

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 11:45 AM
To: OFO-FIELD LIAISON; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) DURST, CASEY OWEN; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) CBP IAD Management; (b)(6), (b)(7)(C)
Subject: Questions RE Executive Order refusal at IAD
Attachments: 2017_01_31_11_23_59.pdf; Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

In response to this inquiry, please see the attached email that was provided to Liaison on 1/29/17 containing bullets related to this encounter. To clarify, the subjects were not Lawful Permanent Residents but rather were first time intended immigrants with Immigrant Visas classification IR2.

I will call you to discuss further, thanks

Regards,

(b)(6), (b)(7)(C)
 Assistant Director, Border Security
 Baltimore Field Office
 (b)(6), (b)(7)(C)
 Mobile: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C) **On Behalf Of** OFO-FIELD LIAISON
Sent: Tuesday, January 31, 2017 11:28 AM
To: CBP IAD Management <(b)(7)(E)>
Cc: OFO-FIELD LIAISON <(b)(7)(E)>; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) DURST, CASEY OWEN
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Questions RE Executive Order refusal at IAD
Importance: High

IAD management/ Baltimore Field Office:

OFO Field Liaison is attempting to obtain some more details based upon a news article (see attached, page 2) that has recently surfaced pertaining to CBP’s refusal of 2 subjects on Saturday pursuant to the President’s Executive Order.

The news article indicates that 2 young men – (b)(6), (b)(7)(C) both citizens of YEMEN and lawful green card holders, were refused entry on Sat, Jan 28, 2017, and are now “trapped” at Addis Ababa airport in Ethiopia.

As soon as time permits, can you please provide any amplifying information on these two subjects.

Respectfully,

(b)(6), (b)(7)(C)
CBP Officer/ Program Mgr
OFO - Field Liaison Division
US Customs & Border Protection
Unclass
HSDN: (b)(6), (b)(7)(C)
JWICS:
Desk: (b)(6), (b)(7)(C)
Office:
Mobile: (b)(6), (b)(7)(C)



JURISPRUDENCE

THE LAW, LAWYERS, AND THE COURT.

JAN. 29 2017 2:24 PM

The Travelers Trapped in Horrific Limbo by Trump's Immigration Order

Judicial stays couldn't protect everyone detained at U.S. airports.

By Dahlia Lithwick



Protesters gather at the international arrivals area of Dulles International Airport on Saturday in Sterling, Virginia.

Paul J. Richards/AFP/Getty Images

n the short term, at least some of the plaintiffs detained at airports across the country this past weekend have seen **some judicial relief since Saturday night**. The two named plaintiffs in the suit filed in New York, Hameed Khalid Darweesh and Haider Sameer Abdulkaleq Alshawi, had been released by Saturday night. The two named plaintiffs in a Massachusetts lawsuit, Mazdak Pourabdollah Tootkaboni and Arghavan Louhghalam, both associate professors at the University of Massachusetts-Dartmouth, were also **allowed to leave Boston's Logan Airport Saturday night**.



DAHLIA LITHWICK

Dahlia Lithwick writes about the courts and the law for *Slate*, and hosts the podcast *Amicus*.

But that isn't the case for Tareq Aqel Mohammed Aziz and Ammar Aqel Mohammed Aziz. The two young men, citizens of Yemen and lawful holders of U.S. green cards, were refused entry to the United States at Dulles Airport on Saturday, and are now trapped in what their lawyer described as "Tom Hanks limbo" at the Addis Ababa airport in Ethiopia.

After President Trump signed his Advertisement executive order suspending aliens from Syria, Iran, Iraq, Libya, Somalia, Sudan, and Yemen from entering the United States for 90 days, lawful immigrants were trapped at airports around the country. Some of them were already on planes when the order went into effect. Between 50 and 60 people were held at **Washington Dulles International Airport in Virginia**, detained by **U.S. Customs and Border Protection** agents. For most of the day they were forbidden from meeting with their attorneys.

At about 9 p.m. Saturday night, Leonie Brinkema, a federal judge in the Eastern District of Virginia, issued a **temporary restraining order** that expressly provided the U.S. government must "**permit lawyers access to all legal permanent residents being detained at Dulles International Airport**." Despite that order, throughout the evening it **was reported that attorneys** still hadn't been let into the areas in which the detainees were being held by CBP. By about 1 a.m. Sunday, it appeared that all but one of the people they were holding had been allowed to enter the country, **in part because Sen. Cory Booker** went to Dulles at midnight and demanded that he be allowed to communicate with the detainees. That was around

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:39 PM
To: OFO-FIELD LIAISON; OFO-OPS-CAT
Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Attachments: (b)(6), (b)(7)(C).docx; Temporary Restraining Order .docx
Importance: High

Field Liaison and CAT,

Please see the below and attached issue paper concerning 2 Yemen nationals processed at IAD on 1/28/2017 and a copy of the resultant Temporary Restraining Order issued by the United States District Court for the Eastern District of Virginia.

**U.S. Customs and Border Protection
 Office of Field Operations
 Washington/Dulles International Airport
 Passenger Operations
 January 29, 2016**

Issue: Request for information regarding status of two (2) Yemen nationals processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)

GPS Coordinates: Latitude: 38.953116 | Longitude: 77.456539

Synopsis:

On January 28, 2017, two (2) Yemen nationals arrived at Washington Dulles (IAD) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

SUBJECT OF INTEREST

(b)(6), (b)(7)(C)

SUBJECT OF INTEREST**(b)(6), (b)(7)(C)****Timeline of Events:**

- At approximately 0846 (EST) on January 28, 2017, Ethiopian Airlines Flight 500 originating from Addis Ababa, Ethiopia arrived at IAD with two (2) Yemen nationals **(b)(6), (b)(7)(C)** and **(b)(6), (b)(7)(C)** on board.
- **(b)(6), (b)(7)(C)** applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board Ethiopian Airlines Flight 501 from IAD destined to Addis Ababa, Ethiopia which departed same day at 1028 hours (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: **(b)(6), (b)(7)(C)** Watch Commander, Washington Dulles (IAD)**Date / Time:** 01/29/2017; 1630

Thank you,

(b)(6), (b)(7)(C)**(b)(6), (b)(7)(C)**

Assistant Port Director
 U.S. Customs and Border Protection (CBP)
 Port of Washington, D.C. (Dulles)

(b)(6), (b)(7)(C)

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**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of two (2) Yemen nationals processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

On January 28, 2017, two (2) Yemen nationals arrived at Washington Dulles (IAD) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

SUBJECT OF INTEREST

(b)(6), (b)(7)(C)

SUBJECT OF INTEREST

(b)(6), (b)(7)(C)

Timeline of Events:

- At approximately 0846 (EST) on January 28, 2017, Ethiopian Airlines Flight 500 originating from Addis Ababa, Ethiopia arrived at IAD with two (2) Yemen nationals (b)(6), (b)(7)(C) on board.

- [REDACTED] (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board Ethiopian Airlines Flight 501 from IAD destined to Addis Ababa, Ethiopia which departed same day at 1028 hours (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
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 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: [REDACTED] (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division

Case No. 1:17-cv-116

Tareq Aqel Mohammed Aziz
and
Ammar Aqel Mohammed Aziz,
by their next friend,
Aqel Muhammad Aziz,
and
John Does 1-60,

Date: January 28, 2017

Petitioners,

v.

DONALD TRUMP, President of the United States;
U.S. DEPARTMENT OF HOMELAND SECURITY
("DHS"); U.S. CUSTOMS AND BORDER
PROTECTION ("CBP"); JOHN KELLY, Secretary
of DHS; KEVIN K. MCALEENAN, Acting
Commissioner of CBP; and WAYNE BIONDI,
Customs and Border Protection (CBP) Port Director
of the Area Port of Washington Dulles,

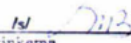
Respondents.

TEMPORARY RESTRAINING ORDER

Pursuant to Federal Rule of Civil Procedure 65, the Court orders that:

- a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
- b) respondents are forbidden from removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order.

Dates: January 28, 2017


Lonnie M. Brinkema
United States District Judge

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 6:08 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C) BFO REPORTING
Cc: CBP IAD WATCH COMMANDER
Subject: RE: O 212(f) Exemption for (b)(6), (b)(7)(C) - Arriving on (b)(6), (b)(7)(C)

For clarification – the waiver for (b)(6), (b)(7)(C) is with C1

This waiver for (b)(6), (b)(7)(C) is not yet filed. Please let me know when subject arrives and is secondaried so I can annotate and send for consideration.

Regards,

(b)(6), (b)(7)(C)
Assistant Director Border Security
U.S. Customs and Border Protection
Baltimore Field Office
Office: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)

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From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 6:04 PM
To: (b)(6), (b)(7)(C) BFO REPORTING (b)(7)(E)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: RE: O 212(f) Exemption for (b)(6), (b)(7)(C) Arriving on (b)(6), (b)(7)(C)

It is already with the C1.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (cell)

“This document and any attachment(s) may contain restricted, sensitive, and/or law enforcement-sensitive information belonging to the U.S. Government. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient.”

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 6:02 PM
To: (b)(6), (b)(7)(C) BFO REPORTING (b)(7)(E)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: RE: O 212(f) Exemption for (b)(6), (b)(7)(C) Arriving on (b)(6), (b)(7)(C)

Sir

Understood. Will resubmit. I also noticed a date error at the end of the document... It has been corrected and will be submitted with the correct end date.

Thank you, Sir

R/S

(b)(6), (b)(7)(C)
Watch Commander
Passenger Operations
Port of Washington D.C (Dulles)
OFO Baltimore
 (b)(6), (b)(7)(C) (Port Main Number)
 (b)(6), (b)(7)(C) (Office Number)
 (b)(6), (b)(7)(C) (Cell Phone)
 (b)(6), (b)(7)(C)



From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 6:00 PM
To: (b)(6), (b)(7)(C) BFO REPORTING (b)(7)(E)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: RE: O 212(f) Exemption for (b)(6), (b)(7)(C) Arriving on (b)(6), (b)(7)(C)

Ok, acknowledged. FYSA we cannot request any waivers in advance of arrival so please provide me that information when you can and I will get it routed at that time.

Regards,

(b)(6), (b)(7)(C)
 Assistant Director Border Security
 U.S. Customs and Border Protection
 Baltimore Field Office
 Office: (b)(6), (b)(7)(C)
 Mobile: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:57 PM
To: (b)(6), (b)(7)(C) BFO REPORTING (b)(7)(E)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: RE: O 212(f) Exemption for (b)(6), (b)(7)(C) Arriving on (b)(6), (b)(7)(C)

Sir

(b)(6), (b)(7)(C) has not arrived yet. ETA according to flight tracker: (b)(6), (b)(7)(C)

Once (b)(6), (b)(7)(C) lands and passengers arrive at the (b)(6), (b)(7)(C) estimated arrival to (b)(6), (b)(7)(C), (b)(7)(D)) we can have that information.

Thank you, Sir

R/S

(b)(6), (b)(7)(C)
Watch Commander
Passenger Operations
Port of Washington D.C (Dulles)
OFO Baltimore
(b)(6), (b)(7)(C) (Port Main Number)
(b)(6), (b)(7)(C) (Office Number)
(b)(6), (b)(7)(C) (Cell Phone)
(b)(6), (b)(7)(C)



From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:55 PM
To: (b)(6), (b)(7)(C) BFO REPORTING (b)(7)(E)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: RE: O 212(f) Exemption for (b)(6), (b)(7)(C) Arriving on (b)(6), (b)(7)(C)

TedMax,

Can you advise what time (b)(6), (b)(7)(C) arrived and what time the pax was referred to secondary - thanks

Regards,

(b)(6), (b)(7)(C)
Assistant Director Border Security

U.S. Customs and Border Protection
Baltimore Field Office

Office: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:38 PM
To: BFO REPORTING (b)(7)(E)
Cc: CBP IAD WATCH COMMANDER (b)(6), (b)(7)(C)
Subject: FW: O 212(f) Exemption for (b)(7)(E) - Arriving on (b)(6), (b)(7)(C)

Good Afternoon

Please see below and attached.

Subject is arriving on (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

We will be requesting a waiver for a (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) utilizing a B1/B2 nonimmigrant visa. (b)(7)(E)

Exemption to Executive Order Request

January 29, 2017

Title: Exemption to Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" Request

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Contacts:

(b)(7)(E) contacted at 1424 hours.
Area Port contacted at 1530 hours.
Field Office contacted at **XXX**.

