
From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:26 PM
To: MANCHA, HECTOR
Cc: EL PASO OPS CENTER
Subject: RE: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

10-4.

(b)(6), (b)(7)(C)
 Watch Commander
 El Paso Field Office
 (b)(6), (b)(7)(C) - Mobile

From: MANCHA, HECTOR
Sent: Saturday, January 28, 2017 5:06:09 PM
To: (b)(6), (b)(7)(C)
Cc: EL PASO OPS CENTER
Subject: FW: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

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

Please get this latest guidance out. Thx

HM

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 4:59:39 PM
To: OFO-FIELD LIAISON; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Update: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Directors,

Per the conference call this afternoon, Field Liaison would like to provide the following take-away items:

- Any 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 Kim Lowry
 (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)

There has been a slight change to the reporting requirements as well. Effective immediately, please use the updated spreadsheet attached. In addition to the running cumulative total, the EAC would like to see totals for the reporting timeframe.

If you have any questions regarding to reporting, please contact the Field Liaison Division, at (b)(6), (b)(7)(C) or (b)(7)(E)

(b)(6), (b)(7)(C)
Branch Chief
U.S. Customs and Border Protection
Office of Field Operations
Field Liaison Division
Desk: (b)(6), (b)(7)(C)
Mobile: (b)(6), (b)(7)(C)
Fax:



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From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 1:09 AM
To: DIRECTORS FIELD OPS (b)(7)(E)
(b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E) TRADE OPERATIONS ASST DIRECTORS
(b)(7)(E) MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) OFO-FIELD LIAISON (b)(7)(E)
(b)(7)(E)
MURDOCK, JUDSON W (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Subject: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

MEMORANDUM FOR: Directors, Field Operations
Director, Pre-Clearance

FROM: (b)(6), (b)(7)(C) /s/
Deputy Executive Director, Operations (Acting)
Office of Field Operations

SUBJECT: Reporting Guidance for Actions Taken Related to Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States*

On January 27, 2017, President Donald Trump issued Executive Order: *Protecting the Nation from Foreign Terrorist Entry into the United States*. It is the policy of the United States to protect its citizens from foreign nationals who intend to commit terrorist attacks in the United States; and to prevent the admission of foreign nationals who intend to exploit United States immigration laws for malevolent purposes.

As we push forward in our efforts to protect our Nation, OFO Operations will require daily reporting on our activities as related to this Executive Order. Reporting will include encounters in the air, land and sea environments with anyone who arrives into the U.S. from the seven (7) countries (Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen) that meets the criteria outlined in the Executive Order and the instructions issued to the field by Admissibility and Passenger Programs.

Using the attached spreadsheet, data should be captured daily for the 24-hour time period beginning at 0300 (EST) – and ending at 0259 hours (EST). **By 0500 hours (EST) daily**, each Field Office is required to submit their data from the previous 24-hours to OFO Field Liaison: (b)(7)(E) Reports must be submitting using the attached Microsoft Excel template document. Field Liaison will consolidate these reports into a final report senior CBP and DHS leadership.

If you have any questions regarding to reporting, please contact the Field Liaison Division, at (b)(6), (b)(7)(C). For questions pertaining to the implementation of the new policy, please contact Ryan Hutton, Deputy Executive Director, Admissibility and Passenger Programs at (b)(6), (b)(7)(C).

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:55 PM
To: (b)(6), (b)(7)(C) EL PASO OPS CENTER
Cc: (b)(6), (b)(7)(C)
Subject: FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States
Importance: High

Ops Ctr,

Using same template and procedures for the 0300 (local time) reporting that started last night, it is now required to compile and send this report three times each day.

Ops Ctr must send this report to Field Liaison by 0300, 1300, and 1900 hours MST.

Please convey this information to and coordinate with Port OICs in advance.

(b)(6), (b)(7)(C)
 Watch Commander
 El Paso Field Office
 (b)(6), (b)(7)(C) - Mobile

From: MANCHA, HECTOR
Sent: Saturday, January 28, 2017 10:03:46 AM
To: EL PASO OPS CENTER; (b)(6), (b)(7)(C)

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

Subject: FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

FYSA

Hector A. Mancha
 Director, Field Operations
 El Paso Field Office
 U.S. Customs and Border Protection
 (b)(6), (b)(7)(C) Office
 (b)(6), (b)(7)(C) Fax

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:43 AM

To: OFO-FIELD LIAISON (b)(7)(E) DIRECTORS FIELD OPS (b)(7)(E)
EXECUTIVE DIRECTORS HQ (b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E) TRADE OPERATIONS ASST DIRECTORS
(b)(7)(E) MISSION SUPPORT ASST DIRECTORS

Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) MURDOCK, JUDSON W (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Importance: High

DFOs,

Effective immediately: We are going to a three times per day reporting timeline, using the same attachment that was used for this morning's report. Reports will now be due to field liaison at 0500 hours, 1500 hours and 2100 hours (EST) daily until further notice.

Thank you,

(b)(6), (b)(7)(C)
Deputy Executive Director (Acting)
OFO Operations

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

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 1:08:45 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) OFO-FIELD LIAISON; (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
Subject: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

MEMORANDUM FOR: Directors, Field Operations
Director, Pre-Clearance

FROM: (b)(6), (b)(7)(C) /s/
Deputy Executive Director, Operations (Acting)
Office of Field Operations

SUBJECT: Reporting Guidance for Actions Taken Related to Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States*

On January 27, 2017, President Donald Trump issued Executive Order: *Protecting the Nation from Foreign Terrorist Entry into the United States*. It is the policy of the United States to protect its citizens from foreign nationals who intend to commit terrorist attacks in the United States; and to prevent the admission of foreign nationals who intend to exploit United States immigration laws for malevolent purposes.

As we push forward in our efforts to protect our Nation, OFO Operations will require daily reporting on our activities as related to this Executive Order. Reporting will include encounters in the air, land and sea environments with anyone who arrives into the U.S. from the seven (7) countries (Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen) that meets the criteria outlined in the Executive Order and the instructions issued to the field by Admissibility and Passenger Programs.

Using the attached spreadsheet, data should be captured daily for the 24-hour time period beginning at 0300 (EST) – and ending at 0259 hours (EST). **By 0500 hours (EST) daily**, each Field Office is required to submit their data from the previous 24-hours to OFO Field Liaison [REDACTED] (b)(7)(E). Reports must be submitted using the attached Microsoft Excel template document. Field Liaison will consolidate these reports into a final report senior CBP and DHS leadership.

If you have any questions regarding to reporting, please contact the Field Liaison Division, at [REDACTED] (b)(6), (b)(7)(C). For questions pertaining to the implementation of the new policy, please contact Ryan Hutton, Deputy Executive Director, Admissibility and Passenger Programs at [REDACTED] (b)(6), (b)(7)(C).

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 3:05 PM
To: MANCHA, HECTOR
Subject: RE: "Running Totals" reporting for EO Foreign Terrorist Entry

10-4.

(b)(6), (b)(7)(C)
Watch Commander
El Paso Field Office
(b)(6), (b)(7)(C) - Mobile

From: MANCHA, HECTOR
Sent: Saturday, January 28, 2017 12:55:21 PM
To: (b)(6), (b)(7)(C)
Subject: RE: "Running Totals" reporting for EO Foreign Terrorist Entry

(b)(5)

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:37 PM
To: MANCHA, HECTOR (b)(6), (b)(7)(C)
Subject: RE: "Running Totals" reporting for EO Foreign Terrorist Entry

(b)(5)

(b)(6), (b)(7)(C)
Watch Commander
El Paso Field Office
(b)(6), (b)(7)(C) - Mobile

From: MANCHA, HECTOR
Sent: Saturday, January 28, 2017 12:31:17 PM
To: (b)(6), (b)(7)(C)
Subject: RE: "Running Totals" reporting for EO Foreign Terrorist Entry

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:02 PM
To: MANCHA, HECTOR; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: "Running Totals" reporting for EO Foreign Terrorist Entry

Fyi...

(b)(6), (b)(7)(C)
Watch Commander
El Paso Field Office
(b)(6), (b)(7)(C) - Mobile

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 12:00:50 PM
To: (b)(6), (b)(7)(C) EL PASO OPS CENTER
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: "Running Totals" reporting for EO Foreign Terrorist Entry

Ops Ctr,

Additional guidance....the three times per day report should list "running totals".

I called the Field Liaison for clarification. Field Liaison reports that per DXD (b)(6), (b)(7)(C) running total will mean reports will list total number of these aliens received since the reporting requirement was implemented on 01/27.

Fyi...This is not a "number per day" type of report and should not "zero out" the report on the midnight shift.

Ops Ctr should report a running tally of these nationalities encountered since 01/27 to the Field Liaison.

(b)(6), (b)(7)(C)
Watch Commander
El Paso Field Office
(b)(6), (b)(7)(C) - Mobile

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:04:09 AM
To: EL PASO OPS CENTER; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:01 AM

To: (b)(6), (b)(7)(C) OFO-FIELD LIAISON (b)(7)(E)
DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ
(b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E) TRADE OPERATIONS ASST DIRECTORS
(b)(7)(E) MISSION SUPPORT ASST DIRECTORS

Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) MURDOCK, JUDSON W (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

For clarification please report your running totals.

Thank you,

(b)(6), (b)(7)(C)
Deputy Executive Director (Acting)
OFO Operations

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:43:28 AM
To: OFO-FIELD LIAISON; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Subject: RE: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

DFOs,

Effective immediately: We are going to a three times per day reporting timeline, using the same attachment that was used for this morning's report. Reports will now be due to field liaison at 0500 hours, 1500 hours and 2100 hours (EST) daily until further notice.

Thank you,

(b)(6), (b)(7)(C)
Deputy Executive Director (Acting)
OFO Operations

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

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 1:08:45 AM

To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS

Cc: (b)(6), (b)(7)(C) OFO-FIELD LIAISON; (b)(6), (b)(7)(C) MURDOCK, JUDSON W;
(b)(6), (b)(7)(C)

Subject: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

MEMORANDUM FOR: Directors, Field Operations
Director, Pre-Clearance

FROM: (b)(6), (b)(7)(C) /s/
Deputy Executive Director, Operations (Acting)
Office of Field Operations

SUBJECT: Reporting Guidance for Actions Taken Related to Executive Order: *Protecting the Nation from Foreign Terrorist Entry Into the United States*

On January 27, 2017, President Donald Trump issued Executive Order: *Protecting the Nation from Foreign Terrorist Entry into the United States*. It is the policy of the United States to protect its citizens from foreign nationals who intend to commit terrorist attacks in the United States; and to prevent the admission of foreign nationals who intend to exploit United States immigration laws for malevolent purposes.

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If you have any questions regarding to reporting, please contact the Field Liaison Division, at (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) For questions pertaining to the implementation of the new policy, please contact Ryan Hutton, Deputy Executive Director, Admissibility and Passenger Programs at (b)(6), (b)(7)(C)

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

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

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

Sent: Wednesday, February 1, 2017 9:20 AM

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

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

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

Subject: FW: Document, Media and Video Preservation notice

Fyi

For video we will want to talk to ofo but likely any secondary inpecions and detention from the 7 counties.

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

Sent: Wednesday, February 01, 2017 9:14:39 AM

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

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

Subject: Document, Media and Video Preservation notice

OIT,

(b)(5)

Sincerely,

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

Deputy Associate Chief Counsel
Enforcement and Operations
Office of the Chief Counsel
U.S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 11:07 PM
To: MANCHA, HECTOR
Subject: RE: Perservation of Electronic Media

10-4.

(b)(6), (b)(7)(C)
 Watch Commander
 El Paso Field Office
 (b)(6), (b)(7)(C) - Mobile

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 7:03:38 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Perservation of Electronic Media

This may apply to the msg you sent to OCC in regards to the request from OIT. Pls bring this up to my attention in the a.m.

Thx

From: MURDOCK, JUDSON W
Sent: Tuesday, January 31, 2017 3:55:58 PM
To: DIRECTORS FIELD OPS
Cc: (b)(6), (b)(7)(C) HUTTON, JAMES R; HOFFMAN, TODD A; CAMPBELL, CARL S
Subject: FW: Perservation of Electronic Media

DFOs,

The Baltimore and Boston Field Offices received the message below from the DHS OIG within their area of responsibility. If you receive a similar request from your DHS OIG counterparts, please work with your local chief counsel offices to establish a method to comply with the request. from DHS OIG.

