Yellow Whistles Distributed Across The Nation

"We Belong" Yellow Whistles Across The United States
Summary

• APA Justice website https://www.apajustice.org/
• APA Justice: facilitate, inform, advocate
• Racial profiling and discrimination will not go away
• We are all Gang Chen
• Stand up, speak out, be engaged, participate
• Gang, Xiaoxing, Sherry are courageous examples
• We are not alone
• Asian American history is American history

“In the End, we will remember not the words of our enemies, but the silence of our friends.”

- Martin Luther King Jr.