Submitted by: (b)(6), (b)(7)(C) Chief, Washington Dulles Airport

Date / Time: (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

R/S

(b)(6), (b)(7)(C)

Watch Commander
Passenger Operations
Port of Washington D.C (Dulles)
OFO Baltimore

(b)(6), (b)(7)(C) (Port Main Number)
(b)(6), (b)(7)(C) (Office Number)
(b)(6), (b)(7)(C) (Cell Phone)



From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:21 PM
To: CBP IAD WATCH COMMANDER (b)(7)(E)

Cc: CBP IAD Management <[redacted] (b)(7)(E) [redacted] (b)(6), (b)(7)(C)
[redacted] (b)(6), (b)(7)(C)
[redacted] (b)(6), (b)(7)(C)
Subject: O 212(f) Exemption for [redacted] (b)(6), (b)(7)(C) - Arriving on [redacted] (b)(6), (b)(7)(C), (b)(7)(E)

WC,

We will be requesting a waiver for a [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) utilizing a B1/B2 nonimmigrant visa. [redacted] (b)(7)(E)

Exemption to Executive Order Request

January 29, 2017

Title: Exemption to Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States” Request

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Contacts:

(b)(7)(E)

Area Port contacted at 1530 hours.
Field Office contacted at XXX.

Submitted by: (b)(6), (b)(7)(C) Chief, Washington Dulles Airport

Date / Time: (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Respectfully,

(b)(6), (b)(7)(C)

(A) Chief CBP Officer
Office of Field Operations
Port of Washington-Dulles

Office: (b)(6), (b)(7)(C)
Mobile:

(b)(6), (b)(7)(C)



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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:33 AM
To: (b)(6), (b)(7)(C); DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc:
Subject: RE: EX Order

I'll check

Regards,

(b)(6), (b)(7)(C)
Assistant Director Border Security
U.S. Customs and Border Protection
Baltimore Field Office

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:32 AM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: EX Order

Another point of clarification:

Does the EX order apply to passengers such as an EU member(VWP) who was born in one of the countries as well but is presenting the EU document ..ie dual nationals of foreign countries.

(b)(6), (b)(7)(C)
(A) Area Port Director
US Customs and Border Protection
Area Port of Philadelphia

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN
Sent: Saturday, January 28, 2017 8:18:53 AM
To: (b)(6), (b)(7)(C)
Cc:
Subject: EX Order

Good morning,

When you have a question related to the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States – copy the other Area Port Directors and CoS so we can ensure consistency across the Field Office.

(b)(6), (b)(7)(C) is currently seeking clarification of this question from Philadelphia:

“If the adverse action elevates to an ER, are we then taking a statement? The guidance states to process according to standard operating procedures.

(b)(5)

(b)(5)

Thanks for your immediate engagement on this matter last night.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 11:32 AM
To: DURST, CASEY OWEN
Cc: (b)(6), (b)(7)(C)
Subject: RE: Questions RE Executive Order refusal at IAD

Will do

Regards,

(b)(6), (b)(7)(C)
Assistant Director, Border Security
Baltimore Field Office
(b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)

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From: DURST, CASEY OWEN
Sent: Tuesday, January 31, 2017 11:29 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Questions RE Executive Order refusal at IAD

(b)(6), (b)(7)(C) - please manage

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Tuesday, January 31, 2017 11:27:42 AM
To: CBP IAD Management
Cc: OFO-FIELD LIAISON; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); DURST, CASEY OWEN (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Subject: Questions RE Executive Order refusal at IAD

IAD management/ Baltimore Field Office:

OFO Field Liaison is attempting to obtain some more details based upon a news article (see attached, page 2) that has recently surfaced pertaining to CBP's refusal of 2 subjects on Saturday pursuant to the President's Executive Order.

The news article indicates that 2 young men - (b)(6), (b)(7)(C) both citizens of YEMEN and lawful green card holders, were refused entry on Sat, Jan 28, 2017, and are now "trapped" at Addis Ababa airport in Ethiopia.

As soon as time permits, can you please provide any amplifying information on these two subjects.

Respectfully,

(b)(6), (b)(7)(C)
CBP Officer/ Program Mgr
OFO - Field Liaison Division
US Customs & Border Protection
Unclass
HSDN: (b)(6), (b)(7)(C)
JWICS:
Desk: (b)(6), (b)(7)(C)
Office: (b)(6), (b)(7)(C)
Mobile:



From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 4:46 PM
To: (b)(6), (b)(7)(C) DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER
Subject: RE: LIMITED DISTRIBUTION - 02022017 Issue Paper - (b)(6), (b)(7)(C)

Got it, thank you

Regards,

(b)(6), (b)(7)(C)
Assistant Director, Border Security
Baltimore Field Office
(b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 4:44 PM
To: DURST, CASEY OWEN (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: LIMITED DISTRIBUTION - 02022017 Issue Paper - ALIZADEH and ESHAGHI

Possible Media Interest

February, 2, 2017

Title: Two arriving Iranian first time immigrants, media interest, accompanied by journalist

Summary: On February 2, 2017, two Iranian first time immigrants (IR5 husband and wife) arrived at Washington Dulles Airport aboard Royal Dutch Airlines (KLM) flight #651 from Amsterdam, the Netherlands. Both travelers, identified as A (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) require an exemption from the Commissioner under the Presidential Executive Order "*Protecting the Nation from Foreign Terrorist Entry to the United States (January 27, 2017)*". Prior to boarding, CBP Immigration Advisory Program (IAP) officers informed CBP-IAD a journalist was travelling with the couple, documenting their story. Upon arrival, the couple was met by CBP officers and escorted to primary for inspection. The journalist, who was identified as (b)(6), (b)(7)(C) - a Dutch citizen, was accompanying them as they departed the mobile lounge and entered the terminal.

(b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were processed as first-time immigrants and referred to secondary to complete the Executive Order enhanced screening. (b)(6), (b)(7)(C) was interviewed by a separate primary officer and after a thorough interview admitted as a Visa Waiver visitor. (b)(6), (b)(7)(C) was permitted to wait for the couple in the

baggage claim area as they completed their primary inspection. None of the travelers were in possession of checked luggage so all proceeded to checkpoint. When they reached checkpoint, (b)(6), (b)(7)(C) was asked to wait for the couple in the public area, while (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) were escorted to secondary to complete their inspection. (b)(6), (b)(7)(C) did not object to the request and departed the CBP area without incident. CBP-IAD (b)(7)(E) completed the interview of (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) without identifying any concerning information and a verbal waiver was requested, and approved, by the Director of Field Operations (DFO) Baltimore. At approximately 1612 hours, the couple was released from secondary and departed the area. Of note, at least one media outlet was on site in the public arrivals waiting for their arrival.

GPS Coordinates: (b)(7)(E)

Details:

- On January 27, 2017, at approximately 2330 hours EST, IAP AMS received an offload request from (b)(7)(E) for two Iranian nations subject to 212(f) proclamation under the Executive Order.
- Subjects were in possession of first time entry IR5 (parent of a United States Citizen) Immigrant Visas issued on December 2, 2016.
- Subjects were scheduled to fly on board Royal Dutch Airlines (KLM) Flight #651 on January 28, 2017 at 0700 EST.
- An offload recommendation was provided to the airline (to which they concurred) and the couple became “stranded” in Amsterdam.
- On January 30, 2017, a letter was submitted on behalf of the subjects by Akin Gump, Strauss Hauer & FELD LLP to Royal Dutch Airlines requesting the subjects be authorized to board for successful admission to the US, as properly documented Legal Permanent Residents.
- On February 1, 2017, waivers were granted allowing the couple to travel to the US.
- The couple arrived at Washington Dulles Airport on February 2, 2017 at approximately 1530 hours.
 - (b)(6), (b)(7)(C) was processed on primary at 1558 hours
 - (b)(6), (b)(7)(C) was processed on primary at 1601 hours
- (b)(6), (b)(7)(C) told the primary officer that he was coming to the Washington DC area for three days to tour museums. He stated he would stay at the Marriott Wardman Park Hotel.
 - (b)(6), (b)(7)(C) was processed and admitted on primary at 1556 hours
 - CBP-IAP in Amsterdam advised that (b)(6), (b)(7)(C) is a reporter/contributing editor for the VolksKrant newspaper and appears to be documenting their story.
 - (b)(6), (b)(7)(C) was seen filming the couple’s boarding in Amsterdam.
 - He did not have any visible video devices upon his arrival to IAD
- (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) informed CBP that their intention was to stay in the United States for approximately one month then return to Iran for an undetermined amount of time while they get their affairs in order.
 - They will stay with their daughter, (b)(6), (b)(7)(C)
 - Their daughter is an industrial designer
- (b)(6), (b)(7)(C) was in the Iranian air force under the Shah and later received a national waiver. He traveled to Sheppard Air Force Base in 1970 for an exchange program.
- Couples luggage was tagged to arrive on January 27th, when they first attempted to travel to the United States. The baggage, however, was never rebooked and is still (according to the airline) in Amsterdam. Their airline has already taken steps to get the luggage delivered.

SUBJECTS OF INTEREST

Name: (b)(6), (b)(7)(C)

Gender: Male

DOB: (b)(6), (b)(7)(C)

COC: Iran

POB: Iran
PPN: (b)(6), (b)(7)(C)
FOIL: IR5 IV, issued 02 December 2016
A#: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Name: (b)(6), (b)(7)(C)
Gender: Female
DOB: (b)(6), (b)(7)(C)
COC: Iran
POB: Iran
PPN: (b)(6), (b)(7)(C)
FOIL: IR5 IV, issued 02 December 2016
A#: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Name: (b)(6), (b)(7)(C)
Gender: Male
DOB: (b)(6), (b)(7)(C)
COC: Netherlands
POB: Netherlands
PPN: (b)(6), (b)(7)(C)
FOIL: N/A, travelling on approved ESTA application (b)(6), (b)(7)(C)
A#: N/A
Derog: None and no prior travel to US

(b)(6), (b)(7)(C)

Related Media Articles

- <http://www.dutchnews.nl/news/archives/2017/02/ranian-couple-stuck-at-schiphol-can-go-to-us-after-all/>

Submitted by: (b)(6), (b)(7)(C) Washington Dulles Airport

Date / Time: 02/02/2017; 1641 hours

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:06 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

Looks like sine 0833.

Sent from mobile device.

(b)(6), (b)(7)(C)
(A) Chief of Staff
U.S. Customs and Border Protection
Office of Field Operations
Baltimore Field Office

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN
Sent: Saturday, January 28, 2017 9:56:41 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

How long have these individuals been in custody?

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:52:40 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C)

DFO Durst,

We are requesting waivers for 2 minor children (11 & 9 y/o) first time immigrants and their first time immigrant mother. COC Somalia

Exemption to Executive Order Request

January 28, 2017

Title: Exemption to Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States” Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: (b)(6), (b)(7)(C) Chief, Washington Dulles Airport

Date / Time: January 28, 2017; 2130

(b)(6), (b)(7)(C)
Chief CBP Officer
U.S. Customs and Border Protection
Washington Dulles International Airport

(b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Monday, January 30, 2017 11:42 AM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Subject: RE: Dulles EO

Thx!

Todd A. Hoffman
Executive Director, Admissibility and Passenger Programs
Office of Field Operations
U.S. Customs and Border Protection

From: DURST, CASEY OWEN
Sent: Monday, January 30, 2017 11:41 AM
To: HOFFMAN, TODD A; (b)(6), (b)(7)(C)
Subject: RE: Dulles EO

(b)(6), (b)(7)(C) will send you the latest info momentarily. There are no LPRs in secondary at this time and no one else pending C1 exemption.

Casey

From: HOFFMAN, TODD A
Sent: Monday, January 30, 2017 11:38 AM
To: (b)(6), (b)(7)(C); DURST, CASEY OWEN
(b)(6), (b)(7)(C)
Subject: Dulles EO

Sorry, but do you have Dulles specific EO stats? The CAT is also working it, but EAC needs in 10 minutes for Kaine call. Thx.

Todd A. Hoffman
Executive Director, Admissibility and Passenger Programs
Office of Field Operations
U.S. Customs and Border Protection

**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

GPS Coordinates: (b)(7)(E)

Synopsis:

On January 28, 2017, (b)(6), (b)(7)(C) arrived at Washington Dulles (IAD) on board Ethiopian Airlines (b)(6), (b)(7)(C) from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)
Date / Time: 01/29/2017; 1630

**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

GPS Coordinates: Latitude: (b)(7)(E)

Synopsis:

On January 28, 2017, (b)(6), (b)(7)(C) arrived at Washington Dulles (IAD) on board (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately (b)(6), (b)(7)(C) on January 28, 2017, (b)(6), (b)(7)(C) originating from (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) on board.

- (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the (b)(6), (b)(7)(C) from IAD destined to (b)(6), (b)(7)(C) which departed same day at (b)(6), (b)(7)(C)
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.

Submitted by: (b)(6), (b)(7)(C), Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 1:36 PM
To: (b)(6), (b)(7)(C)
Subject: FW: NOTIFICATION - Executive Order Suspension

FYI

(b)(6), (b)(7)(C)
Assistant Port Director
Passenger Operations
U.S. Customs and Border Protection
Port of Washington, D.C. (Dulles)

(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C) (Contractor)
Sent: Saturday, February 04, 2017 12:24:42 PM
To: (b)(6), (b)(7)(C)
Subject: Re: NOTIFICATION - Executive Order Suspension

Thanks (b)(6), (b)(7)(C)

Sent from my iPhone

On Feb 4, 2017, at 11:27 AM, (b)(6), (b)(7)(C)

Sir,

Please feel free to further disseminate this information to any current carrier mail list you may maintain.