Thanks,

(b)(6), (b)(7)(C)
 Executive Director, Operations (Acting)
 Office of Field Operations
 U.S. Customs and Border Protection
 (b)(6), (b)(7)(C) office
 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)
Sent: Tuesday, January 31, 2017 5:07 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6)
Subject: Preservation of Electronic Media at PHL
Importance: High

As per our conversation this afternoon, I am writing to request that any and all electronic media from the Philadelphia International Airport international terminals be preserved, from January 27, 2017 forward. This request is being made due to an official Department of Homeland Security, Office of Inspector General investigation related to the processing of immigrants and refugees after President Donald Trump's executive order on immigration and refugees was signed.

Thank you,

(b)(6)
Assistant Special Agent in Charge
DHS OIG
Philadelphia Field Office
Tel: (b)(6)
Fax: (b)(6)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 9:35 PM
To: MANCHA, HECTOR; EL PASO OPS CENTER
Subject: RE: CAIR/Attorney Inquiry

10-4

(b)(6), (b)(7)(C)
 Watch Commander
 El Paso Field Office
 (b)(6), (b)(7)(C) - Mobile

From: MANCHA, HECTOR
Sent: Saturday, January 28, 2017 7:10:33 PM
To: EL PASO OPS CENTER; (b)(6), (b)(7)(C)
Subject: FW: CAIR/Attorney Inquiry

Please coordinate with ports and provide response to Field Liaison. Thx

From: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 6:03:11 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS; MISSION SUPPORT ASST DIRECTORS
Cc: OFO-FIELD LIAISON; (b)(6), (b)(7)(C) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: CAIR/Attorney Inquiry

Directors,

Operations received reports of requests and/or attempts by private attorneys or attorneys with the Council on American-Islamic Relations (CAIR) to gain access to observe secondary inspections or represent aliens in secondary. Can you advise if this is occurring in your AOR? Negative responses requested.

Thank you,

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

(b)(6), (b)(7)(C)
 Branch Chief
 U.S. Customs and Border Protection
 Office of Field Operations
 Field Liaison Division
 Desk: (b)(6), (b)(7)(C)
 Mobile: (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 9:14 PM
To: MANCHA, HECTOR
Cc: (b)(6), (b)(7)(C)
Subject: RE: EO Reporting

10-4. Ops Ctr is on it.

(b)(6), (b)(7)(C)
Watch Commander
El Paso Field Office
(b)(6), (b)(7)(C) - Mobile

From: MANCHA, HECTOR
Sent: Friday, February 03, 2017 7:05:11 PM
To: (b)(6), (b)(7)(C) EL PASO OPS CENTER
Subject: FW: EO Reporting

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

Please handle this tasking. Be sure to communicate this to ports.

HM

From: HUTTON, JAMES R
Sent: Friday, February 03, 2017 6:55:02 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS
Cc: ENFORCEMENT PROGRAMS DIVISION; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: EO Reporting




DFO's

Kindly request that all POEs within your AOR provide report to Enforcement Program Division for all encounters of those individuals subject to EO from last reporting period (noon - February 3rd) to 21:30EST.

Thank you

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

(b)(6)

 (b)(6)
 (b)(6)
 (b)(6)



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From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:01 AM
To: MANNING, REGINALD I
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Already sent the email to all PDs and also talked to both IAH and DFW since they are both awake right now. Waivers all around.

(b)(6), (b)(7)(C)
 Acting Director Field Operations
 Houston Field Office
 Office of Field Operations
 Customs and Border Protection

(b)(6), (b)(7)(C) office
 cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:58:51 AM
To: (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

YES!!! Please make sure the PDs are aware of Mr. Hutton's latest guidance putting a temporary halt on returning travelers.

Reginald Manning
 Director, Field Operations
 U.S. Customs and Border Protection
 Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:55:57 AM
To: MANNING, REGINALD I
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Should have went on you birthday.

(b)(6), (b)(7)(C)
 Acting Director Field Operations
 Houston Field Office
 Office of Field Operations
 Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:55:17 AM
To: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

I feel like I'm taking internal calls at JFK back in the day! I might have to move my retirement date up!

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:45:34 AM
To: MANNING, REGINALD I
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

No sleep for us...

(b)(6), (b)(7)(C)
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:43:04 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

10-4

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:42:36 AM
To: (b)(6), (b)(7)(C) MANNING, REGINALD I; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

DFO Manning,

(b)(5), (b)(7)(E)

(b)(6), (b)(7)(C)
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection
(b)(6), (b)(7)(C) office
(b)(6), (b)(7)(C) cell

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 1:38:25 AM
To: MANNING, REGINALD I; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

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

(b)(6), (b)(7)(C)
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection
(b)(6), (b)(7)(C) office
(b)(6), (b)(7)(C) cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:30:46 AM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Any travelers that are eligible for waiver consideration must be submitted to C1 for approval.

If there are any questions, please contact the appropriate Office for assistance.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection

Atlanta Field Office

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

OFO PROUD!

From: HUTTON, JAMES R

Sent: Sunday, January 29, 2017 2:00:24 AM

To: MCALEENAN, KEVIN K; Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C) HOFFMAN, TODD A; DIRECTORS FIELD OPS

Cc: (b)(6), (b)(7)(C) ALLES, RANDOLPH D; FLANAGAN, PATRICK S

Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

DFO's

Kindly request waivers pertaining to below follow per guidance in attached message. I will be reaching out to address any questions/concerns you may have.

Thank you,

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs
(b)(6), (b)(7)(C)
Washington, DC

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



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From: MCALEENAN, KEVIN K

Sent: Sunday, January 29, 2017 1:39 AM

To: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) HOFFMAN, TODD A (b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C) DIRECTORS FIELD OPS <(b)(7)(E)>

Cc: (b)(6), (b)(7)(C) ALLES, RANDOLPH D (b)(6), (b)(7)(C) FLANAGAN, PATRICK S (b)(6), (b)(7)(C)

Subject: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

ALCON:

Please take immediate action on the instruction below with regard to travelers impacted by the order. APP will follow with further guidance:

To further the implementation of the Executive Order, consistent with the principle in Section 5(e) recognizing due consideration for travelers who were in transit and for whom denying admission would cause undue hardship, ports of entry shall take the following actions for those limited number of travelers subject to the Executive Order currently in CBP custody. Ports of entry should assess those individuals by referring them for a **(b)(7)(E)**, and where no derogatory information exists, consideration for a waiver pursuant to Section 3(g) or 5(e) as appropriate. If derogatory information is discovered during the examination, the case should be referred to up the chain to determine appropriate next steps. In any event, no alien subject to the Executive Order may be subject to Expedited Removal or another immediate form of removal. For any alien currently in CBP custody who had previously been processed for Expedited Removal and not yet removed, please re-process according to this guidance. For any questions regarding this guidance please contact Admissibility and Passenger Programs, duty officer.



Kevin K. McAleenan
Acting Commissioner
U.S. Customs and Border Protection

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

*We are the guardians of our Nation's borders.
We are America's frontline.*

Vigilance • Service • Integrity

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:02 AM
To: MANNING, REGINALD I
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Bet you don't make friday.

(b)(6), (b)(7)(C)
 Acting Director Field Operations
 Houston Field Office
 Office of Field Operations
 Customs and Border Protection

(b)(6), (b)(7)(C) office
 cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 2:01:01 AM
To: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

I may go next week if this keeps up!

Reginald Manning
 Director, Field Operations
 U.S. Customs and Border Protection
 Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:55:57 AM
To: MANNING, REGINALD I
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Should have went on you birthday.

(b)(6), (b)(7)(C)
 Acting Director Field Operations
 Houston Field Office
 Office of Field Operations
 Customs and Border Protection

(b)(6), (b)(7)(C) office
 cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:55:17 AM
To: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

I feel like I'm taking internal calls at JFK back in the day! I might have to move my retirement date up!

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:45:34 AM
To: MANNING, REGINALD I
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

No sleep for us...

(b)(6), (b)(7)(C)
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:43:04 AM
To: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

10-4

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:42:36 AM
To: (b)(6), (b)(7)(C) MANNING, REGINALD I; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

DFO Manning,

(b)(5), (b)(7)(E)

(b)(6), (b)(7)(C)
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 1:38:25 AM
To: MANNING, REGINALD I; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

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

(b)(6), (b)(7)(C)
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 1:30:46 AM
To: (b)(6), (b)(7)(C) SHOBERG, ERIK; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

Any travelers that are eligible for waiver consideration must be submitted to C1 for approval.

If there are any questions, please contact the appropriate Office for assistance.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office
Office: (b)(6), (b)(7)(C)

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

OFO PROUD!

From: HUTTON, JAMES R
Sent: Sunday, January 29, 2017 2:00:24 AM
To: MCALEENAN, KEVIN K; Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C) HOFFMAN, TODD A; DIRECTORS FIELD OPS
Cc: (b)(6), (b)(7)(C) ALLES, RANDOLPH D; FLANAGAN, PATRICK S
Subject: RE: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

DFO's

Kindly request waivers pertaining to below follow per guidance in attached message. I will be reaching out to address any questions/concerns you may have.

Thank you,

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs
 (b)(6), (b)(7)(C)
 Washington, DC

☎ (b)(6), (b)(7)(C)
 📧 (b)(6), (b)(7)(C)
 ✉ (b)(6), (b)(7)(C)



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From: MCALEENAN, KEVIN K
Sent: Sunday, January 29, 2017 1:39 AM
To: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C); WAGNER, JOHN P (b)(6), (b)(7)(C); (b)(6), (b)(7)(C) HOFFMAN, TODD A (b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C) DIRECTORS FIELD OPS (b)(7)(E)
Cc: (b)(6), (b)(7)(C); (b)(6), (b)(7)(C) ALLES, RANDOLPH D; (b)(6), (b)(7)(C) FLANAGAN, PATRICK S (b)(6), (b)(7)(C)
Subject: IMMEDIATE ACTION: Executive Order Implementation and compliance with EDNY Court Order

ALCON:

Please take immediate action on the instruction below with regard to travelers impacted by the order. APP will follow with further guidance:

To further the implementation of the Executive Order, consistent with the principle in Section 5(e) recognizing due consideration for travelers who were in transit and for whom denying admission would cause undue hardship, ports of entry shall take the following actions for those limited number of travelers subject to the Executive Order currently in CBP custody. Ports of entry should assess those individuals by referring them for a (b)(7)(E), and where no derogatory information exists, consideration for a waiver pursuant to Section 3(g) or 5(e) as appropriate. If derogatory information is discovered during the examination, the case should be referred to up the chain to determine appropriate next steps. In any event, no alien subject to the Executive Order may be subject to Expedited Removal or another immediate form of removal. For any alien currently in CBP custody who had previously been processed for Expedited Removal and not yet removed, please re-process according to this guidance. For any questions regarding this guidance please contact Admissibility and Passenger Programs, duty officer.



Kevin K. McAleenan
Acting Commissioner
U.S. Customs and Border Protection

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

*We are the guardians of our Nation's borders.
We are America's frontline.*

Vigilance • Service • Integrity

From: SHOBERG, ERIK
Sent: Saturday, January 28, 2017 8:08 PM
To: MANNING, REGINALD I
Subject: RE: Waiver request for (b)(6), (b)(7)(C)

I will get the ports to put them together like this and have the PDs send to you with their recommendation. (b)(5), (b)(7)(E)
(b)(5), (b)(7)(E)

Erik Shoberg
Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection
(b)(6), (b)(7)(C) Office
Cell

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 7:06 PM
To: SHOBERG, ERIK <(b)(6), (b)(7)(C)>
Subject: FW: Waiver request for (b)(6), (b)(7)(C)
Importance: High

(b)(5) I approve. I'll call once I'm out.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:31:57 PM
To: MANNING, REGINALD I
Subject: FW: Waiver request for (b)(6), (b)(7)(C)

Sir,

Please see below. I recommend (b)(5)

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:29:53 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Waiver request for (b)(6), (b)(7)(C)

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

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:06 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: Waiver request for (b)(6), (b)(7)(C)
Importance: High

Chief: (b)(6), (b)(7)(C)
Please see waiver request for below LPR. (b)(5)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:00 PM
To: (b)(6), (b)(7)(C)
Subject: LPR reentry

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

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

From: SHOBERG, ERIK
Sent: Saturday, January 28, 2017 8:09 PM
To: MANNING, REGINALD I
Subject: RE: LPR Waivers - Houston POE

Got it.

