
From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:59 PM
To: MARTEL, CARLOS C
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.
Attachments: 2100 01282017 Updated table Executive Order Reporting attachment (002).....xlsx; Executive Order 28 Jan 2017 2100 hrs Report.xlsx

Pls advise on the status of your refugees. See C1 note below.

Thanks.

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

From: MCALEENAN, KEVIN K
Sent: Saturday, January 28, 2017 10:58 PM
To: 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)
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

Looks like a big group of refugees in LAFO. Can you please advise status? I am prepared to consider waivers as we await the redelegation.

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:51 PM
To: MCALEENAN, KEVIN K; (b)(6), (b)(7)(C); ALLES, RANDOLPH D
 (b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

2200 report.

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

From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 10:34 PM

To: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C) WAGNER, JOHN P
 (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
 MURDOCK, JUDSON W (b)(6), (b)(7)(C) HOFFMAN, TODD A
 (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
 HUTTON, JAMES R (b)(6), (b)(7)(C)
 Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 OFO-FIELD LIAISON (b)(6), (b)(7)(C)

Subject: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

**U.S. Customs and Border Protection
 Office of Field Operations
 Bullets for the Executive Assistant Commissioner
 January 28, 2017**

Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

1500 - 2100 January 28, 2017

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdraws Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim
Iran	20	70	16	8	1	(b)(7)(E)
Iraq	32	73	0	29	0	
Libya	0	0	0	0	0	
Somalia	0	2	0	0	0	
Sudan	8	3	2	7	0	
Syria	7	12	1	5	0	
Yemen	8	2	0	2	4	
Totals	75	162	19	51	5	

Cumulative

Country	Number of Non-	Number Immigrant/LPR	Number of	Number of Withdrawals	Number of Expedited	Number of
---------	----------------	----------------------	-----------	-----------------------	---------------------	-----------

	Immigrant Encounters	Encounters	Refugees Encounters	Granted	Removals	Expedited Removals with Fear Claim
Iran	53	104	16	46	1	(b)(7)(E)
Iraq	48	115	0	55	0	
Libya	0	0	0	0	0	
Somalia	3	5	0	4	0	
Sudan	13	12	2	19	0	
Syria	18	23	1	23	0	
Yemen	9	19	0	13	4	
Totals	144	278	19	160	5	

NTC-Passenger:

Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	81	47	0	0	0	128
Iraq	12	22	0	0	0	34
Libya	5	0	0	0	0	5
Somalia	0	1	0	0	0	1
Sudan	19	10	0	0	0	29
Syria	20	10	0	0	0	30
Yemen	12	22	0	0	0	34
Total	149	112	0	0	0	261

1500-2100 28 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	12	0	0	0	42
Iraq	3	6	0	0	0	9
Libya	1	0	0	0	0	1
Somalia	0	1	0	0	0	1

Sudan	6	2	0	0	0	8
Syria	5	1	0	0	0	6
Yemen	2	13	0	0	0	15
Total	47	35	0	0	0	82

Submitted by: (b)(6), (b)(7)(C) / Field Liaison Division

Date / Time: January 28, 2017 / 2200 hours

Executive Order Tracking

Date:

1500 - 2100 January 28, 2017

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear	Number of LPR Waivers Granted by DFO	Totals
Iran	20	70	16	8	1	(b)(7)(E)	53	168
Iraq	32	73	0	29	0		55	189
Libya	0	0	0	0	0		0	0
Somalia	0	2	0	0	0		2	4
Sudan	8	3	2	7	0		2	22
Syria	7	12	1	5	0		10	35
Yemen	8	2	0	2	4		1	17
Totals	75	162	19	51	5		123	435

5 am to 3 pm

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear	Number of LPR Waivers Granted by DFO	Totals
Iran	33	34	0	38	0	(b)(7)(E)	37	#####
Iraq	16	42	0	26	0		32	#####
Libya	0	0	0	0	0		0	#####
Somalia	3	3	0	4	0		2	#####
Sudan	5	9	0	12	0		2	#####
Syria	11	11	0	18	0		6	#####
Yemen	1	17	0	11	0		2	#####
Totals	69	116	0	109	0		81	376

Cumulative

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear	Number of LPR Waivers Granted by DFO
Iran	53	104	16	46	1	(b)(7)(E)	90
Iraq	48	115	0	55	0		87
Libya	0	0	0	0	0		0
Somalia	3	5	0	4	0		4
Sudan	13	12	2	19	0		4
Syria	18	23	1	23	0		16
Yemen	9	19	0	13	4		3
Totals	144	278	19	160	5		204

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fees Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	0	9	0	0	0	(b)(7)(E)	8	17
Iraq	0	0	0	0	0		0	0
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	0	0	0	0	0		0	0
Syria	0	1	0	0	0		1	2
Yemen	0	0	0	0	0		0	0
Totals	0	10	0	0	0		9	19

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	0	10	0	0	0		9	19
Iraq	0	5	0	0	0		6	11
Libya	0	0	0	0	0	(b)	0	0
Somalia	0	0	0	0	0		0	0
Sudan	0	0	0	0	0		0	0
Syria	0	0	0	0	0	(b)(7)(E)	0	0
Yemen	0	0	0	0	0		0	0
Totals	0	15	0	0	0		15	30

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		2					2	4
Iraq		1					1	2
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen								0
Totals	0	3	0	0	0	(b)(7)(E)	3	6

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		4		1			3	8
Iraq		3					3	6
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen						(b)(7)(E)		0
Totals	0	7	0	1	0		6	14

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Column
Iran	0	3	0	0	0	(b)(7)(E)	3	
Iraq	0	1	0	0	0		1	
Libya	0	0	0	0	0		0	
Somalia	0	2	0	0	0		2	
Sudan	0	1	0	0	0		1	
Syria	0	4	0	0	0		4	
Yemen	0	1	0	0	0		1	
Totals	0	12	0	0	0		12	

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claims	Number of LPR Waivers Granted by DFO	Totals
Iran		3					3	6
Iraq	23	29		23			29	104
Libya								0
Somalia								0
Sudan		1					1	2
Syria								0
Yemen	2			2				4
Totals	25	33	0	25	0	(b)(7)(E)	33	116

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen						(b)(7)(E)		0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		4					4	8
Iraq	1	3		1			1	6
Libya								0
Somalia								0
Sudan	1			1				2
Syria	1	1		1			1	4
Yemen								0
Totals	3	8	0	3	0	(b)(7)(E)	6	20

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals	Column 1
Iran	1	1	16	0	1	(b)(7)(E)	0	0	13
Iraq	0	0	0	0	0		0	0	1
Libya	0	0	0	0	0		0	0	0
Somalia	0	0	0	0	0		0	0	0
Sudan	0	0	2	0	0		0	0	2
Syria	0	0	1	0	0		0	0	1
Yemen	4	0	0	0	4		0	0	0
Totals	5	1	19	0	5		0	0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Column
Iran	0	1	0	0	0	(b)(7)(E)	1	
Iraq	0	0	0	0	0		0	
Libya	0	0	0	0	0		0	
Somalia	0	0	0	0	0		0	
Sudan	5	0	0	5	0		0	
Syria	4	0	0	4	0		0	
Yemen	0	0	0	0	0		0	
Totals	9	1	0	9	0		1	

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	12	9	0	0	0	(b)(7)(E)	0	21
Iraq	3	5	0	0	0		0	8
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	1	1	0	0	0		0	2
Syria	2	1	0	0	0		0	3
Yemen	2	1	0	0	0		0	3
Totals	20	17	0	0	0		0	37

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	5	7		5			7	24
Iraq		2					2	4
Libya								0
Somalia								0
Sudan	1			1				2
Syria		2				(b)(7)(E)	2	4
Yemen								0
Totals	6	11	0	6	0		11	34

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	0	4	0	0	0	(b)(7)(E)	0	4
Iraq	0	24	0	0	0		12	36
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	0	0	0	0	0		0	0
Syria	0	1	0	0	0		0	1
Yemen	0	0	0	0	0		0	0
Totals	0	29	0	0	0		12	41

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	1	9		1			9	20
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria		2				(b)(7)(E)	2	4
Yemen								0
Totals	1	11	0	1	0		11	24

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan						(b)(7)(E)		0
Syria								0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounter s	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	1	4	0	1	0	(b)(7)(E)	4	10
Iraq	5	0	0	5	0		0	10
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen							0	
Totals	6	4	0	6	0		4	20

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran						(b)(7)(E)		0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen								0
Totals	0	0	0	0	0		0	0

1500-2100 28 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	12	0	0	0	42
Iraq	3	6	0	0	0	9
Libya	1	0	0	0	0	1
Somalia	0	1	0	0	0	1
Sudan	6	2	0	0	0	8
Syria	5	1	0	0	0	6
Yemen	2	13	0	0	0	15
Total	47	35	0	0	0	82

Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	81	47	0	0	0	128
Iraq	12	22	0	0	0	34
Libya	5	0	0	0	0	5
Somalia	0	1	0	0	0	1
Sudan	19	10	0	0	0	29
Syria	20	10	0	0	0	30
Yemen	12	22	0	0	0	34
Total	149	112	0	0	0	261

From: Owen, Todd C (AC OFO)
Sent: Friday, February 03, 2017 8:25 PM
To: MARTEL, CARLOS C
Subject: Automatic reply: IMMEDIATE ACTION: District Court Ruling Enjoining the Executive Order

I am currently out of the office and will return on Monday, Feb 13. If your message is urgent, please direct it to Deputy Assistant Commissioner John Wagner. Thank you.

From: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 11:08 PM
To: MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.
Attachments: 2100 01282017 Updated table Executive Order Reporting attachment (002).....xlsx; Executive Order 28 Jan 2017 2100 hrs Report.xlsx

Let us know.

From: MCALEENAN, KEVIN K
Sent: Saturday, January 28, 2017 10:57:37 PM
To: Owen, Todd C (AC OFO); WAGNER, JOHN P; (b)(6), (b)(7)(C) HOFFMAN, TODD A
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

Looks like a big group of refugees in LAFO. Can you please advise status? I am prepared to consider waivers as we await the redelegation.

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:51 PM
To: MCALEENAN, KEVIN K (b)(6), (b)(7)(C) ALLES, RANDOLPH D
 RANDOLPH ALLES (b)(6), (b)(7)(C) FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

2200 report.

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

From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 10:34 PM
To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C) WAGNER, JOHN P
 (b)(6), (b)(7)(C)
 MURDOCK, JUDSON W (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)
 (b)(6), (b)(7)(C)
 OFO-FIELD LIAISON (b)(6), (b)(7)(C)

Subject: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

**U.S. Customs and Border Protection
Office of Field Operations
Bullets for the Executive Assistant Commissioner
January 28, 2017**

Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

1500 - 2100 January 28, 2017

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdraws Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim
Iran	20	70	16	8	1	
Iraq	32	73	0	29	0	
Libya	0	0	0	0	0	
Somalia	0	2	0	0	0	
Sudan	8	3	2	7	0	(b)(7)(E)
Syria	7	12	1	5	0	
Yemen	8	2	0	2	4	
Totals	75	162	19	51	5	

Cumulative

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdraws Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim
Iran	53	104	16	46	1	
Iraq	48	115	0	55	0	(b)(7)(E)
Libya	0	0	0	0	0	

Somalia	3	5	0	4	0	(b)(7)(E)
Sudan	13	12	2	19	0	
Syria	18	23	1	23	0	
Yemen	9	19	0	13	4	
Totals	144	278	19	160	5	

NTC-Passenger:

Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	81	47	0	0	0	128
Iraq	12	22	0	0	0	34
Libya	5	0	0	0	0	5
Somalia	0	1	0	0	0	1
Sudan	19	10	0	0	0	29
Syria	20	10	0	0	0	30
Yemen	12	22	0	0	0	34
Total	149	112	0	0	0	261

1500-2100 28 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	12	0	0	0	42
Iraq	3	6	0	0	0	9
Libya	1	0	0	0	0	1
Somalia	0	1	0	0	0	1
Sudan	6	2	0	0	0	8
Syria	5	1	0	0	0	6
Yemen	2	13	0	0	0	15
Total	47	35	0	0	0	82

Submitted by: (b)(6), (b)(7)(C) / Field Liaison Division
Date / Time: January 28, 2017 / 2200 hours

Executive Order Tracking

Date:

1500 - 2100 January 28, 2017

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear	Number of LPR Waivers Granted by DFO	Totals
Iran	20	70	16	8	1	(b)(7)(E)	53	168
Iraq	32	73	0	29	0		55	189
Libya	0	0	0	0	0		0	0
Somalia	0	2	0	0	0		2	4
Sudan	8	3	2	7	0		2	22
Syria	7	12	1	5	0		10	35
Yemen	8	2	0	2	4		1	17
Totals	75	162	19	51	5		123	435

5 am to 3 pm

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear	Number of LPR Waivers Granted by DFO	Totals
Iran	33	34	0	38	0	(b)(7)(E)	37	#####
Iraq	16	42	0	26	0		32	#####
Libya	0	0	0	0	0		0	#####
Somalia	3	3	0	4	0		2	#####
Sudan	5	9	0	12	0		2	#####
Syria	11	11	0	18	0		6	#####
Yemen	1	17	0	11	0		2	#####
Totals	69	116	0	109	0		81	376

Cumulative

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear	Number of LPR Waivers Granted by DFO
Iran	53	104	16	46	1	(b)(7)(E)	90
Iraq	48	115	0	55	0		87
Libya	0	0	0	0	0		0
Somalia	3	5	0	4	0		4
Sudan	13	12	2	19	0		4
Syria	18	23	1	23	0		16
Yemen	9	19	0	13	4		3
Totals	144	278	19	160	5		204

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounter	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Basis Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	0	9	0	0	0	(b)(7)(E)	8	17
Iraq	0	0	0	0	0		0	0
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	0	0	0	0	0		0	0
Syria	0	1	0	0	0		1	2
Yemen	0	0	0	0	0		0	0
Totals	0	10	0	0	0			9

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claims	Number of LPR Waivers Granted by DFO	Totals
Iran	0	10	0	0	0		9	19
Iraq	0	5	0	0	0		6	11
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	0	0	0	0	0		0	0
Syria	0	0	0	0	0	(b)(7)(E)	0	0
Yemen	0	0	0	0	0		0	0
Totals	0	15	0	0	0		15	30

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		2					2	4
Iraq		1					1	2
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	3	0	0	0		3	6

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		4		1			3	8
Iraq		3					3	6
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen								0
Totals	0	7	0	1	0	(b)(7)(E)	6	14

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Column
Iran	0	3	0	0	0		3	
Iraq	0	1	0	0	0		1	
Libya	0	0	0	0	0		0	
Somalia	0	2	0	0	0		2	
Sudan	0	1	0	0	0		1	
Syria	0	4	0	0	0	(b)(7)(E)	4	
Yemen	0	1	0	0	0		1	
Totals	0	12	0	0	0		12	

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		3					3	6
Iraq	23	29		23			29	104
Libya								0
Somalia								0
Sudan		1					1	2
Syria						(b)(7)(E)		0
Yemen	2			2				4
Totals	25	33	0	25	0		33	116

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran		4					4	8
Iraq	1	3		1			1	6
Libya								0
Somalia								0
Sudan	1			1				2
Syria	1	1		1			1	4
Yemen								0
Totals	3	8	0	3	0	(b)(7)(E)	6	20

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals	Column 1
Iran	1	1	16	0	1		0	0	13
Iraq	0	0	0	0	0		0	0	1
Libya	0	0	0	0	0		0	0	0
Somalia	0	0	0	0	0		0	0	0
Sudan	0	0	2	0	0	(b)(7)(E)	0	0	2
Syria	0	0	1	0	0		0	0	1
Yemen	4	0	0	0	4		0	0	0
Totals	5	1	19	0	5		0	0	

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Column
Iran	0	1	0	0	0	(b)(7)(E)	1	
Iraq	0	0	0	0	0		0	
Libya	0	0	0	0	0		0	
Somalia	0	0	0	0	0		0	
Sudan	5	0	0	5	0		0	
Syria	4	0	0	4	0		0	
Yemen	0	0	0	0	0		0	
Totals	9	1	0	9	0		1	

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounter s	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	12	9	0	0	0	(b)(7)(E)	0	21
Iraq	3	5	0	0	0		0	8
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	1	1	0	0	0		0	2
Syria	2	1	0	0	0		0	3
Yemen	2	1	0	0	0		0	3
Totals	20	17	0	0	0			0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	5	7		5			7	24
Iraq		2					2	4
Libya								0
Somalia								0
Sudan	1			1				2
Syria		2					2	4
Yemen								0
Totals	6	11	0	6	0	(b)(7)(E)	11	34

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/L PR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	0	4	0	0	0		0	4
Iraq	0	24	0	0	0		12	36
Libya	0	0	0	0	0		0	0
Somalia	0	0	0	0	0		0	0
Sudan	0	0	0	0	0	(b)(7)(E)	0	0
Syria	0	1	0	0	0		0	1
Yemen	0	0	0	0	0		0	0
Totals	0	29	0	0	0		12	41

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	1	9		1			9	20
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria		2					2	4
Yemen								0
Totals	1	11	0	1	0	(b)(7)(E)	11	24

(b)(7)(E)

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen								0
Totals	0	0	0	0	0	(b)(7)(E)	0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran	1	4	0	1	0	(b)(7)(E)	4	10
Iraq	5	0	0	5	0		0	10
Libya							0	0
Somalia							0	0
Sudan							0	0
Syria							0	0
Yemen						0	0	
Totals	6	4	0	6	0		4	20

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number of Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran								0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria						(b)(7)(E)		0
Yemen								0
Totals	0	0	0	0	0		0	0

Executive Order Tracking

Field Office:

Date:

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPR Waivers Granted by DFO	Totals
Iran						(b)(7)(E)		0
Iraq								0
Libya								0
Somalia								0
Sudan								0
Syria								0
Yemen								0
Totals	0	0	0	0	0		0	0

1500-2100 28 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	12	0	0	0	42
Iraq	3	6	0	0	0	9
Libya	1	0	0	0	0	1
Somalia	0	1	0	0	0	1
Sudan	6	2	0	0	0	8
Syria	5	1	0	0	0	6
Yemen	2	13	0	0	0	15
Total	47	35	0	0	0	82

Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	81	47	0	0	0	128
Iraq	12	22	0	0	0	34
Libya	5	0	0	0	0	5
Somalia	0	1	0	0	0	1
Sudan	19	10	0	0	0	29
Syria	20	10	0	0	0	30
Yemen	12	22	0	0	0	34
Total	149	112	0	0	0	261

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 3:50 AM
To: MARTEL, CARLOS C
Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

10-4...

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 12:25 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"

Send them to (b)(6), (b)(7)(C) and I. We will forward for approval.

Carlos C. Martel
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: Sunday, January 29, 2017 12:18 AM
To: MARTEL, CARLOS C <(b)(6), (b)(7)(C)>
Subject: FW: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States"
Importance: High

(b)(5)

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

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 6:34 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)
(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
- (a) DXD Campbell
- 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

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
RRB #2.4G-56
Washington, DC



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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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)

(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) 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 (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) (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

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 1:04 PM
To: MARTEL, CARLOS C
Subject: RE: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Good copy

(b)(6), (b)(7)(C)
 Area Port Director
 Los Angeles International Airport
 Office: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

From: MARTEL, CARLOS C
Sent: Wednesday, February 01, 2017 9:56 AM
To: (b)(6), (b)(7)(C)
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry

Carlos C. Martel
 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 5:37:12 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

Good morning Mr. Martel,

Officer (b)(6), (b)(7)(C) from the EO CAT advised that the public website will be updated with this latest development and the announcement will be made.

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

Thanks,

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

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

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)(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)

This document, and any attachment(s), may contain information which is law enforcement sensitive, attorney-client privileged, attorney work product, or U.S. Government information. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. Please consult with the CBP Office of Chief Counsel before disclosing any information contained in this message or any attachment(s).