Thank you,

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Assistant Port Director
Passenger Operations
U.S. Customs and Border Protection
Port of Washington, D.C. (Dulles)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 10:56:40 PM
To: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Cc: CBP IAD Management
Subject: NOTIFICATION - Executive Order Suspension

All,

EFFECTIVE IMMEDIATELY

All enforcement actions related to the Executive Order entitled, *“Protecting the Nation from Foreign Terrorist Entry into the United States”* (January 27, 2017) will cease immediately.

Accordingly, effective immediately, U.S. Customs and Border Protection will suspend any and all actions implementing the Executive Order until further notice.

CBP IAD will immediately resume inspection of **ALL** international travelers (to include those from Iraq, Iran, Syria, Sudan, Somalia, Libya, and Yemen) in accordance with standard policy and procedures.

Further notification updates will be provided, as soon as any become available.

Thank you,

(b)(6), (b)(7)(C)
Watch Commander
CBP Passenger Operations

Washington Dulles International Airport
Department of Homeland Security

Tele: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:07 PM
To: PORT OF WASHINGTON DC <(b)(7)(E)>
Subject: MUSTER TOPIC - Executive Order Suspension
Importance: High

All,

EFFECTIVE IMMEDIATELY

All enforcement actions related to the Executive Order entitled, “*Protecting the Nation from Foreign Terrorist Entry into the United States*” (January 27, 2017) will cease immediately.

Accordingly, effective immediately, U.S. Customs and Border Protection will suspend any and all actions implementing the Executive Order until further notice.

CBP will immediately resume inspection of **ALL** travelers (to include those from Iraq, Iran, Syria, Sudan, Somalia, Libya, and Yemen) in accordance with standard policy and procedures.

This will include actions to suspend targeting system rules that flag travelers (1-day lookouts) for operational action subject to the Executive Order.

Further guidance updates will be provided, as soon as available.

Thank you,

(b)(6), (b)(7)(C)
Watch Commander
CBP Passenger Operations
Washington Dulles International Airport
Department of Homeland Security
Tele: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

WARNING: This document and any attachment(s) may contain restricted, sensitive, and/or law enforcement-sensitive information belonging to the US. Government. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. If you received this communication in error, please immediately notify the sender and delete or destroy this communication and all attachments.

Any disclosure of this document must be approved by U.S. Customs and Border Protection prior to further dissemination

From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 12:36 AM
To: [redacted] (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: RE: EO 212(f) Exemption for [redacted] (b)(6), (b)(7)(C)

Yes – I’m working with APP and it has been [redacted] (b)(5) – just waiting final approval.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

[redacted] (b)(6), (b)(7)(C)

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From: [redacted] (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:35 AM
To: [redacted] (b)(6), (b)(7)(C); DURST, CASEY OWEN [redacted] (b)(6), (b)(7)(C)
[redacted] (b)(6), (b)(7)(C)
Cc: CBP IAD Management [redacted] (b)(7)(E)
Subject: RE: EO 212(f) Exemption for [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Is this still being reviewed ?

Sent via mobile device

[redacted] (b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection

[redacted] (b)(6), (b)(7)(C)

From: [redacted] (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:52:40 PM
To: DURST, CASEY OWEN; [redacted] (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: EO 212(f) Exemption for [redacted] (b)(5), (b)(6), (b)(7)(C)

DFO Durst,

We are requesting waivers for 2 minor children (11 & 9 y/o) first time immigrants and their first time immigrant mother. COC Somalia

Exemption to Executive Order Request

January 28, 2017

Title: Exemption to Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States” Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: **(b)(6), (b)(7)(C)** Chief, Washington Dulles Airport

Date / Time: January 28, 2017; 2130

(b)(6), (b)(7)(C)
Chief CBP Officer
U.S. Customs and Border Protection
Washington Dulles International Airport

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN
Sent: Saturday, January 28, 2017 9:06 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER
Subject: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) Yemen Citizen

10-4

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:05 PM
To: DURST, CASEY OWEN (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) Yemen Citizen

Greetings,

Dulles will be resubmitting waiver request for minor child (17y/o) to include request for mother. Both are first time immigrants.

(b)(6), (b)(7)(C)

Watch Commander
Customs & Border Protection
Washington Dulles International Airport
Department Of Homeland Security

(b)(6), (b)(7)(C)

Exemption to Executive Order Request

January 28, 2017

Title: Exemption to Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: **(b)(6), (b)(7)(C)** Chief, Washington Dulles POE

Date / Time: January 28, 2017, 2020

From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 9:38 PM
To: CBP IAD WATCH COMMANDER
Cc: (b)(6), (b)(7)(C)
Subject: FW: Information: Letter from Virginia Attorney General Mark Herring
Attachments: 2017 01 29 Letter from AG Herring to CBP et al.pdf; Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

Importance: High

Good evening Dulles team,

Please see attached and below and draft an issue paper addressing the items within our purview. In your draft, please use the numbering protocol in the letter to correlate your response. Please submit by 1200 tomorrow.

Casey Owen Durst
 Director, Field Operations
 Baltimore Field Office
 (b)(6), (b)(7)(C) (office)
 (b)(6), (b)(7)(C) (cell)

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From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 9:33 PM
To: OFO-FIELD LIAISON (b)(7)(E) OFO-OPS-CAT (b)(7)(E) ENFORCEMENT PROGRAMS DIVISION (b)(7)(E)
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) JAMES R HUTTON
 (b)(6), (b)(7)(C)

Subject: Information: Letter from Virginia Attorney General Mark Herring

Good evening,

Please see the attached letter from the State of Virginia Attorney General Mark Herring; this copy was received from OCC. The Baltimore Field Office has submitted the attached and related issue paper and will research and provide another addressing the issues within our purview.

Casey Owen Durst
 Director, Field Operations
 Baltimore Field Office
 (b)(6), (b)(7)(C) (office)
 (b)(6), (b)(7)(C) (cell)

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COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

202 North 9th Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120

January 29, 2017

The Honorable John Kelly
Secretary
Department of Homeland Security
Washington, D.C. 20528

The Honorable Dana J. Boente
U.S. Attorney, Eastern District of Virginia
2100 Jamieson Ave.
Alexandria, VA 22314

Kevin K. McAleenan
Acting Commissioner
U.S. Customs & Border Protection
Washington, D.C. 20528

(b)(6), (b)(7)(C)
Port Director of the Area Port of Washington
Dulles, U.S. Customs & Border Protection
Washington, D.C. 20528

Re: This weekend's events at Dulles International Airport

Gentlemen:

I am deeply concerned about events at Dulles International Airport on January 27, 28, and 29, 2017, in which U.S. Customs & Border Protection personnel ("CBP") detained air passengers who arrived at the airport following issuance by President Trump of his Executive Order dated January 27, 2017, entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States."

On Saturday, January 28, at approximately 9:30 p.m., the United States District Court for the Eastern District of Virginia issued a temporary restraining order ("TRO") in *Aziz v. Trump*, directed against all respondents: President Trump; the Department of Homeland Security; U.S. Customs and Border Protection; Secretary Kelly; Acting Commissioner McAleenan; and Port Director (b)(6), (b)(7)(C). The TRO enjoined respondents: (1) to "permit lawyers access to all legal permanent residents being detained at Dulles International Airport"; and (2) to refrain from "removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order." It was widely reported on Saturday night and yesterday that CBP officials refused to permit such access to counsel, even after receiving notice of the TRO.

Although many aspects of these events are disturbing, I am particularly troubled that Virginia residents were detained, or returned to the country from which their travel originated,

January 29, 2017

Page 2

despite having been previously issued lawful permanent residence status or lawful student or work visas. Accordingly, I respectfully request that you provide the following information:

Lawful Permanent Residents

- 1) How many persons with lawful permanent resident status were detained at Dulles on January 27, 28, and 29? Of those detained, how many were removed from the United States before CBP personnel at Dulles received actual notice of the TRO? How many were removed after such notice was received? What time on January 28 did CBP receive actual notice of the TRO and how and to whom was that notice provided?
- 2) Why did the respondents in *Aziz* disobey the TRO's directive to permit lawyers to have access to the detained lawful permanent residents? Please provide the names and titles of all officials responsible for that decision.
- 3) Of those lawful permanent residents detained at Dulles on January 27, 28, or 29, how many showed a residence address in the Commonwealth of Virginia? Please provide the name and address of such Virginia residents. For those who were removed from the United States, please state the date the person was removed and identify the country to which that person was removed. If CBP or Immigrations and Customs Enforcement ("ICE") continues to detain any such Virginia resident, please state the place where that Virginia resident is currently detained.

Travelers with valid student or work visas

- 4) How many persons with valid student or work visas were detained at Dulles on January 27, 28, and 29 pursuant to the authority of the Executive Order? Of those detained, how many showed a residence address in the Commonwealth of Virginia? Of those with a Virginia residence, how many were removed from the United States and how many were permitted entry?
- 5) Does the CBP continue to detain any Virginia residents who were traveling with a valid student or work visa? If so, please provide the names and addresses of such Virginia residents, their nationality, and the type of visa on which the person was traveling.

I would appreciate your providing this information as soon as practicable, but by no later than February 1. If you have any questions about this request, please feel free to speak with Solicitor General, (b)(6), (b)(7)(C)

Thank you for your prompt attention to this matter.

Sincerely,

(b)(6), (b)(7)(C)

Mark R. Herring

January 29, 2017

Page 3

cc: The Hon. Terence R. McAuliffe, Governor
The Hon. Mark Warner, Senator
The Hon. Tim Kaine, Senator
(b)(6), (b)(7)(C), Solicitor General

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:39 PM
To: OFO-FIELD LIAISON; OFO-OPS-CAT
Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
Attachments: (b)(6), (b)(7)(C) Temporary Restraining Order .docx
Importance: High

Field Liaison and CAT,

Please see the below and attached issue paper concerning 2 Yemen nationals processed at IAD on 1/28/2017 and a copy of the resultant Temporary Restraining Order issued by the United States District Court for the Eastern District of Virginia.

**U.S. Customs and Border Protection
 Office of Field Operations
 Washington/Dulles International Airport
 Passenger Operations
 January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

On (b)(6), (b)(7)(C) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately [redacted] (EST) on January 28, 2017, [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) originating from [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) arrived at [redacted] with [redacted] (b)(6), (b)(7)(C) [redacted] (b)(6), (b)(7)(C) and [redacted] (b)(6), (b)(7)(C) on board.
- [redacted] (b)(6), (b)(7)(C) and [redacted] (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from [redacted] destined to [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) which departed same day at [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately [redacted] (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: [redacted] (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

Thank you,

[redacted] (b)(5), (b)(7)(C)

[redacted] (b)(6), (b)(7)(C)
 Assistant Port Director
 U.S. Customs and Border Protection (CBP)
 Port of Washington, D.C. (Dulles)

[redacted] (b)(6), (b)(7)(C)

WARNING: This document and any attachment(s) may contain restricted, sensitive, and/or law enforcement-sensitive information belonging to the US. Government. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. If you received this communication in error, please immediately notify the sender and delete or destroy this communication and all attachments. Any disclosure of this document must be approved by the U.S. Customs and Border Protection.

**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

(b)(6), (b)(7)(C) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately 0846 (EST) on January 28, 2017, (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) originating from (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) arrived at (b)(6), (b)(7)(C) with (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) on board.

- (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from (b)(6), (b)(7)(C) destined to (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) which departed same day at (b)(6), (b)(7)(C), (b)(7)(E) (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

Case No. 1:17-cv-116

Tareq Aqel Mohammed Aziz
and
Ammar Aqel Mohammed Aziz,
by their next friend,
Aqel Muhammad Aziz,
and
John Does 1-60,

Date: January 28, 2017

Petitioners,

v.

DONALD TRUMP, President of the United States;
U.S. DEPARTMENT OF HOMELAND SECURITY
("DHS"); U.S. CUSTOMS AND BORDER
PROTECTION ("CBP"); JOHN KELLY, Secretary
of DHS; KEVIN K. MCALEENAN, Acting
Commissioner of CBP; and WAYNE BIONDI,
Customs and Border Protection (CBP) Port Director
of the Area Port of Washington Dulles,


Respondents.

TEMPORARY RESTRAINING ORDER

Pursuant to Federal Rule of Civil Procedure 65, the Court orders that:

- a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
- b) respondents are forbidden from removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order.

Dates: January 28, 2017



Lonnie M. Brinkema
United States District Judge

From: DURST, CASEY OWEN
Sent: Tuesday, January 31, 2017 11:29 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Questions RE Executive Order refusal at IAD
Attachments: 2017_01_31_11_23_59.pdf

(b)(6), (b)(7)(C) please manage

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Tuesday, January 31, 2017 11:27:42 AM
To: CBP IAD Management
Cc: OFO-FIELD LIAISON; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); DURST, CASEY OWEN; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Subject: Questions RE Executive Order refusal at IAD

IAD management/ Baltimore Field Office:

OFO Field Liaison is attempting to obtain some more details based upon a news article (**see attached, page 2**) that has recently surfaced pertaining to CBP’s refusal of 2 subjects on Saturday pursuant to the President’s Executive Order.