Erik Shoberg
Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 7:07 PM
To: SHOBERG, ERIK <(b)(6), (b)(7)(C)>
Subject: FW: LPR Waivers - Houston POE

I just send the emails I've been getting from ATL.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: SHOBERG, ERIK
Sent: Saturday, January 28, 2017 8:05:42 PM
To: MANNING, REGINALD I
Subject: RE: LPR Waivers - Houston POE

Just need to know how you want to see these. Have one pending request right now and have 6 people at dfw we are holding overnight to return back in the morning.

Erik Shoberg
Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 7:05 PM
To: SHOBERG, ERIK <(b)(6), (b)(7)(C)>
Subject: RE: LPR Waivers - Houston POE

In the movie theatre until 10. I'll provide what I've been getting from ATL.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 7:59:18 PM
To: (b)(6), (b)(7)(C)
Subject: FW: LPR Waivers - Houston POE

Sir,

Have a moment for a quick call?

Erik Shoberg
Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 6:47 PM
To: MANNING, REGINALD I <(b)(6), (b)(7)(C)>
Cc: SHOBERG, ERIK <(b)(6), (b)(7)(C)>; HOFFMAN, TODD A <(b)(6), (b)(7)(C)>
(b)(6), (b)(7)(C)
Subject: LPR Waivers - Houston POE

DFO Manning
Per EAC Owen, you will be the POC for all waivers pertaining to LPRs for Houston.

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

Washington, DC



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



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From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 10:44 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Yes.

Reginald I. Manning
Director Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

Office: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)
BB: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:43 PM
To: MANNING, REGINALD I
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Do you have a few minutes for a call?

(b)(6), (b)(7)(C)
Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 9:41 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Appreciate it.

Reginald I. Manning
Director Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

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

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 10:41 PM
To: MANNING, REGINALD I
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Typing it now. Will copy you in on it. Including you on most of our traffic now.

(b)(6), (b)(7)(C)
Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection
(b)(6), (b)(7)(C) Office
Cell

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 9:40 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

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

Please distribute to anyone I didn't reach in your AOR.

Thanks,

Reginald I. Manning
Director Field Operations
U.S. Customs and Border Protection
Atlanta Field Office
Office: (b)(6), (b)(7)(C)
Fax:
BB:

From: SHOBERG, ERIK
Sent: Saturday, January 28, 2017 10:38 PM
To: MANNING, REGINALD I; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: Federal Court Stay - Hold all departures. Need confirmation

Got it.

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

Acting Director, Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 9:38 PM

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

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

Subject: FW: Federal Court Stay - Hold all departures. Need confirmation
Importance: High

Please confirm receipt!

Reginald I. Manning
Director Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

Office: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)
BB: (b)(6), (b)(7)(C)

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:34 PM
To: DIRECTORS FIELD OPS
Subject: Federal Court Stay - Hold all departures. Need confirmation
Importance: High

DFOs,

Based on this evening's federal court stay, we are to **suspend all departures** of those found inadmissible under the Executive Order, including those who wished to voluntarily depart. We should freeze all departures but continue to detain the individuals in the airports while we await further legal guidance. All pre-departure actions will remain underway.

Need confirmation from each DFO.

Todd C. Owen
Executive Assistant Commissioner
Office of Field Operations
U.S. Customs & Border Protection

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 7:09 PM
To: SHOBERG, ERIK
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

Jaime Fox's Sleepless. If was just gettin interesting when the crap hit the fan...

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: SHOBERG, ERIK
Sent: Sunday, January 29, 2017 7:06:36 PM
To: MANNING, REGINALD I
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

What movie did you try and see?

Erik Shoberg
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 6:06:01 PM
To: SHOBERG, ERIK
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

10-4

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: SHOBERG, ERIK
Sent: Sunday, January 29, 2017 7:05:29 PM
To: MANNING, REGINALD I
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

She will deal with the tasking that come out and anything else that needs a quick response. We are both really working them as they pop up.

Erik Shoberg
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

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

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 6:01:05 PM
To: SHOBERG, ERIK
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

And definitely enough to confirm my retirement decision. I was thinking of my conversation we had yesterday about your LFC duties. Is (b)(6), (b)(7)(C) taking over your DFO duties when you're not available. I just need to know who to reach out to if you're not available.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: SHOBERG, ERIK
Sent: Sunday, January 29, 2017 6:58:12 PM
To: MANNING, REGINALD I
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

Just enough stuff to ruin the weekend.

Erik Shoberg
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: MANNING, REGINALD I
Sent: Sunday, January 29, 2017 5:43:28 PM
To: (b)(6), (b)(7)(C)
Cc: SHOBERG, ERIK; (b)(6), (b)(7)(C)
Subject: RE: EO 3g Exemption for (b)(6), (b)(7)(C)

Waiver approved.

Reginald Manning
Director, Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 6:20:24 PM
To: MANNING, REGINALD I
Cc: SHOBERG, ERIK; (b)(6), (b)(7)(C)
Subject: FW: EO 3g Exemption for (b)(6), (b)(7)(C)

DFO,

LPR waiver for your consideration, (b)(5)

Thank you

Remote Message

(b)(6), (b)(7)(C)
Area Port Director
Houston Airports
DHS, U.S. Customs and Border Protection
Office of Field Operations
Houston, TX

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 5:05 PM
To: (b)(6), (b)(7)(C)
Subject: EO 3g Exemption for (b)(6), (b)(7)(C)

EO 3g Exemption for (b)(6), (b)(7)(C)

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

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

CBP, OFO, Houston Field Office recommends that you

(b)(5), (b)(7)(E)

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

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 11:49 PM
To: SHOBERG, ERIK
Subject: RE: Waiver request for (b)(6), (b)(7)(C) TK 33

10-4

Reginald I. Manning
Director Field Operations
U.S. Customs and Border Protection
Atlanta Field Office

Office: [REDACTED]
Fax: (b)(6), (b)(7)(C)
BB: [REDACTED]

From: SHOBERG, ERIK
Sent: Saturday, January 28, 2017 11:45 PM
To: MANNING, REGINALD I
Subject: RE: Waiver request for (b)(6), (b)(7)(C) TK 33

I talked to him about it.

Erik Shoberg
Acting Director Field Operations
Houston Field Office
Office of Field Operations
Customs and Border Protection

(b)(6), (b)(7)(C) office
cell

From: MANNING, REGINALD I
Sent: Saturday, January 28, 2017 10:29:07 PM
To: SHOBERG, ERIK
Subject: RE: Waiver request for (b)(6), (b)(7)(C) TK 33

Eric,

Please remind the PDs that I'm requiring a recommendation from them prior to my waiver decision.

Reginald I. Manning
Director Field Operations
U.S. Customs and Border Protection

Atlanta Field Office

Office: [redacted]
Fax: (b)(6), (b)(7)(C)
BB: [redacted]

From: [redacted]
Sent: Saturday, January 28, 2017 11:15 PM
To: MANNING, REGINALD I
Cc: SHOBERG, ERIK
Subject: FW: Waiver request for [redacted] TK 33

DFO

Waiver request for your review and decision.

1 of 2

Thanks

[redacted]
Area Port Director
Houston Airports
DHS, Customs and Border Protection
Office of Field Operations
Houston, TX

[redacted] (bb)
(b)(6), (b)(7)(C) (Admin Asst.)

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From: [redacted]
Sent: Saturday, January 28, 2017 9:28:17 PM
To: SHOBERG, ERIK; [redacted]
Subject: FW: Waiver request for [redacted] TK 33

For your consideration

[redacted]
Watch Commander
U.S. Customs & Border Protection

Houston Area Port- Airports
Houston, Texas

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

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

Sent: Saturday, January 28, 2017 9:21 PM

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

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

Subject: Waiver request for (b)(6), (b)(7)(C) TK 33

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

From: MANNING, REGINALD I
Sent: Thursday, February 02, 2017 11:09 AM
To: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

Ok, I'm sure you'll do fine.

Reginald I. Manning

Director Field Operations

Atlanta Field Office

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

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

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

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:07 AM
To: MANNING, REGINALD I (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

I'll let you know how it goes.

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

Port Director

U.S. Customs and Border Protection

JFK Airport

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

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

From: MANNING, REGINALD I
Sent: Thursday, February 02, 2017 11:06 AM
To: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

If you're lucky!!! I worked with that US Attorney here in Atlanta, she was a very good partner...

Reginald I. Manning

Director Field Operations

Atlanta Field Office

Office: (b)(6), (b)(7)(C)
FAX: (b)(6), (b)(7)(C)
BB: (b)(6), (b)(7)(C)

OFO PROUD!

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:04 AM
To: MANNING, REGINALD I (b)(6), (b)(7)(C)
Subject: FW: DHS OIG request

Amazing stuff. Trump might fire me by 2 pm tomorrow!

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

Port Director
U.S. Customs and Border Protection
JFK Airport
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 10:00 AM
To: HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: S (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

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

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


Port Director
U.S. Customs and Border Protection
JFK Airport
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)



From: HUTTON, JAMES R
Sent: Thursday, February 02, 2017 9:58:13 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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

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



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From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 9:57 AM
To: HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

(b)(5)

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



Port Director
U.S. Customs and Border Protection
JFK Airport
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: HUTTON, JAMES R
Sent: Thursday, February 02, 2017 9:54:28 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

(b)(5)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



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From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 9:47 AM
To: HUTTON, JAMES R.; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: DHS OIG request

FYL...

(b)(6), (b)(7)(C)
Port Director
U.S. Customs and Border Protection
JFK Airport
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 9:19:04 AM
To: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

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

Thank you.

You will initially be provided your Kalkines Rights (Attached), which means it is a compelled interview. We are not recording the interview.

If anyone else under your direct supervision is available tomorrow for interviews please let me know and make them available.

Thanks again,

(b)(6), (b)(7)(C)
Resident Agent in Charge
Department of Homeland Security
Office of Inspector General
New York Resident Office

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 8:40 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: DHS OIG request

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

(b)(6), (b)(7)(C)
Port Director
U.S. Customs and Border Protection
JFK Airport
Office: (b)(6), (b)(7)(C)
Cell: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 8:38 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: DHS OIG request
Importance: High

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

As per our conversation yesterday, when you get the opportunity, can you please provide me with the following information:

1. A list of all CBP personnel (in the order of the chain of command) that were on duty at JFK from January 27th to January 31, 2017.
2. A List of all travelers that were detained, released or removed pursuant to the POTUS Executive Order, dated January 27, 2017.

I look forward to speaking with you tomorrow.

Thank you in advance for your cooperation,

(b)(6), (b)(7)(C)
Resident Agent in Charge
Department of Homeland Security
Office of Inspector General
New York Resident Office
Office
(b)(6), (b)(7)(C) Cell

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:45 PM
To: (b)(6), (b)(7)(C) ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C) MARTEL, CARLOS C
Subject: 9-year child of a USC subject to EO
Attachments: Islamic Relations Communication.pdf

Director,

Thanks for the response below.

Please be advised we have just received the attached notification of a 9-year old child subject to the EO, (b)(6), (b)(7)(C) who will be seeking admission at LAX tomorrow, February 04, 2017. She falls under this scope and is forwarding this to the EO CAT for notification. We have also notified and is coordinating this with our local Counsel. We have also telephonically notified the EO CAT of this.

Thanks,

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 3:24 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(7)(E) ENFORCEMENT PROGRAMS DIVISION
Subject: RE: QUESTION: EO-CAT Conference Call Request

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

HQ will be issuing guidance. Approval will be outside the scope of port operations. (b)(7)(E) will be notifying POE's of approved travel.

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

(A)Director
 Enforcement Programs
 Washington, DC, 20229
Desk: (b)(6), (b)(7)(C)
BB: (b)(6), (b)(7)(C)
Email: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:45 PM
To: (b)(6), (b)(7)(C)
Cc:
Subject: QUESTION: EO-CAT Conference Call Request
Importance: High

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

Will EPP be issuing a written guidance regarding waiver requests for individuals subject to the EO who are outside of the country in as discussed in the conference call?

We understand that DOS Consular Officers will be assigned at the EO CAT to whom these requests will be forwarded to. Who will be approving these waivers?

Thanks,

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 12:53 PM
To: BORDER SECURITY ASST DIRECTORS (b)(7)(E)
Cc: HUTTON, JAMES R (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: EO-CAT Conference Call Request
Importance: High

ADFOs Border Security,

The EO-CAT would like to set up a conference call this afternoon with the ADFOs, Border Security to address any concerns from your respective AORs related to Executive Order: *Protecting the National from Foreign Terrorist Entry Into the United States*.