From: (b)(6), (b)(7)(C)
Sent: Wednesday, February 01, 2017 7:33 PM
To: MARTEL, CARLOS C
Subject: FW: URGENT - FOR IMMEDIATE ACTION - White House Guidance Clarifying Executive Order on Foreign Terrorist Entry
Attachments: Carrier Notice .docx

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

From: (b)(6), (b)(7)(C) On Behalf Of ENFORCEMENT PROGRAMS DIVISION
Sent: Wednesday, February 01, 2017 4:15 PM
To: MURDOCK, JUDSON W (b)(6), (b)(7)(C); ENFORCEMENT PROGRAMS DIVISION (b)(7)(E); MARTEL, CARLOS C (b)(6), (b)(7)(C)
Cc: OFO-FIELD LIAISON (b)(7)(E); (b)(6), (b)(7)(C)

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

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

XD Murdock,

Requested document attached.

(b)(6), (b)(7)(C)
Supervisory Program Manager
EO CAT
Office of Field Operations
Mobile: (b)(6), (b)(7)(C)

From: MURDOCK, JUDSON W
Sent: Wednesday, February 01, 2017 7:00 PM
To: ENFORCEMENT PROGRAMS DIVISION (b)(7)(E); MARTEL, CARLOS C (b)(6), (b)(7)(C)
Cc: OFO-FIELD LIAISON (b)(7)(E); (b)(6), (b)(7)(C)

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

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

CAT

There was message that went to the carries today on this topic. Please send that message to me and I will share with the DFOs.

Jud Murdock
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), (b)(7)(C) on behalf of ENFORCEMENT PROGRAMS DIVISION

Sent: Wednesday, February 01, 2017 5:54:04 PM

To: MARTEL, CARLOS C; ENFORCEMENT PROGRAMS DIVISION

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

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

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

DFO Martel,

There is no specificity as to when these FAQs will be updated. We will follow up with leadership in the AM.

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

Supervisory Program Manager

EO CAT

Office of Field Operations

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

From: MARTEL, CARLOS C

Sent: Wednesday, February 01, 2017 6:39 PM

To: ENFORCEMENT PROGRAMS DIVISION (b)(7)(E)

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

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

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

Importance: High

EO CAT: When can we anticipate seeing the change to LPRs on the CBP.gov FAQ?

(b)(5)

(b)(5)

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

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

From: MARTEL, CARLOS C

Sent: Wednesday, February 01, 2017 9:02 AM

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

(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

Importance: High

Port Directors: Be advised that LRP's are no longer subject to the Executive Order. Please advise your staff to CEASE processing LRP's under the EO effective IMMEDIATELY.

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

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

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, LRP's 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: KOLLER, JULIE (OCC)

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)

This document, and any attachment(s), may contain information which is law enforcement sensitive, attorney-client privileged, attorney work product, or U.S. Government information. It is not for release, review, retransmission, dissemination, or use by anyone other than the intended recipient. Please consult with the CBP Office of Chief Counsel before disclosing any information contained in this message or any attachment(s).



U.S. Customs and Border Protection

Carrier Liaison Program

February 1, 2017

CLP@dhs.gov

Executive Order (EO) *Protecting the Nation from Foreign Terrorist Entry into the United States*

- On 27 January 2017, the President of the United States signed Executive Order (EO) *Protecting the Nation from Foreign Terrorist Entry into the United States*.
 - Effective immediately in accordance with the new EO, all immigrant and nonimmigrant persons of Iraq, Iran, Libya, Somalia, Sudan, Syria and Yemen *are suspended entry* into the U.S. for the next 90 days.
- The suspension does not affect foreign nationals traveling on diplomatic visas, NATO visas, C-2 visas for travel to the United Nations and G-1, G-2, G-3 and G-4.
- U.S. Lawful Permanent Residents (green card holders)
 - In accordance with White House Guidance issued on February 1, 2017, Sections 3(c) and 3(e) of Executive Order Entitled “Protecting the Nation from Foreign Terrorist Entry into the United States” do not apply to Lawful Permanent Residents.
- Dual citizens: EO applies to Dual Citizens, but travelers are being treated according to the travel document they present. For example, if they present a Canadian passport, that is how they are processed for entry.
- Someone who is in the Federal Inspection Area right now: Each person who may be admissible from one of the seven countries, has to have an individual waiver. Processing the waivers may delay the release of the individual.
- What about refugees who are considered to be “in transit?”
 - There are currently 872 refugees who are considered to be in transit who are scheduled to arrive in the United States this week. The Secretaries of State and DHS have coordinated and will process the 872 individuals consistent with the terms of the Executive Order, which we’ve operationalized by assessing each traveler on a case-by-case basis.
- Documents that can be used by citizens identified by the EO to enter the United States are:
 - Any diplomatic visa (A, G, C-2, or NATO)
 - An I-551 (Green Card)
 - An advance parole document
 - Any SQ immigrant visa

If they are not in possession of one of the above travel documents, they will not be allowed to enter the U.S.



U.S. Customs and Border Protection

Carrier Liaison Program

February 1, 2017

CLP@dhs.gov

Executive Order (EO) *Protecting the Nation from Terrorist Attacks by Foreign Nationals*

- To obtain current and accurate information of an effected individual, or if you have questions, please contact U.S. Customs and Border Protection directly.

Regional Carrier Liaison Group:

RCLG	SERVICE AREA	PHONE NUMBER
Honolulu	Asia, Pacific Rim	(b)(6), (b)(7)(C)
Miami	Latin America, Caribbean	
New York	Europe, Africa, Mid-East	

- (b)(6), (b)(7)(C) Director, Travel and Tourism Initiative at (b)(6), (b)(7)(C) or cell (b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 10:45 PM
To: MARTEL, CARLOS C
Subject: FW: Scanned Copy of the Executive Order Binder-As Requested
Attachments: Scanned Copy of the Executive Order Binder January 2017.pdf
Importance: High

As discussed...scanned docs from (b)(6), (b)(7)(C) for your reference...

From: (b)(6), (b)(7)(C)
Sent: Thursday, February 02, 2017 4:54:47 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Scanned Copy of the Executive Order Binder-As Requested

(b)(6), (b)(7)(C) You can use this for the OIG interview.

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

Port Director
U.S. Customs and Border Protection
JFK Airport

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

From: HUTTON, JAMES R
Sent: Thursday, February 02, 2017 9:41:01 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: Scanned Copy of the Executive Order Binder-As Requested

J. Ryan Hutton
Deputy Executive Director
Admissibility and Passenger Programs

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

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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

Sent: Wednesday, February 01, 2017 1:13 PM

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

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

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

Subject: Scanned Copy of the Executive Order Binder-As Requested

Importance: High

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

As requested, see the attached scanned copy of the Executive Order Binder.

Have a great day.

Thank you!

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

Customs and Border Protection, OFO

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

Management & Program Analyst (Program Advisor)

Washington, DC 20029

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

OFO timeline of events as of signing of Executive Order “Protecting the Nation from Foreign Terrorist Entry into the United States”:

01/27/2017

- 1700 hours: APP received draft of proposed Executive Order from DHS.
- 1730 hours: EPD began to draft guidance to field offices.
- 2030 hours: President Trump signed Executive Order.
- 2100 hours: XD conference call with DFOs to explain operational impact

01/28/2017

- 0130 hours: Guidance – Memo/Muster released to the field to address operational impact
- 1200 hours: Executive Order Crisis Team established to monitor the agency’s, support Congressional/Media inquiries, and to serve as a conduit to the Department on the agency’s implementation efforts.
- 1700 hours: 24/7 coverage established at EO CAT
- Evening **New York** court ordered stay of removal for USCIS approved refugees, IV/NIV visa holders and other individuals from 7 countries.
- Evening **Virginia** court granted permitting lawyer access to all legal permanent residents being detained at Dulles International Airport – also, granted stay of removal for lawful permanent residents being held at Dulles international Airport.
- Evening **California** court moves for an immediate injunction of enforcement of President’s Executive Order until its validity and constitutionality is adjudicated.
- Evening **Seattle** granted stay of removal to John Doe I and John Doe II.

01/29/2017

- 0720 hours **Texas** court ordered stay of removal due to submission of Emergency Motion for a Temporary Restraining Order and Preliminary Injunction.

Massachusetts court ordered stay of removal to USCIS approved refugees, IV/NIV visa holders and other individuals from 7 countries due to filing of Writ of Habeas Corpus and Complaint for Declaratory and Injunctive Relief.

01/30/2017

01/31/2017

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.

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

From: HUTTON, JAMES R
Sent: Saturday, January 28, 2017 12:58 AM
To: HOFFMAN, TODD A
Cc: **(b)(6), (b)(7)(C)**
Subject: Signed memo
Attachments: Executive Order - Protecting the Nation from Foreign Terrorist Entry into the United States.pdf

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

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*


1300 Pennsylvania Avenue NW
Washington, DC 20229



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

JAN 28 2017

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

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

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

----- X

**HAMEED KHALID DARWEESH and
HAIDER SAMEER ABDULKHALEQ
ALSHAWI, on behalf of themselves and others
similarly situated,**

Petitioners,

- against -

**DONALD TRUMP, *President of the United
States*; U.S. DEPARTMENT OF
HOMELAND SECURITY (“DHS”); U.S.
CUSTOMS AND BORDER PROTECTION
 (“CBP”); JOHN KELLY, *Secretary of DHS*;
KEVIN K. MCALEENAN, *Acting
Commissioner of CBP*; JAMES T.
MADDEN, *New York Field Director, CBP*,**

Respondents.

----- X

ANN DONNELLY, District Judge.

On January 28, 2017, the petitioners filed an Emergency Motion for Stay of Removal on behalf of themselves and others similarly situated.

IT APPEARING to the Court from the Emergency Motion for Stay of Removal, the other submissions, the arguments of counsel, and the hearing held on the 28th of January, 2017,

1. The petitioners have a strong likelihood of success in establishing that the removal of the petitioner and others similarly situated violates their rights to Due Process and Equal Protection guaranteed by the United States Constitution;

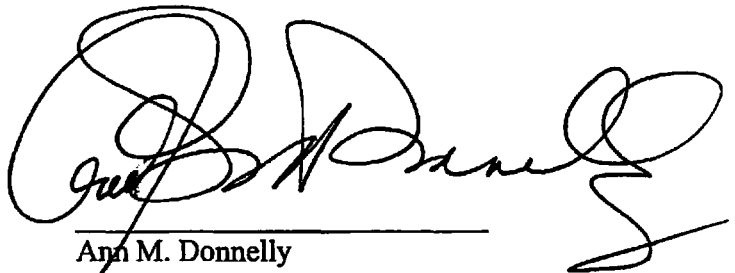
2. There is imminent danger that, absent the stay of removal, there will be substantial and irreparable injury to refugees, visa-holders, and other individuals from nations subject to the January 27, 2017 Executive Order;
3. The issuance of the stay of removal will not injure the other parties interested in the proceeding;
4. It is appropriate and just that, pending completion of a hearing before the Court on the merits of the Petition, that the Respondents be enjoined and restrained from the commission of further acts and misconduct in violation of the Constitution as described in the Emergency Motion for Stay of Removal.

WHEREFORE, IT IS HEREBY ORDERED that the respondents, their officers, agents, servants, employees, attorneys, and all members and persons acting in concert or participation with them, from the date of this Order, are

ENJOINED AND RESTRAINED from, in any manner or by any means, removing individuals with refugee applications approved by U.S. Citizenship and Immigration Services as part of the U.S. Refugee Admissions Program, holders of valid immigrant and non-immigrant visas, and other individuals from Iraq, Syria, Iran, Sudan, Libya, Somalia, and Yemen legally authorized to enter the United States.

IT IS FURTHER ORDERED that to assure compliance with the Court's order, the Court directs service of this Order upon the United States Marshal for the Eastern District of New York, and further directs the United States Marshals Service to take those actions deemed necessary to enforce the provisions and prohibitions set forth in this Order.

SO ORDERED.



Ann M. Donnelly
United States District Judge

Dated: Brooklyn, New York
January 28, 2017

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

Case No. 1:17-cv-116

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

Date: January 28, 2017

Petitioners,

v.

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


Respondents.

TEMPORARY RESTRAINING ORDER

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

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

Dates: January 28, 2017



Leonie M. Brinkema
United States District Judge

1 East Bay Law
 Andrew W. Shalaby sbn 206841
 2 1417 Solano Avenue
 Albany, CA 94706
 3 Tel. 510-551-8500
 Fax: 510-725-4950
 4 email: andrew@eastbaylaw.com

5
 6 Attorneys for Plaintiffs
 The People of the State of California, and
 7 The People of the United States of America

8
 9
 10 IN THE UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO

13
 14 People of the United States of
 15 America and the State of California,
 16 Plaintiffs,

17 vs.

18 Donald Trump; United States of
 19 America,
 20 Defendants.

Case Number: 3:17-cv-451

(Fee Exempt: 28 U.S.C. § 1914(b), by
 Judicial Conference effective 12/2016)

COMPLAINT FOR INJUNCTION
 AND REPEAL OF PRESIDENTIAL
 EXECUTIVE ORDER DATED
 JANUARY 27, 2017 SUSPENDING
 VISAS AND IMMIGRATION
 BENEFITS WITHOUT
 CONGRESSIONAL APPROVAL

U.S. Const. art. I, § 1;
 U.S. Const. art. II, § 1, cl. 1

21
 22
 23 **I. FEE EXEMPTION**

24 This action is brought on behalf of the People of the State of California and
 25 United States, and exempted from filing fees under 28 U.S.C. § 1914(b):

26 Effective on: December 1, 2016

1 The United States should not be charged fees under this schedule, with
2 the exception of those specifically prescribed in Items 2, 4 and 5, when
3 the information requested is available through remote electronic access.

4 Reference:

5 <http://www.uscourts.gov/services-forms/fees/district-court-miscellaneous-fee-schedule>

6 **I. JURISDICTION**

7 This action arises under the Constitution, laws, or treaties of the United States,
8 conferring Federal Question jurisdiction under 28 U.S.C. § 1331.

9
10 **VENUE**

11 Defendant is the United States. Venue is proper in any judicial district pursuant
12 to 28 U.S.C. § 1391(e).

13
14 **PARTIES**

15 1. Plaintiffs are the People of the United States of America and the State of
16 California, by way of the Private Attorney General statutes of the State of California
17 and United States, for this civil action. The action is for the protection of all persons
18 in the United States in their civil rights and for their vindication pursuant to brought
19 pursuant to 42 U.S.C. § 1988.

20 2. Defendant, Donald Trump, aka Donald John Trump (“Mr. Trump”), is
21 the forty fifth president of the united states, inaugurated eight days ago, on January
22 20, 2017. He is named as an indispensable party with regard to this action to enjoin
23 enforcement of his executive order issued one day before the filing of this action, on
24 January 27, 2017, purporting to suspend visas and immigration benefits of a
25 seemingly undefined class of persons, apparently based on ethnicity and/or religious
26 beliefs.

27 3. Defendant, the United States of America, is the United States
28

1 Government, generally, and is named as a defendant for the purpose of enjoining
2 enforcement of the Executive Order of Mr. Trump.

3 **FIRST CAUSE OF ACTION FOR INUNCTION OF**
4 **EXECUTIVE ORDER DATED JANUARY 27, 2017**

5 4. On January 27, 2017, one day before the filing of this Complaint, Mr.
6 Trump signed an executive order purporting to suspend visas and immigration
7 benefits of a seemingly undefined class of persons, apparently based on ethnicity
8 and/or religious beliefs. The order is captioned:

9 **“EXECUTIVE ORDER**
10 **PROTECTING THE NATION FROM FOREIGN TERRORIST**
11 **ENTRY INTO THE UNITED STATES”**

12 A copy of the Executive Order is attached as Exhibit A hereto.

13 5. The Executive Order purports to suspend the issuance of visas and
14 benefits, with it's stated goal being the prevention of entry of citizens and/or residents
15 of largely unspecified countries, and appears to erroneously reference a statute which
16 does not appear to exist: “section 217(a)(12) of the INA.” While there is a “section
17 217,” there does not appear to be a section “217(a)(12)” identifying the countries from
18 which “immigrant and nonimmigrant” persons are to be denied entry to the United
19 States:

20 I hereby proclaim that the immigrant and nonimmigrant entry into the
21 United States of aliens from countries referred to in section 217(a)(12)
22 of the INA, 8 U.S.C. 1187(a)(12), would be detrimental to the interests
23 of the United States, and I hereby suspend entry into the United States,
24 as immigrants and nonimmigrants, of such persons for 90 days from the
25 date of this order...”

26 The People are not able to readily identify which countries the President intended
27 because there does not appear to be a “section 217(a)(12),” and therefore does not
28 appear to be any publication defining the “countries referred” in “section 217(a)(12).”

6. The Executive Order violates the separation of powers doctrine without
statutory exception, because U.S. Const. art. I, § 1 vests Congress with all legislative
powers:

1 U.S. Const. art. I, § 1

2 All legislative Powers herein granted shall be vested in a Congress of the
3 United States, which shall consist of a Senate and House of
Representatives.

4 The President is vested with the executive power pursuant to U.S. Const. art. II, § 1,
5 cl. 1:

6 Section 1. The executive Power shall be vested in a President of the United
7 States of America.

8 The Judiciary, this Court, is vested with the judicial powers to interpret the laws
9 pursuant to is vested with U.S. Const. art. III, § 1:

10 Section 1. The judicial Power of the United States, shall be vested in one
11 supreme Court, and in such inferior Courts as the Congress may from
12 time to time ordain and establish. The Judges, both of the supreme and
inferior Courts, shall hold their Offices during good Behaviour, and
shall, at stated Times, receive for their Services, a Compensation, which
shall not be diminished during their Continuance in Office.

13 No Statutory Exception Exists

14 There has been no change of any kind so as to warrant departure from the
15 Separation of Powers doctrine and permit Mr. Trump to legislate the Executive Order
16 at issue. There has been on increase of threat of terrorist attacks at all since the event
17 referenced in the second paragraph of Mr. Trump's Executive Order, the "terrorist
18 attacks of September 11, 2001." To the contrary, the threat of terrorist attacks has
19 declined steadily since September 2001, therefore Congress and the previous two
20 presidential administrations never considered enacting such a prohibition of entry of
21 persons to the United States based on their countries of origin and/or religious beliefs.
22 There is no exigent circumstance exception to warrant an executive order, while the
23 legislature and previous two presidents served through the several years following
24 September 11, 2001 and had years to enact legislation barring entry into the United
25 States by the classes of persons identified on Mr. Trump's Executive Order, but
26 clearly determined such legislation would be detrimental to the interests of the People
27 of the United States of America.
28

1
2 **THE EXECUTIVE ORDER WOULD DAMAGE U.S. REPUTATION**

3 Mr. Trump's intent is commendable and appreciated insofar as he identifies
4 persons who inflict "gender-based violence against women, including honor killings,"
5 as well as persons "who have been radicalized after entry into the United States and
6 engaged in terrorism-related acts, or who have provided material support to terrorism-
7 related organizations in countries that pose a threat to the United States." However,
8 Mr. Trump's Executive Order is overly broad and misses it's mark. If not stricken,
9 the Executive Order would facially damage the reputation of the United States
10 worldwide, because it discriminates against a very large class of persons based on
11 either their foreign citizenship or residency, or religious beliefs, based on an erroneous
12 beliefs of one individual (Mr. Trump). While the several countries Mr. Trump
13 attempted to identify on his Executive Order are not actually specified, and apparently
14 cannot even be ascertained from the document or it's references, nevertheless a ban
15 on entry to the United States based solely on foreign citizenship or residency, or
16 religion, facially evidences inhumane discrimination.
17

18 **CONGRESS MAY ENACT THE LEGISLATION IF NECESSARY**

19 The Legislative branch is charged with enactment of the laws. Mr. Trump can
20 therefore tender his Executive Order as a bill to Congress, so that the legislature can
21 decide whether such a law should be enacted for the benefit of the People of the
22 United States of America. However, no statute or authority exists to support the
23 issuance of this particular Executive Order.
24

25
26 **SECOND CAUSE OF ACTION TO STRIKE EXECUTIVE
ORDER AS UNCONSTITUTIONAL INFRINGEMENT ON
27 ESTABLISHMENT CLAUSE**

28 7. The First Amendment to the United States Constitution is the cornerstone

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

of democracy. The first sentence of the First Amendment provides:

“Congress shall make no law respecting an establishment of religion...”