The news article indicates that 2 young men – (b)(6), (b)(7)(C) both citizens of YEMEN and lawful green card holders, were refused entry on Sat, Jan 28, 2017, and are now “trapped” at Addis Ababa airport in Ethiopia.

As soon as time permits, can you please provide any amplifying information on these two subjects.

Respectfully,

(b)(6), (b)(7)(C)
CBP Officer/ Program Mgr
OFO - Field Liaison Division
US Customs & Border Protection
Unclass
HSDN: (b)(6), (b)(7)(C)
JWICS: (b)(6), (b)(7)(C)
Desk: (b)(6), (b)(7)(C)
Office: (b)(6), (b)(7)(C)

Mobile: (b)(6), (b)(7)(C)



JURISPRUDENCE

THE LAW, LAWYERS, AND THE COURT.

JAN. 29 2017 2:24 PM

The Travelers Trapped in Horrific Limbo by Trump's Immigration Order

Judicial stays couldn't protect everyone detained at U.S. airports.

By Dahlia Lithwick



Protesters gather at the international arrivals area of Dulles International Airport on Saturday in Sterling, Virginia.

Paul J. Richards/AFP/Getty Images

n the short term, at least some of the plaintiffs detained at airports across the country this past weekend have seen **some judicial relief since Saturday night**. The two named plaintiffs in the suit filed in New York, Hameed Khalid Darweesh and Haider Sameer Abdulkaleq Alshawi, had been released by Saturday night. The two named plaintiffs in a Massachusetts lawsuit, Mazdak Pourabdollah Tootkaboni and Arghavan Louhghalam, both associate professors at the University of Massachusetts-Dartmouth, were also **allowed to leave Boston's Logan Airport Saturday night**.



DAHLIA LITHWICK

Dahlia Lithwick writes about the courts and the law for *Slate*, and hosts the podcast *Amicus*.

But that isn't the case for Tareq Aqel Mohammed Aziz and Ammar Aqel Mohammed Aziz. The two young men, citizens of Yemen and lawful holders of U.S. green cards, were refused entry to the United States at Dulles Airport on Saturday, and are now trapped in what their lawyer described as "Tom Hanks limbo" at the Addis Ababa airport in Ethiopia.

After President Trump signed his Advertisement executive order suspending aliens from Syria, Iran, Iraq, Libya, Somalia, Sudan, and Yemen from entering the United States for 90 days, lawful immigrants were trapped at airports around the country. Some of them were already on planes when the order went into effect. Between 50 and 60 people were held at **Washington Dulles International Airport in Virginia**, detained by **U.S. Customs and Border Protection** agents. For most of the day they were forbidden from meeting with their attorneys.

At about 9 p.m. Saturday night, Leonie Brinkema, a federal judge in the Eastern District of Virginia, issued a **temporary restraining order** that expressly provided the U.S. government must "**permit lawyers access to all legal permanent residents being detained at Dulles International Airport**." Despite that order, throughout the evening it **was reported that attorneys** still hadn't been let into the areas in which the detainees were being held by CBP. By about 1 a.m. Sunday, it appeared that all but one of the people they were holding had been allowed to enter the country, **in part because Sen. Cory Booker** went to Dulles at midnight and demanded that he be allowed to communicate with the detainees. That was around

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:50 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Request for DFO: 212 (f) Exemption Waiver Request

I think she wants the bio to look like this

Name:
DOB:
COB:
COC:
A#:

Then narrative and bullets

(b)(6), (b)(7)(C)
(A)Area Port Director
Area Port of Philadelphia
US Customs and Border Protection

(b)(6), (b)(7)(C)

(LES/FOUO) LAW ENFORCEMENT SENSITIVE - FOR OFFICIAL USE ONLY

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:44 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER <(b)(7)(E)>; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: Request for DFO: 212 (f) Exemption Waiver Request

DFO:

For Waiver consideration. Two cases thus far, as bulleted below.

(b)(6), (b)(7)(C)

Port Director
Dulles Airport
U.S. Customs and Border Protection
22685 Holiday Park (HP) Drive Suite 15
Sterling, VA 20598

(b)(6), (b)(7)(C)

From: **(b)(6), (b)(7)(C)**

Sent: Saturday, January 28, 2017 12:27 PM

To: **(b)(6), (b)(7)(C)**

Cc: CBP IAD WATCH COMMANDER; **(b)(7)(E)**

Subject: FW: Request for DFO: 212 (f) Exemption Waiver Request

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

R/S

(b)(6), (b)(7)(C)

Watch Commander

Passenger Operations

Port of Washington D.C (Dulles)

OFO Baltimore

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:59 AM
To: CBP IAD Supervisors
Subject: FW: Executive order - inadmissibility grounds

Team,

Please see below. Make sure we are using appropriate charges.

Thanks.

(b)(6), (b)(7)(C)
(A) Watch Commander
Washington Dulles Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:51 AM
To: (b)(6), (b)(7)(C)
<(b)(6), (b)(7)(C)>
Cc: CBP IAD WATCH COMMANDER (b)(6), (b)(7)(C)
<(b)(6), (b)(7)(C)> DURST, CASEY OWEN
<(b)(6), (b)(7)(C)>
Subject: RE: Executive order - inadmissibility grounds

All,

To answer the question below... (b)(7)(E) Is there a preference for 7A1 or 7B2 charges?"

Both where applicable. 7B2 (non-immigrant without a valid non-immigrant visa) when the subject applies with a non-immigrant visa or 7A1 (immigrant with a valid immigrant visa) for first time arriving immigrants with IV packets.

Regards,

(b)(6), (b)(7)(C)
(A) Chief of Staff
U.S. Customs and Border Protection
Office of Field Operations
Baltimore Field Office
217 E. Redwood St., 12th Floor
Baltimore, MD 21202

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
 Sent: Saturday, January 28, 2017 10:19 AM
 To: (b)(6), (b)(7)(C)
 Cc: CBP IAD WATCH COMMANDER <(b)(6), (b)(7)(C)>
 <(b)(6), (b)(7)(C)>
 <(b)(6), (b)(7)(C)> DURST, CASEY OWEN <(b)(6), (b)(7)(C)>
 Subject: Executive order - inadmissibility grounds

Good morning,

Sorry for the questions. According to the Executive Order we should be allowing these subjects to withdraw their applications under 212(f) grounds.

(b)(7)(E) Is there a preference for 7A1 or 7B2 charges?

Thanks.

(b)(6), (b)(7)(C)
 (A)Watch Commander
 Washington Dulles Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 8:45 AM
To: CBP IAD Supervisors
Subject: Requests for information regarding Executive Order

ALCON,

All calls or requests from a member of Congress or their staff should be referred to Office of Congressional Affairs: (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)

For questions pertaining to the implementation of the new policy please contact Admissibility and Passenger Programs, Enforcement Programs Division (b)(7)(E)

All media and attorney inquiries should be referred to (b)(6), (b)(7)(C)

Please do not field any questions regarding the new Executive Order to anyone. Keep in mind, people calling may not be the person they claim to be on the phone.

(b)(6), (b)(7)(C)
(A) Watch Commander
Washington Dulles Airport
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (mobile)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:19 AM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Executive order - inadmissibility grounds

Good morning,

Sorry for the questions. According to the Executive Order we should be allowing these subjects to withdraw their applications under 212(f) grounds.

(b)(7)(E) Is there a preference for 7A1 or 7B2 charges?

Thanks.

(b)(6), (b)(7)(C)
 (A) Watch Commander
 Washington Dulles Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:51 AM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER
Subject: RE: Executive order: arriving aliens from 7 countries

WC (b)(6), (b)(7)(C)

Can you please advise? Is there anyone who we have who will require ERO bed space at this point?

(b)(6), (b)(7)(C)
(A) Watch Commander
Washington Dulles Airport
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (mobile)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:43:27 AM
To: (b)(6), (b)(7)(C) L
Subject: Executive order: arriving aliens from 7 countries

Good morning (b)(6), (b)(7)(C)

Did you have any arriving aliens over the weekend that needed bed space from the 7 countries listed on the Executive Order signed Friday: Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen.

Thank you.

(b)(6), (b)(7)(C)
Supervisory Detention and Deportation Officer
Washington Field Office
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 1:37 PM
To: (b)(6), (b)(7)(C); CBP IAD Management
Subject: RE: Request for DFO: 212 (f) Exemption Waiver Request

CBPO (b)(6), (b)(7)(C) is admitting now and will release subject.

Thanks.

(b)(6), (b)(7)(C)
(A) Watch Commander
Washington Dulles Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 1:34 PM
To: CBP IAD Management (b)(7)(E)
Subject: FW: Request for DFO: 212 (f) Exemption Waiver Request

Good Morning

(b)(6), (b)(7)(C) is approved for a waiver and may enter the U.S.

Thank you

R/S

(b)(6), (b)(7)(C)
Watch Commander
Passenger Operations
Port of Washington D.C (Dulles)
OFO Baltimore

(b)(6), (b)(7)(C)



From: DURST, CASEY OWEN

Sent: Saturday, January 28, 2017 1:02 PM

To: (b)(6), (b)(7)(C)

Cc: CBP IAD WATCH COMMANDER; (b)(7)(E); (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Subject: RE: Request for DFO: 212 (f) Exemption Waiver Request

Good afternoon,

(b)(6), (b)(7)(C) is approved for a waiver and may enter the U.S.

I have spoken to PD (b)(6), (b)(7)(C) regarding the other individual.

(b)(6), (b)(7)(C)

Director, Field Operations
Baltimore Field Office

From: (b)(6), (b)(7)(C)

Sent: Saturday, January 28, 2017 12:44:20 PM

To: DURST, CASEY OWEN

Cc: CBP IAD WATCH COMMANDER; (b)(6), (b)(7)(C)

Subject: FW: Request for DFO: 212 (f) Exemption Waiver Request

DFO:

For Waiver consideration. Two cases thus far, as bulleted below.

(b)(6), (b)(7)(C)

Port Director
Dulles Airport
U.S. Customs and Border Protection
22685 Holiday Park (HP) Drive Suite 15
Sterling, VA 20598

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:27 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: FW: Request for DFO: 212 (f) Exemption Waiver Request

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Thank you, Sir

R/S

(b)(6), (b)(7)(C)

Watch Commander

Passenger Operations

Port of Washington D.C (Dulles)

OFO Baltimore

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 8:59 AM
To: CBP IAD WATCH COMMANDER
Cc: (b)(6), (b)(7)(C)
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C)
Attachments: C1 Waiver Request (b)(6), (b)(7)(C) doc.docx

All,

Please see below attached preliminary issue paper prepared by Chief (b)(6), (b)(7)(C). Pax will arrive on (b)(5), (b)(6), (b)(7)(C), (b)(7)(E). He is travelling on an advance parole and will require a C1 waiver. Below can be submitted after TTRT exam.

Thanks.

(b)(6), (b)(7)(C)
(A) Watch Commander
US Customs and Border Protection
Washington Dulles Airport

(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 8:15 AM
To: (b)(6), (b)(7)(C)
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C)

WC: (b)(6), (b)(7)(C)
Please see C1 waiver request for (b)(6), (b)(7)(C) for your review.

Exemption to Executive Order Request

February 1, 2017

Title: Exemption to Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" Request

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Contacts:

(b)(7)(E) contacted at 0432 hours.
Area Port contacted at XX:XX hours.
Field Office contacted at XX:XX hours.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: (b)(6), (b)(7)(C) Chief, Washington Dulles Airport

Date / Time: February 1, 2017; 08:06 hours

Respectfully,

(b)(6), (b)(7)(C)

(A) Chief CBP Officer
Office of Field Operations
Port of Washington-Dulles

Office: **(b)(6), (b)(7)(C)**
Mobile:

(b)(6), (b)(7)(C)



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Exemption to Executive Order Request

February 1, 2017

Title: Exemption to Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States” Request

Summary: CBP, OFO, Baltimore Field Office recommends: (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Details:

(b)(6), (b)(7)(C), (b)(7)(E)

SUBJECT OF INTEREST

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Contacts:

(b)(7)(E) contacted at 0432 hours.
Area Port contacted at **XX:XX** hours.
Field Office contacted at **XX:XX** hours.