Conference Call Information:

Call Time: 1700 Hours

Conference access numbers: (b)(7)(E) International Callers: (b)(7)(E)
Participant code is: (b)(7)(E)

Thank you,

(b)(6), (b)(7)(C)
(A) Director
Enforcement Programs Division
US Customs and Border Protection
Washington, DC

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

Council on American-Islamic Relations
San Diego Office



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

February 3, 2017

Todd Hoffman, Port Director
Customs and Border Protection
Los Angeles International Airport

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

Sent Via facsimile: (b)(6), (b)(7)(C)

Los Angeles Customs and Border Protection

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

Sent Via facsimile: (b)(6), (b)(7)(C)

Dear CBP Officer &/Or Port Director:

I am writing on behalf of my client Ms. (b)(6), (b)(7)(C) who is a U.S. Citizen and the parent of minor (b)(6), (b)(7)(C) is seeking admission at Los Angeles International Airport on February 4, 2017, and is traveling from King Abdulaziz International Airport via Saudi Arabian Airlines. (b)(6), (b)(7)(C) immigrant visa was issued on November 29, 2016, and her date of birth is (b)(6), (b)(7)(C) Her IV Case Number is (b)(6), (b)(7)(C)

It is my understanding that the Honorable Andre Birotte, Jr. has issued an injunction against defendants (CBP, USCIS and others) from prohibiting or enforcing President Donald J. Trump's, January 27, 2017, Executive Order by removing, detaining or blocking entry of Plaintiffs or "any other person from Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen with a valid immigrant visa," among other orders. This order is from the U.S. District Court, Central District of California.

WASHINGTON D.C.

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2017-02-03 18:46:26 (GMT)

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

Failure to permit passage of (b)(6), (b)(7)(C) would be in violation of this Federal Court's order, and doing so would be deliberate and without any discretion or immunity. I ask that you expedite her processing upon her arrival and contact me with any questions or concerns. I can be reached at any time at the above email address, or my cell phone number which is (b)(6), (b)(7)(C)

I have enclosed a copy of the Judge's order, referenced above.

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

Enclosure: Case 2:17-cv-00786-AB-PLA Order Granting Emergency Motion Temporary Restraining Order And/Or Preliminary Injunction, filed January 31, 2017

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

BADR DHAIFALLAH AHMED
MOHAMMED;
YOUSEF BADR DHAIFALLAH
AHMED MOHAMED;
MAHA ABDULHAMEED
MOHAMMED ALMAWRI;
MURAD KHALED ALI;
WALEED MUSAED QASEM
MOHAMMED;
MAGED WALEED MUSAED
QASEM;
ANWAR SALEH NAGI;
RIFAQ ANWAR SALEH NAGI
ALEAZZALI;
KHALED ANWAR NAGI
ALEAZZALI;
ASHAWQ MOHAMMED AYEDH
AHMED;
SABA ALI ALI SAAED;
YOUSEF AHMED MOHAMED
SAAD;
NAWAR AHMED MOHAMED
SAAD;
IBRAHIM AHMED MOHAMED
SAAD;
MOHAMED AHMED MOHAMED
SAAD;
ABDULATEF ABDO MUTHANNA
HAILAN;
DIYAZAN ALI SAEED;
SAHAR SALEM AHMED;
NASLAH H A SAEED;
ALI MOHSEN SAEED;
SAIF DIYAZAN ALI MOHSEN;
SARAH FADEL MUTHANA SAIF;

Case No. CV 17-00786 AB (PLAx)
**ORDER GRANTING EMERGENCY
MOTION FOR TEMPORARY
RESTRAINING ORDER AND/OR
PRELIMINARY INJUNCTION**

Case 2:17-cv-00786-AB-PLA Document 7 Filed 01/31/17 Page 2 of 5 Page ID #:58

1 OMAR ALI MOHSEN MURSHED;
2 BASSAM ALI MOHSEN MURSHED;
3 NADHRA SALEH ALZEER;
4 MUHRAH MOHSEN SALEH
5 MOOBEL SALEH;
6 QASEM ABDULRAHMAN SALEM
7 AL-HASANI;
8 MUNA O AL SAKKAF,

9 Plaintiffs,

10 v.

11 UNITED STATES OF AMERICA;
12 UNITED STATES DEPARTMENT
13 OF HOMELAND SECURITY;
14 UNITED STATES CITIZENSHIP
15 AND IMMIGRATION SERVICES;
16 UNITED STATES DEPARTMENT
17 OF STATE;
18 UNITED STATES CUSTOMS AND
19 BORDER PATROL;
20 DONALD J. TRUMP, in his official
21 capacity as President of the United
22 States of America;
23 DANA J. BOENTE, in his official
24 capacity as the Acting Attorney
25 General of the United States;
26 JOHN KELLY, Secretary of the
27 Department of Homeland Security;
28 LORI SCIALABBA, Acting Director
of U.S. Citizenship and Immigration
Services; KEVIN K. McALEENAN, in
his official capacity as Acting
Commissioner of U.S. Customs and
Border Patrol,

Defendants.

24 Before the Court is Plaintiffs' Motion for Temporary Restraining Order And/Or
25 Preliminary Injunctive Relief. (Dkt. No. 3.) Upon consideration of the Complaint (Dkt.
26 No. 1), the Motion, and the supporting declarations (Dkt. Nos. 4, 5), for Good Cause
27 Shown, the Court hereby GRANTS the Motion.

DISCUSSION

1
2 A temporary restraining order (“TRO”) is “an extraordinary remedy that may only
3 be awarded upon a clear showing that the plaintiff is entitled to such relief.” *Winter v.*
4 *Nat. Res. Def. Council*, 555 U.S. 7, 22 (2008). The purpose of a TRO is to preserve the
5 status quo before a preliminary injunction hearing may be held. *Granny Goose Foods,*
6 *Inc. v. Bhd. of Teamsters & Auto Truck Drivers Local No. 70 of Alameda City.*, 415 U.S.
7 423, 439 (1974). Federal Rule of Civil Procedure 65 governs the issuance of TROs and
8 preliminary injunctions, and courts apply the same standard to both. *Frontline Med.*
9 *Assocs., Inc. v. Coventry Healthcare Workers Comp., Inc.*, 620 F. Supp. 2d 1109, 1110
10 (C.D. Cal. 2009).

11 A party seeking preliminary injunctive relief must satisfy one of two tests. Under
12 one test, the party must establish that he is (1) likely to succeed on the merits of his
13 claims, (2) that he is likely to suffer irreparable harm in the absence of preliminary relief,
14 (3) that the balance of equities tips in his favor, and (4) that an injunction is in the public
15 interest. *Am. Trucking Ass'n, Inc. v. City of Los Angeles*, 559 F.3d 1046, 1052 (9th Cir.
16 2009).

17 Under the alternative test, a party must show “‘serious questions going to the
18 merits’ [,] a balance of hardships that tips sharply toward the plaintiff,” a likelihood of
19 irreparable harm, and that the injunction is in the public interest. *Alliance for the Wild*
20 *Rockies v. Cottrell*, 632 F.3d 1127, 1132 (9th Cir. 2011). A “serious question” is one on
21 which the movant “has a fair chance of success on the merits.” *Sierra On-Line, Inc. v.*
22 *Phoenix Software, Inc.*, 739 F.2d 1415, 1421 (9th Cir. 1984).

23 The Court finds that Plaintiffs have satisfied these standards and that a TRO
24 should issue. Plaintiffs have satisfied the first test because they have shown that they are
25 likely to succeed on the merits of claims that would entitle them to relief; Plaintiffs are
26 likely to suffer irreparable harm in the absence of preliminary relief; the balance of
27 equities favors Plaintiffs; and an injunction is in the public interest. Plaintiffs have also
28 satisfied the “alternative” test: they have established at least a serious question going to

1 the merits of their claims; that the balance of hardships tips decisively in their favor; and,
2 as noted as to the first test, a likelihood of irreparable harm and that an injunction is in
3 the public interest.

4
5 **IT IS HEREBY ORDERED THAT:**

- 6 1. Defendants and their officers, agents, employees, attorneys, and all persons acting in
7 concert or participating with them, are **ENJOINED AND RESTRAINED** from
8 enforcing Defendant President Donald J. Trump's January 27, 2017 Executive Order
9 by removing, detaining, or blocking the entry of Plaintiffs, or any other person from
10 Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen with a valid immigrant visa;
- 11 2. Defendants, and Defendant United States Department of State in particular, are
12 hereby **ENJOINED AND RESTRAINED** from cancelling validly obtained and
13 issued immigrant visas of Plaintiffs;
- 14 3. Defendants, and Defendant United States Department of State in particular, are
15 hereby **ORDERED** to return to Plaintiffs their passports containing validly issued
16 immigrant visas so that Plaintiffs may travel to the United States on said visas; and
- 17 4. Defendants are hereby **ORDERED** to **IMMEDIATELY** inform all relevant airport,
18 airline, and other authorities at Los Angeles International Airport and International
19 Airport in Djibouti that Plaintiffs are permitted to travel to the United States on their
20 valid immigrant visas.

21
22 Unless otherwise agreed upon by the parties:

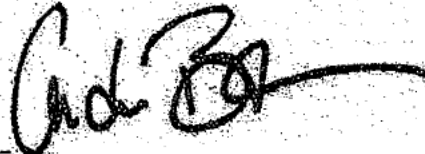
- 23 • Plaintiffs shall file any **supplemental brief** in support of their motion for
24 preliminary injunction by **February 2, 2017**.
- 25 • Defendants shall file their **opposition** by **February 5, 2017**.
- 26 • Plaintiffs shall file their **reply** by **February 8, 2017**.
- 27 • Defendants shall appear on **February 10, 2017 at 10:00 a.m.** to show cause why
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the preliminary injunctive relief sought in the Ex Parte Application for Temporary Restraining Order And/Or Preliminary Injunction should not be granted.

IT IS SO ORDERED.

Dated: January 31, 2017



HONORABLE ANDRE BIROTTE JR.
UNITED STATES DISTRICT COURT JUDGE

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 12:25 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

10-4.

From: MARTEL, CARLOS C
Sent: Wednesday, February 01, 2017 9:22 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Please find out if PAO will be making an announcement.

Carlos C. Martel
 Director, Field Operations
 Los Angeles Field Office
 U. S. Customs and Border Protection
 Office
 Mobile
 (b)(6), (b)(7)(C)

From: HOFFMAN, TODD A
Sent: Wednesday, February 01, 2017 8:58 AM
To: DIRECTORS FIELD OPS <(b)(7)(E)> EXECUTIVE DIRECTORS HQ
 <(b)(7)(E)>
Cc: Owen, Todd C (AC OFO) <(b)(6), (b)(7)(C)>; WAGNER, JOHN P <(b)(6), (b)(7)(C)>
 (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Directors,

Per the below, LPRs are no longer subject to the Executive Order. To ensure compliance, please IMMEDIATELY distribute throughout your area of responsibility.

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: Wednesday, February 01, 2017 11:53 AM
To: MCALEENAN, KEVIN K <(b)(6), (b)(7)(C)>; Owen, Todd C (AC OFO)

(b)(6), (b)(7)(C); WAGNER, JOHN P (b)(6), (b)(7)(C); HOFFMAN, TODD A
(b)(6), (b)(7)(C) HUTTON, JAMES R (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
FLANAGAN, PATRICK S (b)(6), (b)(7)(C); ALLES, RANDOLPH D (b)(6), (b)(7)(C)

Subject: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

**ATTORNEY CLIENT PRIVILEGED
ATTORNEY WORK PRODUCT**

All,

(b)(5)

(b)(6), (b)(7)(C)
Deputy Associate Chief Counsel
Enforcement and Operations
Office of the Chief Counsel
U.S. Customs and Border Protection

(b)(6), (b)(7)(C) (desk)
(cell)

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From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 7:28 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: RE: (b)(6), (b)(7)(C) on a flight back to LAX

10-4.

From: MARTEL, CARLOS C
Sent: Wednesday, February 01, 2017 4:28 PM
To: (b)(6), (b)(7)(C)
Subject: FW: (b)(6), (b)(7)(C) - on a flight back to LAX

Can you please send me all the docs we have on him.