Mr. Trump’s Executive Order presents a proposed “law” facially prohibiting entry of persons to the United States based on their adherence to religious beliefs shared in certain countries. The Executive Order therefore is facially unconstitutional and must be stricken as an infringement on the Establishment Clause of the First Amendment.

INJUNCTIVE RELIEF PENDING ADJUDICATION

Plaintiffs respectfully move for an immediate injunction of enforcement of Mr. Trump’s Executive Order until it’s validity and constitutionality is adjudicated.

Dated: January 28, 2017

s/Andrew W. Shalaby
Andrew W. Shalaby, Attorney for
Plaintiffs

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROOF OF SERVICE

I, Andrew W. Shalaby, declare as follows:

I am a citizen of the United States, over the age of eighteen years and not a party to the within entitled action. I am employed at 7525 Leviston Ave, El Cerrito, CA. On January 28, 2017 I served the attached:

**COMPLAINT FOR INJUNCTION AND REPEAL OF
PRESIDENTIAL EXECUTIVE ORDER DATED
JANUARY 27, 2017 SUSPENDING VISAS AND
IMMIGRATION BENEFITS WITHOUT
CONGRESSIONAL APPROVAL**

on the interested parties in said action, by placing a true copy thereof in sealed envelope(s) addressed as follows:

Office of the Attorney General
455 Golden Gate, Suite 11000
San Francisco, CA 94102-7004

and served the named document in the manner indicated below:

BY MAIL: I am familiar with the practices of the U.S. Postal Service, and I caused true and correct copies of the above documents, by following ordinary business practices, to be placed and sealed in envelopes(s) addressed to the addressees, at an office of the U.S. Postal Service in El Cerrito, California, for collection and mailing by first class mail with the United States Postal Service.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed January 28, 2017, at El Cerrito, California.

s/Andrew W. Shalaby

Andrew W. Shalaby

1 Matt Adams
2 Glenda Aldana Madrid
3 NORTHWEST IMMIGRANT RIGHTS PROJECT
4 615 Second Ave., Ste. 400
5 Seattle, WA 98104
6 (206) 957-8611

7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 John DOE 1, John DOE 2)

11 Petitioners,)

12 v.)

Case No.: C17-126

13 Donald TRUMP; President of the United States)

14 of America; John F. Kelly, Secretary of the)

Agency No. A

15 Department of Homeland Security;)

16 DEPARTMENT OF HOMELAND SECURITY;)

**ORDER GRANTING EMERGENCY
MOTION FOR STAY OF REMOVAL**

17 KEVIN K. MCALEENAN, Acting)

18 Commissioner of Customs and Border)

19 Protection; CUSTOMS AND BORDER)

20 PROTECTION; and the UNITED STATES OF)

21 AMERICA,)

22 Respondents.)

23 - 1 -
24 Petition for Writ of Habeas Corpus

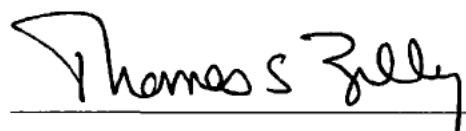
Northwest Immigrant Rights Project
615 Second Ave., Ste. 400
Seattle, WA 98104
Tel: 206 957-8611

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

THIS MATTER HAVING COME TO THE COURT UPON PETITIONERS' EMERGENCY ORDER FOR STAY OF REMOVAL, AND THE COURT HAVING CONSIDERED THE EMERGENCY PETITION FOR WRIT OF HABEAS CORPUS, DOCKET NO. 1, AND THE MOTION FOR EMERGENCY STAY, DOCKET NO. 2, HEREBY GRANTS THE FOLLOWING ORDER:

- 1. THE COURTS GRANTS A STAY OF REMOVAL.
- 2. DEFENDANTS ARE ENJOINED FROM REMOVING JOHN DOE I AND JOHN DOE II FROM THE UNITED STATES PENDING FURTHER ORDER OF THE COURT.
- 3. The Court SETS a hearing for 10:00 a.m. on Friday, February 3, 2017, to determine whether to lift the stay.

DATED this 28th day of January, 2017.



Thomas S. Zilly
United States District Judge

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

SHAHIN HASSANPOUR,	§	
	§	
Petitioner,	§	
	§	
v.	§	No. 3:17-cv-270
	§	
DONALD TRUMP, President of the	§	
United States; U.S. DEPARTMENT OF	§	
HOMELAND SECURITY (“DHS”);	§	
U.S. CUSTOMS AND BORDER	§	
PROTECTION (“CBP”); JOHN KELLY,	§	
Secretary of DHS; KEVIN K.	§	
MCALEENAN, Acting Commissioner of	§	
CBP; and CLEATUS P. HUNT, JR.,	§	
Dallas/Ft. Worth International Airport	§	
Port Director, CBP,	§	
	§	
Respondents.	§	

ORDER

Pending before the Court is Petitioner's Motion for Temporary Restraining Order and Preliminary Injunction to stay the removal of Petitioner and persons similarly situated who are detained at DFW International Airport pursuant to the President's January 27, 2017.

On January 28, 2017, the United States District Court for the Eastern District of New York issued a nationwide stay in *Hameed Khalid Darweesh and Haider Sameer Abdulkhaleq Alshawi v. Donald Trump, et. al.*, Case No. 17 Civ. 480, that appears to apply to Petitioner and class members detained in the DFW Airport. That Court has determined that Petitioner and class members have a strong likelihood of success in the litigation, that there is imminent danger that, absent a stay of removal, there will be substantial and irreparable injury to Petitioner and class members subject to the January 27, 2017, and that issuance of the stay will not injure the parties.

Out of an abundance of caution, the Court will stay Petitioner's and class members'

removal in this case pending completion of the proceedings in the Eastern District of New York.

WHEREFORE, IT IS HEREBY ORDERED that the Respondents, their officers, agents, servants, employees, attorneys and all persons acting in concert or participation with them will comply with the nationwide stay issued in *Hameed Khalid Darweesh and Haider Sameer Abdulkhaleq Alshawi v. Donald Trump, et. al.*, Case No. 17 Civ. 480.

IT IS FURTHER ORDERED that to assure compliance with the Court's order, the Court directs service of this Order upon the United States Marshal for the Northern District of Texas, and further directs the United States Marshals Services to take those actions deemed necessary to enforce the provisions and prohibitions set forth in this Order.

So ordered this ___ day of January, 2017.

UNITED STATES DISTRICT JUDGE

members involuntarily withdrew their applications for admission and waived their statutory and constitutional rights. Upon information and belief, Petitioner is scheduled to be deported on a flight at 11AM this morning. **She seeks an emergency stay of removal.**

In support of their motion, Petitioner and others similarly situated would show the following:

1. Petitioner Shahin Hassanpour is a 70 year-old Iranian national who landed in the Dallas/Ft. Worth International Airport ("DFW") on or about January 28, 2017. In September 2016, the United States Department of State (DOS) approved Ms. Hassanpour's application for an immigrant visa to come and live in the United States with her United States citizen son, who petitioned for her visa. Prior to the issuance of her visa, the DOS reviewed Ms. Hassanpour's criminal and immigration background and found her eligible for an immigrant visa.

2. On or about January 27, 2017, Ms. Hassanpour departed from Esfahan on Emirates Airlines.

3. On or about January 28, 2017, Ms. Hassanpour landed at DFW Airport.

4. Pursuant to the January 27, 2017 executive order, Respondents are not allowing Ms. Hassanpour to exit DFW Airport.

5. Respondents are not permitting Ms. Hassanpour to meet with her attorneys who are in Dallas or her United States citizen son was at the DFW Airport.

6. Ms. Hassanpour is an elderly woman who must take cancer and heart medication on a regular basis. The long flight, the stress of detention, and the lack of her medication present unnecessary health risks to Ms. Hassanpour.

7. Upon information and belief, Respondents coerced Ms. Hassanpour to withdraw her application for admission. Respondents told Ms. Hassanpour that she would be permanently

banned from the United States and sent to jail if she did not sign the form withdrawing her admission. Respondents did not translate or interpret the waiver form. Ms. Hassanpour, however, does not speak English, has no knowledge of United States laws, and was denied the opportunity to communicate with her attorneys.

8. Ms. Hassanpour has valid documents to enter the United States. She was previously interviewed and investigated by the State Department. The State Department and the U.S. Citizenship and Immigration Services previously determined that Ms. Hassanpour was not a national security risk. Respondents are detaining Ms. Hassanpour solely because of her national origin and her religion as required by the January 27, 2017 executive order.

9. Upon information and belief, Respondents intend to remove her and others and other similarly situated immigrant and nonimmigrant visa holders from Iran, Iraq, Syria, Yemen, Somalia, Sudan or Libya landed in the United States at the DFW Airport and presented themselves for inspection and admission, notwithstanding the nationwide stay issued in *Darweesh and Alshawi v. Trump et. al.*, Cause No. 17 Civ. 480 (AMD) in the U.S. District Court for the Eastern District of New York on January 28, 2017, relying upon the illegal waivers obtained from class members.

10. Because the executive order is unlawful as applied to Ms. Hassanpour and class members, their continued detention and the denial of admission based solely on the executive order violates their Fifth Amendment procedural and substantive due process, violates the First Amendment Establishment Clause, is ultra vires under the immigration statutes, and violates the Administrative Procedure Act and Religious Freedom Restoration Act. *See* Petitioner's Habeas Petition, ¶¶ 40 – 57. Further, Ms. Hassanpour's and class members continued unlawful detention is part of a widespread policy, pattern and practice applied to many refugees and arriving

noncitizens detained after the issuance of the January 27, 2017 executive order. Therefore, on behalf of herself and a class of similarly situated immigrant and nonimmigrant holders, Ms. Hassanpour respectfully applies to this Court for a stay of removal.

11. As indicated by the nationwide stay issued in *Darweesh and Alshawi v. Trump et. al.*, Cause No. 17 Civ. 480 (AMD) in the U.S. District Court for the Eastern District of New York on January 28, 2017, Petitioner has a strong likelihood of success in establishing that the removal of Petitioner and others similarly situated violates their rights to Due Process and Equal Protection guaranteed by the U.S. Constitution.

12. As indicated by the nationwide stay, there is imminent danger that, absent the stay of removal, there will be substantial and irreparable injury to Petitioner and others similarly situated.

13. As indicated by the nationwide stay, the issuance of the stay of removal will not injure the other parties interested in the proceeding.

14. A preliminary injunction is appropriate if the potential harm to the plaintiff outweighs the cost of the injunction, and the injunction “does not disserve the public interest.” *Jackson Women’s Health Org. Ctr.*, 760 F.3d 448, 452 (5th Cir. 2014). In this case, the potential harm to the Petitioner is clearly outweighed by any harm to the defendants.

Conclusion

15. Petitioner and others similarly situated face imminent removal in a few hours. The United States District Court in *Hameed Khalid Darweesh and Haider Sameer Abdulkhaleq Alshawi v. Donald Trump, et. al.*, Case No. 17 Civ. 480, has determined that Petitioner and class members have a strong likelihood of success in the litigation, that there is imminent danger that, absent a stay of removal, there will be substantial and irreparable injury to Petitioner and class members

Therefore, , the Court should grant her Motion for a Temporary Preliminary Injunction.

Emergency Hearing

16. Petitioner considers that the facts and law in this matter permit resolution of the Petition without an evidentiary hearing. In the alternative, Petitioner asks for an emergency hearing this morning to have her arguments heard.

Prayer

WHEREFORE, premises considered, Petitioner respectfully ask this court to GRANT her **Motion for a Temporary Preliminary Injunction** and to issue a preliminary injunction ordering Defendants to:

1. Stay her removal which would be contrary to law;
2. Grant any other and further relief that this Court may deem fit and proper.

Petitioner further requests that they be awarded reasonable attorney's fees and costs associated with the litigation of this motion.

Respectfully submitted,

JAVIER N. MALDONADO
LAW OFFICE OF JAVIER N. MALDONADO, PC
8918 Tesoro Dr., Ste. 575
San Antonio, Texas 78217
Tel.: 210-277-1603
Fax: 210-587-4001
Email: jmaldonado.law@gmail.com

SEJAL R. ZOTA
NATIONAL IMMIGRATION PROJECT OF THE
NATIONAL LAWYERS GUILD
14 Beacon Street, Suite 602
Boston, Massachusetts 02108
Tel.: 617-227-9727

Fax: 617-227-5497
Email: sejal@nipnlg.org

VINESH PATEL
2730 N. Stemmons Freeway, Ste. 1103
Dallas, TX 75207
Tel.: (972) 310-3835
Fax: (214) 960-4151
Email: vinesh@vpatellaw.com

DONALD E. ULOTH
18208 Preston Rd. Suite D-9 # 261
Dallas, TX 75252
Tel.: (214) 725-0260
Fax: (866) 462-6179
Email: don.uloth@uloth.pro

ATTORNEYS FOR PETITIONERS

By: /s/ Javier N. Maldonado
Javier N. Maldonado
Texas State Bar No. 00794216

By: /s/ Seja R. Zota
Sejal R. Zota
North Carolina State Bar No. 36535

By: /s/ Vinesh Patel
Vinesh Patel
Texas State Bar No. 24068668

By: /s/ Donald E. Uloth
Donald E. Uloth
Texas State Bar No. 20374200

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SHAHIN HASSANPOUR,	§	
	§	
Petitioner,	§	
	§	
v.	§	No. 3:17-cv-270
	§	
DONALD TRUMP, President of the	§	
United States; U.S. DEPARTMENT OF	§	
HOMELAND SECURITY (“DHS”);	§	
U.S. CUSTOMS AND BORDER	§	
PROTECTION (“CBP”); JOHN KELLY,	§	
Secretary of DHS; KEVIN K.	§	
MCALEENAN, Acting Commissioner of	§	
CBP; and CLEATUS P. HUNT, JR.,	§	
Dallas/Ft. Worth International Airport	§	
Port Director, CBP,	§	
	§	
Respondents.	§	

**PETITIONER’S EMERGENCY MOTION FOR TEMPORARY
RESTRAINING ORDER AND PRELIMINARY INJUNCTION;
DEPORTATION FLIGHT SCHEDULED FOR 11:00AM TODAY**

Petitioner, by and through counsel, submits this **Emergency Motion for a Temporary Restraining Order and Preliminary Injunction**, pursuant to Federal Rule of Civil Procedure 65(a) and (b). Petitioner tried to file a habeas petition last night, but the ECF site was down. She was able to file a habeas petition at 7:20 this morning. She and others similarly situated immigrant and nonimmigrant visa holders who are detained by Respondents at the Dallas/Ft. Worth International Airport (“DFW”) pursuant to the President’s January 27, 2017 executive order were coerced into withdrawing their applications for admissions. Although a federal court has enjoined Respondents from removing Petitioner and class members, Petitioner is concerned that Respondents will disregard the nationwide stay on the ground that Petitioner and class

members involuntarily withdrew their applications for admission and waived their statutory and constitutional rights. Upon information and belief, Petitioner is scheduled to be deported on a flight at 11AM this morning. **She seeks an emergency stay of removal.**

In support of their motion, Petitioner and others similarly situated would show the following:

1. Petitioner Shahin Hassanpour is a 70 year-old Iranian national who landed in the Dallas/Ft. Worth International Airport (“DFW”) on or about January 28, 2017. In September 2016, the United States Department of State (DOS) approved Ms. Hassanpour's application for an immigrant visa to come and live in the United States with her United States citizen son, who petitioned for her visa. Prior to the issuance of her visa, the DOS reviewed Ms. Hassanpour's criminal and immigration background and found her eligible for an immigrant visa.

2. On or about January 27, 2017, Ms. Hassanpour departed from Esfahan on Emirates Airlines.

3. On or about January 28, 2017, Ms. Hassanpour landed at DFW Airport.

4. Pursuant to the January 27, 2017 executive order, Respondents are not allowing Ms. Hassanpour to exit DFW Airport.

5. Respondents are not permitting Ms. Hassanpour to meet with her attorneys who are in Dallas or her United States citizen son was at the DFW Airport.

6. Ms. Hassanpour is an elderly woman who must take cancer and heart medication on a regular basis. The long flight, the stress of detention, and the lack of her medication present unnecessary health risks to Ms. Hassanpour.

7. Upon information and belief, Respondents coerced Ms. Hassanpour to withdraw her application for admission. Respondents told Ms. Hassanpour that she would be permanently

banned from the United States and sent to jail if she did not sign the form withdrawing her admission. Respondents did not translate or interpret the waiver form. Ms. Hassanpour, however, does not speak English, has no knowledge of United States laws, and was denied the opportunity to communicate with her attorneys.

8. Ms. Hassanpour has valid documents to enter the United States. She was previously interviewed and investigated by the State Department. The State Department and the U.S. Citizenship and Immigration Services previously determined that Ms. Hassanpour was not a national security risk. Respondents are detaining Ms. Hassanpour solely because of her national origin and her religion as required by the January 27, 2017 executive order.

9. Upon information and belief, Respondents intend to remove her and others and other similarly situated immigrant and nonimmigrant visa holders from Iran, Iraq, Syria, Yemen, Somalia, Sudan or Libya landed in the United States at the DFW Airport and presented themselves for inspection and admission, notwithstanding the nationwide stay issued in *Darweesh and Alshawi v. Trump et. al.*, Cause No. 17 Civ. 480 (AMD) in the U.S. District Court for the Eastern District of New York on January 28, 2017, relying upon the illegal waivers obtained from class members.

10. Because the executive order is unlawful as applied to Ms. Hassanpour and class members, their continued detention and the denial of admission based solely on the executive order violates their Fifth Amendment procedural and substantive due process, violates the First Amendment Establishment Clause, is ultra vires under the immigration statutes, and violates the Administrative Procedure Act and Religious Freedom Restoration Act. See Petitioner's Habeas Petition, ¶¶ 40–57. Further, Ms. Hassanpour's and class members continued unlawful detention is part of a widespread policy, pattern and practice applied to many refugees and arriving

noncitizens detained after the issuance of the January 27, 2017 executive order. Therefore, on behalf of herself and a class of similarly situated immigrant and nonimmigrant holders, Ms. Hassanpour respectfully applies to this Court for a stay of removal.

11. As indicated by the nationwide stay issued in *Darweesh and Alshawi v. Trump et. al.*, Cause No. 17 Civ. 480 (AMD) in the U.S. District Court for the Eastern District of New York on January 28, 2017, Petitioner has a strong likelihood of success in establishing that the removal of Petitioner and others similarly situated violates their rights to Due Process and Equal Protection guaranteed by the U.S. Constitution.

12. As indicated by the nationwide stay, there is imminent danger that, absent the stay of removal, there will be substantial and irreparable injury to Petitioner and others similarly situated.

13. As indicated by the nationwide stay, the issuance of the stay of removal will not injure the other parties interested in the proceeding.

14. A preliminary injunction is appropriate if the potential harm to the plaintiff outweighs the cost of the injunction, and the injunction “does not disserve the public interest.” *Jackson Women's Health Org. Ctr.*, 760 F.3d 448, 452 (5th Cir. 2014). In this case, the potential harm to the Petitioner is clearly outweighed by any harm to the defendants.