Timeline:

- **XX:XX** EST UA 988 blocked.
- **XX:XX** hours referred from primary
- **XX:XX** arrived in secondary
- **XX: XX**
- **XX:XX**

(b)(7)(E)

Submitted by: (b)(6), (b)(7)(C), Chief, Washington Dulles Airport

Date / Time: February 1, 2017; 08:06 hours

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:53 PM
To: CBP IAD WATCH COMMANDER
Cc: (b)(6), (b)(7)(C)
Subject: Request for DFO: 212 (f) Exemption Waiver Request

(b)(6), (b)(7)(C), (b)(7)(E)

Thank you,

(b)(6), (b)(7)(C)
Supervisory CBP Officer
Tactical Terrorism Response
U.S. Customs and Border Protection
Washington/Dulles International Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 11:43 AM
To: OFO-FIELD LIAISON; CBP IAD Management
Cc: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); DURST, CASEY OWEN; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
Subject: RE: Questions RE Executive Order refusal at IAD
Attachments: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)

See attached email for Issue Paper related to the named individuals.

Thank you,
 (b)(6), (b)(7)(C)
 Border Security Coordinator
 Baltimore Field Office
 U.S. Customs and Border Protection
 Office: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON
Sent: Tuesday, January 31, 2017 11:28 AM
To: CBP IAD Management <(b)(7)(E)>
Cc: OFO-FIELD LIAISON <(b)(7)(E)>; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C); DURST, CASEY OWEN <(b)(6), (b)(7)(C)>; (b)(6), (b)(7)(C)
Subject: Questions RE Executive Order refusal at IAD
Importance: High

IAD management/ Baltimore Field Office:

OFO Field Liaison is attempting to obtain some more details based upon a news article (see attached, page 2) that has recently surfaced pertaining to CBP's refusal of 2 subjects on Saturday pursuant to the President's Executive Order.

The news article indicates that 2 young men – (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) both citizens of YEMEN and lawful green card holders, were refused entry on Sat, Jan 28, 2017, and are now “trapped” at Addis Ababa airport in Ethiopia.

As soon as time permits, can you please provide any amplifying information on these two subjects.

Respectfully,

(b)(6), (b)(7)(C)
CBP Officer/ Program Mgr
OFO - Field Liaison Division
US Customs & Border Protection
Unclass
HSDN: (b)(6), (b)(7)(C)
JWICS: (b)(6), (b)(7)(C)
Desk: (b)(6), (b)(7)(C)
Office: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)



**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of two (2) Yemen nationals processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

On January 28, 2017, two (2) Yemen nationals arrived at Washington Dulles (IAD) on board (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately (b)(6), (b)(7)(C) on January 28, 2017, (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) originating from (b)(6), (b)(7)(C), (b)(7)(E) arrived at (b)(6), (b)(7)(C) with two (2) Yemen nationals (b)(6), (b)(7)(C) on board.

- (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) destined to (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) which departed same day at (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division

Case No. 1:17-cv-116

Tareq Aqel Mohammed Aziz
and
Ammar Aqel Mohammed Aziz,
by their next friend,
Aqel Muhammad Aziz,
and
John Does 1-60,

Date: January 28, 2017

Petitioners,

v.

DONALD TRUMP, President of the United States;
U.S. DEPARTMENT OF HOMELAND SECURITY
("DHS"); U.S. CUSTOMS AND BORDER
PROTECTION ("CBP"); JOHN KELLY, Secretary
of DHS; KEVIN K. MCALEENAN, Acting
Commissioner of CBP; and WAYNE BIONDI,
Customs and Border Protection (CBP) Port Director
of the Area Port of Washington Dulles,

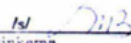
Respondents.

TEMPORARY RESTRAINING ORDER

Pursuant to Federal Rule of Civil Procedure 65, the Court orders that:

- a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
- b) respondents are forbidden from removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order.

Dates: January 28, 2017



Lonnie M. Brinkema
United States District Judge

From: (b)(7)(E) on behalf of OFO-FIELD LIAISON
Sent: Tuesday, January 31, 2017 11:28 AM
To: CBP IAD Management
Cc: OFO-FIELD LIAISON; (b)(7)(E)
 (b)(7)(E)
 (b)(7)(E)
Subject: Questions RE Executive Order refusal at IAD
Attachments: 2017_01_31_11_23_59.pdf
Importance: High

IAD management/ Baltimore Field Office:

OFO Field Liaison is attempting to obtain some more details based upon a news article (see attached, page 2) that has recently surfaced pertaining to CBP’s refusal of 2 subjects on Saturday pursuant to the President’s Executive Order.

The news article indicates that 2 young men – (b)(6), (b)(7)(C) both citizens of YEMEN and lawful green card holders, were refused entry on Sat, Jan 28, 2017, and are now “trapped” at Addis Ababa airport in Ethiopia.

As soon as time permits, can you please provide any amplifying information on these two subjects.

Respectfully,

(b)(7)(E)
 CBP Officer/ Program Mgr
 OFO - Field Liaison Division
 US Customs & Border Protection
 Unclass
 HSDN: (b)(6), (b)(7)(C)
 JWICS: (b)(6), (b)(7)(C)
 Desk: (b)(6), (b)(7)(C)
 Office: (b)(6), (b)(7)(C)
 Mobile:



JURISPRUDENCE

THE LAW, LAWYERS, AND THE COURT.

JAN. 29 2017 2:24 PM

The Travelers Trapped in Horrific Limbo by Trump's Immigration Order

Judicial stays couldn't protect everyone detained at U.S. airports.

By Dahlia Lithwick



Protesters gather at the international arrivals area of Dulles International Airport on Saturday in Sterling, Virginia.

Paul J. Richards/AFP/Getty Images

n the short term, at least some of the plaintiffs detained at airports across the country this past weekend have seen **some judicial relief since Saturday night**. The two named plaintiffs in the suit filed in New York, Hameed Khalid Darweesh and Haider Sameer Abdulkaleq Alshawi, had been released by Saturday night. The two named plaintiffs in a Massachusetts lawsuit, Mazdak Pourabdollah Tootkaboni and Arghavan Louhghalam, both associate professors at the University of Massachusetts-Dartmouth, were also **allowed to leave Boston's Logan Airport Saturday night**.



DAHLIA LITHWICK

Dahlia Lithwick writes about the courts and the law for *Slate*, and hosts the podcast *Amicus*.

But that isn't the case for Tareq Aqel Mohammed Aziz and Ammar Aqel Mohammed Aziz. The two young men, citizens of Yemen and lawful holders of U.S. green cards, were refused entry to the United States at Dulles Airport on Saturday, and are now trapped in what their lawyer described as "Tom Hanks limbo" at the Addis Ababa airport in Ethiopia.

After President Trump signed his Advertisement executive order suspending aliens from Syria, Iran, Iraq, Libya, Somalia, Sudan, and Yemen from entering the United States for 90 days, lawful immigrants were trapped at airports around the country. Some of them were already on planes when the order went into effect. Between 50 and 60 people were held at **Washington Dulles International Airport in Virginia**, detained by **U.S. Customs and Border Protection** agents. For most of the day they were forbidden from meeting with their attorneys.

At about 9 p.m. Saturday night, Leonie Brinkema, a federal judge in the Eastern District of Virginia, issued a **temporary restraining order** that expressly provided the U.S. government must "**permit lawyers access to all legal permanent residents being detained at Dulles International Airport**." Despite that order, throughout the evening it **was reported that attorneys** still hadn't been let into the areas in which the detainees were being held by CBP. By about 1 a.m. Sunday, it appeared that all but one of the people they were holding had been allowed to enter the country, **in part because Sen. Cory Booker** went to Dulles at midnight and demanded that he be allowed to communicate with the detainees. That was around

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:20 PM
To: CBP IAD Management
Subject: FW: MUSTER TOPIC - Executive Order Suspension
Importance: High

All,

On February 3, 2017, at approximately 2110, all on duty CBP personnel were physically mustered on the below by Chief (b)(6), (b)(7)(C) and Chief (b)(6), (b)(7)(C)

Thank you,

(b)(6), (b)(7)(C)
 Chief CBP Officer
 U.S. Customs and Border Protection
 Washington/Dulles International Airport
 (b)(6), (b)(7)(C) Office
 (b)(6), (b)(7)(C) Cell
 (b)(6), (b)(7)(C) Fax
 (b)(6), (b)(7)(C)

WARNING: This document is designated FOR OFFICIAL USE ONLY (FOUO) and/or LAW ENFORCEMENT SENSITIVE (LES). It contains information that may be exempt from public release under the Freedom of Information Act (5USC552). This document is to be controlled, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO/LES information, and is not to be released to the public or personnel who do not have a valid "need-to-know" without prior approval from U.S. Customs and Border Protection, at 703-661-2800.

From: (b)(6), (b)(7)(C)
Sent: February 3, 2017 21:07
To: PORT OF WASHINGTON DC (b)(7)(E)
Subject: MUSTER TOPIC - Executive Order Suspension
Importance: High

All,

EFFECTIVE IMMEDIATELY

All enforcement actions related to the Executive Order entitled, "*Protecting the Nation from Foreign Terrorist Entry into the United States*" (January 27, 2017) will cease immediately.

Accordingly, effective immediately, U.S. Customs and Border Protection will suspend any and all actions implementing the Executive Order until further notice.

CBP will immediately resume inspection of **ALL** travelers (to include those from Iraq, Iran, Syria, Sudan, Somalia, Libya, and Yemen) in accordance with standard policy and procedures.

This will include actions to suspend targeting system rules that flag travelers (1-day lookouts) for operational action subject to the Executive Order.

Further guidance updates will be provided, as soon as available.

Thank you,

(b)(6), (b)(7)(C)

Watch Commander
CBP Passenger Operations
Washington Dulles International Airport
Department of Homeland Security

Tele:
Cell: **(b)(6), (b)(7)(C)**
Fax:

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:27 PM
To: CBP IAD Supervisors
Subject: FW: MUSTER TOPIC - Executive Order Suspension

Importance: High

Supervisors,

Please add this topic to your daily musters.

Furthermore, please ensure that you are mustering this topic "ad hoc" throughout your day to ensure if an employee happened to miss muster for some reason they are aware.

Thank you,

(b)(6), (b)(7)(C)

Chief CBP Officer
 U.S. Customs and Border Protection
 Washington/Dulles International Airport

(b)(6), (b)(7)(C) Office

(b)(6), (b)(7)(C) Cell

(b)(6), (b)(7)(C) Fax

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: February 3, 2017 21:07
To: PORT OF WASHINGTON DC <(b)(7)(E)>
Subject: MUSTER TOPIC - Executive Order Suspension
Importance: High

All,

EFFECTIVE IMMEDIATELY

All enforcement actions related to the Executive Order entitled, "*Protecting the Nation from Foreign Terrorist Entry into the United States*" (January 27, 2017) will cease immediately.

Accordingly, effective immediately, U.S. Customs and Border Protection will suspend any and all actions implementing the Executive Order until further notice.

CBP will immediately resume inspection of **ALL** travelers (to include those from Iraq, Iran, Syria, Sudan, Somalia, Libya, and Yemen) in accordance with standard policy and procedures.

This will include actions to suspend targeting system rules that flag travelers (1-day lookouts) for operational action subject to the Executive Order.

Further guidance updates will be provided, as soon as available.

Thank you,

(b)(6), (b)(7)(C)
Watch Commander
CBP Passenger Operations
Washington Dulles International Airport
Department of Homeland Security
Tele: **(b)(6), (b)(7)(C)**
Cell: **(b)(6), (b)(7)(C)**
Fax: **(b)(6), (b)(7)(C)**

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:39 PM
To: (b)(6), (b)(7)(C); DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

Sir,

No prior travel to US for mother and/or minor children.

With respond shortly with answers to the other two questions.

(b)(6), (b)(7)(C)
Chief CBP Officer
U.S. Customs and Border Protection
Washington Dulles International Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:20 PM
To: (b)(6), (b)(7)(C); DURST, CASEY OWEN (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: CBP IAD Management (b)(7)(E)
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

Please advise ASAP:

What does the USC father do for a living?
Where does he reside?

Please confirm: No prior travel to the US for mother and minor children

Regards,

(b)(6), (b)(7)(C)
Assistant Director Border Security
U.S. Customs and Border Protection
Baltimore Field Office

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:53 PM
To: DURST, CASEY OWEN (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: CBP IAD Management (b)(7)(E)
Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C)

DFO Durst,

We are requesting waivers for 2 minor children (11 & 9 y/o) first time immigrants and their first time immigrant mother. COC Somalia

Exemption to Executive Order Request

January 28, 2017

Title: Exemption to Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States” Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: **(b)(6), (b)(7)(C)** Chief, Washington Dulles Airport

Date / Time: January 28, 2017; 2130

(b)(6), (b)(7)(C)

Chief CBP Officer
U.S. Customs and Border Protection
Washington Dulles International Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:25 AM
To: CBP IAD Management
Subject: FW: EX Order

Importance: High

Sent via mobile device

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN
Sent: Saturday, January 28, 2017 8:18:53 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: EX Order

Good morning,

When you have a question related to the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States – copy the other Area Port Directors and CoS so we can ensure consistency across the Field Office.