Carlos C. Martel
Director, Field Operations
Los Angeles Field Office
U. S. Customs and Border Protection

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 3:51 PM
To: (b)(6), (b)(7)(C); MARTEL, CARLOS C
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: (b)(6), (b)(7)(C) - on a flight back to LAX
Importance: High

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

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

Staff Attorney
Department of Homeland Security
U.S. Customs and Border Protection
Office of the Associate Chief Counsel, Los Angeles
One World Trade Center, Suite 1200
Long Beach, CA 90832

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

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From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 11:40 AM
To: MARTEL, CARLOS C
Subject: RE: Redlegation of 3(g) Authority

10-4. Thank you!

From: MARTEL, CARLOS C
Sent: Wednesday, February 01, 2017 8:16 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Redlegation of 3(g) Authority

Carlos C. Martel
 Director, Field Operations
 Los Angeles Field Office
 U.S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Thursday, February 02, 2017 3:28:30 AM
To: DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ
Cc: (b)(6), (b)(7)(C) Owen, Todd C (AC OFO); WAGNER, JOHN P; ENFORCEMENT PROGRAMS DIVISION
Subject: FW: Redlegation of 3(g) Authority


Directors,


Per this delegation order, you may now adjudicate all exceptions related to the subject Executive Order.

From: HUTTON, JAMES R
Sent: Wednesday, February 01, 2017 7:16:55 PM
To: HOFFMAN, TODD A
Subject: Redlegation of 3(g) Authority

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

(b)(6), (b)(7)(C)
 Washington, DC

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

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



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SUBJECT: Protecting the Nation From Foreign Terrorist Entry Into the United States

DELEGATED BY

Commissioner

DELEGATED TO

Deputy Commissioner
 Executive Assistant Commissioner, Field Operations
 Deputy Executive Assistant Commissioner, Field Operations
 Executive Director Operations, Field Operations
 Executive Director, National Targeting Center – Passenger
 Directors, Field Operations
 Port Director, John F. Kennedy Airport
 Port Director, Los Angeles International Airport

SOURCE OF AUTHORITY BEING DELEGATED

Homeland Security Act of 2002, Pub. L. No. 107-296, 116 Stat. 2135 (2002), as amended (6 U.S.C. § 112); Title 8, U.S.C. Section 1103, “Powers and duties of the Secretary, the Under Secretary, and the Attorney General” [Immigration and Nationality Act, § 103(a)(1)]; Title 8, U.S.C. Section 1357, “Powers of immigration officers and employees” [Immigration and Nationality Act, § 287]; The President’s Executive Order entitled, “Protecting the Nation from Foreign Terrorist Entry into the United States,” (January 27, 2017); Title 8, U.S.C. Section 1182, “Inadmissible aliens” [Immigration and Nationality Act, § 212]; Delegations from the Secretary to the Commissioner effective that pursuant to the referenced Executive Order (January 28-29, 2017); Memorandum from Counsel to the President to the Acting Secretary of State, the Acting Attorney General, and the Secretary of Homeland Security, entitled “Authoritative Guidance on Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States (Jan. 27, 2017)” (February 1, 2017).

DELEGATION

Authority under Section 3(g) of the Executive Order to issue a visa or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked under Section 3 of the Executive Order, on a case-by-case basis, and when in the national interest of the United States. Prior to taking any such action, the individual who is the subject of the action must be subjected to a thorough examination by an immigration officer. Pursuant to clarifying and authoritative guidance received from Counsel to the President on February 1,

2017, Sections 3(c) and 3(e) of the Executive Order do not apply to lawful permanent residents of the United States.

Authority under Section 5(e) of the Executive Order to admit individuals to the United States as first-time refugees on a case-by-case basis, but only if the Commissioner (or appropriate designee pursuant to this delegation) and the Secretary of State, or his designee, jointly determine that the admission of such individuals as refugees is in the national interest and would not pose a risk to the security or welfare of the United States. Prior to any such admission as a first-time refugee, each such individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: (b)(7)(E)

(b)(7)(E)

This authority may not be further delegated.

i

Commissioner

From: MCALEENAN, KEVIN K

Sent: Wednesday, February 1, 2017 9:55 PM

To: (b)(6), (b)(7)(C) Owen, Todd C (AC OFO)

(b)(6), (b)(7)(C) WAGNER, JOHN P; (b)(6), (b)(7)(C) HOFFMAN, TODD A

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

Cc: ALLES, RANDOLPH D; (b)(6), (b)(7)(C) FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

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

Subject: RE: Redelegation

Thank you. Yes

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

Sent: Wednesday, February 01, 2017 9:54:00 PM

To: MCALEENAN, KEVIN K; Owen, Todd C (AC OFO); WAGNER, JOHN P; HOFFMAN, TODD A; HUTTON, JAMES R

Cc: ALLES, RANDOLPH D; FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

Subject: RE: Redelegation

(b)(5)

(b)(5)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 7:45 PM
To: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Subject: RE: (b)(6), (b)(7)(C) on a flight back to LAX
Attachments: (b)(6), (b)(7)(C) pdf; I-275 (b)(6), (b)(7)(C) IO95 ADMISSIBILITY SECONDARY RECORD.pdf

Sir,

(b)(6), (b)(7)(C) a citizen of Iran, applied for admission at LAX as a new immigrant (b)(6), (b)(7)(C) classification (b)(6), (b)(7)(C) on (b)(6), (b)(7)(C), 2017. He was refused entry and was allowed to withdraw his application for admission under the EO guidance.

I have attached here the associated (b)(7)(E) documents for (b)(6), (b)(7)(C) i.e. I-213 and I-275. Also attached is the IO95 admissibility secondary record. Below is the narrative on his case:

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

Please let me know if there is anything else I can assist with.

Thanks,

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

From: MARTEL, CARLOS C
Sent: Wednesday, February 01, 2017 4:28 PM

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

Subject: FW: (b)(6), (b)(7)(C) on a flight back to LAX

Can you please send me all the docs we have on him.

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

Director, Field Operations
Los Angeles Field Office
U. S. Customs and Border Protection

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

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

Sent: Wednesday, February 01, 2017 3:51 PM

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

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

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

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

Subject: (b)(6), (b)(7)(C) on a flight back to LAX

Importance: High

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

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

Staff Attorney
Department of Homeland Security
U.S. Customs and Border Protection
Office of the Associate Chief Counsel, Los Angeles
One World Trade Center, Suite 1200
Long Beach, CA 90832
Phone: (b)(6), (b)(7)(C)
Fax:

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(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)

(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)

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:26 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: FW: QUESTION: EO-CAT Conference Call Request

Expires: Wednesday, August 02, 2017 12:00 AM

fyi

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 3:24 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(7)(E) ENFORCEMENT PROGRAMS DIVISION
Subject: RE: QUESTION: EO-CAT Conference Call Request

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

HQ will be issuing guidance. Approval will be outside the scope of port operations. (b)(7)(E) will be notifying POE's of approved travel.

(b)(6), (b)(7)(C)
(A)Director
Enforcement Programs
Washington, DC, 20229
Desk: (b)(6), (b)(7)(C)
BB: (b)(6), (b)(7)(C)
Email: (b)(6), (b)(7)(C)

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From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 5:45 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: QUESTION: EO-CAT Conference Call Request
Importance: High

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

Will EPP be issuing a written guidance regarding waiver requests for individuals subject to the EO who are outside of the country in as discussed in the conference call?

We understand that DOS Consular Officers will be assigned at the EO CAT to whom these requests will be forwarded to. Who will be approving these waivers?

Thanks,

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 12:53 PM
To: BORDER SECURITY ASST DIRECTORS (b)(7)(E)
Cc: HUTTON, JAMES R (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: EO-CAT Conference Call Request
Importance: High

ADFOs Border Security,

The EO-CAT would like to set up a conference call this afternoon with the ADFOs, Border Security to address any concerns from your respective AORs related to Executive Order: *Protecting the National from Foreign Terrorist Entry Into the United States*.

Conference Call Information:

Call Time: 1700 Hours

Conference access numbers: (b)(7)(E) **International Callers:** (b)(7)(E)
Participant code is: (b)(7)(E)

Thank you,

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

(A) Director
Enforcement Programs Division
US Customs and Border Protection
Washington, DC

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 6:18 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: FW: QUESTION: EO-CAT Conference Call Request

Importance: High

FYI... Sir.

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 2:45 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: QUESTION: EO-CAT Conference Call Request
Importance: High

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

Will EPP be issuing a written guidance regarding waiver requests for individuals subject to the EO who are outside of the country in as discussed in the conference call?

We understand that DOS Consular Officers will be assigned at the EO CAT to whom these requests will be forwarded to. Who will be approving these waivers?

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

From: (b)(6), (b)(7)(C)
Sent: Friday, February 03, 2017 12:53 PM
To: BORDER SECURITY ASST DIRECTORS (b)(7)(E)
Cc: HUTTON, JAMES R (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: EO-CAT Conference Call Request
Importance: High

ADFOs Border Security,

The EO-CAT would like to set up a conference call this afternoon with the ADFOs, Border Security to address any concerns from your respective AORs related to Executive Order: *Protecting the National from Foreign Terrorist Entry Into the United States*.

Conference Call Information:

Call Time: 1700 Hours

Conference access numbers: (b)(7)(E) International Callers: (b)(7)(E)
Participant code is: (b)(7)(E)

Thank you,

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

(A) Director
Enforcement Programs Division
US Customs and Border Protection
Washington, DC

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

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 6:38 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: FW: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Attachments: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States; Canadian Landed Immigrants and E.O.PDF
Importance: High

Here you go, Sir.

Thanks,

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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 3:24 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) MARTEL, CARLOS C
Subject: FW: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Importance: High

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

Thanks for the heads up regarding the WestJet flight that arrives at Las Vegas directly from Kelowna, Canada.

(b)(5)

Thanks,

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

Operations Specialist
Los Angeles Field Office
(b)(6), (b)(7)(C)

Long Beach, CA
Phone: (b)(6), (b)(7)(C)
Fax: (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 2:02 PM

To: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) MARTEL, CARLOS C (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

Subject: FW: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Importance: High

ALCON,

Please see the latest EO guidance regarding Canadian landed immigrants that are citizens of Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen with a valid U.S. Please note that the Field Office clarified this guidance with EO CAT (Crisis Action Team). LAX and Las Vegas should not encounter these individuals as they have to be originating from Canada and seeking admission at a pre-clearance airport or land border port of entry.

Questions may be directed to my attention.

Regards,

(b)(6), (b)(7)(C)
 Operations Specialist
 Los Angeles Field Office
 (b)(6), (b)(7)(C)
 Long Beach, CA
 Phone: (b)(6), (b)(7)(C)
 Fax: (b)(6), (b)(7)(C)

From: HUTTON, JAMES R
Sent: Wednesday, February 01, 2017 12:46 PM
To: DIRECTORS FIELD OPS (b)(7)(E) BORDER SECURITY ASST DIRECTORS
 (b)(7)(E) EXECUTIVE DIRECTORS HQ
Cc: ENFORCEMENT PROGRAMS DIVISION (b)(7)(E) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P
 (b)(6), (b)(7)(C)

Subject: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Importance: High

MEMORANDUM FOR: Directors, Field Operations
 Director, Field Operations Academy

FROM: Todd A. Hoffman
 Executive Director

Admissibility and Passenger Programs
Office of Field Operations

SUBJECT: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Effective immediately, Canadian Landed Immigrants that are citizens of Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen with a valid U.S. Visa may be considered for an exemption of the 212(f) bar under Section 3(g) of the President's Executive Order if and only if the person satisfies the following conditions:

1. Proof to the satisfaction of the inspection Officer of person's Landed Immigrant Status in Canada;
2. Possession of a valid U.S. visa;
3. Travel that originates in Canada;
4. From only a pre-clearance airport; or
5. Applying for admission at a land border port of entry;
6. And the applicant is otherwise admissible.

The admission of such individuals must be in the national interest of the United States. Prior to any such admission, each individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of:

(b)(7)(E)

(b)(7)(E)

(b)(7)(E)

Each exemption must be considered on a case by case basis with waiver submitted to Commissioner of CBP as previously outlined in the attached email.