Conclusion

15. Petitioner and others similarly situated face imminent removal in a few hours. The United States District Court in *Hameed Khalid Darweesh and Haider Sameer Abdulkhaleq Alshawi v. Donald Trump, et. al.*, Case No. 17 Civ. 480, has determined that Petitioner and class members have a strong likelihood of success in the litigation, that there is imminent danger that, absent a stay of removal, there will be substantial and irreparable injury to Petitioner and class members

Therefore, , the Court should grant her Motion for a Temporary Preliminary Injunction.

Emergency Hearing

16. Petitioner considers that the facts and law in this matter permit resolution of the Petition without an evidentiary hearing. In the alternative, Petitioner asks for an emergency hearing this morning to have her arguments heard.

Prayer

WHEREFORE, premises considered, Petitioner respectfully ask this court to GRANT her **Motion for a Temporary Preliminary Injunction** and to issue a preliminary injunction ordering Defendants to:

1. Stay her removal which would be contrary to law;
2. Grant any other and further relief that this Court may deem fit and proper.

Petitioner further requests that they be awarded reasonable attorney's fees and costs associated with the litigation of this motion.

Respectfully submitted,

JAVIER N. MALDONADO
LAW OFFICE OF JAVIER N. MALDONADO, PC
8918 Tesoro Dr., Ste. 575
San Antonio, Texas 78217
Tel.: 210-277-1603
Fax: 210-587-4001
Email: jmaldonado.law@gmail.com

SEJAL R. ZOTA
NATIONAL IMMIGRATION PROJECT OF THE
NATIONAL LAWYERS GUILD
14 Beacon Street, Suite 602
Boston, Massachusetts 02108
Tel.: 617-227-9727

Fax: 617-227-5497
Email: sejal@nipnl.org

VINESH PATEL
2730 N. Stemmons Freeway, Ste. 1103
Dallas, TX 75207
Tel.: (972) 310-3835
Fax: (214) 960-4151
Email: vinesh@vpatellaw.com

DONALD E. ULOTH
18208 Preston Rd. Suite D-9 # 261
Dallas, TX 75252
Tel.: (214) 725-0260
Fax: (866) 462-6179
Email: don.uloth@uloth.pro

ATTORNEYS FOR PETITIONERS

By: /s/ Javier N. Maldonado
Javier N. Maldonado
Texas State Bar No. 00794216

By: /s/ Seja R. Zota
Sejal R. Zota
North Carolina State Bar No. 36535

By: /s/ Vinesh Patel
Vinesh Patel
Texas State Bar No. 24068668

By: /s/ Donald E. Uloth
Donald E. Uloth
Texas State Bar No. 20374200

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SHAHIN HASSANPOUR,

Petitioner,

v.

DONALD TRUMP, President of the
United States; U.S. DEPARTMENT OF
HOMELAND SECURITY ("DHS");
U.S. CUSTOMS AND BORDER
PROTECTION ("CBP"); JOHN KELLY,
Secretary of DHS; KEVIN K.
MCALEENAN, Acting Commissioner of
CBP; and CLEATUS P. HUNT, JR.,
Dallas/Ft. Worth International Airport
Port Director, CBP,

Respondents.

No. 3:17-cv-270

ORDER

Pending before the Court is Petitioner's Motion for Temporary Restraining Order and Preliminary Injunction to stay the removal of Petitioner and persons similarly situated who are detained at DFW International Airport pursuant to the President's January 27, 2017.

On January 28, 2017, the United States District Court for the Eastern District of New York issued a nationwide stay in *Hameed Khalid Darweesh and Haider Sameer Abdulkhaleq Alshawi v. Donald Trump, et. al.*, Case No. 17 Civ. 480, that appears to apply to Petitioner and class members detained in the DFW Airport. That Court has determined that Petitioner and class members have a strong likelihood of success in the litigation, that there is imminent danger that, absent a stay of removal, there will be substantial and irreparable injury to Petitioner and class members subject to the January 27, 2017, and that issuance of the stay will not injure the parties.

Out of an abundance of caution, the Court will stay Petitioner's and class members'

removal in this case pending completion of the proceedings in the Eastern District of New York.

WHEREFORE, IT IS HEREBY ORDERED that the Respondents, their officers, agents, servants, employees, attorneys and all persons acting in concert or participation with them will comply with the nationwide stay issued in *Hameed Khalid Darweesh and Haider Sameer Abdulkhaleq Alshawi v. Donald Trump, et. al.*, Case No. 17 Civ. 480.

IT IS FURTHER ORDERED that to assure compliance with the Court's order, the Court directs service of this Order upon the United States Marshal for the Northern District of Texas, and further directs the United States Marshals Services to take those actions deemed necessary to enforce the provisions and prohibitions set forth in this Order.

So ordered this ____ day of January, 2017.

UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

SHAHIN HASSANPOUR and	§	
A Class of Similarly Situated Persons,	§	
	§	
Petitioners,	§	
	§	
v.	§	No. 3:17-cv-270
	§	
DONALD TRUMP, President of the	§	
United States; U.S. DEPARTMENT OF	§	
HOMELAND SECURITY (“DHS”);	§	
U.S. CUSTOMS AND BORDER	§	
PROTECTION (“CBP”); JOHN KELLY,	§	
Secretary of DHS; KEVIN K.	§	
MCALEENAN, Acting Commissioner of	§	
CBP; and CLEATUS P. HUNT, JR.,	§	
Dallas/Ft. Worth International Airport	§	
Port Director, CBP,	§	
	§	
Respondents.	§	

**CLASS PETITION FOR WRIT OF HABEAS CORPUS AND
COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF**

This class habeas petition is filed by Petitioner Shahin Hassanpour and others similarly situated immigrant and nonimmigrant visa holders who are detained by Respondents at the Dallas/Ft. Worth International Airport (“DFW”) pursuant to the President’s January 27, 2017 executive order and who were coerced into withdrawing their applications for admissions. Although a federal court has enjoined Respondents from removing Petitioner and class members, Petitioner is concerned that Respondents will disregard the nationwide stay on the ground that Petitioner and class members involuntarily withdrew their applications for admission and waived their statutory and constitutional rights. This class petition is filed to safeguard Petitioner’s and class members’ constitutional and statutory rights.

Petitioner Shahin Hassanpour is a 70 year-old Iranian national who landed in the Dallas/Ft. Worth International Airport (“DFW”) on or about January 28, 2017. In September 2016, the United States Department of State (DOS) approved Ms. Hassanpour's application for an immigrant visa to come and live in the United States. Her United States citizen son had petitioned for her to immigrate to the United States as a permanent resident. Prior to the issuance of her visa, the DOS reviewed Ms. Hassanpour's criminal and immigration background and found her eligible for an immigrant visa.

On or about January 28, 2017, Ms. Hassanpour and other similarly situated immigrant and nonimmigrant visa holders landed in the United States at the DFW Airport and presented themselves for inspection and admission. U.S. Customs and Border Protection (CBP) blocked Ms. Hassanpour and class members from exiting DFW Airport even though they presented valid entry documents. CBP continues to detain Ms. Hassanpour and class members and deny them admission. CBP is holding Ms. Hassanpour and class members at DFW Airport solely pursuant to an executive order issued by President Donald Trump on January 27, 2017.

Because the executive order is unlawful as applied to Ms. Hassanpour and class members, their continued detention and the denial of admission based solely on the executive order violates their Fifth Amendment procedural and substantive due process, violates the First Amendment Establishment Clause, is ultra vires under the immigration statutes, and violates the Administrative Procedure Act and Religious Freedom Restoration Act. Further, Ms. Hassanpour's and class members continued unlawful detention is part of a widespread policy, pattern and practice applied to many refugees and arriving noncitizens detained after the issuance of the January 27, 2017 executive order. Therefore, on behalf of herself and a class of similarly situated immigrant and nonimmigrant holders, Ms. Hassanpour respectfully applies to this Court

for a writ of habeas corpus to remedy their unlawful detention, and for declaratory and injunctive relief to prevent such harms from recurring.

CUSTODY

1. Ms. Hassanpour is in the physical custody of Respondent Cleatus P. Hunt, Jr., DFW International Airport Port Director, U.S. Customs and Border Protection, the Department of Homeland Security (DHS). At the time of the filing of this petition, Petitioner is detained at the DFW Airport. Ms. Hassanpour is under the direct control of Respondents and their agents.
2. Class members are immigrant and nonimmigrant holders who are from Iran, Iraq, Syria, Yemen, Somalia, Sudan or Libya, who are detained at DFW Airport pursuant to the January 27, 2017 executive order, and who were coerced into withdrawing their applications for admission.

JURISDICTION

3. This Court has subject matter jurisdiction over this action under 28 U.S.C. §§ 1331, 1361, 2241, 2243, and the Habeas Corpus Suspension Clause of the U.S. Constitution. This court has further remedial authority pursuant to the Declaratory Judgment Act, 28 U.S.C. § 2201 *et seq.*

VENUE

4. Venue lies in the United States District Court for the Northern District of Texas, the judicial district in which Respondent Cleatus P. Hunt, Jr. resides and where Petitioner is detained. 28 U.S.C. § 1391(e).
5. No petition for habeas corpus has previously been filed in any court to review Petitioner's case.

PARTIES

6. Petitioner Shahin Hassanpour is a national and citizen of Iran who was granted an immigrant visa so that she can come to the United States as a lawful permanent resident. She is

detained by Respondents pursuant to President Trump's January 27, 2017 executive order.

7. Class members are immigrant and nonimmigrant holders who are from Iran, Iraq, Syria, Yemen, Somalia, Sudan or Libya and who are detained at DFW Airport pursuant to the January 27, 2017 executive order and who were coerced into withdrawing their applications for admission.

8. Donald Trump is the President of the United States and is charged with enforcing the immigration laws. He is sued in his official capacity.

9. The U.S. Department of Homeland Security ("DHS") is a cabinet department of the United States federal government with the primary mission of securing the United States.

10. U.S. Customs and Border Protection ("CBP") is an agency within DHS with the primary mission of detecting and preventing the unlawful entry of persons and goods into the United States.

11. Respondent John Kelly is the Secretary of DHS. Secretary Kelly has immediate custody of Petitioner. He is sued in his official capacity.

12. Respondent Kevin K. McAleenan is the Acting Commissioner of CBP. Acting Commissioner McAleenan has immediate custody of Petitioner. He is sued in his official capacity.

13. Respondent Cleatus P. Hunt, Jr. is the Port Director of the Dallas/Ft. Worth International Airport. He has immediate custody of Ms. Hassanpour. He is sued in his official capacity.

STATEMENT OF FACTS

President Trump's January 27, 2017 Executive Order

14. On January 20, 2017, Donald Trump was inaugurated as the forty-fifth President of the United States. During his campaign, he stated that he would ban Muslims from entering the United States.

15. On January 27, one week after his inauguration, President Trump signed an executive order entitled, "Protecting the Nation from Foreign Terrorist Entry into the United States," which is attached hereto as Exhibit A and is hereinafter referred to as the "EO."

16. In statements to the press in connection with his issuance of the EO, President Trump stated that his order would help Christian refugees to enter the United States.

17. Citing the threat of terrorism committed by foreign nationals, the EO directs a variety of changes to the manner and extent to which noncitizens may seek and obtain entry to the United States. Among other things, the EO imposes a 120-day moratorium on the refugee resettlement program as a whole; proclaims that "that the entry of nationals of Syria as refugees is detrimental to the interests of the United States"; and therefore singles out Syrian refugees for an indefinite "suspension" on their admission to the country.

18. Most relevant to the instant action is Section 3(c) of the EO, in which President Trump proclaims "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 that he is therefore "suspend[ing] entry into the United States, as immigrants and nonimmigrants, of such persons for 90 days from the date of this order," with narrow exceptions not relevant here.

19. There are seven countries that fit the criteria in 8 U.S.C. § 1187(a)(12): Iraq, Iran, Libya, Somalia, Sudan, Syria, and Yemen. According to the terms of the EO, therefore, the "entry into

the United States” of noncitizens from those countries is “suspended” from 90 days from the date of the EO.

Petitioner Hassanpour

20. Petitioner Shahin Hassanpour is a 70 year-old Iranian national who is Muslim.
21. Ms. Hassanpour has a United States citizen son who petitioned for Ms. Hassanpour to immigrate to the United States as a lawful permanent resident.
22. In September 2016, the State Department interviewed Ms. Hassanpour in connection with her application for an immigrant visa. After reviewing her application and investigating her criminal background, the State Department determined that Ms. Hassanpour qualified for an immigrant visa. In issuing Ms. Hassanpour an immigrant visa, the State Department determined that Ms. Hassanpour was not a threat to this country's national security but rather that she was worthy of residing here permanently.
23. On or about January 27, 2017, Ms. Hassanpour departed from Esfahan on Emirates Airlines.
24. On or about January 28, 2017, Ms. Hassanpour landed at DFW Airport.
25. Pursuant to the January 27, 2017 executive order, Respondents are not allowing Ms. Hassanpour to exit DFW Airport.
26. Respondents are not permitting Ms. Hassanpour to meet with her attorneys who are in Dallas. Her United States citizen son was at the DFW Airport ready to meet her.
27. Ms. Hassanpour is an elderly woman who must take cancer and heart medication on a regular basis. The long flight, the stress of detention, and the lack of her medication present unnecessary health risks to Ms. Hassanpour.

28. Upon information and belief, Respondents coerced Ms. Hassanpour to withdraw her application for admission. Respondents told Ms. Hassanpour that she would be permanently banned from the United States if she did not sign the form withdrawing her admission. Respondents did not translate or interpret the waiver form. Ms. Hassanpour, however, does not speak English, has no knowledge of United States laws, and was denied the opportunity to communicate with her attorneys.

29. Ms. Hassanpour has valid documents to enter the United States. She was previously interviewed and investigated by the State Department. The State Department and the U.S. Citizenship and Immigration Services previously determined that Ms. Hassanpour was not a national security risk. Respondents are detaining Ms. Hassanpour solely because of her national origin and her religion as required by the January 27, 2017 executive order.

30. Upon information and belief, Respondents intend to remove class members notwithstanding the nationwide stay issued in *Darweesh and Alshawi v. Trump et. al.*, Cause No. 17 Civ. 480 (AMD) in the U.S. District Court for the Eastern District of New York on January 28, 2017, relying upon the illegal waivers obtained from class members.

31. Respondents' decisions to detain Ms. Hassanpour are not unlawful and are capricious and arbitrary. There is no better time for the Court to consider the merits of Ms. Hassanpour's request for release.

Class

32. Class members are immigrant and nonimmigrant visa holders currently detained by Respondents at the DFW Airport.

33. Class members are in the possession of entry documents that were lawfully issued by the State Department and/or the Department of Homeland Security.

34. Prior to issuing entry documents to class members, the State Department and/or the Department of Homeland Security interviewed and investigated class members. The State Department and/or the Department of Homeland Security determined that class members were admissible and were not a threat to the national security.

35. Upon landing at DFW Airport, Respondents detained class members pursuant to the President's January 27, 2017 executive order. Upon information and belief, Respondents denied class members an opportunity to speak with their lawyers.

36. Upon information and belief, Respondents then proceeded to coerce class members to withdraw their applications for admission.

37. Class members do not speak English fluently, are not lawyers, and are not familiar with United States laws.

38. Upon information and belief, Respondents intend to remove class members notwithstanding the nationwide stay issued in *Darweesh and Alshawi v. Trump et. al.*, Cause No. 17 Civ. 480 (AMD) in the U.S. District Court for the Eastern District of New York on January 28, 2017, relying upon the illegal waivers obtained from class members.

39. Respondents' decisions to detain class members are not legally justifiable and are capricious and arbitrary. There is no better time for the Court to consider the merits of the class members' request for release.

CLAIMS FOR RELIEF

COUNT ONE

CONSTITUTIONAL CLAIM--DUE PROCESS

40. Petitioner alleges and incorporates by reference paragraphs 1 through 39 above.

41. Petitioner's and the class members' detention violates her right to substantive and procedural due process guaranteed by the Fifth Amendment to the U.S. Constitution.

COUNT TWO
FIRST AMENDMENT—ESTABLISHMENT CLAUSE

42. Petitioner alleges and incorporates by reference paragraphs 1 through 39 above.
43. The EO exhibits hostility to a specific religious faith, Islam, and gives preference to other religious faiths, principally Christianity. The EO therefore violates the Establishment Clause of the First Amendment by not pursuing a course of neutrality with regard to different religious faiths.

COUNT THREE
FIFTH AMENDMENT—EQUAL PROTECTION

44. Petitioner alleges and incorporates by reference paragraphs 1 through 39 above.
45. The EO discriminates against Petitioner and the class on the basis of their country of origin and religion, without sufficient justification, and therefore violates the equal protection component of the Due Process Clause of the Fifth Amendment.
46. Additionally, the EO was substantially motivated by animus toward—and has a disparate effect on—Muslims, which also violates the equal protection component of the Due Process Clause of the Fifth Amendment.
47. Respondents have demonstrated an intent to discriminate against Petitioner and the class members on the basis of religion through repeated public statements that make clear the EO was designed to prohibit the entry of Muslims to the United States. *See* Michael D. Shear & Helene Cooper, *Trump Bars Refugees and Citizens of 7 Muslim Countries*, N.Y. Times (Jan. 27, 2017), (“[President Trump] ordered that Christians and others from minority religions be granted priority over Muslims.”); Carol Morello, *Trump Signs Order Temporarily Halting Admission of Refugees, Promises Priority for Christians*, Wash. Post (Jan. 27, 2017).

48. Applying a general law in a fashion that discriminates on the basis of religion in this way violates Petitioner's and class members' right to equal protection under the Fifth Amendment Due Process Clause. Petitioner and the class satisfy the Supreme Court's test to determine whether a facially neutral law – in the case, the EO and federal immigration law – has been applied in a discriminatory fashion. *Vill. of Arlington Heights v. Metro. Hous. Dev. Corp.*, 429 U.S. 252, 266-7 (1977).

49. Here, President Donald Trump and senior staff have made clear that EO will be applied to primarily exclude individuals on the basis of their national origin and being Muslim. *See, e.g.*, Donald J. Trump, *Donald J. Trump Statement On Preventing Muslim Immigration*, (Dec. 7, 2015), <https://www.donaldjtrump.com/press-releases/donald-j.-trump-statement-on-preventing-muslim-immigration> (“Donald J. Trump is calling for a total and complete shutdown of Muslims entering the United States until our country's representatives can figure out what is going on.”); Abby Phillip and Abigail Hauslohner, *Trump on the Future of Proposed Muslim Ban, Registry: 'You know my plans'*, Wash. Post (Dec. 22, 2016). Further, the President has promised that preferential treatment will be given to Christians, unequivocally demonstrating the special preferences and discriminatory impact that the EO has upon Petitioner. *See supra*.

50. Thus, Respondents have applied the EO with forbidden animus and discriminatory intent in violation of the equal protection of the Fifth Amendment and violated Petitioner's and the class members' equal protection rights.

COUNT FOUR ADMINISTRATIVE PROCEDURE ACT

51. Petitioner alleges and incorporates by reference paragraphs 1 through 27 above.

52. Respondents detained and mistreated Petitioner and class members solely pursuant to an executive order issued on January 27, 2017, which expressly discriminates against Petitioner and

the class on the basis of her country of origin and was substantially motivated by animus toward Muslims.

53. The EO exhibits hostility to a specific religious faith, Islam, and gives preference to other religious faiths, principally Christianity.

54. The INA forbids discrimination in issuance of visas based on a person's race, nationality, place of birth, or place of residence. 8 U.S.C. § 1152(a)(1)(A).

55. Respondents' actions in detaining and mistreating Petitioner and class members were arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law, in violation of APA § 706(2)(A); contrary to constitutional right, power, privilege, or immunity, in violation of APA § 706(2)(B); in excess of statutory jurisdiction, authority, or limitations, or short of statutory right, in violation of APA § 706(2)(C); and without observance of procedure required by law, in violation of § 706(2)(D).