(b)(6), (b)(7)(C) is currently seeking clarification of this question from Philadelphia:

“If the adverse action elevates to an ER, are we then taking a statement? The guidance states to process according to standard operating procedures. (b)(5)

(b)(5)

Thanks for your immediate engagement on this matter last night.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:58 AM
To: CBP IAD Management
Subject: FW: EX Order

More guidance wb

Sent via mobile device

(b)(6), (b)(7)(C)
 Port Director
 Dulles Airport
 U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:54:08 AM
To: (b)(6), (b)(7)(C); DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: EX Order

HQ guidance as follows:

Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal – and a sworn statement will be taken in this circumstance – is that correct? **Yes**

If we encounter a dual citizen for instance from a VWP country who is also a citizen of Iran how are ports expected to proceed? **Proceed with the passport presented at entry**

Regards,

(b)(6), (b)(7)(C)
 Assistant Director Border Security
 U.S. Customs and Border Protection
 Baltimore Field Office

(b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:32 AM
To: DURST, CASEY OWEN <(b)(6), (b)(7)(C)>

(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: EX Order

Another point of clarification:

Does the EX order apply to passengers such as an EU member(VWP) who was born in one of the countries as well but is presenting the EU document ..ie dual nationals of foreign countries.

(b)(6), (b)(7)(C)
(A) Area Port Director
US Customs and Border Protection
Area Port of Philadelphia

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN
Sent: Saturday, January 28, 2017 8:18:53 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: EX Order

Good morning,

When you have a question related to the Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States – copy the other Area Port Directors and CoS so we can ensure consistency across the Field Office.

(b)(6), (b)(7)(C) is currently seeking clarification of this question from Philadelphia:

“If the adverse action elevates to an ER, are we then taking a statement? The guidance states to process according to standard operating procedures: (b)(5)
(b)(5)

Thanks for your immediate engagement on this matter last night.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office
(b)(6), (b)(7)(C)

“This document and any attachment(s) may contain restricted, sensitive, and/or law enforcement-sensitive information belonging to the U.S. Government. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient.”

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:06 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER
Subject: RE: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Thank you wb

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection
22685 Holiday Park (HP) Drive Suite 15
Sterling, VA 20598

(b)(6), (b)(7)(C) HP Desk Direct
(b)(6), (b)(7)(C) Terminal Desk Direct
cell

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 4:31 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER (b)(7)(E)
Subject: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Importance: High

**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

GPS Coordinates: (b)(7)(E)

Synopsis:
On January 28, 2017 (b)(6), (b)(7)(C) arrived at Washington Dulles (IAD) on board Ethiopian Airlines (b)(6), (b)(7)(C) from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to U.S. Customs and Border Protection (CBP) Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from*

Foreign Terrorist Entry Into the United States and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately (b)(6), (b)(7)(C) EST on January 28, 2017 (b)(6), (b)(7)(C) originating from (b)(6), (b)(7)(C) arrived at IAD with (b)(6), (b)(7)(C) on board.
- (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board Ethiopian Airlines (b)(6), (b)(7)(C) from IAD destined to Addis Ababa, Ethiopia which departed same day (b)(6), (b)(7)(C)
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

Thanks,

(b)(6), (b)(7)(C)

Watch Commander
CBP Passenger Operations

Washington Dulles International Airport
Department of Homeland Security

Tele: [REDACTED]
Cell: (b)(6), (b)(7)(C)
Fax: [REDACTED]

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From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:39 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER
Subject: FW: Information: Letter from Virginia Attorney General Mark Herring
Attachments: 2017 01 29 Letter from AG Herring to CBP et al.pdf; Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Importance: High

(b)(6), (b)(7)(C) please work this tonight pleas for review tomorrow (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection
22685 Holiday Park (HP) Drive Suite 15
Sterling, VA 20598

(b)(6), (b)(7)(C) HP Desk Direct
(b)(6), (b)(7)(C) Terminal Desk Direct
cell

From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 9:38 PM
To: CBP IAD WATCH COMMANDER (b)(6), (b)(7)(C)
Cc: (b)(7)(E)
Subject: FW: Information: Letter from Virginia Attorney General Mark Herring
Importance: High

Good evening Dulles team,

Please see attached and below and draft an issue paper addressing the items within our purview. In your draft, please use the numbering protocol in the letter to correlate your response. Please submit by 1200 tomorrow.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (cell)

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From: DURST, CASEY OWEN
Sent: Sunday, January 29, 2017 9:33 PM

To: OFO-FIELD LIAISON (b)(7)(E) OFO-OPS-CAT (b)(7)(E) ENFORCEMENT PROGRAMS DIVISION (b)(7)(E)

Cc: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) JAMES R HUTTON

(b)(6), (b)(7)(C)

Subject: Information: Letter from Virginia Attorney General Mark Herring

Good evening,

Please see the attached letter from the State of Virginia Attorney General Mark Herring; this copy was received from OCC. The Baltimore Field Office has submitted the attached and related issue paper and will research and provide another addressing the issues within our purview.

Casey Owen Durst
 Director, Field Operations
 Baltimore Field Office
 (b)(6), (b)(7)(C) (office)
 (b)(6), (b)(7)(C) (cell)

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COMMONWEALTH of VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

202 North 9th Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120

January 29, 2017

The Honorable John Kelly
Secretary
Department of Homeland Security
Washington, D.C. 20528

The Honorable Dana J. Boente
U.S. Attorney, Eastern District of Virginia
2100 Jamieson Ave.
Alexandria, VA 22314

Kevin K. McAleenan
Acting Commissioner
U.S. Customs & Border Protection
Washington, D.C. 20528

(b)(6), (b)(7)(C)
Port Director of the Area Port of Washington
Dulles, U.S. Customs & Border Protection
Washington, D.C. 20528

Re: This weekend's events at Dulles International Airport

Gentlemen:

I am deeply concerned about events at Dulles International Airport on January 27, 28, and 29, 2017, in which U.S. Customs & Border Protection personnel ("CBP") detained air passengers who arrived at the airport following issuance by President Trump of his Executive Order dated January 27, 2017, entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States."

On Saturday, January 28, at approximately 9:30 p.m., the United States District Court for the Eastern District of Virginia issued a temporary restraining order ("TRO") in *Aziz v. Trump*, directed against all respondents: President Trump; the Department of Homeland Security; U.S. Customs and Border Protection; Secretary Kelly; Acting Commissioner McAleenan; and Port Director (b)(6), (b)(7)(C). The TRO enjoined respondents: (1) to "permit lawyers access to all legal permanent residents being detained at Dulles International Airport"; and (2) to refrain from "removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order." It was widely reported on Saturday night and yesterday that CBP officials refused to permit such access to counsel, even after receiving notice of the TRO.

Although many aspects of these events are disturbing, I am particularly troubled that Virginia residents were detained, or returned to the country from which their travel originated,

January 29, 2017

Page 2

despite having been previously issued lawful permanent residence status or lawful student or work visas. Accordingly, I respectfully request that you provide the following information:

Lawful Permanent Residents

- 1) How many persons with lawful permanent resident status were detained at Dulles on January 27, 28, and 29? Of those detained, how many were removed from the United States before CBP personnel at Dulles received actual notice of the TRO? How many were removed after such notice was received? What time on January 28 did CBP receive actual notice of the TRO and how and to whom was that notice provided?
- 2) Why did the respondents in *Aziz* disobey the TRO's directive to permit lawyers to have access to the detained lawful permanent residents? Please provide the names and titles of all officials responsible for that decision.
- 3) Of those lawful permanent residents detained at Dulles on January 27, 28, or 29, how many showed a residence address in the Commonwealth of Virginia? Please provide the name and address of such Virginia residents. For those who were removed from the United States, please state the date the person was removed and identify the country to which that person was removed. If CBP or Immigrations and Customs Enforcement ("ICE") continues to detain any such Virginia resident, please state the place where that Virginia resident is currently detained.

Travelers with valid student or work visas

- 4) How many persons with valid student or work visas were detained at Dulles on January 27, 28, and 29 pursuant to the authority of the Executive Order? Of those detained, how many showed a residence address in the Commonwealth of Virginia? Of those with a Virginia residence, how many were removed from the United States and how many were permitted entry?
- 5) Does the CBP continue to detain any Virginia residents who were traveling with a valid student or work visa? If so, please provide the names and addresses of such Virginia residents, their nationality, and the type of visa on which the person was traveling.

I would appreciate your providing this information as soon as practicable, but by no later than February 1. If you have any questions about this request, please feel free to speak with Solicitor General [REDACTED] (b)(6), (b)(7)(C)

Thank you for your prompt attention to this matter.

Sincerely,

[REDACTED] (b)(6), (b)(7)(C)

Mark R. Herring

January 29, 2017

Page 3

cc: The Hon. Terence R. McAuliffe, Governor
The Hon. Mark Warner, Senator
The Hon. Tim Kaine, Senator
(b)(6), (b)(7)(C) Solicitor General

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:39 PM
To: OFO-FIELD LIAISON; OFO-OPS-CAT
Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
Attachments: (b)(6), (b)(7)(C) Temporary Restraining Order .docx
Importance: High

Field Liaison and CAT,

Please see the below and attached issue paper concerning (b)(6), (b)(7)(C) and a copy of the resultant Temporary Restraining Order issued by the United States District Court for the Eastern District of Virginia.

**U.S. Customs and Border Protection
 Office of Field Operations
 Washington/Dulles International Airport
 Passenger Operations
 January 29, 2016**

Issue: Request for information regarding status of two (2) Yemen nationals processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

On January 28, 2017, (b)(6), (b)(7)(C) on board (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately [redacted] on January 28, 2017 [redacted] originating from [redacted] arrived at [redacted] with [redacted] and [redacted] on board.
- [redacted] and [redacted] applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board [redacted] from [redacted] destined to [redacted] which departed same day at [redacted] EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: [redacted] Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

Thank you,

[redacted]

[redacted]
 Assistant Port Director
 U.S. Customs and Border Protection (CBP)
 Port of Washington, D.C. (Dulles)

[redacted]

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**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

On January 28, 2017, (b)(6), (b)(7)(C) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

SUBJECT OF INTEREST

(b)(6), (b)(7)(C)

SUBJECT OF INTEREST

(b)(6), (b)(7)(C)

Timeline of Events:

- At approximately 0846 (EST) on January 28, 2017, Ethiopian Airlines Flight 500 originating from Addis Ababa, Ethiopia arrived at IAD with two (2) Yemen nationals (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) on board.

- (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board Ethiopian Airlines Flight 501 from IAD destined to Addis Ababa, Ethiopia which departed same day at 1028 hours (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

Case No. 1:17-cv-116

Tareq Aqel Mohammed Aziz
and
Ammar Aqel Mohammed Aziz,
by their next friend,
Aqel Muhammad Aziz,
and
John Does 1-60,

Date: January 28, 2017

Petitioners,

v.

DONALD TRUMP, President of the United States;
U.S. DEPARTMENT OF HOMELAND SECURITY
("DHS"); U.S. CUSTOMS AND BORDER
PROTECTION ("CBP"); JOHN KELLY, Secretary
of DHS; KEVIN K. MCALEENAN, Acting
Commissioner of CBP; and WAYNE BIONDI,
Customs and Border Protection (CBP) Port Director
of the Area Port of Washington Dulles,


Respondents.

TEMPORARY RESTRAINING ORDER

Pursuant to Federal Rule of Civil Procedure 65, the Court orders that:

- a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
- b) respondents are forbidden from removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order.

Dates: January 28, 2017



Lonnie M. Brinkema
United States District Judge

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:55 PM
To: (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) Yemen Citizen

(b)(6), (b)(7)(C) call me please
(b)(6), (b)(7)(C)

Sent via mobile device

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 8:47:06 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: CBP IAD WATCH COMMANDER
Subject: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) Yemen Citizen

(b)(6), (b)(7)(C), (b)(7)(E)

Exemption to Executive Order Request

January 28, 2017

Title: Exemption to Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Details:

p

(b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: **(b)(6), (b)(7)(C)** Chief, Washington Dulles POE

Date / Time: January 28, 2017, 2020

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:09 PM
To: DURST, CASEY OWEN
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

Agree regrets

Sent via mobile device

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN
Sent: Saturday, January 28, 2017 10:02:00 PM
To: (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

This is unacceptable. Why such a long delay in processing? Make sure your have enough staff tomorrow. We should have moved this waiver forward a while ago given the minors.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:59:43 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption for (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

DFO Durst,

They have been in custody since 08:33:59 EST when they were referred from primary .

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Watch Commander
Customs & Border Protection
Washington Dulles International Airport
Department Of Homeland Security

(b)(6), (b)(7)(C)

From: DURST, CASEY OWEN

Sent: Saturday, January 28, 2017 9:57 PM

To: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Cc: (b)(6), (b)(7)(C)

Subject: RE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

How long have these individuals been in custody?