Please ensure that this memorandum is disseminated to all ports of entry within your jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(C) Director, Enforcement Programs Division at (b)(6), (b)(7)(C) or send inquiries to

(b)(7)(E)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

(b)(6), (b)(7)(C)
Washington, DC

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



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From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 9:34 PM
To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Attachments: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C) RE: Waiver Request for 212(1) in re: (b)(6), (b)(7)(C) EO 212(f) Waiver for (b)(6), (b)(7)(C) (MINOR)
Importance: High

DFO's

As a follow up from guidance sent last night. In addition to waivers for LPRs, the Secretary of Homeland Security has delegated waiver authority to the Commissioner of CBP for **only** the following categories of individuals subject to the EO:

- Returning Refugees (to include any 1st time refugees encountered);
- Returning Asylees;
- Individuals in possession of a valid I-512 issued by CIS;
- UAC

The request for said waiver will need to follow the below format sent initially to the below distro

- (b)(6), (b)(7)(C)
- EAC Owen
- DEAC Wagner
- XD Murdock
- XD Hoffman
- (a) DXD: (b)(6), (b)(7)(C)
- DXD Hutton
- OFO Field Liaison

I have also attached some samples that were submitted for approval today.

Sample

Subject Line: EO 212(f) Exemption for LAST NAME, (f/n) First name

Waiver Narrative

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

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

Specific bullets regarding the specific individual(s), for example:

(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)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

(b)(6), (b)(7)(C)
Washington, DC

☎
📧 (b)(6), (b)(7)(C)
✉



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From: HOFFMAN, TODD A
Sent: Saturday, January 28, 2017 1:07 AM
To: DIRECTORS FIELD OPS (b)(7)(E) EXECUTIVE DIRECTORS HQ
(b)(7)(E) BORDER SECURITY ASST DIRECTORS
(b)(7)(E)
Cc: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P (b)(6), (b)(7)(C)
HUTTON, JAMES R (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

Subject: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States
Importance: High

Directors,

I apologize for the delay. Please be advised that you have unilateral authority to approve exemptions to the Executive Order for LPRs, no State Department approval required. The exemption process for other categories of aliens as outlined in the policy guidance currently requires the approval of the acting Commissioner. Further guidance for these exemptions is forthcoming.

Memorandum For: Directors, Field Operations
From: Todd A. Hoffman
Executive Director

Admissibility and Passenger Programs
Office of Field Operations

Subject: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Effective immediately, and pursuant to Executive Order entitled, "*Protecting the Nation from Foreign Terrorist Entry into the United States*" (January 27, 2017), all entry into the United States for aliens who are nationals from Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen is hereby suspended in accordance with Section 212(f) of the INA. This includes all non-immigrant classifications, with the exception of those foreign nationals traveling on diplomatic visas, NATO visas, C2 visas for travel to the United Nations, G1, G2, G-3, and G-4 visas. This also includes all immigrant classes of admission, returning resident aliens refugees and asylees.

The Department to State has provided CBP with a letter provisionally revoking all immigrant and non-immigrant visas for nationals of Iran, Iran, Libya, Somalia, Sudan, and Yemen. Revocations may not yet be annotated in the system.

Wherever possible, (b)(7)(E) will coordinate the denial of boarding through (b)(7)(E)
(b)(7)(E)

Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed to take the following actions:

Applicants bearing Non-Immigrant Visas and First Time Arriving Immigrants:

- (1) All case processing will be recorded in (b)(7)(E) system, according to current policy/procedure.
- (2) Subjects will be allowed to withdraw their application for admission on Form I-275, **without a sworn statement**. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply.
- (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.
- (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process.

Returning Residents,

- (1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be notated in (b)(7)(E) with the following language: *Individual is subject to Presidential Executive Order and barred from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO/SES PD).*

Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole:

- (1) Aliens from the above group who are prevented from entry solely as a result of the Executive Order, should be referred for (b)(7)(E) and held at the port of entry until such time as an exemption to the Executive Order can be obtained. This exemption falls to the Secretary of State and Secretary of Homeland Security. Further guidance will be forthcoming on processing these exemptions.

Individuals who fall within any of the above may not be paroled, which includes port parole and deferred inspection. To the extent that there is an emergent medical issue related to an alien who falls within the Executive Order, CBP officers must accompany the alien for any medical care.

Returning aliens ineligible who withdraw their application for admission:

- (1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens found ineligible for entry under this order pursuant to 241(c)(1) of the INA.
- (2) Aliens arriving via land will be returned per current established procedures with the contiguous country.

Please ensure that this memorandum and attached muster are disseminated to all ports of entry within your jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) (A) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C)

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

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 5:23 PM
To: HUTTON, JAMES R
Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C) HOFFMAN, TODD A; MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
Subject: RE: EO 212(f) Exemption Request for (b)(6), (b)(7)(C)

Approved per C1, 1722 hours.

*Todd C. Owen
 Executive Assistant Commissioner
 Office of Field Operations
 U.S. Customs & Border Protection*

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 5:03 PM
To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C)
Cc: DURST, CASEY OWEN; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C) HOFFMAN, TODD A; (b)(6), (b)(7)(C); MURDOCK, JUDSON W
Subject: EO 212(f) Exemption Request for (b)(6), (b)(7)(C)
Importance: High

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: (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)

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

(b)(6), (b)(7)(C)
Washington, DC

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



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From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 1:13 PM
To: HUTTON, JAMES R
Cc: HOFFMAN, TODD A; PEREZ, ROBERT E; (b)(6), (b)(7)(C)
MURDOCK, JUDSON W
Subject: RE: Waiver Request for 212(1) in re: (b)(6), (b)(7)(C)

Waiver granted by C1, 1312 hours.

Todd C. Owen
Executive Assistant Commissioner
Office of Field Operations
U.S. Customs & Border Protection

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 5:56:22 PM
To: Owen, Todd C (AC OFO)
Cc: HOFFMAN, TODD A; PEREZ, ROBERT E; (b)(6), (b)(7)(C) MURDOCK, JUDSON W
Subject: Waiver Request for 212(1) in re: (b)(6), (b)(7)(C)

OFO recommends that you (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)

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs
(b)(6), (b)(7)(C)
Washington, DC

• **(b)(6), (b)(7)(C)**
7
•

(b)(7)(E)

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From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 7:37 PM
To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Cc: HOFFMAN, TODD A; MURDOCK, JUDSON W; (b)(6), (b)(7)(C) PEREZ, ROBERT E;
 (b)(6), (b)(7)(C)
Subject: EO 212(f) Waiver for (b)(6), (b)(7)(C) (MINOR)
Importance: High

OCC

Please see below a waiver request involving a (b)(6), (b)(7)(C), who is travelling with his LPR parents. **JFK PD has already approved a waiver for his LPR parents.**

OFO recommends that you (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

Washington, DC



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



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1300 Pennsylvania Avenue NW
Washington, DC 20229



**U.S. Customs and
Border Protection**

FEB 01 2017

MEMORANDUM FOR: Directors, Field Operations
Director, Field Operations Academy

FROM: Todd A. Hoffman (b)(6), (b)(7)(C)
Executive Director
Admissibility and Passenger Programs
Office of Field Operations

SUBJECT: Canadian Landed Immigrants and Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Effective immediately, Canadian Landed Immigrants that are citizens of Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen with a valid U.S. Visa may be considered for an exemption of the 212(f) bar under Section 3(g) of the President's Executive Order if and only if the person satisfies the following conditions:

1. Proof to the satisfaction of the inspection Officer of person's Landed Immigrant Status in Canada;
2. Possession of a valid U.S. visa;
3. Travel that originates in Canada;
4. From only a pre-clearance airport; or
5. Applying for admission at a land border port of entry;
6. And the applicant is otherwise admissible.

The admission of such individuals must be in the national interest of the United States. Prior to any such admission, each individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: (b)(7)(E)

(b)(7)(E)

(b)(7)(E) Each exemption must be considered on a case by case basis with waiver submitted to Commissioner of CBP as previously outlined in the attached email.

Please ensure that this memorandum is disseminated to all ports of entry within your jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) Director, Enforcement Programs Division at (b)(6), (b)(7)(C) or send inquiries to (b)(7)(E)

Law Enforcement Sensitive
For Official Use Only

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 6:15 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance
Attachments: Guidance on Withdrawal - Court Compliance; Re-Delegation of EO Section 5 Refugee Waiver Authority; Arrival of Central American Minors (CAM) Parolees - Jan 31st; RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States; UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States; Signed memo

Expires: Sunday, July 30, 2017 12:00 AM

Here you go, Sir.

- Crewman that are now lacking a valid visa and are determined to pose no additional concerns to the security of the United States may be detained on board the vessel, with an approved security plan, for the duration of the vessel's U.S. voyage. Crewman that pose a concern to the security of the United States should be ordered removed under safeguard pursuant to standard operating procedures. Removal requires (b)(5) to ensure Court order compliance.

It is from the guidance sent yesterday, January 31st. I have highlighted it below as well.

Thank you,

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

From: (b)(6), (b)(7)(C)
Sent: Tuesday, January 31, 2017 9:32 AM

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

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

MARTEL, CARLOS C

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

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

Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance

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

Please muster the attachments with your Watch Commanders, Section Chiefs and ARU. Specifically the guidance on Withdrawals and provide the Field Office with confirmation that they acknowledged receipt. Please send the acknowledgement to (b)(6), (b)(7)(C)

Thank you,

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

Assistant Director Border Security
Los Angeles Field Office

From: MARTEL, CARLOS C
Sent: Tuesday, January 31, 2017 8:55 AM

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

Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance

Port Directors: Please note updated delegation authority information and how to handle crew. Please advise if you have any questions.

Carlos C. Martel
Director, Field Operations
Los Angeles Field Office
U. S. Customs and Border Protection

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

From: HOFFMAN, TODD A
Sent: Tuesday, January 31, 2017 4:17 AM

To: DIRECTORS FIELD OPS **(b)(6), (b)(7)(C)**

Cc: HUTTON, JAMES R **(b)(6), (b)(7)(C)**

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

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

Owen, Todd C (AC OFO)

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

; WAGNER, JOHN P

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

EXECUTIVE DIRECTORS HQ

(b)(7)(E)

Subject: FW: Executive Order Update on Seaport Operations and Consolidated Guidance

Directors,

Here is a quick summary regarding the Executive Order:

- You have waiver authority for:
 - LPRs- still require an individualized waiver for each entry.
 - First time refugees.
 - Remaining in-scope categories – C1 approval required. Delegation request to DFOs is currently with the S1. We hope to have today.
- The **(b)(7)(E)** and our pre-departure apparatus to include RCLG, IAP, and Preclearance are doing a great job to identify in-scope travelers and deny boarding. The Department of State still has not agreed to electronically revoke visas for in-scope travelers. We continue to push at all levels.
- Issued WD guidance based on court order.
- Crewman that are now lacking a valid visa and are determined to pose no additional concerns to the security of the United States may be detained on board the vessel, with an approved security plan, for the duration of the vessel’s U.S. voyage. Crewman that pose a concern to the security of the United States should be ordered removed under safeguard pursuant to standard operating procedures. Removal requires **(b)(5)** to ensure Court order compliance.
- C1, C2, EAC Owen, etc., continue to work through a prioritized list of Congressional calls.
- We’re working with Department of State to align our EO policies and protocols with additional changes expected soon.
- We’ll have FAQs posted via CBP website and a public inquiry call center established later today.

For convenience, I have also attached the previously issued guidance to Field Offices since the Executive Order:

1/30 email: court compliance on WD

1/30 email: Delegation of Authority Documentation for 842 Refugee Arrivals

1/30 email: Arrival of Central American Minors (CAM) Parolees – Jan 31 arrival

1/28 email: Waiver Routing; [REDACTED] (b)(7)(E) added to routing on 1/29.

1/28: Executive Order Guidance to the Field – Signed Memo

I appreciate your efforts during this implementation. Please let me know if you have any questions. Also, the Crisis Action Team is staffed 24/7 and can be reached at [REDACTED] (b)(7)(E) OR [REDACTED] (b)(6), (b)(7)(C)

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

Also, please let me know if you have any reportable issues for the 0900 senior leadership meeting.