COUNT FIVE RELIGIOUS FREEDOM RESTORATION ACT

56. Petitioner alleges and incorporates by reference paragraphs 1 through 27 above.

57. The EO will have the effect of imposing a special disability on the basis of religious views or religious status, by withdrawing an important immigration benefit principally from Muslims on account of their religion. In doing so, the EO places a substantial burden on Petitioner's and class members' exercise of religion in a way that is not the least restrictive means of furthering a compelling governmental interest.

PRAYER FOR RELIEF

WHEREFORE, Petitioner prays that this Court grant the following relief:

1. Assume jurisdiction over this matter;
2. Issue an order directing Respondents to show cause why the writ should not be

granted;

3. Issue an order certifying a class of immigrant and nonimmigrant visa holders detained at DFW Airport pursuant to the President's January 27, 2017 executive order and who were coerced into withdrawing their applications for admission and other rights;
4. Issue an injunction ordering Respondents not to detain Petitioner on the basis of the EO;
5. Issue a writ of habeas corpus ordering Respondents to release Ms. Hassanpour;
6. Award Petitioner reasonable costs and attorney's fees; and,
7. Grant any other relief which this Court deems just and proper.

Respectfully submitted,

JAVIER N. MALDONADO
LAW OFFICE OF JAVIER N. MALDONADO, PC
8918 Tesoro Dr., Ste. 575
San Antonio, Texas 78217
Tel.: 210-277-1603
Fax: 210-587-4001
Email: jmaldonado.law@gmail.com

SEJAL R. ZOTA
NATIONAL IMMIGRATION PROJECT OF THE
NATIONAL LAWYERS GUILD
14 Beacon Street, Suite 602
Boston, Massachusetts 02108
Tel.: 617-227-9727
Fax: 617-227-5497
Email: sejal@nipnl.org

DONALD E. ULOTH
18208 Preston Rd. Suite D-9 # 261
Dallas, TX 75252
Tel.: [\(214\) 725-0260](tel:(214)725-0260)
Fax: [\(866\) 462-6179](tel:(866)462-6179)
Email: don.uloth@uloth.pro

ATTORNEYS FOR PETITIONERS

By: /s/ Javier N. Maldonado
Javier N. Maldonado
Texas State Bar No. 00794216

By: /s/ Sejal R. Zota
Sejal R. Zota
North Carolina State Bar No. 36535

By: /s/ Donald E. Uloth
Donald E. Uloth
Texas State Bar No. 20374200

JS 44 (Rev. 08/16)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

<p>I. (a) PLAINTIFFS SHAHIN HASSANPOUR AND OTHER SIMILARLY SITUATED</p> <p>(b) County of Residence of First Listed Plaintiff _____ (EXCEPT IN U.S. PLAINTIFF CASES)</p> <p>(c) Attorneys (Firm Name, Address, and Telephone Number) Donald E. Uloth, 18208 Preston Rd. Suite D-9 # 261, Dallas, TX 75252, (214) 725-0260; Javier N. Maldonado, 8918 Tesoro Dr., Ste. 575, San Antonio, TX 78217, (210) 277-1603</p>	<p>DEFENDANTS President Donald Trump, et. al.</p> <p>County of Residence of First Listed Defendant _____ (IN U.S. PLAINTIFF CASES ONLY)</p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.</p> <p>Attorneys (If Known) _____</p>
---	--

<p>II. BASIS OF JURISDICTION (Place an "X" in One Box Only)</p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input checked="" type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)</p> <p><input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)</p>	<p>III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th></th> <th>PTF</th> <th>DEF</th> <th></th> <th>PTF</th> <th>DEF</th> </tr> <tr> <td>Citizen of This State</td> <td><input type="checkbox"/> 1</td> <td><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business In This State</td> <td><input type="checkbox"/> 4</td> <td><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td><input type="checkbox"/> 2</td> <td><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business In Another State</td> <td><input type="checkbox"/> 5</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 6</td> </tr> </table>		PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	PTF	DEF		PTF	DEF																				
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4																				
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5																				
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

<p>IV. NATURE OF SUIT (Place an "X" in One Box Only) Click here for: Nature of Suit Code Descriptions.</p>				
<p>CONTRACT</p> <p><input type="checkbox"/> 110 Insurance</p> <p><input type="checkbox"/> 120 Marine</p> <p><input type="checkbox"/> 130 Miller Act</p> <p><input type="checkbox"/> 140 Negotiable Instrument</p> <p><input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment</p> <p><input type="checkbox"/> 151 Medicare Act</p> <p><input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)</p> <p><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits</p> <p><input type="checkbox"/> 160 Stockholders' Suits</p> <p><input type="checkbox"/> 190 Other Contract</p> <p><input type="checkbox"/> 195 Contract Product Liability</p> <p><input type="checkbox"/> 196 Franchise</p>	<p>TORTS</p> <p>PERSONAL INJURY</p> <p><input type="checkbox"/> 310 Airplane</p> <p><input type="checkbox"/> 315 Airplane Product Liability</p> <p><input type="checkbox"/> 320 Assault, Libel & Slander</p> <p><input type="checkbox"/> 330 Federal Employers' Liability</p> <p><input type="checkbox"/> 340 Marine</p> <p><input type="checkbox"/> 345 Marine Product Liability</p> <p><input type="checkbox"/> 350 Motor Vehicle</p> <p><input type="checkbox"/> 355 Motor Vehicle Product Liability</p> <p><input type="checkbox"/> 360 Other Personal Injury</p> <p><input type="checkbox"/> 362 Personal Injury - Medical Malpractice</p> <p>PERSONAL INJURY - Product Liability</p> <p><input type="checkbox"/> 365 Personal Injury - Product Liability</p> <p><input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability</p> <p><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability</p> <p>PERSONAL PROPERTY</p> <p><input type="checkbox"/> 370 Other Fraud</p> <p><input type="checkbox"/> 371 Truth in Lending</p> <p><input type="checkbox"/> 380 Other Personal Property Damage</p> <p><input type="checkbox"/> 385 Property Damage Product Liability</p>	<p>FORFEITURE/PENALTY</p> <p><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881</p> <p><input type="checkbox"/> 690 Other</p> <p>LABOR</p> <p><input type="checkbox"/> 710 Fair Labor Standards Act</p> <p><input type="checkbox"/> 720 Labor/Management Relations</p> <p><input type="checkbox"/> 740 Railway Labor Act</p> <p><input type="checkbox"/> 751 Family and Medical Leave Act</p> <p><input type="checkbox"/> 790 Other Labor Litigation</p> <p><input type="checkbox"/> 791 Employee Retirement Income Security Act</p> <p>IMMIGRATION</p> <p><input type="checkbox"/> 462 Naturalization Application</p> <p><input checked="" type="checkbox"/> 465 Other Immigration Actions</p>	<p>BANKRUPTCY</p> <p><input type="checkbox"/> 422 Appeal 28 USC 158</p> <p><input type="checkbox"/> 423 Withdrawal 28 USC 157</p> <p>PROPERTY RIGHTS</p> <p><input type="checkbox"/> 820 Copyrights</p> <p><input type="checkbox"/> 830 Patent</p> <p><input type="checkbox"/> 840 Trademark</p> <p>SOCIAL SECURITY</p> <p><input type="checkbox"/> 861 HIA (1395ff)</p> <p><input type="checkbox"/> 862 Black Lung (923)</p> <p><input type="checkbox"/> 863 DIWC/DIWW (405(g))</p> <p><input type="checkbox"/> 864 SSID Title XVI</p> <p><input type="checkbox"/> 865 RSI (405(g))</p> <p>FEDERAL TAX SUITS</p> <p><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)</p> <p><input type="checkbox"/> 871 IRS—Third Party 26 USC 7609</p>	<p>OTHER STATUTES</p> <p><input type="checkbox"/> 375 False Claims Act</p> <p><input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))</p> <p><input type="checkbox"/> 400 State Reapportionment</p> <p><input type="checkbox"/> 410 Antitrust</p> <p><input type="checkbox"/> 430 Banks and Banking</p> <p><input type="checkbox"/> 450 Commerce</p> <p><input type="checkbox"/> 460 Deportation</p> <p><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations</p> <p><input type="checkbox"/> 480 Consumer Credit</p> <p><input type="checkbox"/> 490 Cable/Sat TV</p> <p><input type="checkbox"/> 850 Securities/Commodities/Exchange</p> <p><input type="checkbox"/> 890 Other Statutory Actions</p> <p><input type="checkbox"/> 891 Agricultural Acts</p> <p><input type="checkbox"/> 893 Environmental Matters</p> <p><input type="checkbox"/> 895 Freedom of Information Act</p> <p><input type="checkbox"/> 896 Arbitration</p> <p><input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision</p> <p><input type="checkbox"/> 950 Constitutionality of State Statutes</p>

V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another District (specify) 6 Multidistrict Litigation - Transfer 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
 28 U.S.C. Sec. 1331, 1361, 2241, and 2243.

Brief description of cause:
 Visa holders detained at DFW are detained pursuant to Jan. 27, 2017 executive order.

VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ _____ CHECK YES only if demanded in complaint: JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY (See instructions): JUDGE _____ DOCKET NUMBER _____

DATE: 1/29/2017 SIGNATURE OF ATTORNEY OF RECORD: /s/ Javier N. Maldonado

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

pursuant to the January 27, 2017 and who were coerced into withdrawing their applications for admission.

3. Donald J. Trump, President of the United States.
4. The U.S. Department of Homeland Security.
5. U.S. Customs and Border Protection.
6. John Kelly, the Secretary of the he U.S. Department of Homeland Security.
7. Kevin K. McAleenan, the Acting Commissioner of U.S. Customs and Border Protection.
8. Cleatus P. Hunt, Jr., the Port Director of the Dallas/Ft. Worth International Airport.

Date: January 29, 2016

Respectfully submitted,

/s/ Javier N. Maldonado
Javier N. Maldonado
State Bar No. 00794216
Law Office of Javier N. Maldonado, PC
8918 Tesoro Dr., Ste. 575
San Antonio, TX 78217
Tel. (210) 277-1603
Fax (210) 587-4001
Email: jmaldonado.law@gmail.com

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MAZDAK POURABDOLLAH
TOOTKABONI and
ARGHAVAN LOUHGHALAM,

Petitioners,

CIVIL ACTION NO. 17-cv-10154

v.

DONALD TRUMP, President of
The United States, et al.,

Respondents

TEMPORARY RESTRAINING ORDER
January 29, 2017

BURROUGHS, U.S.D.J.

On January 28, 2017 the Petitioners filed a Petition for Writ of Habeas Corpus and Complaint for Declaratory and Injunctive Relief.

After consideration of the written submissions, arguments of counsel, and the hearing held on January 28-29, 2017, the Court hereby finds as follows:

1. The petitioners have met their burden of establishing a strong likelihood of success in establishing that the detention and/or removal of the petitioners and others similarly situated would violate their rights to Due Process and Equal Protection as guaranteed by the United States Constitution;
2. Absent a stay of removal, petitioners and others similarly situated, including lawful permanent residents, citizens, visa-holders, approved refugees, and other individuals from nations who are subject to the January 27, 2017 Executive Order, are likely to suffer irreparable harm.

3. The balance of harms favors the issuance of this temporary restraining order and its issuance is in the public interest.

NOW, THEREFORE, IT IS HEREBY ORDERED

I. that respondents, their officers, agents, servants, employees, attorneys, and all members and persons acting in concert or participation with them:

a) shall limit secondary screening to comply with the regulations and statutes in effect prior to the Executive Order, including 8 U.S.C. § 1101(a)(13)(C);

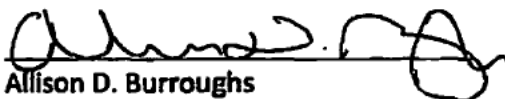
b) shall not, by any manner or means, detain or remove individuals with refugee applications approved by U.S. Citizenship and Immigration Services as part of the U.S. Refugee Admissions Program, holders of valid immigrant and non-immigrant visas, lawful permanent residents, and other individuals from Iraq, Syria, Iran, Sudan, Libya, Somalia and Yemen who, absent the Executive Order, would be legally authorized to enter the United States;

c) to assure compliance with this Order, the United States Marshal for the District of Massachusetts shall be served with this Order and is further directed to take those actions deemed necessary to enforce this Order; and

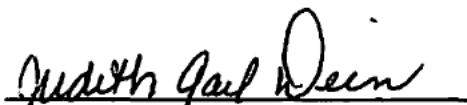
d) Customs and Border Protection shall notify airlines that have flights arriving at Logan Airport of this Order and the fact that individuals on these flights will not be detained or returned based solely on the basis of the Executive Order.

II. This Order shall remain in effect for a period of seven (7) days from the date of this Order. The Court shall schedule a hearing prior to the expiration of this Order.

III. Petitioners shall file an Amended Complaint by January 30, 2017.



Allison D. Burroughs
United States District Judge



Judith Gail Dein
United States Magistrate Judge

January 29, 2017

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

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)**
(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)** {f/n} **(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
- **(b)(6), (b)(7)(C)**
- DXD Hutton
- OFO Field Liaison

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

Sample

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

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

(b)(5), (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)



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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 of 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) 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 notated in CSIS 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

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

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

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

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

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

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

(b)(5), (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)



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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

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; **(b)(6), (b)(7)(C)**; PEREZ, ROBERT E;
(b)(6), (b)(7)(C)
Subject: EO 212(f) Waiver for **(b)(6), (b)(7)(C)**
Importance: High

OCC

(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)



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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

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)**
(b)(5), (b)(6), (b)(7)(C), (b)(7)(E)
Subject: RE: Waiver Request for 212(1) in re: **(b)(6), (b)(7)(C)**

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

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

(b)(7)(E)

Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.

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

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)
(b)(6), (b)(7)(C)
Subject: RE: UPDATED Guidance on Executive Order "Protecting the Nation from Foreign Terrorist Entry into the United States

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)
Washington, DC

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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)

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

Importance: High

OFO'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
- (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)
- XD Hoffman

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

- DXD Hutton
- OFO Field Liaison

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

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

(b)(5), (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)



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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) 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 notated in CSIS 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 J. (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) A) Director, Enforcement Programs Division, at (b)(6), (b)(7)(C).

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



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

m: HUTTON, JAMES R
sent: Monday, January 30, 2017 9:05 AM
To: SABATINO, DIANE J; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) MARTEL, CARLOS C; MURDOCK, JUDSON W; (b)(6), (b)(7)(C); (b)(6), (b)(7)(C) HOFFMAN, TODD A
Subject: Arrival of Central American Minors (CAM) Parolees - Jan 31st
Attachments: PAROLEE 30JAN-2FEB EL SALVADOR_HONDURAS.XLS; Form I-512L CAM Parole Authorization Letter.pdf
Importance: High
Follow Up Flag: Follow Up
Flag Status: Flagged

DFO/PDs

Starting on January 31st, the Ports of (b)(7)(E) will encounter Central American Minors that have been authorized parole into the United States for a period of two (2) years. I have attached a list of the individuals scheduled to arrive to include a exemplar of the document they will present on primary. Just to alleviate any potential confusion, while these are adjudicated by CIS Refugee Office, these are not refugees, nor subject to the EO.

ase do not hesitate to contact me should the need arise.

J. Ryan Hutton
 Deputy Executive Director
 Admissibility and Passenger Programs

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

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

ARRIVAL 30 JANUARY

PF #	DOA PoE	Arr Time	Carrier	Case	Family Name	First Name	Middle Name	Birthdate	Relation	Nationality	Size	Po E
SVH3012	30-Jan-2017	17:45	AA									
				ES-100318	(b)(6), (b)(7)(C)				PA	SV	1	(b)(7)(E)
				ES-100371					PA	SV	1	
				ES-100380					PA	SV	1	
				ES-100381					PA	SV	1	
				ES-100413					PA	SV	1	
				ES-100549					PA	SV	1	
				ES-100550					PA	SV	1	
				ES-106328					PA	SV	1	
				ES-106590					PA	SV	1	
				ES-106709					PA	SV	1	
				ES-106813					PA	SV	1	
				ES-106852					PA	SV	1	
				ES-107002					PA	SV	1	
				ES-107068					PA	SV	1	
				ES-107132					PA	SV	1	
				ES-107496					PA	SV	1	
				ES-107669				PA	SV	1		
				ES-200039				PA	SV	1		

TOTAL

18

ARRIVAL 31 JANUARY												
PF #	DOA PoE	Arr Time	Carrier	Case	Family Name	First Name	Middle Name	Birthdate	Relation	Nationality	Size	Po E
SVH3013	31-Jan-2017	17:45	AA	ES-100295					PA	SV	1	
				ES-100296					PA	SV	1	
				ES-100297					PA	SV	1	
				ES-100913					PA	SV	1	
				ES-100914					PA	SV	1	
				ES-100915					PA	SV	1	
				ES-106491					PA	SV	1	
				ES-106554					PA	SV	1	
				ES-106913					PA	SV	1	
				ES-107088					PA	SV	1	
				ES-107257					PA	SV	1	
				ES-107267					PA	SV	1	
				ES-107384					PA	SV	1	
				ES-107623					PA	SV	1	
				ES-107745					PA	SV	1	
				ES-107784					PA	SV	1	
				ES-107903					PA	SV	1	
				ES-107992					PA	SV	1	
				ES-108397					PA	SV	1	
				ES-200474					PA	SV	1	
											20	
SVH3029	31-Jan-2017	11:25	AV	ES-106952					PA	SV	1	
				ES-107785					PA	SV	1	
											2	
SVH3025	31-Jan-17	11:07	AV	ES-107831					PA	SV	1	
				ES-108023					PA	SV	1	
											2	
SVH3024	31-Jan-17	11:50	AV	ES-107206					PA	SV	1	
				ES-108237					PA	SV	1	
				ES-108346					PA	SV	1	
											3	
HNH3002	31-Jan-17	18:24	AA	ES-201417					PA	HN	1	
				HO-100153					PA	HN	1	
				HO-100244					PA	HN	1	
				HO-101234					PA	HN	1	
				HO-101237					PA	HN	1	
				HO-101312					PA	HN	1	
				HO-101317					PA	HN	1	
				HO-101335					PA	HN	1	
				HO-101345					PA	HN	1	
				HO-101383					PA	HN	1	
				HO-101467					PA	HN	1	
				HO-101470					PA	HN	1	
				HO-101494					PA	HN	1	
				HO-101520					PA	HN	1	
				HO-101527					PA	HN	1	
				HO-101529					PA	HN	1	
				HO-101532					PA	HN	1	
											17	

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

(b)(7)(E)

ARRIVAL 1 FEBRUARY												
PF #	DOA PoE	Arr Time	Carrier	Case	Family Name	First Name	Middle Name	Birthdate	Relation	Nationalit	Size	Po.F.
SVH3014	1-Feb-2017	17:45	AA									
				ES-100610					PA	SV	1	
				ES-100654					PA	SV	1	
				ES-100938					PA	SV	1	
				ES-106319					PA	SV	1	
				ES-107071					PA	SV	1	
				ES-107138					PA	SV	1	
				ES-107549					PA	SV	1	
				ES-107665					PA	SV	1	
				ES-107676					PA	SV	1	
				ES-107995					PA	SV	1	
				ES-108011					PA	SV	1	
				ES-108114					PA	SV	1	
				ES-200033					PA	SV	1	
				ES-200034					PA	SV	1	
				ES-200220					PA	SV	1	
				ES-200221					PA	SV	1	
				ES-200222					PA	SV	1	
				ES-200798					PA	SV	1	
				ES-200799					PA	SV	1	
				ES-200800					PA	SV	1	
											20	

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

(b)(7)(E)

ARRIVAL 2 FEBRUARY												
PF #	DOA PoE	Arr Time	Carrier	Case	Family Name	First Name	Middle Name	Birthdate	Relation	Nationalit	Size	PoE
SVH3015	2-Feb-2017	17:45	AA									
				ES-100765					PA	SV	1	
				ES-100766					PA	SV	1	
				ES-106718					PA	SV	1	
				ES-106834					PA	SV	1	
				ES-107162					PA	SV	1	
				ES-107237					PA	SV	1	
				ES-107342					PA	SV	1	
				ES-107380					PA	SV	1	
				ES-107383					PA	SV	1	
				ES-107483					PA	SV	1	
				ES-107518					PA	SV	1	
				ES-107673					PA	SV	1	
				ES-107723					PA	SV	1	
				ES-107946					PA	SV	1	
				ES-108124					PA	SV	1	
				ES-108654					PA	SV	1	
				ES-200263					PA	SV	1	
				ES-200264					PA	SV	1	
				ES-200265					PA	SV	1	
				ES-200266					PA	SV	1	
											20	

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

(b)(7)(E)

Department of Homeland Security
U.S. Citizenship and Immigration Services

**I-512L, Authorization for Parole
of an Alien Into the United States**

**AUTHORIZATION TO TRANSPORT FOR PAROLE OF AN ALIEN
INTO THE UNITED STATES**

Date Issued: Aug 7, 2015
This Document Valid Until: Sep 7, 2015

SAMPLE

Name of Bearer: **John SMITH**
Date/Place of Birth: Jan 1, 2000 San Salvador, El Salvador
Bearer's A-Number: A088888888
Gender: Male
Passport Number: AA 88888888

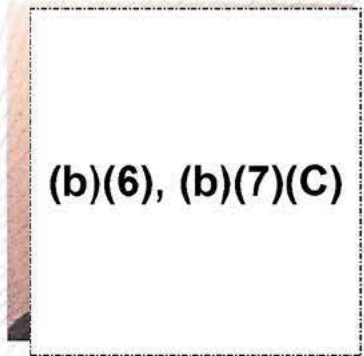
TO: TRANSPORTATION COMPANY
TO: U.S. CUSTOMS AND BORDER PROTECTION (CBP) OFFICER AT PORT-OF-ENTRY

The Department of Homeland Security, U.S. Citizenship and Immigration Services (USCIS), has **AUTHORIZED PAROLE FOR TWO (2) YEARS** into the United States for the above named bearer under Section 205(d)(A) of the Immigration and Nationality Act. USCIS has waived all ineligibilities for parole purposes only.