Casey Owen Durst
Director, Field Operations
Baltimore Field Office

From: (b)(6), (b)(7)(C)

Sent: Saturday, January 28, 2017 9:52:40 PM

To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)

Cc: CBP IAD Management

Subject: EO 212(f) Exemption for (b)(6), (b)(7)(C)

DFO Durst,

We are requesting waivers for 2 minor children (11 & 9 y/o) first time immigrants and their first time immigrant mother. COC Somalia

Exemption to Executive Order Request

January 28, 2017

Title: Exemption to Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

Submitted by: (b)(6), (b)(7)(C) Chief, Washington Dulles Airport

Date / Time: January 28, 2017; 2130

(b)(6), (b)(7)(C)
Chief CBP Officer
U.S. Customs and Border Protection
Washington Dulles International Airport

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 11:16 AM
To: DURST, CASEY OWEN
Cc: (b)(6), (b)(7)(C)
Subject: FW: Information: Letter from Virginia Attorney General Mark Herring
Attachments: 2017 01 29 Letter from AG Herring to CBP et al.pdf; Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Mark Herring.docx

Importance: High

Attached (Mark Herring.docx) and below is a draft issue paper in response to questions posed by Virginia Attorney General Mark Herring for your review.

(b)(5)

(b)(5)

(b)(5)

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/30/2017; 0145

From: DURST, CASEY OWEN

Sent: Sunday, January 29, 2017 9:38 PM

To: CBP IAD WATCH COMMANDER (b)(7)(E)

Cc: (b)(6), (b)(7)(C)

Subject: FW: Information: Letter from Virginia Attorney General Mark Herring

Importance: High

Good evening Dulles team,

Please see attached and below and draft an issue paper addressing the items within our purview. In your draft, please use the numbering protocol in the letter to correlate your response. Please submit by 1200 tomorrow.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (cell)

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From: DURST, CASEY OWEN

Sent: Sunday, January 29, 2017 9:33 PM

To: OFO-FIELD LIAISON (b)(7)(E) OFO-OPS-CAT (b)(7)(E) ENFORCEMENT PROGRAMS DIVISION (b)(7)(E)

Cc: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) JAMES R HUTTON

(b)(6), (b)(7)(C)

Subject: Information: Letter from Virginia Attorney General Mark Herring

Good evening,

Please see the attached letter from the State of Virginia Attorney General Mark Herring; this copy was received from OCC. The Baltimore Field Office has submitted the attached and related issue paper and will research and provide another addressing the issues within our purview.

Casey Owen Durst
Director, Field Operations
Baltimore Field Office
(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (cell)

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COMMONWEALTH *of* VIRGINIA

Office of the Attorney General

Mark R. Herring
Attorney General

202 North 9th Street
Richmond, Virginia 23219
804-786-2071
FAX 804-786-1991
Virginia Relay Services
800-828-1120

January 29, 2017

The Honorable John Kelly
Secretary
Department of Homeland Security
Washington, D.C. 20528

The Honorable Dana J. Boente
U.S. Attorney, Eastern District of Virginia
2100 Jamieson Ave.
Alexandria, VA 22314

Kevin K. McAleenan
Acting Commissioner
U.S. Customs & Border Protection
Washington, D.C. 20528

(b)(6), (b)(7)(C)
Port Director of the Area Port of Washington
Dulles, U.S. Customs & Border Protection
Washington, D.C. 20528

Re: This weekend's events at Dulles International Airport

Gentlemen:

I am deeply concerned about events at Dulles International Airport on January 27, 28, and 29, 2017, in which U.S. Customs & Border Protection personnel ("CBP") detained air passengers who arrived at the airport following issuance by President Trump of his Executive Order dated January 27, 2017, entitled "Protecting the Nation From Foreign Terrorist Entry Into the United States."

On Saturday, January 28, at approximately 9:30 p.m., the United States District Court for the Eastern District of Virginia issued a temporary restraining order ("TRO") in *Aziz v. Trump*, directed against all respondents: President Trump; the Department of Homeland Security; U.S. Customs and Border Protection; Secretary Kelly; Acting Commissioner McAleenan; and Port Director (b)(6), (b)(7)(C). The TRO enjoined respondents: (1) to "permit lawyers access to all legal permanent residents being detained at Dulles International Airport"; and (2) to refrain from "removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order." It was widely reported on Saturday night and yesterday that CBP officials refused to permit such access to counsel, even after receiving notice of the TRO.

Although many aspects of these events are disturbing, I am particularly troubled that Virginia residents were detained, or returned to the country from which their travel originated,

January 29, 2017

Page 2

despite having been previously issued lawful permanent residence status or lawful student or work visas. Accordingly, I respectfully request that you provide the following information:

Lawful Permanent Residents

- 1) How many persons with lawful permanent resident status were detained at Dulles on January 27, 28, and 29? Of those detained, how many were removed from the United States before CBP personnel at Dulles received actual notice of the TRO? How many were removed after such notice was received? What time on January 28 did CBP receive actual notice of the TRO and how and to whom was that notice provided?
- 2) Why did the respondents in *Aziz* disobey the TRO's directive to permit lawyers to have access to the detained lawful permanent residents? Please provide the names and titles of all officials responsible for that decision.
- 3) Of those lawful permanent residents detained at Dulles on January 27, 28, or 29, how many showed a residence address in the Commonwealth of Virginia? Please provide the name and address of such Virginia residents. For those who were removed from the United States, please state the date the person was removed and identify the country to which that person was removed. If CBP or Immigrations and Customs Enforcement ("ICE") continues to detain any such Virginia resident, please state the place where that Virginia resident is currently detained.

Travelers with valid student or work visas

- 4) How many persons with valid student or work visas were detained at Dulles on January 27, 28, and 29 pursuant to the authority of the Executive Order? Of those detained, how many showed a residence address in the Commonwealth of Virginia? Of those with a Virginia residence, how many were removed from the United States and how many were permitted entry?
- 5) Does the CBP continue to detain any Virginia residents who were traveling with a valid student or work visa? If so, please provide the names and addresses of such Virginia residents, their nationality, and the type of visa on which the person was traveling.

I would appreciate your providing this information as soon as practicable, but by no later than February 1. If you have any questions about this request, please feel free to speak with Solicitor General, (b)(6), (b)(7)(C)

Thank you for your prompt attention to this matter.

Sincerely,

(b)(6), (b)(7)(C)

Mark R. Herring

January 29, 2017

Page 3

cc: The Hon. Terence R. McAuliffe, Governor
The Hon. Mark Warner, Senator
The Hon. Tim Kaine, Senator
(b)(6), (b)(7)(C) Solicitor General

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 8:39 PM
To: OFO-FIELD LIAISON; OFO-OPS-CAT
Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Issue Paper: Request for information regarding status of (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
Attachments: (b)(6), (b)(7)(C) Temporary Restraining Order .docx
Importance: High

Field Liaison and CAT,

Please see the below and attached issue paper concerning (b)(6), (b)(7)(C) processed at IAD on 1/28/2017 and a copy of the resultant Temporary Restraining Order issued by the United States District Court for the Eastern District of Virginia.

**U.S. Customs and Border Protection
 Office of Field Operations
 Washington/Dulles International Airport
 Passenger Operations
 January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Synopsis:

On January 28, 2017, two (2) Yemen nationals arrived at Washington Dulles (IAD) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Timeline of Events:

- At approximately (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) on January 28, 2017 (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) originating from (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) at (b)(6), (b)(7)(C) with (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) on board.
- (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) from (b)(6), (b)(7)(C) destined to (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) which departed same day at (b)(5), (b)(6), (b)(7)(C), (b)(7)(E) (ESI).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

Thank you,

(b)(5), (b)(7)(C)

(b)(6), (b)(7)(C)

Assistant Port Director
U.S. Customs and Border Protection (CBP)
Port of Washington, D.C. (Dulles)

(b)(6), (b)(7)(C)

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**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)

GPS Coordinates: Latitude: 38.953116 | Longitude: 77.456539

Synopsis:

On January 28, 2017, (b)(6), (b)(7)(C) on board Ethiopian Airlines Flight 500 from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Male
DOB:
COC: (b)(6), (b)(7)(C)
COR:
PPN:
IV: (b)(6), (b)(7)(C)
(b)(7)(E)

SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Male
DOB:
COC: (b)(6), (b)(7)(C)
COR:
PPN:
IV: (b)(6), (b)(7)(C)
(b)(7)(E)

Timeline of Events:

- At approximately 0846 (EST) on January 28, 2017, Ethiopian Airlines Flight 500 originating from Addis Ababa, Ethiopia arrived at IAD with (b)(6), (b)(7)(C) s (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) on board.

- (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board Ethiopian Airlines Flight 501 from IAD destined to Addis Ababa, Ethiopia which departed same day at 1028 hours (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.
- On 1/28/2017 at approximately 2200 hours, MWAA Police officers, at the behest of several lawyers gathered outside the CBP FIS, delivered a Temporary Restraining Order (copy attached) signed by a United States District Judge from the Eastern District of Virginia to CBP Dulles. The restraining order listed the following two provisions:
 - a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
 - b) respondents are forbidden from removing petitioners – lawful permanent residents at Dulles International Airport –for a period of 7 days from the issuance of this Order.

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

**UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

Case No. 1:17-cv-116

Tareq Aqel Mohammed Aziz
and
Ammar Aqel Mohammed Aziz,
by their next friend,
Aqel Muhammad Aziz,
and
John Does 1-60,

Date: January 28, 2017

Petitioners,

v.

DONALD TRUMP, President of the United States;
U.S. DEPARTMENT OF HOMELAND SECURITY
("DHS"); U.S. CUSTOMS AND BORDER
PROTECTION ("CBP"); JOHN KELLY, Secretary
of DHS; KEVIN K. MCALEENAN, Acting
Commissioner of CBP; and WAYNE BIONDI,
Customs and Border Protection (CBP) Port Director
of the Area Port of Washington Dulles,


Respondents.

TEMPORARY RESTRAINING ORDER

Pursuant to Federal Rule of Civil Procedure 65, the Court orders that:

- a) respondents shall permit lawyers access to all legal permanent residents being detained at Dulles International Airport;
- b) respondents are forbidden from removing petitioners—lawful permanent residents at Dulles International Airport—for a period of 7 days from the issuance of this Order.

Dates: January 28, 2017



Lonnie M. Brinkema
United States District Judge

(b)(5)

(b)(5)

Submitted by: (b)(6), (b)(7)(C) Watch Commander, Washington Dulles (IAD)

Date / Time: 01/30/2017; 0145

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 10:06 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: RE: MUSTER TOPIC - Executive Order Suspension

Ok

Sent via mobile device

(b)(6), (b)(7)(C)
 Port Director
 Dulles Airport
 U.S. Customs and Border Protection

(b)(6), (b)(7)(C) Port Office Desk
 (b)(6), (b)(7)(C) Terminal Desk
 (b)(6), (b)(7)(C) Cell

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 10:03:17 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: RE: MUSTER TOPIC - Executive Order Suspension

10-4, also calls being made to airline stakeholders with minimal success). Email notification will be sent to PQIC recipients.

Thanks,

(b)(6), (b)(7)(C)
 Watch Commander
 CBP Passenger Operations
 Washington Dulles International Airport
 Department of Homeland Security
 Tele: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 10:00 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management (b)(7)(E)
Subject: RE: MUSTER TOPIC - Executive Order Suspension

Ok ensure we know how to handle (b)(6), (b)(7)(C)

Sent via mobile device

(b)(6), (b)(7)(C)
 Port Director
 Dulles Airport
 U.S. Customs and Border Protection

(b)(6), (b)(7)(C) Port Office Desk
 (b)(6), (b)(7)(C) Terminal Desk
 (b)(6), (b)(7)(C) Cell

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:50:40 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: FW: MUSTER TOPIC - Executive Order Suspension

Sir,

There are no IAD generated lookouts (related to individuals subject to EO provisions) currently pending in database system records.

However, (b)(7)(E) generated EO lookouts might result in traveler(s) being referred to secondary if not removed before tomorrow morning's flight arrivals.

Thanks,

(b)(6), (b)(7)(C)
 Watch Commander
 CBP Passenger Operations
 Washington Dulles International Airport
 Department of Homeland Security
 Tele: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:07 PM
To: PORT OF WASHINGTON DC (b)(7)(E)
Subject: MUSTER TOPIC - Executive Order Suspension
Importance: High

All,

EFFECTIVE IMMEDIATELY

All enforcement actions related to the Executive Order entitled, “*Protecting the Nation from Foreign Terrorist Entry into the United States*” (January 27, 2017) will cease immediately.

Accordingly, effective immediately, U.S. Customs and Border Protection will suspend any and all actions implementing the Executive Order until further notice.

CBP will immediately resume inspection of **ALL** travelers (to include those from Iraq, Iran, Syria, Sudan, Somalia, Libya, and Yemen) in accordance with standard policy and procedures.

This will include actions to suspend targeting system rules that flag travelers (1-day lookouts) for operational action subject to the Executive Order.

Further guidance updates will be provided, as soon as available.