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

From: HUTTON, JAMES R
Sent: Monday, January 30, 2017 9:17 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS HQ
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: (b)(6), (b)(7)(C)
 (b)(5)

DFO's
 As pertains to applicants for admission subject to the EO, please ensure Officers within your AOR receive the below guidance from OCC:

(b)(5)

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

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



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From: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 7:17 PM
To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Cc: HOFFMAN, TODD A; (b)(6), (b)(7)(C); HUTTON, JAMES R; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

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

(b)(5)

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

Deputy Associate Chief Counsel
Office of Chief Counsel
U.S. Customs and Border Protection

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

From: HUTTON, JAMES R
Sent: Monday, January 30, 2017 4:03 PM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS HQ
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: Re-Delegation of EO Section 5 Refugee Waiver Authority
Attachments: S Signed Action Memo Refugees.pdf; Copy of 30Jan-2 Feb Booking Spreadsheet Details (2).xlsx; 2017protectingtheNationfromTerroristEntryintotheUnitedStates.eo.rel.docx
Importance: High

DFOs

In conjunction with Secretary of State and the Secretary of Homeland Security, approx. 842 refugees (complete list attached) have been authorized to travel to the United States from January 30th – February 2nd. These are first time entrants and thus should only arrive to the seven (7) designated POEs:

JFK
Newark
Miami
Chicago
Dulles
LAX
Houston

The Executive Order (EO) does allow for a waiver pursuant to Section 5(e) with concurrence of the Secretary of State and Secretary of Homeland Security. The Department of State has provided a copy of their concurrence concurring with a waiver **for only the 842 refugees listed in the attached**. The Secretary of Homeland Security has delegated his authority to the Commissioner of U.S. Customs and Border Protection. The Commissioner has further delegated his authority (see below) that allows the listed individuals to effectuate said waiver per Section 5(e) of the EO. The below also outlines the guidelines, systems checks etc, on how waivers should be granted:

Prior to any such admission as a first-time refugee, each such individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: (b)(7)(E)

(b)(7)(E)

(b)(7)(E) *This authority may not be further delegated.*

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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



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From: MCALEENAN, KEVIN K

Sent: Monday, January 30, 2017 3:06 PM

To: ALLES, RANDOLPH D <(b)(6), (b)(7)(C)>; Owen, Todd C (AC OFO) (b)(6), (b)(7)(C)

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

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

FLANAGAN, PATRICK S

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

Subject: redelegation of refugee waiver Authority

Acting Deputy Commissioner/EAC,

Subject to my oversight, direction and guidance, I hereby delegate to the Deputy Commissioner, Executive Assistant Commissioner, Deputy Executive Assistant Commissioner, Executive Director Admissibility and Passenger Programs, Executive Director Operations, Executive Director National Targeting Center, Executive Director, National Targeting Center-Passenger, Directors, Field Operations, Port Director, John F. Kennedy Airport, and Port Director, Los Angeles International Airport, Office of Field Operations, U.S. Customs and Border Protection, the authority under § 5(e) of the Executive Order entitled, "Protecting the Nation from Foreign Terrorist Entry Into the United States," (January 27, 2017), to admit individuals to the United States as first-time refugees on a case-by-case basis, but only if the Commissioner and the Secretary of State, or his designee, jointly determine that the admission of such individuals as refugees is in the national interest and would not pose a risk to the security or welfare of the United States. Prior to any such admission as a first-time refugee, each such individual must be subjected to a thorough examination by an immigration officer, to include CBP conduct of: comprehensive biographic checks to include airline reservation data, airline manifest information, against the Terrorist Screening Database, the National Crime Information Center database, and CBP holdings; biometric checks, including 10-print checks against IDENT and the biometric watchlist; and secondary examination and interview of the traveler focused on potential national security risks using Tactical Terrorism Response Team protocols. This authority may not be further delegated.



United States Department of State

Washington, D.C. 20520

January 28, 2017

UNCLASSIFIED

ACTION MEMO FOR ACTING SECRETARY (b)(6)

FROM: PRM – (b)(6), (b)(7)(C) Acting

SUBJECT: (SBU) Determination to exempt certain refugees from the President's Executive Order so they may enter the United States

Recommendation

(SBU) That you determine to admit the 872 refugees listed in Tab 1 scheduled to enter the United States through February 2 because their admission is in the national interest and would not pose a risk to the security or welfare of the United States.

Approve (b)(6), (b)(7)(C) Disapprove _____

Background

(SBU) The Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States" (EO) suspends certain aspects of the US Refugee Admissions Program for 120 days, including the entry of refugees. Section 5(e) of the EO provides that "the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as they determine that the admission of such refugees is in the national interest – including ... when the person is already in transit and denying admission would cause undue hardship – and it would not pose a risk to the security or welfare of the United States."

(SBU) PRM is seeking for you and DHS to determine jointly to admit 872 refugees who are already in transit through February 2. This group does not include nationals from the specific countries restricted in the Executive Order (Iran, Iraq, Libya, Somalia, Sudan, Syria, and Yemen). A list of these individuals is attached at Tab 1. Many of these individuals have already been moved from camps or other remote locations to U.S.-run refugee processing hubs in preparation for departure. Most have sold or relinquished their accommodations, household effects and other belongings; given up employment; and or discontinued schooling

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UNCLASSIFIED- 2 -

for their children. Many have had their residency permits rescinded by their countries of asylum once granted exit permits to imminently depart to the United States and others have been preparing for life in the United States to join U.S. family members who are already here. These individuals are mostly families with children and immediate cancellation of their travel would impose extreme hardship on people who have fled persecution and conflict in order to be resettled in the U.S. Without this humanitarian measure, some refugees could be stuck in limbo or even risk being returned to a country where they would face persecution. As such, each individual in this group is in transit and denying them admission would cause undue hardship.

(b)(7)(E)

(SBU) This exemption must be jointly determined by the Secretaries of State and Homeland Security. We have coordinated with the Department of Homeland Security and understand that its Secretary is prepared to make this determination for these individuals jointly with you. Because of the nature of travel bookings, this waiver must be issued today or tomorrow to allow such travel.

Attachment:

Tab 1: List of individuals

Tab 2: Executive Order

UNCLASSIFIED

Approved: A/S (b)(6), (b)(7)(C) Acting (ok)

Drafted: PRM/A (b)(6), (b)(7)(C)

Cleared: L - (b)(6), (b)(7)(C)
C -

THE WHITE HOUSE
Office of the Press Secretary

For Immediate Release

January 27, 2017

EXECUTIVE ORDER

- - - - -

PROTECTING THE NATION FROM FOREIGN TERRORIST
ENTRY INTO THE UNITED STATES

By the authority vested in me as President by the Constitution and laws of the United States of America, including the Immigration and Nationality Act (INA), 8 U.S.C. 1101 *et seq.*, and section 301 of title 3, United States Code, and to protect the American people from terrorist attacks by foreign nationals admitted to the United States, it is hereby ordered as follows:

Section 1. Purpose. The visa-issuance process plays a crucial role in detecting individuals with terrorist ties and stopping them from entering the United States. Perhaps in no instance was that more apparent than the terrorist attacks of September 11, 2001, when State Department policy prevented consular officers from properly scrutinizing the visa applications of several of the 19 foreign nationals who went on to murder nearly 3,000 Americans. And while the visa-issuance process was reviewed and amended after the September 11 attacks to better detect would-be terrorists from receiving visas, these measures did not stop attacks by foreign nationals who were admitted to the United States.

Numerous foreign-born individuals have been convicted or implicated in terrorism-related crimes since September 11, 2001, including foreign nationals who entered the United States after receiving visitor, student, or employment visas, or who entered through the United States refugee resettlement program. Deteriorating conditions in certain countries due to war, strife, disaster, and civil unrest increase the likelihood that terrorists will use any means possible to enter the United States. The United States must be vigilant during the visa-issuance process to ensure that those approved for admission do not intend to harm Americans and that they have no ties to terrorism.

In order to protect Americans, the United States must ensure that those admitted to this country do not bear hostile attitudes toward it and its founding principles. The United States cannot, and should not, admit those who do not support the Constitution, or those who would place violent ideologies over American law. In addition, the United States should not admit those who engage in acts of bigotry or hatred (including "honor" killings, other forms of violence against women, or the persecution of those who practice religions different from their own) or those who would oppress Americans of any race, gender, or sexual orientation.

Sec. 2. Policy. It is the policy of the United States to protect its citizens from foreign nationals who intend to commit terrorist attacks in the United States; and to prevent the admission of foreign nationals who intend to exploit United States immigration laws for malevolent purposes.

Sec. 3. Suspension of Issuance of Visas and Other Immigration Benefits to Nationals of Countries of Particular Concern. (a) The Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, shall immediately conduct a review to determine the information needed from any country to adjudicate any visa, admission, or other benefit under the INA (adjudications) in order to determine that the individual seeking the benefit is who the individual claims to be and is not a security or public-safety threat.

(b) The Secretary of Homeland Security, in consultation with the Secretary of State and the Director of National Intelligence, shall submit to the President a report on the results of the review described in subsection (a) of this section, including the Secretary of Homeland Security's determination of the information needed for adjudications and a list of countries that do not provide adequate information, within 30 days of the date of this order. The Secretary of Homeland Security shall provide a copy of the report to the Secretary of State and the Director of National Intelligence.

(c) To temporarily reduce investigative burdens on relevant agencies during the review period described in subsection (a) of this section, to ensure the proper review and maximum utilization of available resources for the screening of foreign nationals, and to ensure that adequate standards are established to prevent infiltration by foreign terrorists or criminals, pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the immigrant and nonimmigrant entry into the United States of aliens from countries referred to in section 217(a)(12) of the INA, 8 U.S.C. 1187(a)(12), would be detrimental to the interests of the United States, and I hereby suspend entry into the United States, as immigrants and nonimmigrants, of such persons for 90 days from the date of this order (excluding those foreign nationals traveling on diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas).

(d) Immediately upon receipt of the report described in subsection (b) of this section regarding the information needed for adjudications, the Secretary of State shall request all foreign governments that do not supply such information to start providing such information regarding their nationals within 60 days of notification.

(e) After the 60-day period described in subsection (d) of this section expires, the Secretary of Homeland Security, in consultation with the Secretary of State, shall submit to the President a list of countries recommended for inclusion on a Presidential proclamation that would prohibit the entry of foreign nationals (excluding those foreign nationals traveling on diplomatic visas, North Atlantic Treaty Organization visas, C-2 visas for travel to the United Nations, and G-1, G-2, G-3, and G-4 visas) from countries that do not provide the

information requested pursuant to subsection (d) of this section until compliance occurs.

(f) At any point after submitting the list described in subsection (e) of this section, the Secretary of State or the Secretary of Homeland Security may submit to the President the names of any additional countries recommended for similar treatment.

(g) Notwithstanding a suspension pursuant to subsection (c) of this section or pursuant to a Presidential proclamation described in subsection (e) of this section, the Secretaries of State and Homeland Security may, on a case-by-case basis, and when in the national interest, issue visas or other immigration benefits to nationals of countries for which visas and benefits are otherwise blocked.

(h) The Secretaries of State and Homeland Security shall submit to the President a joint report on the progress in implementing this order within 30 days of the date of this order, a second report within 60 days of the date of this order, a third report within 90 days of the date of this order, and a fourth report within 120 days of the date of this order.

Sec. 4. Implementing Uniform Screening Standards for All Immigration Programs. (a) The Secretary of State, the Secretary of Homeland Security, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation shall implement a program, as part of the adjudication process for immigration benefits, to identify individuals seeking to enter the United States on a fraudulent basis with the intent to cause harm, or who are at risk of causing harm subsequent to their admission. This program will include the development of a uniform screening standard and procedure, such as in-person interviews; a database of identity documents proffered by applicants to ensure that duplicate documents are not used by multiple applicants; amended application forms that include questions aimed at identifying fraudulent answers and malicious intent; a mechanism to ensure that the applicant is who the applicant claims to be; a process to evaluate the applicant's likelihood of becoming a positively contributing member of society and the applicant's ability to make contributions to the national interest; and a mechanism to assess whether or not the applicant has the intent to commit criminal or terrorist acts after entering the United States.

(b) The Secretary of Homeland Security, in conjunction with the Secretary of State, the Director of National Intelligence, and the Director of the Federal Bureau of Investigation, shall submit to the President an initial report on the progress of this directive within 60 days of the date of this order, a second report within 100 days of the date of this order, and a third report within 200 days of the date of this order.

Sec. 5. Realignment of the U.S. Refugee Admissions Program for Fiscal Year 2017. (a) The Secretary of State shall suspend the U.S. Refugee Admissions Program (USRAP) for 120 days. During the 120-day period, the Secretary of State, in conjunction with the Secretary of Homeland Security and in consultation with the Director of National Intelligence, shall

review the USRAP application and adjudication process to determine what additional procedures should be taken to ensure that those approved for refugee admission do not pose a threat to the security and welfare of the United States, and shall implement such additional procedures. Refugee applicants who are already in the USRAP process may be admitted upon the initiation and completion of these revised procedures. Upon the date that is 120 days after the date of this order, the Secretary of State shall resume USRAP admissions only for nationals of countries for which the Secretary of State, the Secretary of Homeland Security, and the Director of National Intelligence have jointly determined that such additional procedures are adequate to ensure the security and welfare of the United States.