Presentation of the original of this document will authorize a transportation line to accept the named bearer, whose photograph is embedded below, on board for travel to the United States on or before Sep 7, 2015 without liability under Section 273(b) of the Immigration and Nationality Act for transporting an alien without a visa to the United States.

Presentation of the original of this document will inform the Customs and Border Protection officer at a port of entry that USCIS has authorized the above named bearer to enter the United States on or before Sep 7, 2015 as an alien paroled pursuant to Section 212(d)(5) of the Immigration and Nationality Act for a period of two (2) years commencing with the alien's arrival in the United States.

Issued by: **(b)(6), (b)(7)(C)**
Field Office Director
San Salvador, El Salvador
Telephone: **(b)(6), (b)(7)(C)**



(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)**
(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:

(b)(7)(E)

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:

(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)



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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)

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

(b)(6), (b)(7)(C); FLANAGAN, PATRICK S; (b)(6), (b)(7)(C)

Subject: Redlegation 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. (b)(7)(E)

(b)(7)(E)



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

UNCLASSIFIED

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) (ok)

C - (b)(6), (b)(7)(C) (ok)

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.

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

(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

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.

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

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.

DONALD J. TRUMP

THE WHITE HOUSE,
January 27, 2017.

#

SUMMARY OF NATIONALITY CODES

AF	Afghanistan
BI	Burundi
BT	Bhutan
CD	Democratic Republic of Congo
CF	Central African Republic
CI	Cote d'Ivoire
CM	Cameroon
CO	Colombia
ER	Eritrea
ET	Ethiopia
GN	Guinea
HN	Honduras
ID	India
JO	Jordan
LK	Sri Lanka
MM	Burma
NP	Nepal
PK	Pakistan
PS	Palestine
RW	Rwanda
SL	Sierra Leone
SS	South Sudan
SV	El Salvador
UA	Ukraine
UG	Uganda

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

m: HUTTON, JAMES R
nt: 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)**
 Guidance on Withdrawal - Court Compliance

DFO's

(b)(5)

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

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

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

Subject: Guidance on Withdrawal

(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)

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

From: HUTTON, JAMES R
Sent: Monday, January 30, 2017 9:57 AM
To:

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

Cc:
Subject: Refugee Arrivals
Attachments: Results of 30Jan-2 Feb Booking Spreadsheet Details_Master-2.xlsx

This is what I have.

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

Deputy Executive Director
Admissibility and Passenger Programs

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

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this report should be furnished to the media, either in written or verbal form. *This document, and any attachment(s) hereto, may contain confidential and/or sensitive U.S. Government information, and is not for release, review, retransmission, dissemination or use by anyone other than the intended recipient(s). Please notify the sender if this email has been misdirected and immediately destroy all originals and copies of the original. Any disclosure of this document must be approved by U.S. Customs and Border Protection.*

ARRIVALS - 30 JANUARY 2017

PF #	DOA PoE	Arr Time	Carrier	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E	FBI Response
EGH0034	01/30/17	13:10	LH		(b)(6), (b)(7)(C)						
				EG-109121		PA	ET	1			
				EG-111519		PA	ER	1			
GHH0012	01/30/17	16:34	DL								
				GH-126688		PA	CI	3			
						DA	CI				
						DA	CI				
IDH0014	01/30/17	19:25	CI								
				IN-100812		PA	AF	3			
						WI	AF				
						SO	AF				
IDH0023	01/30/17	20:25	CI								
				IN-500018		PA	AF	1			
KEH7067	01/30/17	13:30	UA								
				BY-120502		PA	CD	1			
				BY-120836		PA	CD	5			
					DA	CD					
					SO	CD					
					SO	CD					
					SO	CD					
				BY-120838	PA	CD	1				
				BY-121068	PA	CD	1				
				BY-121069	PA	CD	1				
				BY-121126	PA	CD	1				
				BY-121128	PA	CD	1				

(b)(7)(E)

ARRIVALS - 30 JANUARY 2017

				BY-121389
				BY-121785
KEH7328	01/30/17	12:45	EK	
				KE-700212
LBH0006	01/30/17	12:55	LH	
				LE-109719
				LE-109739
LBH0030	01/30/17	14:05	LH	
				LE-109838
NPH5016	01/30/17	06:40	CX	
				NP-118860
				NP-133839
				NP-134797
				NP-141787
				NP-147980

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

PA	CD	4
DA	CD	
DA	CD	
SO	CD	
PA	CD	1
PA	CD	1
PA	ER	1
PA	ET	1
PA	ER	1
PA	BT	1
PA	BT	5
DA	BT	
SO	BT	
DA	BT	
GD	BT	
PA	BT	3
WI	BT	
SO	BT	
PA	BT	1
PA	BT	4
WI	BT	
DA	BT	

(b)(7)(E)

ARRIVALS - 30 JANUARY 2017

				NP-148089
				NP-149233
				NP-149240
				NP-149241
NPH5017	01/30/17	15:45	QR	
				NP-114261
				NP-144466
				NP-149137
				NP-149184
				NP-149326
				NP-149453
				NP-149481
				NP-149490
				NP-149682
NPH5032	01/30/17	12:10	CX	

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

SO	BT	
PA	BT	1
PA	BT	4
SO	BT	
DA	BT	
SO	BT	
PA	BT	2
WI	BT	
PA	BT	2
WI	BT	
PA	BT	1
PA	BT	1
PA	BT	3
DA	BT	
DA	BT	
PA	BT	2
WI	NP	
PA	BT	2
WI	NP	
PA	BT	4
DA	BT	
DA	BT	
DA	BT	
PA	BT	1
PA	BT	1
PA	BT	1

(b)(7)(E)

ARRIVALS - 30 JANUARY 2017

				NP-147341
				NP-148878
				NP-149188
				NP-149206
				NP-149263
RWH0038	01/30/17	13:30	UA	
				RW-940650
RWH0039	01/30/17	13:30	UA	
				RW-123873
SVH0012	01/30/17	11:50	AV	
				ES-106157
				ES-108442
				ES-108539
				ES-109043
SVH0014	01/30/17	17:45	AA	
				ES-100862
				ES-107817
				ES-109245

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

PA	BT	2
WI	NP	
PA	BT	4
SO	BT	
SO	BT	
DA	BT	
PA	BT	3
WI	NP	
SO	BT	
PA	BT	1
PA	BT	2
SO	BT	
PA	CD	1
PA	CD	2
SO	CD	
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1

(b)(7)(E)

ARRIVALS - 30 JANUARY 2017

				ES-109439
				ES-109522
				ES-109859
				ES-200120
				ES-201141

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

PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	3
SO	SV	
SO	SV	
PA	SV	1

(b)(7)(E)

97 pax

ARRIVALS - 31 JANUARY 2017

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E	FBI Res	
ATH0545	01/31/17	16:50	UA	085	5		(b)(6), (b)(7)(C)							
						IS-100266			PA	ER		1		
						IS-100272			PA	ER		1		
						IS-100294			PA	ER		1		
						IS-100295			PA	ER		1		
						IS-100305			PA	ER		1		
						SubTotal								
ETH0074	01/31/17	13:25	QR	725	3									
						ET-138205			PA	ER		2		
									SO	ER				
						SubTotal								
ETH0075	01/31/17	19:15	ET	508	6									
						ET-127748			PA	ER		6		
									WI	ET				
									DA	ER				(b)(7)(E)
									SD	ET				
									SN	ET				
									SO	ER				
						SubTotal								
GHH0002	01/31/17	15:05	UA	951	19									
						CM-120508			PA	CF		1		
						CM-120518			PA	CF		2		
									DA	CF				
						CM-120526			PA	CF		1		
						CM-120538			PA	CF		1		
						CM-120544		PA	CF		1			
						CM-120545		PA	CF		1			
						CM-120546		PA	CF		1			
						CM-120547		PA	CF		2			

ARRIVALS - 31 JANUARY 2017

IDH0017	01/31/17	14:15	QR	701	1	
						IN-100335
						SubTota
IDH0019	01/31/17	14:15	QR	701	3	
						IN-100734
						SubTota
JOH5105	01/31/17	18:10	AF	010	1	
						MO-100147
						SubTota
KEH7013	01/31/17	16:00	LX	008	20	
						KE-565045
						SubTota
KEH7330	01/31/17	11:50	AA	087	1	
						KE-900263
						SubTota
MYH0014	01/31/17	13:15	QR	739	11	
						MY-204832
						MY-216612
NPH4011	01/31/17	08:10	EK	231	4	
						AF-964091
						SubTota

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

PA	PK	1
PA	MM	3
WI	MM	
DA	MM	
PA	CD	1
PA	SS	1
PA	ET	1
PA	MM	3
WI	MM	
SO	MM	
PA	MM	3
WI	MM	
SO	MM	
PA	AF	4
SO	AF	
DA	AF	
SO	AF	

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

NPH4015	01/31/17	07:55	QR	703	5	
						CE-100445
						CE-100490
						SubTotal
NPH4026	01/31/17	13:35	QR	725	2	
						CE-940126
						SubTotal
NPH5014	01/31/17	13:35	QR	725	3	
						NP-940143
						NP-940146
						NP-940147
						SubTotal
NPH5018	01/31/17	16:35	QR	777	27	
						NP-126109
						NP-137935
						NP-138604
						NP-143154
						NP-144883
						NP-144996
						NP-147948

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

PA	AF	1
PA	PK	4
HU	PK	
SO	PK	
SO	PK	
PA	LK	2
BR	LK	
PA	NP	1
PA	NP	1
PA	NP	1
PA	BT	2
DA	BT	
PA	BT	2
WI	BT	
PA	BT	1
PA	BT	3
WI	BT	
SO	BT	
PA	BT	2
WI	BT	
PA	BT	2
WI	BT	
PA	BT	4

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					NP-148077
					NP-148871
					NP-149064
					NP-149202
					NP-149380
					NP-149468
					SubTotal
NPH5019	01/31/17	14:55	EK	235	24
					NP-125172
					NP-147577
					NP-148981
					NP-149323

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

WI	NP	
DA	BT	
SO	BT	
PA	BT	4
WI	BT	
SO	BT	
SO	BT	
PA	BT	1
PA	BT	1
PA	BT	2
DA	BT	
PA	BT	2
SO	BT	
PA	BT	1
PA	BT	3
WI	NP	
SO	BT	
PA	BT	3
DA	BT	
SO	BT	
PA	BT	5
WI	BT	
DA	BT	
DA	BT	
DA	BT	
PA	BT	4
WI	NP	
SO	BT	

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

						NP-149338
						NP-149429
						NP-149467
						NP-149551
						SubTotal
RUH0051	01/31/17	13:29	DL	049	1	
						RS-116950
						SubTotal
RWH0037	01/31/17	13:35	QR	725	2	
						RW-940651
						RW-940657
						SubTotal
SVH0016	01/31/17	11:50	AV	310	3	
						ES-106710
						ES-108094
						ES-109942
						SubTotal
SVH0017	01/31/17	11:25	AV	368	5	
						ES-108853
						ES-109071
						ES-200315
						ES-200760
						ES-201185
						SubTotal

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

DA	BT	
PA	BT	2
SO	BT	
PA	BT	2
DA	BT	
PA	BT	2
SO	BT	
PA	BT	3
WI	NP	
SO	BT	
PA	GN	1
PA	CD	1
PA	CD	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

SVH0021	01/31/17	11:07	AV	522	1	
						ES-109837
						SubTota
UAH0010	01/31/17	13:45	PS	231	34	
						UP-113488
						UP-114894
						UP-115170
						UP-115549
						UP-115692
						UP-116058
						UP-116335
						UP-116803
						UP-116888

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

PA	SV	1
PA	UA	2
SO	UA	
PA	UA	5
HU	UA	
DA	UA	
SO	UA	
SO	UA	
PA	UA	5
WI	UA	
SO	UA	
DA	UA	
DA	UA	
PA	ER	3
WI	ER	
SO	ER	
PA	UA	5
HU	UA	
DA	UA	
SO	UA	
SO	UA	
PA	UA	2
WI	UA	
PA	UA	1
PA	UA	2
WI	UA	
PA	UA	2

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					SubTota	
UGH5045	01/31/17	13:35	QR	725	4	
						UG-940493
						UG-940498
					SubTota	
UGH5047	01/31/17	13:35	QR	725	1	
						UG-940457
						SubTota
ZAH3014	01/31/17	06:15	SA	209	22	
						MI-100085
						MI-100089
						MI-100110
						MI-100122
						MI-100123
						MI-120330
						MI-120438
						MI-120464
						MI-120735
						MI-120740

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

SO	CD	
DA	CD	
DA	CD	
PA	ER	1
PA	CD	1
PA	ET	2
PA	BI	1
PA	CD	4
SO	CD	
SO	CD	
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	3
HU	CD	
SO	CD	
PA	CD	3
DA	CD	
DA	CD	
PA	RW	1
PA	RW	5
WI	BI	

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					ZA-100097
					ZA-100118
					ZA-100119
					ZA-100122
					ZA-100123
					ZA-121294
					ZA-121311
					ZA-121312
					ZA-121324
					ZA-121325
					ZA-121349
					ZA-121381

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

SO	CD	
DA	CD	
SO	CD	
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	3
DA	CD	
DA	CD	
PA	CD	1

(b)(7)(E)

288 pax

ARRIVALS - 31 JANUARY 2017

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E	FBI Res	
ATH0545	01/31/17	16:50	UA	085	5		(b)(6), (b)(7)(C)							
						IS-100266			PA	ER	1			
						IS-100272			PA	ER	1			
						IS-100294			PA	ER	1			
						IS-100295			PA	ER	1			
						IS-100305			PA	ER	1			
						SubTotal								
ETH0074	01/31/17	13:25	QR	725	3									
						ET-138205			PA	ER	2			
									SO	ER				
						SubTotal								
ETH0075	01/31/17	19:15	ET	508	6									
						ET-127748			PA	ER	6			
									WI	ET				
									DA	ER				
									SD	ET				
									SN	ET				
									SO	ER				
						SubTotal								
GHH0002	01/31/17	15:05	UA	951	19									
						CM-120508		PA	CF	1				
						CM-120518		PA	CF	2				
								DA	CF					
						CM-120526		PA	CF	1				
						CM-120538		PA	CF	1				
						CM-120544		PA	CF	1				
						CM-120545		PA	CF	1				
						CM-120546		PA	CF	1				
						CM-120547		PA	CF	2				

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

IDH0017	01/31/17	14:15	QR	701	1	
						IN-100335
						SubTota
IDH0019	01/31/17	14:15	QR	701	3	
						IN-100734
						SubTota
JOH5105	01/31/17	18:10	AF	010	1	
						MO-100147
						SubTota
KEH7013	01/31/17	16:00	LX	008	20	
						KE-565045
						SubTota
KEH7330	01/31/17	11:50	AA	087	1	
						KE-900263
						SubTota
MYH0014	01/31/17	13:15	QR	739	11	
						MY-204832
						MY-216612
NPH4011	01/31/17	08:10	EK	231	4	
						AF-964091
						SubTota

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

PA	PK	1
PA	MM	3
WI	MM	
DA	MM	
PA	CD	1
PA	SS	1
PA	ET	1
PA	MM	3
WI	MM	
SO	MM	
PA	MM	3
WI	MM	
SO	MM	
PA	AF	4
SO	AF	
DA	AF	
SO	AF	

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

NPH4015	01/31/17	07:55	QR	703	5	
						CE-100445
						CE-100490
						SubTotal
NPH4026	01/31/17	13:35	QR	725	2	
						CE-940126
						SubTotal
NPH5014	01/31/17	13:35	QR	725	3	
						NP-940143
						NP-940146
						NP-940147
						SubTotal
NPH5018	01/31/17	16:35	QR	777	27	
						NP-126109
						NP-137935
						NP-138604
						NP-143154
						NP-144883
						NP-144996
						NP-147948

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

PA	AF	1
PA	PK	4
HU	PK	
SO	PK	
SO	PK	
PA	LK	2
BR	LK	
PA	NP	1
PA	NP	1
PA	NP	1
PA	BT	2
DA	BT	
PA	BT	2
WI	BT	
PA	BT	1
PA	BT	3
WI	BT	
SO	BT	
PA	BT	2
WI	BT	
PA	BT	2
WI	BT	
PA	BT	4

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					NP-148077
					NP-148871
					NP-149064
					NP-149202
					NP-149380
					NP-149468
					SubTotal
NPH5019	01/31/17	14:55	EK	235	24
					NP-125172
					NP-147577
					NP-148981
					NP-149323

WI	NP	
DA	BT	
SO	BT	
PA	BT	4
WI	BT	
SO	BT	
SO	BT	
PA	BT	1
PA	BT	1
PA	BT	2
DA	BT	
PA	BT	2
SO	BT	
PA	BT	1
PA	BT	3
WI	NP	
SO	BT	
PA	BT	3
DA	BT	
SO	BT	
PA	BT	5
WI	BT	
DA	BT	
DA	BT	
DA	BT	
PA	BT	4
WI	NP	
SO	BT	

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

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

						NP-149338
						NP-149429
						NP-149467
						NP-149551
						SubTotal
RUH0051	01/31/17	13:29	DL	049	1	
						RS-116950
						SubTotal
RWH0037	01/31/17	13:35	QR	725	2	
						RW-940651
						RW-940657
						SubTotal
SVH0016	01/31/17	11:50	AV	310	3	
						ES-106710
						ES-108094
						ES-109942
						SubTotal
SVH0017	01/31/17	11:25	AV	368	5	
						ES-108853
						ES-109071
						ES-200315
						ES-200760
						ES-201185
						SubTotal