Thank you,

(b)(6), (b)(7)(C)
 Watch Commander
 CBP Passenger Operations
 Washington Dulles International Airport
 Department of Homeland Security
 Tele: (b)(6), (b)(7)(C)
 Cell: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

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**U.S. Customs and Border Protection
Office of Field Operations
Washington/Dulles International Airport
Passenger Operations
January 29, 2016**

Issue: Request for information regarding status of (b)(6), (b)(7)(C) processed by U.S. Customs and Border Protection (CBP) Officers upon arrival at Washington Dulles International Airport, on January 28, 2017. (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

GPS Coordinates: Latitude: (b)(7)(E)

Synopsis:

On January 28, 2017, (b)(6), (b)(7)(C) arrived at Washington Dulles (IAD) on board Ethiopian Airlines (b)(6), (b)(7)(C) from Addis Ababa, Ethiopia and presented immigrant visa packets with IR2 classification to CBP Officers seeking admission to the United States as intending immigrants. Subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and were permitted to withdraw their applications for admission and departed the U.S. the same day.

SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Male
DOB:
COC:
COR: (b)(6), (b)(7)(C)
PPN:
IV: (b)(6), (b)(7)(C)
(b)(7)(E)

SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Male
DOB:
COC:
COR: (b)(6), (b)(7)(C)
PPN:
IV: (b)(6), (b)(7)(C)
(b)(7)(E)

Timeline of Events:

- At approximately (b)(6), (b)(7)(C) on January 28, 2017, Ethiopian Airlines (b)(6), (b)(7)(C) originating from Addis Ababa, Ethiopia arrived at IAD with (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) on board.

- **(b)(6), (b)(7)(C)** applied for admission to the United States as first time immigrants, presenting immigrant visa packets with IR2 (dependents of US citizen) classification to CBP Officers.
- Both subjects were determined to be inadmissible under Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States* and both were permitted to withdraw their applications for admission under guidelines in force at that time.
- Both subjects departed the United States on board Ethiopian Airlines **(b)(6), (b)(7)(C)** from IAD destined to Addis Ababa, Ethiopia which departed same day at 1028 hours (EST).
- Above actions were taken and completed by CBP IAD personnel prior to any Temporary Restraining Order(s) being issued and any subsequent guidance being issued.

Submitted by: **(b)(6), (b)(7)(C)** Watch Commander, Washington Dulles (IAD)

Date / Time: 01/29/2017; 1630

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:33 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Current subjects in FIS -Situational Awareness

Call me when u get chance

Sent via mobile device

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:28:54 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Current subjects in FIS -Situational Awareness

Sir,

Yes this is the waiver request we spoke about family of 7. Trying to contact (b)(7)(E) on the last LPR we have in our area.

(b)(6), (b)(7)(C)
Watch Commander
Customs & Border Protection
Washington Dulles International Airport
Department Of Homeland Security

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:15 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management (b)(7)(E)
Subject: RE: Current subjects in FIS -Situational Awareness

Supposedly to be returned from this mornings flight? ET ?

Sent via mobile device

(b)(6), (b)(7)(C)
Port Director
Dulles Airport
U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:10:52 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: RE: Current subjects in FIS -Situational Awareness

Sir,

Both children are with their mother who is a first time immigrant.

(b)(6), (b)(7)(C)
Watch Commander
Customs & Border Protection
Washington Dulles International Airport
Department Of Homeland Security

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:09 PM
To: (b)(6), (b)(7)(C)
Cc: CBP IAD Management (b)(7)(E)
Subject: RE: Current subjects in FIS -Situational Awareness

Who are the two USCs? Are they with adult parents?

Sent via mobile device

(b)(6), (b)(7)(C)
Port Director
Dulles Airport

U.S. Customs and Border Protection

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:41:32 PM
To: DURST, CASEY OWEN; (b)(6), (b)(7)(C)
Cc: CBP IAD Management
Subject: Current subjects in FIS -Situational Awareness

DFO Durst

Currently in FIS at Washington Dulles.

(b)(7)(E)

(b)(6), (b)(7)(C)

Watch Commander
Customs & Border Protection
Washington Dulles International Airport
Department Of Homeland Security

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:21 PM
To: CBP IAD WATCH COMMANDER
Cc: CBP IAD Management; (b)(6), (b)(7)(C)
Subject: O 212(f) Exemption for (b)(6), (b)(7)(C) - Arriving on TK 07
Attachments: Waiver Request (b)(6), (b)(7)(C)

WC,

We will be requesting a waiver for a (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

Exemption to Executive Order Request

January 29, 2017

Title: Exemption to Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Details:

(b)(6), (b)(7)(C), (b)(7)(E)

(b)(6), (b)(7)(C), (b)(7)(E)

SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Female
DOB: [redacted]
COC: (b)(6), (b)(7)(C)
COR: [redacted]
POB: [redacted]
PPN: [redacted]
NIV: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Male
DOB: (b)(6), (b)(7)(C)
COC: [redacted]
COR: (b)(6), (b)(7)(C)
POB: [redacted]
Address: (b)(6), (b)(7)(C)
PPN: (b)(6), (b)(7)(C)
A#: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Female
DOB: [redacted]
COC: (b)(6), (b)(7)(C)
COR: [redacted]
POB: [redacted]
Address: (b)(6), (b)(7)(C)
PPN: (b)(6), (b)(7)(C)
A#: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Female
DOB: [redacted]
COC: (b)(6), (b)(7)(C)
COR: [redacted]
POB: [redacted]
Address: (b)(6), (b)(7)(C)
PPN: (b)(6), (b)(7)(C)
A#: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)
Gender: Female
DOB: [redacted]
COC: (b)(6), (b)(7)(C)
COR: [redacted]

POB: (b)(6), (b)(7)(C)
Address: (b)(6), (b)(7)(C)
PPN: (b)(6), (b)(7)(C)
A#: (b)(6), (b)(7)(C)

Contacts:

(b)(7)(E)
Area Port contacted at 1530 hours.
Field Office contacted at XXX.

Submitted by: (b)(6), (b)(7)(C) Chief, Washington Dulles Airport

Date / Time: January 28, 2017; 1630

Respectfully,

(b)(6), (b)(7)(C)
(A) Chief CBP Officer
Office of Field Operations
Port of Washington-Dulles
Office: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)



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Exemption to Executive Order Request

January 29, 2017

Title: Exemption to Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States” Request

Summary: CBP, OFO, Baltimore Field Office recommends that you (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Details:

(b)(6), (b)(7)(C), (b)(7)(E)

SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)

Gender: Female

DOB:

COC:

COR: (b)(6), (b)(7)(C)

POB:

PPN:

NIV: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)

Gender: Male

DOB: [Redacted]

COC: (b)(6), (b)(7)(C)

COR: (b)(6), (b)(7)(C)

POB: [Redacted]

Address: (b)(6), (b)(7)(C)

PPN: (b)(6), (b)(7)(C)

A#: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)

Gender: Female

DOB: [Redacted]

COC: (b)(6), (b)(7)(C)

COR: (b)(6), (b)(7)(C)

POB: [Redacted]

Address: (b)(6), (b)(7)(C)

PPN: (b)(6), (b)(7)(C)

A#: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)

Gender: Female

DOB: [Redacted]

COC: (b)(6), (b)(7)(C)

COR: (b)(6), (b)(7)(C)

POB: [Redacted]

(b)(6), (b)(7)(C)

PPN: (b)(6), (b)(7)(C)

A#: (b)(6), (b)(7)(C)

LINKED SUBJECT OF INTEREST

Name: (b)(6), (b)(7)(C)

Gender: Female

DOB: [Redacted]

COC: (b)(6), (b)(7)(C)

COR: (b)(6), (b)(7)(C)

POB: [Redacted]

Address: (b)(6), (b)(7)(C)

PPN: (b)(6), (b)(7)(C)

A#: (b)(6), (b)(7)(C)

Contacts:**(b)(7)(E)**

Area Port contacted at 1530 hours.

Field Office contacted at **XXX**.**Submitted by:** **(b)(6), (b)(7)(C)** Chief, Washington Dulles Airport**Date / Time:** January 28, 2017; 1630

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:20 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

Copy.
Muddy it up a little more :)

-----Original Message-----

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:16 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

Yes. We will process anyone with valid visa. The problem may come with the ones we canceled at port. I will get clarification.

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan
O: (b)(6), (b)(7)(C)
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 2:14:44 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

Okay...

It is okay for me to push the guidance out to stop enforcing all EO actions to (b)(7)(E)? I just logged in to send it out to the team.

-----Original Message-----

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 9:14 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

It sounds like the revoked visas were done by letter to CBP. But who knows at this point.

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan
O: (b)(6), (b)(7)(C)

C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)

Sent: Saturday, February 04, 2017 1:02:15 AM

To: (b)(6), (b)(7)(C)

Subject: RE: Potential EO Guidance

I wonder if they have been doing some mass vetting through the state department?

(b)(6), (b)(7)(C)

Port of Detroit

c: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)

Sent: Friday, February 03, 2017 7:53:19 PM

To: (b)(6), (b)(7)(C)

Subject: RE: Potential EO Guidance

People still need visas, if state revoked most of them affected by ban, they still can't travel.

(b)(6), (b)(7)(C)

Port Director

CBP Field Operations

Detroit Michigan

O: (b)(6), (b)(7)(C)
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)

Sent: Saturday, February 04, 2017 12:49:48 AM

To: (b)(6), (b)(7)(C)

Subject: RE: Potential EO Guidance

Oh- Wow.

(b)(6), (b)(7)(C)

Port of Detroit

c: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)

Sent: Friday, February 03, 2017 7:45:55 PM

To: (b)(6), (b)(7)(C)

Subject: RE: Potential EO Guidance

Fed judge stopped EO, CBP press release says we will follow the judges order.

(b)(6), (b)(7)(C)

Port Director

CBP Field Operations

Detroit Michigan

O: (b)(6), (b)(7)(C)
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 12:44:38 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

No...
I haven't made my way home yet...
I assume I am missing something?

(b)(6), (b)(7)(C)
Port of Detroit
c: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:40:26 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

10 4. Are you watching the news?

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 12:34:56 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

10-4.
They are expecting the Immigrant Visa that was refused on 01 Feb to arrive with her attorney around 9pm...

(b)(6), (b)(7)(C)
Port of Detroit

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05:33 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Potential EO Guidance

Fysa

(b)(6), (b)(7)(C)

Port Director
CBP Field Operations
Detroit Michigan

(b)(6), (b)(7)(C)

From: PERRY, CHRISTOPHER M
Sent: Friday, February 03, 2017 11:59:57 PM

To: (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

Cc: (b)(6), (b)(7)(C)

Subject: FW: Potential EO Guidance

Stand by for possible new guidance. If we get some will push out ASAP.

Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection

(b)(6), (b)(7)(C) (office)
(b)(6), (b)(7)(C) (cell)

From: HOFFMAN, TODD A
Sent: Friday, February 03, 2017 6:42:25 PM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ
Cc: (b)(6), (b)(7)(C)
Subject: Potential EO Guidance

Directors,

We may need to take immediate action this evening related to the EO. Once I receive word, I will send out policy guidance and reach out via phone tree.

Todd A. Hoffman
Executive Director, Admissibility and Passenger Programs Office of Field Operations U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05 PM
To: PERRY, CHRISTOPHER M; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

10 4

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Todd A. Hoffman
Executive Director, Admissibility and Passenger Programs
Office of Field Operations
U.S. Customs and Border Protection

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 8:06 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

Maybe.

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan
O:
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 1:02:15 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

I wonder if they have been doing some mass vetting through the state department?

(b)(6), (b)(7)(C)
Port of Detroit
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:53:19 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

People still need visas, if state revoked most of them affected by ban, they still can't travel.

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan
O:
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 12:49:48 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

Oh- Wow.

(b)(6), (b)(7)(C)

Port of Detroit

c: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:45:55 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

Fed judge stopped EO, CBP press release says we will follow the judges order.

(b)(6), (b)(7)(C)

Port Director
CBP Field Operations
Detroit Michigan

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 12:44:38 AM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

No...
I haven't made my way home yet...
I assume I am missing something?

(b)(6), (b)(7)(C)

Port of Detroit
c: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:40:26 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

10 4. Are you watching the news?

13

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan
O: (b)(6), (b)(7)(C)
C: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, February 04, 2017 12:34:56 AM

To: (b)(6), (b)(7)(C)
Subject: RE: Potential EO Guidance

10-4.
They are expecting the Immigrant Visa that was refused on 01 Feb to arrive with her attorney around 9pm...

(b)(6), (b)(7)(C)
Port of Detroit
(b)(6), (b)(7)(C)

From: E (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 7:05:33 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Potential EO Guidance

Fysa

(b)(6), (b)(7)(C)
Port Director
CBP Field Operations
Detroit Michigan
O: (b)(6), (b)(7)(C)
C:

From: PERRY, CHRISTOPHER M
Sent: Friday, February 03, 2017 11:59:57 PM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: SNOW, MARIANNE; CHERRY, TINESHA L
Subject: FW: Potential EO Guidance

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Thanks,

Chris

Christopher Perry
Director, Field Operations
Detroit Field Office
U.S. Customs and Border Protection

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(b)(6), (b)(7)(C) (cell)

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