(b) Upon the resumption of USRAP admissions, the Secretary of State, in consultation with the Secretary of Homeland Security, is further directed to make changes, to the extent permitted by law, to prioritize refugee claims made by individuals on the basis of religious-based persecution, provided that the religion of the individual is a minority religion in the individual's country of nationality. Where necessary and appropriate, the Secretaries of State and Homeland Security shall recommend legislation to the President that would assist with such prioritization.

(c) Pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the entry of nationals of Syria as refugees is detrimental to the interests of the United States and thus suspend any such entry until such time as I have determined that sufficient changes have been made to the USRAP to ensure that admission of Syrian refugees is consistent with the national interest.

(d) Pursuant to section 212(f) of the INA, 8 U.S.C. 1182(f), I hereby proclaim that the entry of more than 50,000 refugees in fiscal year 2017 would be detrimental to the interests of the United States, and thus suspend any such entry until such time as I determine that additional admissions would be in the national interest.

(e) Notwithstanding the temporary suspension imposed pursuant to subsection (a) of this section, the Secretaries of State and Homeland Security may jointly determine to admit individuals to the United States as refugees on a case-by-case basis, in their discretion, but only so long as they determine that the admission of such individuals as refugees is in the national interest -- including when the person is a religious minority in his country of nationality facing religious persecution, when admitting the person would enable the United States to conform its conduct to a preexisting international agreement, or when the person is already in transit and denying admission would cause undue hardship -- and it would not pose a risk to the security or welfare of the United States.

(f) The Secretary of State shall submit to the President an initial report on the progress of the directive in subsection (b) of this section regarding prioritization of claims made by individuals on the basis of religious-based persecution within 100 days of the date of this order and shall submit a second report within 200 days of the date of this order.

(g) It is the policy of the executive branch that, to the extent permitted by law and as practicable, State and local jurisdictions be granted a role in the process of determining the placement or settlement in their jurisdictions of aliens eligible to be admitted to the United States as refugees. To that end, the Secretary of Homeland Security shall examine existing law to determine the extent to which, consistent with applicable law, State and local jurisdictions may have greater involvement in the process of determining the placement or resettlement of refugees in their jurisdictions, and shall devise a proposal to lawfully promote such involvement.

Sec. 6. Rescission of Exercise of Authority Relating to the Terrorism Grounds of Inadmissibility. The Secretaries of State and Homeland Security shall, in consultation with the Attorney General, consider rescinding the exercises of authority in section 212 of the INA, 8 U.S.C. 1182, relating to the terrorism grounds of inadmissibility, as well as any related implementing memoranda.

Sec. 7. Expedited Completion of the Biometric Entry-Exit Tracking System. (a) The Secretary of Homeland Security shall expedite the completion and implementation of a biometric entry-exit tracking system for all travelers to the United States, as recommended by the National Commission on Terrorist Attacks Upon the United States.

(b) The Secretary of Homeland Security shall submit to the President periodic reports on the progress of the directive contained in subsection (a) of this section. The initial report shall be submitted within 100 days of the date of this order, a second report shall be submitted within 200 days of the date of this order, and a third report shall be submitted within 365 days of the date of this order. Further, the Secretary shall submit a report every 180 days thereafter until the system is fully deployed and operational.

Sec. 8. Visa Interview Security. (a) The Secretary of State shall immediately suspend the Visa Interview Waiver Program and ensure compliance with section 222 of the INA, 8 U.S.C. 1222, which requires that all individuals seeking a nonimmigrant visa undergo an in-person interview, subject to specific statutory exceptions.

(b) To the extent permitted by law and subject to the availability of appropriations, the Secretary of State shall immediately expand the Consular Fellows Program, including by substantially increasing the number of Fellows, lengthening or making permanent the period of service, and making language training at the Foreign Service Institute available to Fellows for assignment to posts outside of their area of core linguistic ability, to ensure that non-immigrant visa-interview wait times are not unduly affected.

Sec. 9. Visa Validity Reciprocity. The Secretary of State shall review all nonimmigrant visa reciprocity agreements to ensure that they are, with respect to each visa classification, truly reciprocal insofar as practicable with respect to validity period and fees, as required by sections 221(c) and 281 of the INA, 8 U.S.C. 1201(c) and 1351, and other treatment. If a country does not treat United States nationals seeking

nonimmigrant visas in a reciprocal manner, the Secretary of State shall adjust the visa validity period, fee schedule, or other treatment to match the treatment of United States nationals by the foreign country, to the extent practicable.

Sec. 10. Transparency and Data Collection. (a) To be more transparent with the American people, and to more effectively implement policies and practices that serve the national interest, the Secretary of Homeland Security, in consultation with the Attorney General, shall, consistent with applicable law and national security, collect and make publicly available within 180 days, and every 180 days thereafter:

(i) information regarding the number of foreign nationals in the United States who have been charged with terrorism-related offenses while in the United States; convicted of terrorism-related offenses while in the United States; or removed from the United States based on terrorism-related activity, affiliation, or material support to a terrorism-related organization, or any other national security reasons since the date of this order or the last reporting period, whichever is later;

(ii) information regarding the number of foreign nationals in the United States who have been radicalized after entry into the United States and engaged in terrorism-related acts, or who have provided material support to terrorism-related organizations in countries that pose a threat to the United States, since the date of this order or the last reporting period, whichever is later; and

(iii) information regarding the number and types of acts of gender-based violence against women, including honor killings, in the United States by foreign nationals, since the date of this order or the last reporting period, whichever is later; and

(iv) any other information relevant to public safety and security as determined by the Secretary of Homeland Security and the Attorney General, including information on the immigration status of foreign nationals charged with major offenses.

(b) The Secretary of State shall, within one year of the date of this order, provide a report on the estimated long-term costs of the USRAP at the Federal, State, and local levels.

Sec. 11. General Provisions. (a) Nothing in this order shall be construed to impair or otherwise affect:

(i) the authority granted by law to an executive department or agency, or the head thereof; or

(ii) the functions of the Director of the Office of Management and Budget relating to budgetary, administrative, or legislative proposals.

(b) This order shall be implemented consistent with applicable law and subject to the availability of appropriations.

(c) This order is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

DONALD J. TRUMP

THE WHITE HOUSE,
January 27, 2017.

#

From: HUTTON, JAMES R
Sent: Sunday, January 29, 2017 11:49 AM
To: HOFFMAN, TODD A; DIRECTORS FIELD OPS; EXECUTIVE DIRECTORS HQ; BORDER SECURITY ASST DIRECTORS; ENFORCEMENT PROGRAMS DIVISION
Cc: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C)
Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

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

DFO's

Kindly request that you all Enforcement Programs Division (group mailbox) to all waiver requests. This will help us track the waivers and alleviate field reporting.

Thank very much for all of your flexibility. We are striving not to burden the Field.

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

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



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From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 9:34 PM
To: HOFFMAN, TODD A; (b)(6), (b)(7)(C); DIRECTORS FIELD OPS
 (b)(7)(E); EXECUTIVE DIRECTORS HQ; (b)(7)(E); BORDER SECURITY ASST DIRECTORS <(b)(7)(E)>
Cc: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C); WAGNER, JOHN P; (b)(6), (b)(7)(C)

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

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

Subject: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States

Importance: High

DFO's

As a follow up from guidance sent last night. In addition to waivers for LPRs, the Secretary of Homeland Security has delegated waiver authority to the Commissioner of CBP for **only** the following categories of individuals subject to the EO:

- Returning Refugees (to include any 1st time refugees encountered);
- Returning Asylees;
- Individuals in possession of a valid I-512 issued by CIS;
- UAC

The request for said waiver will need to follow the below format sent initially to the below distro

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

- EAC Owen
- DEAC Wagner
- XD Murdock
- XD Hoffman
- (b)(6), (b)(7)(C)
- DXD Hutton
- OFO Field Liaison

I have also attached some samples that were submitted for approval today.

Sample

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

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

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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



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From: HOFFMAN, TODD A

Sent: Saturday, January 28, 2017 1:07 AM

To: DIRECTORS FIELD OPS (b)(6), (b)(7)(C); EXECUTIVE DIRECTORS HQ
(b)(6), (b)(7)(C); BORDER SECURITY ASST DIRECTORS

(b)(6), (b)(7)(C)
Cc: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C); WAGNER, JOHN P (b)(6), (b)(7)(C)
HUTTON, JAMES R (b)(6), (b)(7)(C)

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

Subject: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Importance: High

Directors,

I apologize for the delay. Please be advised that you have unilateral authority to approve exemptions to the Executive Order for LPRs, no State Department approval required. The exemption process for other categories of aliens as outlined in the policy guidance currently requires the approval of the acting Commissioner. Further guidance for these exemptions is forthcoming.

Memorandum For: Directors, Field Operations

From: Todd A. Hoffman
Executive Director
Admissibility and Passenger Programs
Office of Field Operations

Subject: Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Effective immediately, and pursuant to Executive Order entitled, "*Protecting the Nation from Foreign Terrorist Entry into the United States*" (January 27, 2017), all entry into the United States for aliens who are nationals from Iran, Iraq, Libya, Somalia, Sudan, Syria and Yemen is hereby suspended in accordance with Section 212(f) of the INA. This includes all non-immigrant classifications, with the exception of those foreign nationals traveling on diplomatic visas, NATO visas, C2 visas for travel to the United Nations, G1, G2, G-3, and G-4 visas. This also includes all immigrant classes of admission, returning resident aliens refugees and asylees.

The Department to State has provided CBP with a letter provisionally revoking all immigrant and non-immigrant visas for nationals of Iran, Iran, Libya, Somalia, Sudan, and Yemen. Revocations may not yet be annotated in the system.

Wherever possible, (b)(7)(E) will coordinate the denial of boarding through (b)(7)(E) Security Program (b)(7)(E) locations, and (b)(7)(E)

Should aliens, subject to the Executive Order, arrive at the port of entry, CBP officers are instructed to take the following actions:

Applicants bearing Non-Immigrant Visas and First Time Arriving Immigrants:

- (1) All case processing will be recorded in (b)(7)(E) system, according to current policy/procedure.
- (2) Subjects will be allowed to withdraw their application for admission on Form I-275, **without a sworn statement**. All other procedures pertaining to the processing of Form I-275 withdrawal cases apply.
- (3) Should the alien decline to withdraw their application for admission, the alien will be placed in Expedited Removal in accordance with standard operating procedures.
- (4) Aliens claiming fear of return will be referred to an asylum officer, and processed for Expedited Removal/Credible Fear (ERF). Aliens processed under ERF procedures will be referred to ERO for detention. Field Offices should clearly indicate to both CIS and ERO that aliens are subject to Executive Order during the referral process.

Returning Residents,

- (1) Lawful Permanent Residents should be referred for (b)(7)(E) and held at the port of entry until an exemption to the Executive Order is granted. The authority to grant an exemption has been delegated to the Commissioner of CBP, and further delegated to Directors of Field Operations and SES Port Directors. Once an exemption has been granted results of (b)(7)(E) should be noted in (b)(7)(E) with the following language: *Individual is subject to Presidential Executive Order and barred from entry pursuant to 212(f) of the INA but has been granted an exemption per (insert DFO/SES PD).*

Refugees, Asylees, Unaccompanied Children, and subjects returning to the US with Advanced Parole:

- (1) Aliens from the above group who are prevented from entry solely as a result of the Executive Order, should be referred for (b)(7)(E) and held at the port of entry until such time as an exemption to the Executive Order can be obtained. This exemption falls to the Secretary of State and Secretary of Homeland Security. Further guidance will be forthcoming on processing these exemptions.

Individuals who fall within any of the above may not be paroled, which includes port parole and deferred inspection. To the extent that there is an emergent medical issue related to an alien who falls within the Executive Order, CBP officers must accompany the alien for any medical care.

Returning aliens ineligible who withdraw their application for admission:

- (1) Aliens arriving via air or sea: Commercial carriers are required to remove foreign aliens found ineligible for entry under this order pursuant to 241(c)(1) of the INA.
- (2) Aliens arriving via land will be returned per current established procedures with the contiguous country.

Please ensure that this memorandum and attached muster are disseminated to all ports of entry within your jurisdiction. If you have any questions or require additional information, please contact (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C)

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