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

DA	BT	
PA	BT	2
SO	BT	
PA	BT	2
DA	BT	
PA	BT	2
SO	BT	
PA	BT	3
WI	NP	
SO	BT	
PA	GN	1
PA	CD	1
PA	CD	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

SVH0021	01/31/17	11:07	AV	522	1	
						ES-109837
						SubTotal
UAH0010	01/31/17	13:45	PS	231	34	
						UP-113488
						UP-114894
						UP-115170
						UP-115549
						UP-115692
						UP-116058
						UP-116335
						UP-116803
						UP-116888

PA	SV		1
PA	UA		2
SO	UA		
PA	UA		5
HU	UA		
DA	UA		
SO	UA		
SO	UA		
PA	UA		5
WI	UA		
SO	UA		
DA	UA		
DA	UA		
PA	ER		3
WI	ER		
SO	ER		
PA	UA		5
HU	UA		
DA	UA		
SO	UA		
SO	UA		
PA	UA		2
WI	UA		
PA	UA		1
PA	UA		2
WI	UA		
PA	UA		2

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

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					SubTota	
UGH5045	01/31/17	13:35	QR	725	4	
						UG-940493
						UG-940498
					SubTota	
UGH5047	01/31/17	13:35	QR	725	1	
						UG-940457
					SubTota	
ZAH3014	01/31/17	06:15	SA	209	22	
						MI-100085
						MI-100089
						MI-100110
						MI-100122
						MI-100123
						MI-120330
						MI-120438
						MI-120464
						MI-120735
						MI-120740

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

SO	CD	
DA	CD	
DA	CD	
PA	ER	1
PA	CD	1
PA	ET	2
PA	BI	1
PA	CD	4
SO	CD	
SO	CD	
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	3
HU	CD	
SO	CD	
PA	CD	3
DA	CD	
DA	CD	
PA	RW	1
PA	RW	5
WI	BI	

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					MI-120755
				SubTota	
ZAH3024	01/31/17	06:40	SA	203	6
					MI-120429
					MI-120430
					MI-120461
				SubTota	
ZMH0004	01/31/17	14:55	EK	235	30
					ZA-100007
					ZA-100019
					ZA-100040
					ZA-100041
					ZA-100065
					ZA-100111
					ZA-100170

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

SD	BI	
SO	RW	
SO	RW	
PA	CD	1
PA	CD	4
HU	CD	
DA	CD	
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	3
WI	CD	
DA	CD	
PA	CD	1
PA	CD	1
PA	CD	1
PA	BI	1
PA	CD	1
PA	CD	9
DA	CD	
DA	CD	
DA	CD	
SO	CD	
SO	CD	
DA	CD	
DA	CD	

(b)(7)(E)

ARRIVALS - 31 JANUARY 2017

					ZA-100097
					ZA-100118
					ZA-100119
					ZA-100122
					ZA-100123
					ZA-121294
					ZA-121311
					ZA-121312
					ZA-121324
					ZA-121325
					ZA-121349
					ZA-121381

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

SO	CD	
DA	CD	
SO	CD	
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	3
DA	CD	
DA	CD	
PA	CD	1

(b)(7)(E)

288 pax

ARRIVALS - 1 FEBRUARY 2017

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E	FBI Res
EGH0039	02/01/17	13:10	LH	430	33		(b)(6), (b)(7)(C)						
						EG-108981		PA	ET		1		
						EG-110467		PA	ER		1		
						EG-112227		PA	ER		1		
EGH4022	02/01/17	13:10	LH	430	2								
						AG-100071		PA	CI		2		
								WI	CM				
						SubTotal							
ETH0009	02/01/17	09:00	ET	504	26								
						ET-136215		PA	ER		4		
								WI	ER				
								SO	ER				
								SO	ER				
						ET-138705		PA	ER		6		
								WI	ER				
								SO	ER				
								SO	ER				
								SO	ER				
						ET-138706		PA	ER		3		
								DA	ER				
								DA	ER				
						ET-138848		PA	ER		1		
						ET-139430		PA	ER		2		
								SO	ER				
						ET-139500		PA	ER		1		
						ET-943586		PA	ER		1		
						SubTotal							

(b)(7)(E)

ARRIVALS - 1 FEBRUARY 2017

						NP-146046
						NP-149111
						NP-149196
						NP-149329
						NP-149412
						NP-149434
						NP-149470
						NP-149480
						NP-149680
						SubTotal
PKH1515	02/01/17	18:50	TK	005	8	
						PK-103518

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

DA	BT	
SO	BT	
PA	BT	1
PA	BT	2
SO	BT	
PA	BT	3
DA	BT	
SO	BT	
PA	BT	5
WI	NP	
DA	BT	
SO	BT	
SO	BT	
PA	BT	3
WI	BT	
DA	BT	
PA	BT	2
SO	BT	
PA	BT	2
DA	BT	
PA	BT	1
PA	BT	3
DA	BT	
DA	BT	
PA	AF	7
WI	AF	
SO	AF	
DA	AF	

(b)(7)(E)

ARRIVALS - 1 FEBRUARY 2017

						PK-103531
					SubTotal	
SVH0018	02/01/17	17:45	AA	1520	11	
						ES-108493
						ES-200372
						ES-200513
						ES-200576
						ES-200663
					SubTotal	
TRH0019	02/01/17	11:50	TK	003	38	
						TU-404655
TZH0393	02/01/17	07:55	QR	703	34	
						TZ-125755
						TZ-125915

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

DA	AF	
DA	AF	
SO	AF	
PA	AF	1
PA	SV	1
PA	SV	2
DA	SV	
PA	SV	1
PA	SV	2
DA	SV	
PA	SV	5
SO	SV	
DA	SV	
SO	SV	
SO	SV	
PA	AF	5
WI	AF	
SO	AF	
SO	AF	
DA	AF	
PA	CD	1
PA	CD	5
DA	CD	
DA	CD	

(b)(7)(E)

ARRIVALS - 1 FEBRUARY 2017

					TZ-126197	
					TZ-126204	
					TZ-126769	
					TZ-126788	
					TZ-940425	

SO	CD	
SO	CD	
PA	CD	8
WI	CD	
DA	CD	
SO	CD	
SO	CD	
DA	CD	
DA	CD	
SO	CD	
PA	CD	8
WI	CD	
SO	CD	
DA	CD	
SO	CD	
DA	CD	
DA	CD	
SO	CD	
PA	CD	1
PA	CD	6
DA	CD	
SO	CD	
SO	CD	
SO	CD	
SO	CD	
PA	CD	5
WI	CD	
SO	CD	
DA	CD	
DA	CD	

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

(b)(7)(E)

ARRIVALS - 1 FEBRUARY 2017

					SubTota	
UAH0032	02/01/17	14:45	PS	231	17	
						UP-116123
						UP-116124
						UP-116225
						UP-116315
						UP-116423
						UP-117153
						UP-117214
					SubTota	
UAH0036	02/01/17	12:55	LH	456	6	
						UP-900952
					SubTota	
UGH5026	02/01/17	19:05	TK	007	21	
						UG-756072

PA	UA	2
WI	UA	
PA	UA	3
WI	UA	
DA	UA	
PA	UA	1
PA	UA	5
HU	UA	
DA	UA	
SO	UA	
DA	UA	
PA	UA	1
PA	UA	4
HU	UA	
DA	UA	
SO	UA	
PA	UA	1
PA	UA	6
HU	UA	
DA	UA	
DA	UA	
DA	UA	
DA	UA	
PA	CD	5

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

(b)(7)(E)

2-Feb-17

PF #	DOA PoE	Arr Time	Carrier	Flt	Total Pax	Case	Individual Name	Birthdate	Relation	Nationality	Size	Po E	FBI Res	
ECH0004	02/02/17	12:11	AA	932	9		(b)(6), (b)(7)(C)							
						EC-102491		PA	CO	1				
						EC-102492		PA	CO	1				
						EC-102515		PA	CO	3				
								DA	CO					
								DA	CO					
						EC-102524		PA	CO	2				
								DA	CO					
						EC-102563		PA	CO	2				
								DA	CO					
						SubTotal								
ETH0010	02/02/17	16:20	LH	402	40									
						ET-136987		PA	ER	1				
						ET-136988		PA	ER	1				
						ET-137018		PA	ER	2				(b)(7)(E)
								DA	ER					
						ET-137989		PA	ER	2				
								DA	ER					
						ET-138038		PA	ER	5				
								WI	ER					
							DA	ER						
							SO	ER						
							SO	ER						
						ET-138316	PA	ER	1					
						ET-138491	PA	ER	1					
						ET-138497	PA	ER	1					
						ET-138646	PA	ER	1					
						ET-138651	PA	ER	1					
						ET-138739	PA	ER	1					

2-Feb-17

						ET-138878
						ET-138883
						ET-138919
						ET-139373
						ET-139858
						ET-140183
						SubTotal
ETH0011	02/02/17	14:00	QR	725	30	
						ET-133478
						ET-134046
						ET-137602
						ET-139206
						SubTotal
ETH0012	02/02/17	15:45	QR	713	26	
						ET-943913
						ET-943976
						ET-944014

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

PA	ER	1
PA	ER	1
PA	ER	1
PA	ER	1
PA	ER	4
DA	ER	
SO	ER	
SO	ER	
PA	ER	1
PA	ER	8
WI	ER	
DA	ER	
GS	ER	
GD	ER	
SO	ER	
DA	ER	
SO	ER	
PA	ER	2
DA	ER	
PA	ER	1
PA	ER	1
PA	ET	2
DA	ET	
PA	ET	1
PA	ER	4
DA	ER	

(b)(7)(E)

2-Feb-17

							ET-944015
							ET-944046
							ET-944109
							ET-944129
							SubTotal
JOH5112	02/02/17	16:30	RJ	261	1		JO-136434
							SubTotal
KEH7014	02/02/17	12:16	DL	0047	31		
							KE-562841
							KE-564929
							KE-566344
							KE-567377
							KE-567635
							KE-568152
							KE-568171
							KE-568677
							SubTotal
MYH0004	02/02/17	14:15	QR	701	3		
							MY-219846

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

DA	ER	
PA	ER	4
DA	ER	
DA	ER	
DA	ER	
PA	ET	3
DA	ET	
PA	ET	4
DA	ET	
DA	ET	
PA	ER	3
SO	ER	
DA	ER	
PA	JO	1
PA	ET	1
PA	CD	2
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	CD	1
PA	UG	1
PA	MM	3

(b)(7)(E)

2-Feb-17

					SubTotal
NPH5021	02/02/17	12:25	CX	806	27
					NP-148145
					NP-149147
					NP-149148
					NP-149183
					NP-149192
					NP-149213
					NP-149247
					NP-149255
					NP-149299
					NP-149300
					NP-149424
					NP-149554

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

HU	MM	
SO	MM	
PA	BT	2
WI	IN	
PA	BT	1
PA	BT	1
PA	BT	4
WI	NP	
DA	BT	
DA	BT	
PA	BT	1
PA	BT	2
WI	BT	
PA	BT	2
WI	BT	
PA	BT	1
PA	BT	1
PA	BT	3
WI	BT	
SO	BT	
PA	BT	3
SO	BT	
DA	BT	
PA	BT	6
WI	NP	
DA	BT	
SO	BT	
DA	BT	

(b)(7)(E)

2-Feb-17

						PK-103195
						PK-103519
						PK-103520
						PK-103521
						PK-103522
					SubTotal	
PKH1517	02/02/17	15:45	QR	713	8	
						PK-103463
						PK-103526
					SubTotal	
SVH0020	02/02/17	17:45	AA	1520	13	
						ES-100148
						ES-100496
						ES-100497
						ES-106886

SO	AF		
SO	AF		
SO	AF		
DA	AF		
PA	AF	3	
WI	AF		
DA	AF		
PA	AF	1	
PA	AF	1	
PA	AF	2	
SO	AF		
PA	AF	1	
PA	AF	3	
WI	AF		
DA	AF		
PA	AF	5	
WI	AF		
SO	AF		
SO	AF		
SO	AF		
PA	SV	3	
SO	SV		
SO	SV		
PA	SV	1	
PA	SV	1	
PA	SV	1	

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

(b)(7)(E)

2-Feb-17

					ES-108795
					ES-109256
					ES-109980
					ES-200726
					ES-201501
					ES-201502
					SubTotal
THH0012	02/02/17	21:00	CX	890	20
					TH-144887
					TH-148945
					TH-149292
					TH-151054
					TH-152626
					TH-157064
					TH-157318
					TH-157708
					TH-158551
					SubTotal

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

PA	SV	2
DA	SV	
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	SV	1
PA	MM	1
PA	MM	1
PA	MM	1
PA	MM	3
WI	MM	
DA	MM	
PA	MM	1
PA	MM	1
PA	MM	4
SO	MM	
DA	MM	
SO	MM	
PA	MM	6
WI	MM	
DA	MM	
SO	MM	
SO	MM	
DA	MM	
PA	MM	2
DA	MM	

(b)(7)(E)

2-Feb-17

THH0017	02/02/17	12:40	CI	006	7	
						TH-157747
						SubTota
THH0129	02/02/17	12:40	CI	006	4	
						TH-157906
						SubTota
THH0170	02/02/17	08:30	KE	037	1	
						BM-940992
						SubTota
TRH0151	02/02/17	12:55	LH	456	5	
						TU-402044
						TU-402045
						TU-409280
						SubTota
UAH0011	02/02/17	13:45	PS	231	40	
						UP-114875
						UP-116112
						UP-116458

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

PA	MM	7
WI	MM	
SO	MM	
DA	MM	
SO	MM	
SO	MM	
SO	MM	
PA	MM	4
WI	MM	
DA	MM	
DA	MM	
PA	MM	1
PA	AF	3
BR	AF	
BR	AF	
PA	AF	1
PA	AF	1
PA	UA	1
PA	UA	1
PA	UA	2
HU	UA	

(b)(7)(E)

2-Feb-17

					UG-940731
					UG-940736
					UG-940765
					UG-940899
					UG-940913
					SubTotal
UGH5039	02/02/17	11:45	KL	601	10
					UG-756622
					UG-757853
					UG-758092
					SubTotal
UGH5043	02/02/17	08:15	EK	203	22
					UG-753641

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

DA	CD	
DA	CD	
PA	CD	6
WI	CD	
SO	CD	
SO	CD	
SO	CD	
PA	CD	2
SO	CD	
PA	CD	1
PA	CD	1
PA	CD	2
DA	CD	
PA	CD	1
PA	CD	8
SO	CD	
SO	CD	
SO	CD	
SO	CD	
DA	CD	
DA	CD	
DA	CD	
PA	CD	1
PA	CD	4
HU	RW	
DA	RW	

(b)(7)(E)

2-Feb-17

						UG-755831
						UG-756715
						UG-758332
						UG-940563
						UG-940797
						SubTotal

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

SO	RW	
PA	CD	7
WI	CD	
DA	CD	
DA	CD	
DA	CD	
DA	CD	
DA	CD	
SO	CD	
PA	CD	2
HU	CD	
PA	CD	7
WI	CD	
SO	CD	
DA	CD	
SO	CD	
SO	CD	
DA	CD	
PA	CD	1
PA	CD	1

(b)(7)(E)

309 pax

Executive Order Tracking - Cumulative Totals

Field Office: ALL

Date: 1/27/2017 -1/31/2017

Report Time: 5:00 AM

Cumulative										
Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waivers	Number of Non-Immigrants granted waivers	Number Immigrants not granted waivers
Iran	69	10	688	1	54	0	(b)(6), (b)(7)(C)	3	19	0
Iraq	65	9	353	0	64	0		0	3	0
Libya	1	3	7	0	0	0		0	1	0
Somalia	0	5	24	0	2	0		0	0	0
Sudan	14	8	69	0	18	0		0	4	0
Syria	32	16	100	0	35	0		0	4	1
Yemen	12	15	33	0	13	0		0	8	0
Total	193	66	1274	1	186	0		3	39	1

Executive Order Tracking - Reporting Period Totals

2100-0500 January 31, 2017

Country	Number of Non-Immigrant Encounters	Number of Immigrant Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waivers	Number of Non-Immigrants granted waivers	Number Immigrants not granted waivers
Iran	6	0	30	0	4	0	(b)(6), (b)(7)(C)	0	2	0
Iraq	0	0	42	0	0	0		0	0	0
Libya	0	0	1	0	0	0		0	0	0
Somalia	0	0	2	0	0	0		0	0	0
Sudan	0	0	5	0	0	0		0	0	0
Syria	2	1	7	0	2	0		0	0	0
Yemen	0	0	1	0	0	0		0	0	0
Total	8	1	88	0	6	0		0	2	0

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 1:49 PM
To: (b)(6), (b)(7)(C)
Subject: RE: ACTION: EO Guidance - Returning Refugees

Thx
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: (b)(6), (b)(7)(C)
Sent: Saturday, January 28, 2017 5:51:43 PM
To: (b)(6), (b)(7)(C) LAX-WATCH COMMANDER; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Subject: ACTION: EO Guidance - Returning Refugees

ALCON:

Please see below and ensure that when we encounter a returning refugee, we make immediate telephonic notification to the APD followed by bullets as outlined below. Please copy SC (b)(6), (b)(7)(C) the PD and me on the bullets.

After review, the PD will forward to ADBS (b)(6), (b)(7)(C) with a cc to the DFO. The Field Office will submit to HQ.

Thanks,

(b)(6), (b)(7)(C)
(A) Assistant Port Director
Passenger Operations
U.S. Customs & Border Protection
Los Angeles International Airport
(b)(6), (b)(7)(C) office
(b)(6), (b)(7)(C) cell

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 9:06 AM
To: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)
Subject: FW: Guidance: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Note. Time sensitive.

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: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 5:03:26 PM
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) MURDOCK, JUDSON W; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) OFO-FIELD LIAISON
Subject: Guidance: Reporting Guidance for Actions Taken Related to Executive Order: Protecting the Nation from Foreign Terrorist Entry Into the United States

Greetings Directors,

Due to the President of the United States Executive Order, if your field office detains a returning refugee, the Field Liaison Division will need bullets for each encounter as soon as possible. This information is time sensitive and will be forwarded to C1, C2, EAC, DEAC, XD Ops, DXD Ops, XD (b)(6), (b)(7)(C) XD Hoffman and DXD Hutton.

Thank you in advance.

Respectfully,

(b)(6), (b)(7)(C)
Program Manager, Field Liaison Division
Office of Field Operations
U.S. Customs & Border Protection

(b)(6), (b)(7)(C)
Washington, DC 20229
(b)(6), (b)(7)(C) Office
(b)(6), (b)(7)(C) Mobile
(b)(6), (b)(7)(C) Fax

(b)(6), (b)(7)(C)
"A team is greater than the sum of its parts"
Preparation+Attitude+Opportunity+Action=Luck



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)>; EXECUTIVE DIRECTORS HQ

<(b)(7)(E)>; BORDER SECURITY ASST DIRECTORS

TRADE OPERATIONS ASST DIRECTORS

>; MISSION SUPPORT ASST DIRECTORS

(b)(7)(E)

Cc: (b)(6), (b)(7)(C) >; OFO-FIELD LIAISON <(b)(7)(E)

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

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)
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)(7)(E) (b)(7)(E); 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: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 8:29 AM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FW: ACTION: DUE 0930 Hours (EST) 01292017: Specifics needed on anyone held at the ports
Attachments: FO EO Individuals Being Held.xlsx

As discussed.

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: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 11:12:12 AM
To: DIRECTORS FIELD OPS; BORDER SECURITY ASST DIRECTORS; EXECUTIVE DIRECTORS HQ; MISSION SUPPORT ASST DIRECTORS; TRADE OPERATIONS ASST DIRECTORS
Cc: OFO-FIELD LIAISON; (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: ACTION: DUE 0930 Hours (EST) 01292017: Specifics needed on anyone held at the ports

Good morning Directors,

We have been tasked with obtaining the names, status, disposition, and departure flight time information for those being held for the 212(f) Executive Order.

Example:

FO/Location:	Name:	Status	Disposition	Departure flight/time
JFK	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	(b)(7)(E)	TBD
JFK	(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	(b)(7)(E)	TBD

This is due to the EAC by 1000 hours (EST) this morning.

Can you have your staff provide this information to OFO Field Liaison by 0930 hours for consolidation.

I've attached a spreadsheet to ease the process.

If you have any questions, please don't hesitate to contact me.

Thank you,

(b)(6), (b)(7)(C)
 Branch Chief

U.S. Customs and Border Protection
Office of Field Operations
Field Liaison Division

Unclas
HSDN
NOC: (b)(6), (b)(7)(C)
JWICS

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public, the media, or other personnel who do not have a valid “need-to-know” without prior approval of an authorized DHS official. State and local Homeland security officials may share this document with authorized security personnel without further approval from DHS.

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:57:40 PM
To: (b)(6), (b)(7)(C) HOFFMAN, TODD A; HUTTON, JAMES R; OFO-FIELD LIAISON
Subject: Specifics needed on anyone held at the ports

XD Ops, XD APP, Field Liaison,

First thing in the morning, we will need each Field Office to provide a list of names of any individuals being held for the 212(f) executive order. Here is the format JFK provided, will need each Field Office to provide a similar listing by 1000.

Thank you.

Name:	Status	Disposition	Departure flight/time
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	(b)(7)(E)	TBD
(b)(6), (b)(7)(C)	(b)(6), (b)(7)(C)	(b)(7)(E)	TBD

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

Field Office/Location Name Status Disposition Departure Flight/Time

Message

From: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Sent: 1/30/2017 1:29:05 AM
To: (b)(6), (b)(7)(C)
CC: (b)(6), (b)(7)(C)
Subject: RE: VERIFY Executive Order Tracking numbers

Please ensure next report (1800) os accurate. Thanks
 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: (b)(6), (b)(7)(C)
Sent: Monday, January 30, 2017 1:21:41 AM
To: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: RE: VERIFY Executive Order Tracking numbers

Resent a corrected report (see attached) and confirmed with FL that we're good.

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

(A) Assistant Port Director

Los Angeles International Airport (LAX)

U.S. Customs & Border Protection

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

From: MARTEL, CARLOS C

Sent: Sunday, January 29, 2017 3:20 PM

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

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

Subject: FW: VERIFY Executive Order Tracking numbers

Please verify and respond direct.

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: (b)(6), (b)(7)(C) on behalf of OFO-FIELD LIAISON

Sent: Sunday, January 29, 2017 11:14:25 PM

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

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

Subject: VERIFY Executive Order Tracking numbers

Directors please have a member of your staff verify the highlighted numbers. NLT 1820 hours.

Executive Order Tracking - Cumulative Totals

Field Office:
LOS

Date: 1/28/2017

Report Time: 1800

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waivers	Number of Non-Immigrants granted waivers	Number of Immigrants not granted waivers	Number of Immigrants granted waivers	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran	6	2	71	1	2	0	0	0	0	0	0	0	71
Iraq	3	0	4	0	1	0	0	0	0	0	0	0	4
Libya	0	0	0	0	0	0	0	0	0	0	0	0	0
Somalia	0	0	0	0	0	0	0	0	0	0	0	0	0
Sudan	1	0	2	0	0	0	0	0	0	0	0	0	2
Syria	2	1	6	0	0	0	0	0	0	0	0	0	6
Yemen	7	0	0	0	0	0	0	0	0	0	0	0	0

Executive Order Tracking -

Reporting Period Totals

Country	Number of Non-Immigrant Encounters	Number of Immigrant Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waivers	Number of Non-Immigrants granted waivers	Number of Immigrants not granted waivers	Number of Immigrants granted waivers	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran	4	0	22	1	0	0	0	0	0	0	0	0	22
Iraq	1	1	0	0	0	0	0	0	0	0	0	0	0
Libya	0	0	0	0	0	0	0	0	0	0	0	0	0
Somalia	0	0	0	0	0	0	0	0	0	0	0	0	0
Sudan	1	0	0	0	0	0	0	0	0	0	0	0	0
Syria	2	1	1	0	0	0	0	0	0	0	0	0	1
Yemen	3	0	0	0	0	0	0	0	0	0	0	0	0

Respectfully,

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

Program Manager

U.S. Customs and Border Protection

Office of Field Operations

Field Liaison Division

1300 Pennsylvania Ave. NW, (b)(6), (b)(7)(C)

Washington, DC 20229

Desk:

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

Cell:

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



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public, the media, or other personnel who do not have a valid “need-to-know” without prior approval of an authorized DHS official. State and local Homeland security officials may share this document with authorized security personnel without further approval from DHS.

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 4:16 PM
To: HOFFMAN, TODD A
Cc: (b)(6), (b)(7)(C)
Subject: Pending Waiver Approvals
Attachments: FW: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C) FW: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C) FW: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C) FW: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) Exemption for (b)(6), (b)(7)(C) FW: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) Exemption for (b)(6), (b)(7)(C) FW: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) EXEMPTION for (b)(6), (b)(7)(C) and three (3) children; FW: FOR REVIEW: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) FW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

Todd, Attached are the approvals that are pending.

CCM

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 3:37 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (b)(6), (b)(7)(C)
WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON: Resubmitting for review and consideration.

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 12:26 PM
To: (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) LAX-
WATCH-CMDR (b)(7)(E)
Subject: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON:

OFO recommends that you (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: Sunday, January 29, 2017 1:42 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (b)(6), (b)(7)(C)
 WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON: For your consideration.

Carlos C. Martel
 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: Sunday, January 29, 2017 10:29 AM
To: (b)(6), (b)(7)(C)
Cc: LAX-WATCH-CMDR (b)(7)(E) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON:

OFO recommends that you (b)(7)(E)

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

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

Thank you,

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

Chief CBP Officer
Admissibility Review Unit
Los Angeles International Airport -- LAX

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 1:41 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (b)(6), (b)(7)(C)
 WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON: For your consideration.

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: Sunday, January 29, 2017 10:28 AM
To: MARTEL, CARLOS C <(b)(6), (b)(7)(C)>
Cc: LAX-WATCH-CMDR (b)(7)(E) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: FOR REVIEW: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON,

OFO recommends that you (b)(7)(E)

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

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

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

Chief, Passenger Operations
U.S. Customs & Border Protection
Los Angeles International Airport

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

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 1:00 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (AC OFO);
 WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) Exemption for (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

ALCON: For review and consideration.

Carlos C. Martel
 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: Sunday, January 29, 2017 9:53 AM
To: (b)(6), (b)(7)(C)
Cc: MARTEL, CARLOS C (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C) LAX-WATCH-CMDR <(b)(6), (b)(7)(C)>
 (b)(7)(E) (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
 CRISTINA (b)(6), (b)(7)(C)
Subject: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON:
 OFO recommends that you (b)(7)(E)

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

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

Subjects spouse and children:

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

(b)(6), (b)(7)(C)
Chief, Passenger Operations
U.S. Customs & Border Protection
Los Angeles International Airport

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

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 12:55 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (AC OFO);
WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) Exemption for (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)

ALCON: For review and consideration.

Carlos C. Martel
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: Sunday, January 29, 2017 9:50 AM
To: MARTEL, CARLOS C (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) Exemption for (b)(6), (b)(7)(C)

ALCON,

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)

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

Chief, Passenger Operations
U.S. Customs & Border Protection
Los Angeles International Airport

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

office
cell

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 12:52 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (AC OFO);
 WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) EXEMPTION for (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)

ALCON: For your review and approval.

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 9:49 AM
To: MARTEL, CARLOS C (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C)
Subject: FOR REVIEW WITH NEW LANGUAGE: EO 212(f) EXEMPTION for (b)(6), (b)(7)(C)

ALCON,

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)

Subject's children:

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

Thank you,

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

Chief CBP Officer
Admissibility Review Unit
Los Angeles International Airport -- LAX

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

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 2:08 PM
To: (b)(6), (b)(7)(C) Owen, Todd C (AC OFO);
 WAGNER, JOHN P; MURDOCK, JUDSON W; HOFFMAN, TODD A; (b)(6), (b)(7)(C)
 HUTTON, JAMES R; OFO-FIELD LIAISON; ENFORCEMENT PROGRAMS DIVISION;
 MARTEL, CARLOS C
Cc: (b)(6), (b)(7)(C)
Subject: FW: FOR REVIEW: (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Importance: High

ALLCON

For your consideration.

(b)(6), (b)(7)(C)
 Assistant Director Border Security
 Los Angeles Field Office

From: (b)(6), (b)(7)(C)
Sent: Sunday, January 29, 2017 1:53:19 PM
To: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Cc: (b)(6), (b)(7)(C) (b)(6), (b)(7)(C)
Subject: FOR REVIEW: (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C)

ALCON,

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)

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 9:00 AM
To: (b)(6), (b)(7)(C)
(OCC); Owen, Todd C (AC OFO); WAGNER, JOHN P; MURDOCK, JUDSON W;
HOFFMAN, TODD A; (b)(6), (b)(7)(C); HUTTON, JAMES R; OFO-FIELD LIAISON
Cc: (b)(6), (b)(7)(C)
Subject: FW: EO 212(f) Exemption for (b)(6), (b)(7)(C)
Importance: High

ALCON: Please see below.

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: Sunday, January 29, 2017 4:59 AM
To: (b)(6), (b)(7)(C)
Cc: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) LAX-WATCH
COMMANDER (b)(7)(E); (b)(6), (b)(7)(C)

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

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

ALCON, (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)

Thank you,

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

Chief, Passenger Operations
Los Angeles International Airport
U.S. Customs and Border Protection

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

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 11:46 AM
To: (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

10-4
 Carlos C. Martel
 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: Saturday, January 28, 2017 4:43:28 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: 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)
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)(7)(E) (b)(7)(E) 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: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 11:22 PM
To: (b)(6), (b)(7)(C)
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.
Attachments: JAN 28 2017 1800 - Executive Order Reporting Attachment V2.xlsx

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

From: MARTEL, CARLOS C
Sent: Saturday, January 28, 2017 8:13 PM
To: Owen, Todd C (AC OFO) (b)(6), (b)(7)(C)
Cc: MILLER, TROY A (b)(6), (b)(7)(C)
Subject: RE: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

EAC, We had 16 LPRs at 1800. I think the numbers were transposed. No refugees. Attached is what we submitted. Just confirmed with LAX.

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

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 7:59 PM
To: MARTEL, CARLOS C (b)(6), (b)(7)(C)
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

Pls advise on the status of your refugees. See C1 note below.

Thanks.

Todd C. Owen
 Executive Assistant Commissioner
 Office of Field Operations

U.S. Customs & Border Protection

From: MCALEENAN, KEVIN K
Sent: Saturday, January 28, 2017 10:58 PM
To: 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)
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

Looks like a big group of refugees in LAFO. Can you please advise status? I am prepared to consider waivers as we await the redelegation.

From: Owen, Todd C (AC OFO)
Sent: Saturday, January 28, 2017 10:51 PM
To: MCALEENAN, KEVIN K; (b)(6), (b)(7)(C); ALLES, RANDOLPH D
 (b)(6), (b)(7)(C); FLANAGAN, PATRICK S <(b)(6), (b)(7)(C)>
Subject: FW: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

2200 report.

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

From: (b)(6), (b)(7)(C) On Behalf Of OFO-FIELD LIAISON
Sent: Saturday, January 28, 2017 10:34 PM
To: Owen, Todd C (AC OFO); (b)(6), (b)(7)(C); WAGNER, JOHN P
 (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
 MURDOCK, JUDSON W; (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)
 (b)(6), (b)(7)(C); (b)(6), (b)(7)(C)
 OFO-FIELD LIAISON; (b)(6), (b)(7)(C)
Subject: Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

**U.S. Customs and Border Protection
 Office of Field Operations
 Bullets for the Executive Assistant Commissioner
 January 28, 2017**

Washington, DC: Executive Order Report - Protecting the Nation from Foreign Terrorist Entry Into the U.S.

1500 - 2100 January 28, 2017

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdraws Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim
Iran	20	70	16	8	1	(b)(7)(E)
Iraq	32	73	0	29	0	
Libya	0	0	0	0	0	
Somalia	0	2	0	0	0	
Sudan	8	3	2	7	0	
Syria	7	12	1	5	0	
Yemen	8	2	0	2	4	
Totals	75	162	19	51	5	

Cumulative

Country	Number of Non-Immigrant Encounters	Number Immigrant/LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim
Iran	53	104	16	46	1	(b)(7)(E)
Iraq	48	115	0	55	0	
Libya	0	0	0	0	0	
Somalia	3	5	0	4	0	
Sudan	13	12	2	19	0	
Syria	18	23	1	23	0	
Yemen	9	19	0	13	4	
Totals	144	278	19	160	5	

NTC-Passenger:

Cumulative						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total since 27 Jan 2000 Hrs
Iran	81	47	0	0	0	128
Iraq	12	22	0	0	0	34
Libya	5	0	0	0	0	5
Somalia	0	1	0	0	0	1
Sudan	19	10	0	0	0	29
Syria	20	10	0	0	0	30
Yemen	12	22	0	0	0	34
Total	149	112	0	0	0	261

1500-2100 28 Jan 2017						
Country	NIV denied boarding or no show	IV denied boarding or no show	TSDB NIV/IV denied boarding or no show	Refugee denied boarding or no show	TSDB LPR denied boarding or no show	Total for Period
Iran	30	12	0	0	0	42
Iraq	3	6	0	0	0	9
Libya	1	0	0	0	0	1
Somalia	0	1	0	0	0	1
Sudan	6	2	0	0	0	8
Syria	5	1	0	0	0	6
Yemen	2	13	0	0	0	15
Total	47	35	0	0	0	82

Submitted by: (b)(6), (b)(7)(C) / Field Liaison Division

Date / Time: January 28, 2017 / 2200 hours

Executive Order Tracking - Cumulative Totals

Field Office: LOS

Date: 1/28/2017

Report Time: 1800

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran	2	2	16	0	3 (1 Pending)	0	(b)(6), (b)(7)(C)	0	13
Iraq	1	0	0	0	1	0		0	1
Libya	0	0	0	0	0	0		0	0
Somalia	0	0	0	0	0	0		0	0
Sudan	0	0	2	0	0	0		0	2
Syria	0	0	1	0	0	0		0	1
Yemen	4	0	0	0	0 (4 Pending)	0		0	0

Executive Order Tracking - Reporting Period Totals

Country	Number of Non-Immigrant Encounters	Number of Immigrant Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran	1	1	16	0	1 Pending	0	0	0	13
Iraq	0	0	0	0	0	0	0	0	1
Libya	0	0	0	0	0	0	0	0	0
Somalia	0	0	0	0	0	0	0	0	0
Sudan	0	0	2	0	0	0	0	0	2
Syria	0	0	1	0	0	0	0	0	1
Yemen	4	0	0	0	4 Pending	0	0	0	0

From: MARTEL, CARLOS C
Sent: Sunday, January 29, 2017 9:31 PM
To: (b)(6), (b)(7)(C)
Subject: RE: Action: Corrections Needed for Executive Order Reports

Got it.
 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: Monday, January 30, 2017 2:15:02 AM
To: PERRY, CHRISTOPHER M; MARTEL, CARLOS C; PEREZ, ROBERT E; HOWE, RANDY J; (b)(6), (b)(7)(C) WHITE, ROBERT E; MURDOCK, JUDSON W
Cc: (b)(6), (b)(7)(C)
 (b)(6), (b)(7)(C)
Subject: Action: Corrections Needed for Executive Order Reports

Good Evening Directors,

The Executive Order Crisis Action Team (EO CAT) has requested OPS' assistance in obtaining corrections pertaining to the submitted reports from your Field Office. Due to the tight timeframes for the EO CAT, the data revisions are complicating the EO CAT's ability to consolidate data timely for senior leadership reporting. It is crucial that the data submitted in your reports are precise. If not corrected today, all future reports will be erroneous.

Information on the areas where corrections are required for your Field Office is below.

- Chicago
 - Data for Iran and Syria
- Detroit
 - Data for Syria
- Los Angeles
 - Data for Iran Iraq, Sudan, Syria and Yemen
- Houston
 - Data for Iran Iraq, Sudan, and Syria
- New York
 - Data for Iran Iraq, Sudan, Syria and Yemen
- Preclearance
 - Data for Iran and Iraq

On behalf of the EO CAT, Operations is requesting that your team(s) audit and where needed, correct their spreadsheets to avoid the continuance of bad data reports. **Corrections should be made prior to the next 0500 reporting period.**

If you, or your staff has specific questions pertaining to the reports, **please contact the EO CAT** via email using the **(b)(7)(E)** email or via telephone at **(b)(7)(E)**

(b)(7)(E)

Thank you,

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

Acting Deputy Executive Director, Operations
Office of Field Operations

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

Message

From: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Sent: 1/30/2017 4:55:17 AM
To: (b)(6), (b)(7)(C)
Subject: FW: Encounter number question.
Attachments: Copy of 1800 Hours LAX EO Report (003).xlsx
Importance: High

Please call me
 Carlos C. Martel
 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: Monday, January 30, 2017 4:53:30 AM
To: MARTEL, CARLOS C; (b)(6), (b)(7)(C)
Cc: ENFORCEMENT PROGRAMS DIVISION; (b)(6), (b)(7)(C)
Subject: Encounter number question.

Sir,

On the LAX report, in the Iran data, you've listed 3 Nonimmigrant encounters and 11 LPR encounters for a total of 14. In the action area, you've listed 3 Non-immigrant waivers, and 11 LPR waivers, however there is also 1 withdrawal listed.

Can you please confirm the application status of the withdrawal?

Executive Order Tracking - Cumulative Totals

Field Office:
LOS

Date: 1/29/2017

Report Time: 1800

Country	Number of Non-Immigrant Visa Encounters	Number of Immigrant Visa Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waivers	Number of Non-Immigrants granted waivers	Number of Immigrants not granted waivers	Number of Immigrants granted waivers	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran	6	2	138	1	2	0	(b)(6), (b)(7)(C)	0	6	0	2	0	138
Iraq	3	0	11	0	1	0		0	3	0	0	0	11
Libya	0	0	0	0	0	0		0	0	0	0	0	0
Somalia	0	0	0	0	0	0		0	0	0	0	0	0
Sudan	1	0	5	0	0	0		0	1	0	0	0	5
Syria	2	1	12	0	0	0		0	2	0	1	0	12
Yemen	7	0	0	0	0	0		0	7	0	0	0	0

Executive Order Tracking - Reporting Period Totals

Country	Number of Non-Immigrant Encounters	Number of Immigrant Encounters	Number of LPR Encounters	Number of Refugees Encounters	Number of Withdrawals Granted	Number of Expedited Removals	Number of Expedited Removals with Fear Claim	Number of Non-Immigrants not granted waivers	Number of Non-Immigrants granted waivers	Number of Immigrants not granted waivers	Number of Immigrants granted waivers	Number of LPRs not granted waivers	Number of LPR Waivers Granted by DFO
Iran	0	0	7	0	0	0	(b)(6), (b)(7)(C)	0	0	0	0	0	7
Iraq	0	0	3	0	0	0		0	0	0	0	0	3
Libya	0	0	0	0	0	0		0	0	0	0	0	0
Somalia	0	0	0	0	0	0		0	0	0	0	0	0
Sudan	0	0	2	0	0	0		0	0	0	0	0	2
Syria	0	0	1	0	0	0		0	0	0	0	0	1
Yemen	0	0	0	0	0	0		0	0	0	0	0	0

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

Branch Chief

U.S. Customs and Border Protection

Office of Field Operations

Field Liaison Division

Desk:

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

Fax:



Warning: This document is UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public, the media, or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. State and local Homeland security officials may share this document with authorized security personnel without further approval from DHS.